

Memorandum



JC-AZ-001-001



To : Assistant Attorney General  
CIVIL RIGHTS DIVISION

Date 4/25/94  
Attn: Special Litigation Section

From :  
Director, FBI

Subject: CONDITIONS OF INCARCERATION, GILA  
COUNTY JAIL, GLOBE, ARIZONA;  
JOSE LUIS ORTIZ - ET AL - VICTIMS;  
NICOLAS ESCALANTE, CONSUL OF MEXICO - COMPLAINANT;  
CIVIL RIGHTS  
OO: PHOENIX

Field Office File Number 214-PX - 51740

DOJ File Number \_\_\_\_\_ - \_\_\_\_\_ - \_\_\_\_\_

Reference:

Enclosed is one copy of: Phoenix LHM dated 3/22/94.

[ ] Also enclosed is an Internal Affairs Report

[x] A. This is the initial communication in this matter:

Type matter (Initial communication only)

- [ ] Brutality - Law Enforcement
- [ ] Brutality - Nonlaw Enforcement
- [x] No Brutality - Law Enforcement
- [ ] No Brutality - Nonlaw Enforcement
- [ ] Racial Violence
- [ ] ISS Matter
- [ ] Death Case

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[ ] B. FBI Status-Pending

[x] C. FBI Status-Closed

[ ] D. This covers the receipt of a complaint and no further action will be taken by the Federal Bureau of Investigation unless specifically requested by the Department of Justice.

[ ] E. Due to the nature of this matter, it should receive your expeditious attention. Please contact the Civil Rights Unit, FBIHQ, Attn:

168-8-24

NOTE:

Enc [1]

**NEW**  
SEND TO FILES  
PROMPTLY AFTER  
ACTION ON THIS ITEM  
AUTHORIZES JACKET  
ING OF FILE MATERIAL  
DO NOT FILE IN  
OFFICE FILES

DEPARTMENT OF JUSTICE	RECORDED
APR 26 1994	INDEXED
RAQ	

CIV. RIGHTS DIV. 51/DCJ



U.S. Department of Justice

Federal Bureau of Investigation

In Reply, Please Refer to  
File No. 214-PX-51740

Phoenix, Arizona 85012

March 22, 1994

CONDITIONS OF INCARCERATION,  
GILA COUNTY JAIL, GLOBE, ARIZONA;  
JOSE LUIS ORTIZ, ET AL - VICTIMS;  
NICOLAS ESCALANTE, CONSUL OF MEXICO - COMPLAINANT;  
CIVIL RIGHTS OF INSTITUTIONALIZED PERSONS ACT

The office of the U.S. Attorney, Phoenix, Arizona, has received a letter from NICOLAS ESCALANTE, the Mexican Consul in Phoenix, complaining that numerous Mexican citizens are serving time at the Gila County Jail under substandard conditions. He advised that he had visited that jail and verified some of their complaints. That letter follows.



SECRETARÍA  
DE  
RELACIONES EXTERIORES  
CONSULADO

CONSULATE OF MEXICO  
NUM: PHO- 000309  
FILE: 73-37/732"94"  
PHOENIX, ARIZONA  
FEBRUARY 7TH, 1994

*M. Napolitano*

HONORABLE JANET NAPOLITANO  
U.S. GENERAL ATTORNEY FOR THE  
STATE OF ARIZONA  
PHOENIX, ARIZONA.

Dear Ms. Napolitano:

At the request of several federal convicts, serving their sentences at the County Jail of Gila County at Globe, Az., I found that minimum standards for federal prisoners are not the norm. Among others things I found that the inmates do not have underwear and have only one uniform, therefore during the days the uniforms are washed they remain naked and the visits are rejected; many of them did not have blankets; they are not issued toilet paper, on a regular basis, according to Sergeant Mona Gomez, because the person in charge is "slacking".

The inmates did not have the forms required to request medical attention and complained that even when they have them it usually takes from 2 to 3 weeks for them to see the Doctor. I was personally able to verify several untreated skin diseases; inmates also complained that they only get a small tube of tooth paste every 3 to 4 weeks and that they do not have sufficient soap. All inmates in separate interviews complained that they usually get only 15 minutes per day on the yard and spend most of the day in their cells; although I was not able to confirm the allegations, and in paper the food situation seems to be alright, all the federal inmates complained about the small quantities of food and I was personally able to see that they were served rice that was either scrubed from the burned bottom or plainly burned; inmates complained also that the commissary has not opened for 3 or 4 weeks and therefore they have not been able to buy things to supplement their diet or products required by the small quantity provided of soap and tooth past ; several of the convicts complained that although their sentences have expired they are still in jail because the I.N.S. has not picked them up for the deportation proceedings.



SECRETARÍA  
DE  
RELACIONES EXTERIORES  
CONSULADO

000309

I personally found the situation appalling and I hereby request that in the case of this group of mexican citizens, list attached, their rights as federal prisoners be respected or that they be transferred to other facilities without the problems that I was able to verify.

Thanking you in advance for you kindness, I take this opportunity to offer you the assurances of my highest consideration.



TRULY YOURS,

NICOLAS ESCALANTE,  
CONSUL OF MEXICO.

NEB/mjrp



SECRETARÍA  
DE  
RELACIONES EXTERIORES  
CONSULADO

LISTA DE CONNACIONALES  
EN LA CARCEL DEL CONDADO GILA  
EN GLOBE, ARIZONA.

VISITA, POR EL LIC, NICOLAS ESCALANTE  
PHOENIX, ARIZONA. A 4 DE MARZO 1994.

LOS SIGUIENTES SOLICITARON CARTA DE PRESUNCION DE  
NACIONALIDAD.

NOMBRE.	FECHA DE NACIMIENTO.	LUGAR.
1- JOSE LUIS ORTIZ.	ABRIL-7-1966	SAN LUIS R,C.SON
2- JOSE ARMENTA VENEGAS.	NOV-26-1971.	MEXICALI, B,C.
3- ANTONIO LOPEZ.	OCTUBRE-29- 1963.	SAN LUIS R,C, SON.
4- VICTOR GONZALEZ.	JULIO-25-1960.	CD, OBREGON SONORA.
5- GERARDO MARQUEZ NICOLAS.	ABRIL-5-1955	SAN LUIS R,C.SON.
6- ALEJANDRO MONJE.	JULIO-25-1950.	CD,OBREGON, SONORA.
7- RICARDO AGUILAR RODRIGUEZ.	ABRIL-9-1969	TECUALA, NAY.
8- IPOLITO QUIROZ CORDOBA.	AGOSTO-8-1955	SAN LUIS RC,SON.
9- JOAQUIN RODRIGUEZ EVANGELISTA.	AGOSTO-16-1957	JALISCO.
10- CARLOS BRAVO GARIBAY.	ABRIL-17-1950.	GUADALAJARA, JALISCO
11- ANTONIO DIAZ GONZALEZ.	ABRIL-13-1959	VALLE DE MEXICALI.
12- MARCOS LARA.	ABRIL-27-1970	CHIHUAHUA, CHIH.
13- CARLOS ANTONIO LOPEZ MOLINA.	ABRIL-3-1966.	TIJUANA, B.C.
14- CARLOS ANTONIO HERNANDEZ.	SEP-11-1973.	GUADALAJARA, JAL

214-PX-51740

Since investigative guidelines state that no investigation of a state or local prison facility should be undertaken without instructions from the Department of Justice, no further investigation is being conducted in this matter by the Phoenix division. Consul ESCALANTE has been advised of this by letter.