



**Commission of
Correction**

**Final Report of the
New York State Commission of Correction:**

In the Matter of the Death of

**Andrew Moore (DIN 14A5562),
an incarcerated individual of the
Fishkill Correctional Facility**

December 20, 2023

**To: Honorable Daniel F. Martuscello, III
Commissioner
NYS Department of Corrections
And Community Supervision
The Harriman State Campus
1220 Washington Avenue
Albany, New York 12226**

Allen Riley
Chairman

Yolanda Canty
Commissioner

GREETINGS:

WHEREAS, the Medical Review Board has reported to the NYS Commission of Correction pursuant to Correction Law, section 47(1)(d), regarding the death of Andrew Moore who died on April 15, 2021, while an incarcerated individual in the custody of the NYS Department of Corrections and Community Supervision at the Fishkill Correctional Facility, the Commission has determined that the following final report be issued.

FINDINGS:

1. Andrew Moore was a 36-year-old male who died on 4/15/21 due to Acute Fentanyl Intoxication while in the custody of the New York State Department of Corrections and Community Supervision (NYS DOCCS) at the Fishkill Correctional Facility (CF). The security and medical responses were appropriate.
2. [REDACTED]
[REDACTED]
[REDACTED] On 1/10/14, Moore entered into an "agreement" with his mother to commit suicide. Moore placed his arms around his mother's neck and applied pressure, causing her death. Moore then took several items of jewelry, two televisions, and two computers from the home before leaving in his mother's vehicle. Moore took money from her bank account, sold the televisions and computers, and bought heroin. Moore was convicted of Manslaughter 2nd Degree in September 2014 and was sentenced to five to 15 years.
3. [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
4. In December 2014, Moore was received at Downstate CF and in January 2015, transferred to Greene CF. In December 2015, Moore transferred to Midstate CF. In May 2017, Moore had a suicide attempt by hanging from the cell bars with a cloth. [REDACTED]
[REDACTED]
[REDACTED]
5. In October 2017, Moore transferred to Fishkill CF.
6. [REDACTED]
[REDACTED]
7. [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]

8.

[REDACTED]

9.

[REDACTED]

10.

[REDACTED]

11.

[REDACTED]

12.

[REDACTED]

13.

[REDACTED]

14.

[REDACTED]

15. [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

16. [REDACTED]
[REDACTED]
[REDACTED]

17. [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

18. [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

19. [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

20. [REDACTED]
[REDACTED]
[REDACTED]

21. [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

22. [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

23. [REDACTED]
[REDACTED]

24. [REDACTED]
[REDACTED]
[REDACTED]

25. [REDACTED]

[REDACTED]

26. [REDACTED]

27. [REDACTED]

28. On 4/15/21 at 5:50 a.m., Moore was seen walking to the bathroom and then returned to his cube. Moore was seen alive by CO J.M. at 6:00 a.m. At approximately 6:18 a.m., CO D.B. was completing the facility count and noted that Moore was making a gurgling noise with foam coming from his mouth. Moore was breathing but was not responding. A medical emergency was called. CO B.V., CO R.M., and CO T.G. placed Moore on his side. Registered Nurse (RN) [REDACTED] was notified and Sergeant R.L. responded. [REDACTED]

29. Moore's cell was searched. One rolled paper with brown leafy substance was located under the mattress.

ACTIONS REQUIRED:

This case be closed as an accidental overdose.

WITNESS, HONORABLE ALLEN RILEY, Chairman, NYS Commission of Correction, Alfred E. Smith State Office Building, 80 South Swan Street, 12th Floor, in the City of Albany, New York 12210 on this 20^h day of December, 2023.



Allen Riley
Chairman
Commission of Correction

AR:DC:vc
2021-M-0050
December 20, 2023

cc: Dr. Carol Moores, Deputy Commissioner Chief Medical Officer
James Donahue, Associate Commissioner of Mental Health
Superintendent Edward Burnett, Fishkill CF