



**Commission of
Correction**

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

In the Matter of the Death of

**Angel Linares AKA Abraham Vargas Lares,
an incarcerated individual of the
New York City Police Department 72nd Precinct**

December 18, 2024

**To: Commissioner Jessica Tisch
NYC Police Department
1 Police Plaza
New York, New York 10038**

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)(d), regarding the death of Angel Linares, who died on September 22, 2022, as a result of circumstances which occurred while an incarcerated individual in the custody of the New York City Police Department, the Commission has determined that the following final report be issued.

FINDINGS:

1. Angel Linares was a 29-year-old male who died on 9/22/22 due to a multiple drug intoxication including Fentanyl, Acetyfentanyl, P-Fluorofentanyl, Heroin, Diazepam and alcohol while in the custody of the New York City Police Department (NYPD) at the 72nd Precinct. Linares was discovered unconscious and unresponsive in a holding cell. The Medical Review Board has found that there was a failure by NYPD Officers and Supervisors to document watch tours in compliance with minimum standards.
2. Linares was born in Guatemala. Linares was never married and it is unknown if he had any children. Linares was survived by his mother and father. Linares resided in a homeless shelter in Brooklyn.
3. [REDACTED]
4. [REDACTED]
In the instant offense, Linares was arrested for Robbery after being identified by the victim, these charges were abated by his death.
5. On 9/22/22 at 6:08 p.m., Linares was arrested for Robbery. At 6:15 p.m., Linares arrived at the 72nd Precinct. Linares self-ambulated into the Precinct and was searched by Police Officer (PO) N.O. with negative results. At 6:20 p.m., Linares was escorted into the Precinct cell area by PO N.O. and PO R.L. and searched again including the removal of his socks and sneakers with negative results observed. A review of recorded video from the precinct revealed that when Linares removed his right sock, a white object flew from the sock and remained on the floor. Linares then threw his sock in the direction of the officers and unsuccessfully attempted to pick up the object. PO N.O. kicked Linares' sock back to him and he picked up the sock and the white object, unbeknownst to the Officers. Linares was then placed into an empty cell by PO N.O. where he remained and did not appear in duress.
6. On 9/22/22 at 6:37 p.m., as per a review of the CCTV video footage by Commission staff, Linares was observed removing his left shoe and sock as well as the white object.

Linares then placed his left sock back on with the white object no longer visible.

7. On 9/22/22 at 6:38 p.m., Linares began acting irate by kicking his cell door and yelling. This prompted Sergeant A.S. to activate EMS. At approximately 6:48 p.m., Fire Department of New York EMS arrived. [REDACTED] At 6:54, PO J.T. and Detective M.P. removed Linares from his cell in order to take pictures for Linares' arrest processing. After approximately one minute, Linares was returned to his cell and the door was locked.
8. On 9/22/22 at 6:58 p.m., as per a review of the CCTV footage by Commission staff, Linares was observed proceeding to the corner of the cell. Linares removed an object from his right pants pocket and placed it in his mouth. Linares then returned to the other side of the cell where he sat on the floor. At 7:11 p.m., Linares again placed the object in his mouth and appeared to be attempting to open it with his teeth. At 7:12 p.m., Linares placed the object in his mouth and then appeared to snort the contents of the object. Linares then proceeded to lay across the cell bench.
9. On 9/22/22 at 7:20 p.m., PO J.T. reentered the cell area and attempted to wake Linares up by shaking his shoulder, however, Linares did not respond. PO J.T. had previously provided Linares food, therefore, he departed from the cell area to purchase a can of soda for Linares to have with his food. PO J.T. returned with the soda, attempted to wake Linares up and again was unsuccessful. PO J.T. left the cell area.
10. On 9/22/22 at 7:35 p.m., PO J.T. returned to Linares' cell where he sat Linares upright. PO J.T. realized that Linares was suffering a medical episode and activated EMS.
11. At 7:36 p.m., Sergeant A.S. entered Linares' cell with PO J.T. and laid Linares on the floor. PO J.T. proceeded to his locker and retrieved Naloxone while Sergeant A.S. began Cardiopulmonary resuscitation (CPR). PO J.T. administered one dose of Naloxone without the desired effect. While CPR continued, PO J.T. retrieved the Automated External Defibrillator (AED) from the officer's desk. At 7:42 p.m., the AED was applied and administered a total of two shocks to Linares.
12. At 7:45 p.m., NYU EMS arrived and assumed care of Linares. [REDACTED]
13. [REDACTED]
14. A review of the cell records and the recorded video of the cell area revealed that NYPD police officers and supervisors failed to complete and/or document the completion of supervisory watch tours and were not in compartment with the requirements of 9 NYCRR §7504.1(a). Linares' condition was not noted in the Prisoner Pen Roster nor appeared to be verified in accordance with the requirements of 9 NYCRR §7504.1(d)(3)

which states:

d) A suitable record of supervisory visits shall be maintained in ink and in a legible manner and shall include but shall not necessarily be limited to the following information:

(3) condition of prisoner(s), e.g., awake, sleeping, etc.;

ACTIONS REQUIRED:

TO THE COMMISSIONER OF THE NEW YORK CITY POLICE DEPARTMENT:

The Commissioner shall conduct a review of the officers assigned to the supervise the holding cell at the 72nd Precinct to assure compliance with 9 NYCRR §7504.1(d)(3). Officers should be subject to administrative action if found to be in violation of department directives per the NYPD Patrol Guide.

A report of the findings and any corrective actions taken shall be provided to the Medical Review Board upon completion.

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 18th day of December 2024.



Yolanda Canty
Commissioner
Commission of Correction

YC:MB:vc
2022-M-0108
December 18, 2024

cc: Deputy Chief Rohan Griffith
Deputy Inspector Paul Muggeo,
Force Investigation Division
Captain Joseph Muir, Criminal Justice Bureau