



**Commission of
Correction**

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

**In the Matter of the Special Investigation into the Care and Treatment
Provided to**

**Eric Baker,
an incarcerated individual of the
Westchester Department of Correction**

September 25, 2024

**To: Commissioner Joseph Spano
Westchester Department of Correction
PO Box 389
Valhalla, New York 10595**

Allen Riley
Chairman

Yolanda Canty
Commissioner

Elizabeth Gaynes
Commissioner

GREETINGS:

WHEREAS, the Medical Review Board has reported to the NYS Commission of Correction pursuant to Correction Law, section 47(1)(e), regarding the care and treatment provided to Eric Baker, which occurred while an incarcerated individual in the custody of the Westchester County Department of Correction at the Westchester County Jail, the Commission has determined that the following final report be issued.

FINDINGS:

1. Eric Baker was a 40-year-old male who died on 11/2/22 from Complications of Blunt Force Trauma of the Head due to an assault from another incarcerated individual on 8/31/21. Baker had been incarcerated at the Westchester County Department of Corrections (WCDOC) at the time of the assault and was released from custody while hospitalized. Baker was struck by another incarcerated individual and suffered a severe head injury. The other individual was convicted of Assault 2nd Degree and is awaiting sentencing.
2. [REDACTED] In 2020, Baker was arrested by the United State Marshalls and charged with Dangerous Drugs-Conspiracy. From 2017 through February 2020, Baker and his codefendants had allegedly conspired to distribute 500 grams or more of Methamphetamine.
3. [REDACTED]
4. Baker was received at the Westchester County Department of Corrections on 6/8/20 under the United States Marshall Services' custody. Baker had been previously incarcerated at WCDOC from 2/18/20 until 3/24/20. Baker was released from custody on bail and had been living with his parents [REDACTED]. [REDACTED]
5. [REDACTED]
6. [REDACTED]

7.

[REDACTED]

8.

[REDACTED]

9.

[REDACTED]

10.

[REDACTED]

11.

[REDACTED]

12.

[REDACTED]

13.

[REDACTED]

14.

[REDACTED]

15.

[REDACTED]

16.

[REDACTED]

- 17. [REDACTED]
- 18. [REDACTED]
- 19. [REDACTED]
- 20. [REDACTED]
- 21. [REDACTED]
- 22. [REDACTED]
- 23. [REDACTED]
- 24. [REDACTED]
- 25. [REDACTED]
- 26. [REDACTED]
- 27. [REDACTED]

28. [REDACTED]

29. [REDACTED]

30. [REDACTED]

31. [REDACTED]

32. [REDACTED]

33. [REDACTED]

34. [REDACTED]

35. [REDACTED]

36. [REDACTED]

37. [REDACTED]

38. [REDACTED]

39. [REDACTED]

- [REDACTED]
- 40. [REDACTED]
- 41. [REDACTED]
- 42. [REDACTED]
- 43. [REDACTED]
- 44. [REDACTED]
- 45. [REDACTED]
- 46. [REDACTED]
- 47. [REDACTED]
- 48. [REDACTED]
- 49. [REDACTED]
- 50. [REDACTED]
- 51. [REDACTED]
- 52. [REDACTED]
- 53. [REDACTED]

54. [REDACTED]

55. [REDACTED]

56. [REDACTED]

57. [REDACTED]

58. [REDACTED]

59. [REDACTED]

60. [REDACTED]

61. [REDACTED]

62. [REDACTED]

63. [REDACTED]

64. [REDACTED]

65. [REDACTED]

66. [REDACTED]

67. [REDACTED]

68. [REDACTED]

69. [REDACTED]

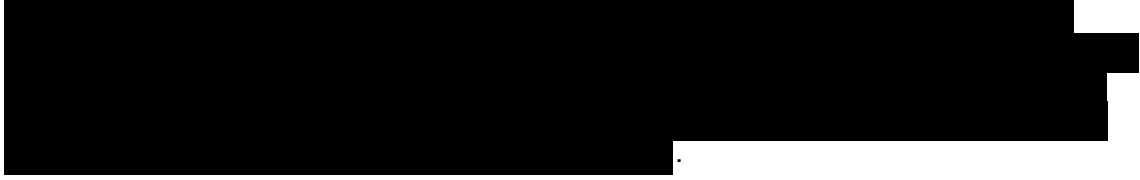
70. [REDACTED]

71. [REDACTED]

72. On 8/31/21 at 7:55 p.m., the correction officer heard a thud and saw Baker lying on the floor of the F2 housing unit. A code 3 medical response was activated. [REDACTED]

73. A review of the recorded camera footage was completed at the time of the incident and revealed that Incarcerated Individual (II) K. was on the phone. Baker approached II K. in what appeared to be an aggressive manner and the two exchanged words. Baker walked away and hit II K. with his shoulder. II K. then turned and punched Baker in the face. Baker then fell to the floor and hit his head.

74. [REDACTED]



75. In July 2023, II K. was convicted of Assault 2nd Degree and his sentence is pending.

ACTIONS REQUIRED:

That this case be closed as a homicide.

WITNESS, HONORABLE YOLANDA CANTY, Commissioner, 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 25th day of September 2024.

Yolanda Canty
Commissioner
Commission of Correction

YC:DC:vc
2021-S-0006
September 25, 2024