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|  <p style="text-align: center;">DEPARTMENT OF HOMELAND SECURITY Customs and Border Protection</p> <p style="text-align: center;">REPORT OF INVESTIGATION</p> | | 1. CASE NUMBER (b) (7)(E) |
| | | PREPARED BY (b)(6), (b)(7)(C) |
| | | 2. REPORT NUMBER (b) (7)(E) |
| 3. TITLE (b)(6), (b)(7)(C) | | |
| 4. FINAL RESOLUTION | | |
| 5. STATUS (b)(6), (b)(7)(C) | 6. TYPE OF REPORT (b)(6), (b)(7)(C) | 7. RELATED CASES (b) (7)(E) |
| 8. TOPIC (b)(6), (b)(7)(C) tased combative A. Hernandez-Rojas, who later became unconscious and died | | |
| <p>9. SYNOPSIS</p> <p>On May 28, 2010, at approximately 1730 hours, (b) (7)(E) Border Patrol Station (b) (7)(E) agents apprehended Anastacio Hernandez-Rojas (b) (7)(E) (b) (7)(E) agents subsequently took Mr. Hernandez to the (b) (7)(E) border to conduct an immediate "voluntary return" (VR) to Mexico for humanitarian reasons. Mr. Hernandez progressively became more non-compliant and combative during his attempted release. US Customs and Border Protection (CBP) (b)(6), (b)(7)(C) tased Mr. Hernandez. He stopped breathing and later died at the hospital.</p> <p>The San Diego Police Department (SDPD), the San Diego Department of Homeland Security (DHS) Office of the Inspector General (OIG), the San Diego Office of the Federal Bureau of Investigations (FBI), and the Department of Justice (DOJ) Washington DC, investigated the case and no criminal charges were filed. DOJ Civil Rights closed their case on November 6, 2015.</p> | | |
| (b)(6), (b)(7)(C) | | 11. COMPLETION DATE 17-NOV-2015 |
| (b)(6), (b)(7)(C) | | 14. ORIGIN OFFICE CBP-IA SAC SAN DIEGO |
| (b)(6), (b)(7)(C) | | 13. APPROVED DATE 2015 |
| (b)(6), (b)(7)(C) | | 15. TELEPHONE NUMBER (b)(6), (b)(7)(C) |
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DEPARTMENT OF HOMELAND SECURITY



REPORT OF INVESTIGATION
CONTINUATION

1. CASE NUMBER

(b) (7)(E)

PREPARED BY

(b)(6), (b)(7)(C)

2. REPORT NUMBER

(b) (7)(E)

10. NARRATIVE

(b) (6), (b) (7)(C), (b) (7)(E)

(b) (6), (b) (7)(C), (b) (7)(E)

(b) (6), (b) (7)(C), (b) (7)(E)

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

(b) (6), (b) (7)(C), (b) (7)(E)

DEPARTMENT OF HOMELAND SECURITY



REPORT OF INVESTIGATION
CONTINUATION

1. CASE NUMBER

(b) (7)(E)

PREPARED BY

(b)(6), (b)(7)(C)

2. REPORT NUMBER

(b) (7)(E)

10. NARRATIVE

(b)(6), (b)(7)(C)

(b) (6), (b) (7)(C), (b) (7)(E)

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

DEPARTMENT OF HOMELAND SECURITY



REPORT OF INVESTIGATION
CONTINUATION

1. CASE NUMBER

(b) (7)(E)

PREPARED BY

(b)(6), (b)(7)(C)

2. REPORT NUMBER

(b) (7)(E)

10. NARRATIVE

(b)(6), (b)(7)(C)


(Agent Note: The Use of Force policy changed in 2014, precluding the use of the Taser when the subject is handcuffed. In addition, the policy says a subject should not receive more than 3 cycles from an ECD.)

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

(b)(6), (b)(7)(C)

This case is now closed.

| | |
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| <p style="text-align: center;">DEPARTMENT OF HOMELAND SECURITY</p>  <p style="text-align: center;">REPORT OF INVESTIGATION Exhibit List</p> | <p>1. CASE NUMBER (b) (7)(E)</p> <p>PREPARED BY (b)(6), (b)(7)(C)</p> <p>2. REPORT NUMBER (b) (7)(E)</p> |
| <p>None</p> | |