



CÂMARA DOS DEPUTADOS
COMISSÃO DE DIREITOS HUMANOS
E MINORIAS

Official letter n° 424/2020-P

Brasília, August 18, 2020

Mrs. Agnes Callamard

Special Rapporteur on extrajudicial, summary or arbitrary executions

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c/c lpardo@ohchr.org

Subject: **Luiz Cláudio Rodrigues Figueiredo**

Mrs. Special Repporteur,

We report to Your Excellency the probable summary execution of Mr. Luiz Cláudio Rodrigues Figueiredo, as authorized by his widow.

We respectfully request that Your Excellency adopt relevant measures regarding these cases, such as appeals for information, communications, pronouncements, and recommendations.

The Human Rights and Minorities Committee has acted directly regarding this case, considering its regulatory duties for receiving, evaluating and investigating complaints of human rights violations.

We also inform that as soon as possible we will send other cases for Your Excellency's exam.

Sincerely,

Deputado Helder Salomão

PT/ES

Presidente da Comissão de Direitos Humanos e Minorias

President of the Human Rights and Minorities Committee



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President of the Parliamentary Front in Defense of Human Rights



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VICTIM: LUIZ CLÁUDIO RODRIGUES FIGUEIREDO

DEATH: 07/14/2017.

IPL(*Civil Police Inquiry*) nº 48/2017 - CGP

SUMMARY: according to the report transmitted by the family of Luiz Cláudio Rodrigues Figueiredo, he was found dead in a cell at the 13th Civil Police Station located in Sobradinho, Federal District, after being arrested in a car accident involving an off-duty military police officer. Reports from family members indicate that Luiz Cláudio's body had marks of violence above his waist. In the version of the civil police officers, he would have hanged himself with the shirt he was wearing at the time of the arrest. Luiz Cláudio's lawyer reported that in the police station he was denied access to critical information that would be relevant to the defense.

CDHM INITIATIVES	ANSWERS RECEIVED AT THE CDHM
a) Official letter 460/17, sent on 7/17/17, to the Secretary of Public Security of the Federal District, requesting information on the case and on the measures taken.	a.1) Official Letter 1005/2017-GAB / SSP, dated 08/09/17, in which it was clarified that IPL 48/2017-CGP was established to investigate the facts reported.
b) Official letter 461/17, sent on 7/17/17, to the Governor of the Federal District, requesting information on the case and on the measures taken.	No reply.
c) Official Letter 462/17, sent on 7/17/17, to the Director-General of the Civil Police of the Federal District, requesting an appointment for a meeting to deal with the case.	No reply.



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<p>d) Official Letter 463/17, sent on 07/17/17, to the General Inspector of Police, requesting information on the case and on the measures taken to clarify the complaints.</p>	<p>No reply.</p>
<p>e) Official letter 468/17, dated 07/20/17, to the Prosecutor of the Nucleus for Investigation and External Control of Police Activity and Nucleus to Combat Torture of the Public Ministry of the Federal District and Territories, requesting that he request the presiding police authority the investigations of the case in question the simulated reproduction of the facts, in order to eliminate the controversies, doubts and gaps.</p>	<p>e.1) Official Letter 156 / 2017-1º NCAP, of 07/27/2017, informing that the Public Ministry of the Federal District and Territories, through its Nucleus for Investigation and External Control of Police Activity and Nucleus to Combat Torture, is monitoring the investigations of death on screen, according to Administrative Proceeding 08190.056422 / 17-73.</p>
<p>f) Official Letter 469/17, sent on 07/20/17, to the Secretary of Public Security of the Federal District, requesting information on the number of deaths of people in custody in police stations in the Federal District in the last 5 years, as well as details of the cases, dates of the facts, names of custodians and results of investigations into the circumstances of the deaths.</p>	<p>f.1) Official Letter 1627/2017-CGP, dated 08/09/2017, informing the names and number of deaths of people in custody in police stations in the Federal District in the last 5 years.</p>
<p>g) Official Letter 470/17, sent on 20/07/17, to the Secretary of Public Security of the Federal District, requesting that the facts be reconstituted and the pertinent measures adopted to prevent</p>	<p>No reply.</p>



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intimidating conduct and protection of family members.	
h) Official letter 744/17, dated 12/8/17, to the Medical Examiner Jorge Vanrell, requesting that he analyze and issue an opinion on expert reports of the cases of deaths of persons in custody in police stations in the Federal District (police inquiries sent attached).	

At the initiative of federal deputy Erika Kokay, representing the Human Rights and Minorities Commission, Coroner Jorge Vanrell was invited to analyse cases of deaths of prisoners in custody in the Federal District. On 03/07/2018, expert Vanrell presented a technical report (attached) that disputes the causes of deaths of prisoners in custody in police stations in the Federal District.

On the case of Luiz Claudio Rodrigues, the expert concludes that:

- On July 14, 2017, between 5:30 pm and 6:40 pm, LUÍS CLÁUDIO RODRIGUES FIGUEIREDO passed away, victim of hanging, in the Containment Room of the 13th Civil Police Station of the Federal District.
- The death, according to official documents, was committed by hanging, using the very shirt that LUÍS CLÁUDIO RODRIGUES FIGUEIREDO wore when he was collected in the Containment Room of the 13th Civil Police Station of the Federal District.
- There are elements that point out that LUÍS CLÁUDIO RODRIGUES FIGUEIREDO has been submitted to a **choking by someone else's hand**, taking advantage of his condition of lack of motor coordination and semiconsciousness to finally hang him in the form in which he was found by the Police Agent whose mission was to collect his signature on bail and notify him of his release.



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- LUÍS CLÁUDIO RODRIGUES FIGUEIREDO was completely helpless and unable to offer any resistance to the eventual action of a third person that would put him in the position in which he was found.
- The lack of control of the display of the monitoring camera of the Containment Room of the 13th Civil Police Station of the Federal District prevented the recording of the movement of the preparations that should have preceded the hanging procedure (suicidal or homicidal?).

Considering the information contained in Vanrell's assessment, Official Letter 84/18, of 02/26/18, was sent to the Attorney General of the Federal District, requesting the appointment of a hearing to deliver the report prepared by the Medical Examiner Jorge Vanrell .

The hearing took place on March 8, 2018, when News of Fact No. 08190.05236 / 18-72 was established, containing, among other points, the referral to redirect to the Natural Prosecutors who acted in five specific cases of deaths of prisoners in custody in the Federal District, in order for them to express their opinion about the unarchiving of the case, due to the reports submitted by the Medical Examiner Jorge Vanrell, who contest the official reports.

In responses filed with the CDHM, the Public Ministry of the Federal District and Territories alleged that the prosecutors manifested themselves in order to maintain the opinion by filing for not considering any new fact that could re-discuss the cases, which was maintained by judicial decisions.



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Alto Comissariado das Nações Unidas para os Direitos Humanos
Formulário de Consentimento
OHCHR Consent Form

Instruções: Favor preencher seu(s) nome(s) e/ou da(s) vítima(s), incluindo, se necessário, quaisquer informações adicionais nos espaços indicados. Favor marcar "sim" ou "não" conforme for pertinente. Favor assinar e datar este documento.

Instructions: Please fill in your name(s) and/or that of the victims(s) including any additional information in the space provided, as necessary. Please check "yes" or "no" as relevant. Please sign and date this document.

Caso você seja parente (s) da (s) suposta (s) vítima (s), favor indicar se:

If you are relative (s) of the alleged victim(s), kindly indicate if:

Eu/Nós, MARTA RODRIGUES FIEVEIKEDO, sobrenome (s), nomes (s), dou/damos meu/nosso consentimento para que meu/nossos nome(s) seja (m) revelados em correspondência que pode ser remtida, conforme a pertinência, ao governo de meu país ou a outras instituições, como organizações intergovernamentais, incluindo as entidades das Nações Unidas, empresas, militares ou companhias de segurança.
I/We, last name(s), first name(s), give my/our consent to have my/our name(s) disclosed in a letter that may be sent as relevant to the Government, or others, such as intergovernmental organizations including United Nations entities, businesses, military or security companies.

Sim Não

Eu/Nós, MARTA RODRIGUES FIEVEIKEDO, sobrenome (s), nomes (s), dou/damos meu/nosso consentimento para que meu/nossos nome(s) apareça (m) em relatórios públicos apresentados ao Conselho de Direitos Humanos e seja (m) inserido (s) em uma base de dados pública.

I/We, last name(s), first name(s), give my/our consent to have my/our name(s) appear in public reports presented to the Human Rights Council and inserted in a public database.

Sim Não

Luis Claudio Rodrigues Fieveikedo

Favor indicar o (s) nome (s) da vítima, aqui
Please indicate the name(s) of the victim, here.

Favor indicar a razão para impossibilidade de consentimento das vítimas, aqui
Please indicate reason for inability to consent by the victims, here.

Informações adicionais
Additional information

Aquido
Assinatura e Data
Sign and Date