



**Commission of  
Correction**

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

**In the Matter of the Death of**

**Gregory Diaz (15A0619),  
an incarcerated individual of the  
Green Haven Correctional Facility**

**June 25, 2025**

**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*

**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 Gregory Diaz, who died on March 4, 2022, while an incarcerated individual in the custody of the NYS Department of Corrections and Community Supervision at the Green Haven Correctional Facility, the Commission has determined that the following final report be issued.

FINDINGS:

1. Gregory Diaz was a 43-year-old male who died on 3/4/22 from Acute Fentanyl and MDMA-4EN-PINACA Intoxication while in the custody of the New York State Department of Corrections and Community Supervision (NYS DOCCS) at the Green Haven Correctional Facility (CF).

2. [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED] In November 2013, in the Bronx, the victim was seated in the left rear seat of a vehicle, and a codefendant was seated in the front passenger seat. Diaz exited the vehicle and pushed his body against the outside of the rear driver's side door to prevent the victim from exiting the vehicle. The co-defendant struck the victim in the face with a firearm, causing a laceration. Diaz pulled the victim out of the vehicle and held him while the co-defendant removed the victim's car keys and cell phone from the victim's pocket. The co-defendant pointed the gun at a separate individual and the firearm was discharged. In December 2014, Diaz was convicted of Robbery 2<sup>nd</sup> Degree and Criminal Possession of a Weapon 2<sup>nd</sup> Degree and was sentenced to 15 years in state prison.

3. [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

4. On 2/13/15, Diaz was received in NYS DOCCS at Downstate CF. In March 2015, Diaz was transferred to Sing Sing CF. In April 2016, Diaz was transferred to Five Points CF. On 8/30/21, Diaz transferred back to Sing Sing CF. On indraft, Diaz reported that his mother and sister had died five to six months prior. As a result of this information Diaz had a routine mental health referral made.

5. [REDACTED]  
[REDACTED]  
[REDACTED]

6. On 11/27/21, Diaz was transferred to Green Haven CF. [REDACTED]  
[REDACTED]

[REDACTED]

7. [REDACTED]

8. On 2/27/22 at 11:25 a.m., a medical response was called for Diaz. Diaz was found lying unresponsive in front of his cell. [REDACTED]

9. [REDACTED]

10. Diaz was housed on G block in general population. Diaz's last disciplinary infraction was 11/10/21 for alcohol/intoxicant use and distribution. Diaz was not enrolled in a substance use program at the time of the terminal event.

11. On 3/4/22 at 7:25 am., Corrections Officer (CO) Q. was completing a supervisory tour when he noted Diaz was unresponsive on the floor of his cell and a medical response was activated. [REDACTED]

[REDACTED] At 7:40 a.m., [REDACTED] EMS was activated. [REDACTED]

12. [REDACTED]

ACTIONS REQUIRED:

This case be closed as an overdose.

WITNESS, HONORABLE YOLANDA CANTY, Commissioner, NYS Commission of Correction, Alfred E. Smith State Office Building, 80 South Swan Street, 12<sup>th</sup> Floor, in the City of Albany, New York 12210 on this 25<sup>th</sup> day of June 2025.



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Yolanda Canty  
Commissioner  
Commission of Correction

YC:DC:vc  
2022-M-0029  
June 25, 2025

cc: Dr. Carol Moores, Deputy Commissioner Chief Medical Officer  
James Donahue, Associate Commissioner of Mental Health  
Superintendent Mark Miller, Green Haven CF