



U.S. Immigration and Customs Enforcement (ICE) Detainee Death Report: VIAL, Kesley

General Demographic/Background Information

- **Date of Birth:** August 29, 1998
- **Date of Neurologic Death:** August 24, 2022
- **Age:** 23
- **Gender:** Male
- **Country of Citizenship:** Brazil
- **Marital Status:** Single
- **Children:** N/A

Immigration History

- On April 22, 2022, the United States Customs and Border Protection (CBP) encountered Mr. VIAL in El Paso, Texas (TX).
- On April 29, 2022, Mr. VIAL was transferred to ICE Enforcement and Removal Operations custody at Torrance County Detention Facility (TCDF).

Criminal History

- N/A

Medical History

On April 29, 2022, a registered nurse (RN) completed Mr. VIAL's intake screening at TCDF. Mr. VIAL denied any current or past medical or mental health problems, prior drug, alcohol use, or taking medications. The RN documented normal findings, cleared Mr. VIAL for general population, and scheduled him for a routine follow-up.

On May 2, 2022, a licensed professional counselor (LPC) completed Mr. VIAL's comprehensive mental health evaluation. Mr. VIAL reported at age 14 he experienced insomnia (difficulty sleeping), depression, and suicidal ideation (SI), but denied any past suicide attempts, mental health problems, taking medications, or having SI after age 14.

On May 4, 2022, an advanced practice provider (APP) completed Mr. VIAL's comprehensive health assessment. Mr. VIAL denied history of alcohol or drug use, health problems, or taking current medications. The APP documented normal exam findings and referred Mr. VIAL to psychiatric services.

On June 15, 2022, an LPC completed Mr. VIAL's routine mental health evaluation. Mr. VIAL reported having insomnia, crying, and a self-inflicted injury to his hand. Mr. VIAL denied having SI. The LPC referred Mr. VIAL to the psychiatry department for further evaluation.



On June 16, 2022, a psychiatrist completed Mr. VIAL's psychiatric evaluation. Mr. VIAL reported an eight-year history of outpatient treatment for anxiety and depression, self-injurious behaviors, and two prior suicide attempts. Mr. VIAL reported feeling depressed, having poor appetite, insomnia, fear of being deported, SI, stated he did not want to die, and denied a suicidal intent or plan. Mr. VIAL also reported recent self-mutilation by cutting his hand. The psychiatrist diagnosed him with major depressive disorder (severe), without psychotic features, unspecified anxiety disorder, and ordered antidepressant medication and a follow-up in two weeks.

On June 29, 2022, an RN completed Mr. VIAL's sick call visit for "having troubles."

On June 30, 2022, a psychiatrist evaluated Mr. VIAL, documented normal exam findings, increased Mr. VIAL's anxiety medication, and scheduled a psychiatric follow-up in three weeks.

On July 13, 2022, an LPC completed Mr. VIAL's routine mental health visit. Mr. VIAL reported feeling sad about his deportation and denied SI or hallucinations. The LPC documented Mr. VIAL's sadness, absence of depression or psychosis, and scheduled a mental health follow-up in 30 days.

Between July 19 and July 26, 2022, ICE transferred Mr. VIAL to Florence Service Processing Center (FSPC), as he was tentatively scheduled for a removal flight on July 21. While at FSPC, an APP ordered his previous medications.

- During a mental health evaluation on July 22, 2022, Mr. VIAL told the FSPC psychologist he wanted to return to Brazil, felt depressed, significantly stressed, and requested an increase in his medication dosage. Mr. VIAL denied having any SI. The psychologist diagnosed him with adjustment disorder and scheduled a mental health follow-up in two weeks.
- Later that same day (July 22), a psychiatric APP completed his psychiatric evaluation. Mr. VIAL reported an eight-year history of psychiatric treatment, history of drug and alcohol use and past suicide attempts. Mr. VIAL reported current auditory hallucinations, anxiety, depression, but denied any SI. The psychiatric APP diagnosed him with depression and anxiety disorder. In addition to Mr. VIAL's current medications, the psychiatric APP ordered additional medications, and scheduled a psychiatric follow-up in two weeks. A nurse administered medication.

On July 28, 2022, ICE transferred Mr. VIAL to TCDF. A licensed practical nurse (LPN) completed Mr. VIAL's intake screening. Mr. VIAL reported ICE "cancelled his deportation flight" and he requested mental health treatment. Mr. VIAL denied any thoughts of self-harm. The LPN referred Mr. VIAL to the psychiatrist on the same day.

- That same day, a psychiatrist completed Mr. VIAL's follow-up evaluation. Mr. VIAL reported frustration, sadness, and anxiety about his cancelled departing flight to Brazil, denied any SI, and requested to re-start his medications. The psychiatrist prescribed medication and scheduled a psychiatric follow-up in two to three weeks. A nurse administered medication.



On July 31, 2022, an LPC completed Mr. VIAL's self-harm/suicide assessment. The LPC documented Mr. VIAL's report to a correctional staff of self-harm if he did not remain in his room; however, he explained to the LPC he said this to avoid changes to his current room location. Mr. VIAL reported feeling anxious, agitated but denied any intent to do self-harm or having SI. The LPC documented Mr. VIAL's depressed and anxious mood, released him to his dormitory and scheduled a follow-up appointment with psychiatry. A nurse administered medication.

On August 4, 2022, a psychiatrist completed Mr. VIAL's routine follow-up visit. Mr. VIAL reported having insomnia and continued anxiety about leaving the facility and returning to Brazil. Mr. VIAL denied having SI. The psychiatrist documented Mr. VIAL appeared anxious but otherwise normal exam, adjusted his prescribed medications, and scheduled a psychiatric follow-up in two weeks. A nurse administered medication.

On August 5, 2022, an APP completed Mr. VIAL's intake health assessment. Mr. VIAL reported a history of anxiety, depression, drug, and alcohol use. The APP documented normal physical exam findings, diagnosed him with anxiety and insomnia, and referred Mr. VIAL to mental health.

On August 10, 2022, an LPC completed Mr. VIAL's routine mental health visit. Mr. VIAL reported anxiety, insomnia, and denied SI. The LPC documented patient education and scheduled a mental health follow-up in 30 days.

On August 17, 2022, at 8:29 a.m., a custody officer observed Mr. VIAL in the hallway looking unwell and escorted him to the health clinic. An RN evaluated Mr. VIAL, and he reported feeling hungry and dizzy. The RN documented normal vital signs, normal physical exam findings, and released Mr. VIAL back to the dormitory.

- At 1:56 p.m., an RN evaluated Mr. VIAL after he refused to accept his safety shaving razors. Mr. VIAL stated, "I don't want them until I speak to medical." Mr. VIAL also requested to speak to mental health. Mr. VIAL denied SI. The RN documented Mr. VIAL's agitation and referred him to mental health.
- Mr. VIAL punched the wall while walking to his mental health appointment. The RN evaluated Mr. VIAL, documented right hand bruising, swelling, decreased range of motion, ordered pain medication, and referred Mr. VIAL immediately to an LPC.
- An LPC completed Mr. VIAL's urgent mental health evaluation. Mr. VIAL reported an ICE officer informed him of his flight cancellation to Brazil. The LPC observed and documented Mr. VIAL visible frustration about his cancelled flight; however, Mr. VIAL denied any SI. The LPC scheduled a follow-up with psychiatry for the next day.
- At 3:19 p.m., health staff responded to a medical emergency call for assistance in Mr. VIAL's room. An RN documented Mr. VIAL attempted suicide via hanging.

An RN documented the following: At 3:20 p.m., correctional staff initiated cardiopulmonary resuscitation (CPR). Health staff arrived at Mr. VIAL's room at 3:21 p.m., at 3:22 and 3:30 p.m., health staff applied an automated external



defibrillator and delivered three hundred joules shock, respectively. At 3:46 p.m., emergency medical services (EMS) arrived and continued life-saving measures, resulting in Mr. VIAL's spontaneous breathing and discontinuation of CPR.

- At 4:21 p.m., EMS transported Mr. VIAL to the Presbyterian Kaseman Hospital (PKH) in Albuquerque, New Mexico (NM), and later to the University of New Mexico Hospital (UNMH) in Albuquerque, NM, for higher-level of care. Hospital staff admitted Mr. VIAL to the intensive care unit with acute kidney and liver injury, and suspected lack of oxygen to his brain (later confirmed by magnetic resonance imaging).

On August 24, 2022, at 11:38 a.m., a physician declared Mr. VIAL deceased.