



**Commission of
Correction**

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

In the Matter of the Death of

**Manish Kunwar,
an incarcerated individual of the
Eric M. Taylor Center**

September 24, 2025

**To: Commissioner Lynelle Maginley-Liddie
NYC Department of Correction
75-20 Astoria Blvd., Suite 100
East Elmhurst, NY 11370**

Allen Riley
Chairman

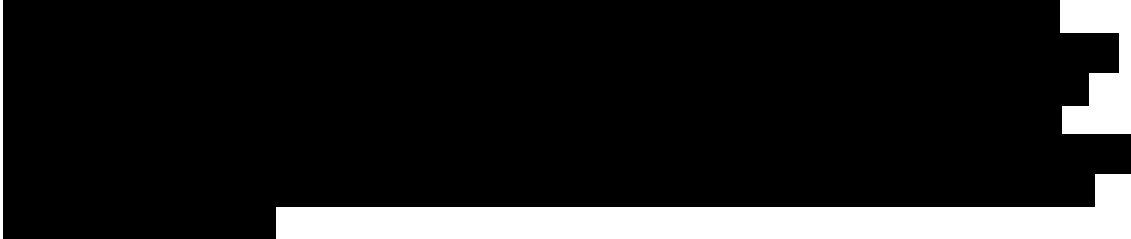
Yolanda Canty
Commissioner

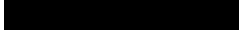

Elizabeth Gaynes
Commissioner

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 Manish Kunwar, who died on October 5, 2023, as result of circumstances which occurred while an incarcerated individual in the custody of the New York City Department of Correction, the Commission has determined that the following final report be issued.

FINDINGS:

1. Manish Kunwar was a 27-year-old male who died on 10/5/23 from a multi-drug intoxication while in the custody of the New York City Department of Correction (NYC DOC) at the Eric M. Taylor Center (EMTC). The Medical Review Board has found that the correction officer assigned to the housing area failed to do proper supervisory tours in accordance with NYS Minimum Standards and NYC DOC Directives.
2. On 6/20/22, Kunwar was arraigned on Robbery 1st Degree, Robbery 3rd Degree, and Menacing 2nd Degree charges which were abated by his death. In November 2022, Kunwar was arraigned on charges of Grand Larceny 4th Degree and Petit Larceny which were abated by his death. On 9/27/23, Kunwar was arrested for Bail Jumping 1st Degree and this charge was abated by his death.
3. 
4. On 9/27/23, Kunwar's securing order noted that medical attention was needed and along with a psychiatric evaluation. Kunwar's classification screening noted that Kunwar appeared okay. Kunwar admitted to using crack cocaine. A review of Kunwar's documentation by Commission staff revealed that the Arraignment and Classification Risk Screening Form was not completed by the receiving staff or the receiving supervisor. This is a violation of 9 NYCRR §7013.7(a) which states:
Each inmate upon admission to a facility shall undergo an initial screening and risk assessment which shall consist of a screening interview, visual assessment and review of commitment documents. Such screening and risk assessment shall occur immediately upon an inmate's admission.

This is also a violation of 9 NYCRR §7013.7(b)(11) which states:
A screening instrument(s) shall be utilized to elicit and record information on each inmate relating to the following: any other relevant information concerning the safety or welfare of the inmate.
5. Kunwar's Suicide Prevention Screen noted that Kunwar reported , . Kunwar was referred to both medical and mental health. A mental health referral was completed by Corrections Officer (CO) L.

6.

[REDACTED]

7.

[REDACTED]

8.

On 9/28/23 at 11:47 p.m., Kunwar was not produced by DOC staff for his [REDACTED] and DOC operations was notified by CHS staff.

9.

[REDACTED]

10.

On 9/30/23 at 3:51 p.m., Kunwar was not produced by DOC staff for his [REDACTED]

11. [REDACTED]

12. [REDACTED]

13. [REDACTED] At 5:10 p.m., Kunwar was not produced by DOC staff for his [REDACTED] and the DOC area captain was notified.

14. On 10/2/23, Kunwar was not produced by DOC staff for his [REDACTED] due being at court. At 9:07 p.m., Kunwar was not produced by DOC staff for his [REDACTED] due to being at court.

15. [REDACTED]

16. On 10/4/23 at 7:40 p.m., per the A post logbook, Kunwar went to the main clinic [REDACTED]

17. On 10/5/23 at 5:42 a.m., while giving out breakfast trays to incarcerated individuals going to court, CO R.S. approached Kunwar's cell and told him that he had a tray. Kunwar did not respond. CO S.M. was notified and CO R.S. called for a medical response. CO S.M. then entered the cell. Kunwar was unresponsive and had no pulse. Cardiopulmonary Resuscitation (CPR) was initiated and medical staff responded. [REDACTED]

18. A review by Commission staff of the 3 Main B logbook from 10/4/23 and 10/5/23 revealed:

At 11:30 p.m., CO S.M. assumed the post and conducted a count with 20 breathing bodies.

At 12:00 a.m., CO S.M. documented conducting a tour.

At 12:06 a.m., the captain documented conducting a tour.

At 12:30 a.m. and 1:00 a.m., CO S.M. documented conducting a tour.

At 1:10 a.m., two new incarcerated individuals arrived with a new count of 22.

From 1:30 a.m. through 3:30 a.m., CO S.M. documented conducting tours every 30 minutes.

At 3:50 a.m., the captain documented conducting a tour.

At 4:00 a.m. and 4:30 a.m., CO S. documented conducting a tour.

At 4:40 a.m., an incarcerated individual was sent to intake with a new count of 21.

At 5:00 a.m., the food cart arrived on the unit.

There were no further entries made until 6:40 a.m. when CO L. assumed the post and noted a count of 16.

19. A review of the 10/4/23 and 10/5/23 recorded Gentech video by Commission staff revealed:

On 10/4/23 at 11:41 p.m., an Assistant Deputy Warden (ADW) made supervisory rounds and looked in the cells.

On 10/4/23 at 11:57 p.m., CO S.M. made a tour but did not look into any cells.

On 10/5/23 at 12:09 a.m., CO S.M. and a captain conducted a tour.

At 12:30 a.m., the count was taken.

At 12:27 a.m. and 12:56 a.m., CO T.G. conducted a tour.

At 1:30 a.m., a new incarcerated individual arrived but the officer did not conduct a tour.

At 2:07 a.m., 2:27 a.m., 2:53 a.m., 3:46 a.m., 4:00 a.m., 4:34 a.m., and 5:03 a.m., CO S.M. conducted a tour but did not look in the cells.

At 5:09 a.m., CO S.M. brought two breakfast trays to cells.

At 5:23 a.m., CO S.M. retrieved an incarcerated individual for court.

At 5:31 a.m., Captain D. and CO S.M. went to one of the cells to talk to an individual.

At 5:41 a.m., CO S.M. knocked on Kunwar's cell with his breakfast tray.

The lack of completed proper supervisory tours and failure of the officers to look into the cells on the housing area does not comport with the definition of general supervision in 9 NYCRR §7003.2(b) which states:

General supervision shall mean the availability to prisoners of facility staff responsible for the care and custody of such prisoners which shall include supervisory visits conducted at 30-minute intervals.

and is a violation of 9 NYCRR §7003.3(c) which states:

At a minimum, general supervision shall be maintained in all facility housing areas when all prisoners are secured in their individual housing units.

20. Per the NYC DOC Closing Report, Captain K.D. and CO S.M. were suspended for 30 days for ineffective job performance regarding the supervision of the housing area.

ACTIONS REQUIRED:TO THE COMMISSIONER OF THE NEW YORK CITY DEPARTMENT OF CORRECTION:

1. The Commissioner shall conduct an investigation into the staff who failed to properly complete the Classification of Kunwar in compartment with 9 NYCRR §7013.7(a) and 9 NYCRR §7013.7(b)(11). Administrative action should be taken if staff are found to be in violation of department directives.
2. The Commissioner shall assure that all staff are in compliance and follow the requirements of 9 NYCRR §7003.3(c).

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

In a response dated 8/13/25 to the Commission's preliminary report, NYC DOC indicated that the requested investigations and reviews were completed. Each facility issued a memorandum entitled, "Arrestment and Classification Risk Screening Form-ARC 239" dated between July 12, 2024, and October 15, 2024, regarding completion of the form. Each facility also issued memorandums entitled "Types of Supervision" between February 22, 2024, and February 27, 2024, regarding active supervision and general supervision. These memorandums were read at 21 consecutive roll calls and facility commanders were directed to assure strict compliance with the memorandums. The Commission will verify compliance with the minimum standard issues at a later scheduled facility evaluation.

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 24th day of September 2025.



Yolanda Canty
Commissioner
Commission of Correction

YC:DC:vc
2023-M-0107
September 24, 2025

cc: Deputy Commissioner of Legal Matters/General Counsel
Deputy Commissioner of Security Operations
Deputy Commissioner of Health Affairs
Director of Compliance
Patricia Yang, DrPH, Senior Vice President
Correctional Health Services

Chief Medical Officer
Correctional Health Services
Executive Director
NYC Board of Correction