

Department of Homeland Security  
Immigration and Customs Enforcement

Detention Review Summary Form  
Facilities Used Over 72 hours

**A. Type of Facility Reviewed**

- ☐ ICE Service Processing Center  
☒ ICE Contract Detention Facility  
☐ ICE Intergovernmental Service Agreement

**B. Current Inspection**

Type of Inspection <input type="checkbox"/> Field Office <input checked="" type="checkbox"/> HQ Inspection
Date[s] of Facility Review 1/23/2019 - 1/25/2019

**C. Previous/Most Recent Facility Review**

Date[s] of Last Facility Review 1/23/2018 - 1/25/2018
Previous Rating <input checked="" type="checkbox"/> Meets Standards <input type="checkbox"/> Does Not Meet Standards

**D. Name and Location of Facility**

Name Otay Mesa Detention Center
Address (Street and Name) 7488 Calzada de la Fuente
City, State and Zip Code San Diego
County San Diego, CA 92158
Name and Title of Facility Administrator (Warden/OIC/Superintendent) [REDACTED]
Telephone # (Include Area Code) [REDACTED]
Field Office / Sub-Office (List Office with oversight responsibilities) San Diego
Distance from Field Office 25 miles

**E. ICE Information**

Name of Inspector (Last Name, Title and Duty Station) [REDACTED] / LCI/Detainee Rights SME / Nakamoto Group
Name of Team Member / Title / Duty Location [REDACTED] / Medical SME / Nakamoto Group
Name of Team Member / Title / Duty Location [REDACTED] / Safety SME / Nakamoto Group
Name of Team Member / Title / Duty Location [REDACTED] / Security SME / Nakamoto Group
Name of Team Member / Title / Duty Location [REDACTED] / Medical SME / Nakamoto Group

**F. CDF/IGSA Information Only**

Contract Number [REDACTED]	Date of Contract or IGSA [REDACTED]
Basic Rates per Man-Day [REDACTED]	
Other Charges: (If None, Indicate N/A) [REDACTED]	

Estimated Man-days Per Year  
[REDACTED]

**G. Accreditation Certificates**

List all State or National Accreditation[s] received:  
ACA- January 2017, NCCHC-September 2017

☐ Check box if facility has no accreditation[s]

**H. Problems / Complaints (Copies must be attached)**

The Facility is under Court Order or Class Action Finding

☐ Court Order ☐ Class Action Order

The Facility has Significant Litigation Pending

☐ Major Litigation ☐ Life/Safety Issues

☒ Check if None.

**I. Facility History**

Date Built [REDACTED]	
Date Last Remodeled or Upgraded [REDACTED]	
Date New Construction / Bedspace Added [REDACTED]	
Future Construction Planned <input checked="" type="checkbox"/> [REDACTED] <input type="checkbox"/> [REDACTED] Date: [REDACTED]	
Current Bedspace [REDACTED]	Future Bedspace (# New Beds only) Number: [REDACTED] Date: [REDACTED]

**J. Total Facility Population**

Total Facility Intake for previous 12 months  
[REDACTED]

Total ICE Mandays for Previous 12 months  
[REDACTED]

**K. Classification Level (ICE SPCs and CDFs Only)**

	L-1	L-2	L-3
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

**L. Facility Capacity**

	Rated	Operational	Emergency
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
<input type="checkbox"/> [REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

**M. Average Daily Population**

	ICE	USMS	Other
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]

**N. Facility Staffing Level**

Security: [REDACTED]	Support: [REDACTED]
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### **Significant Incident Summary Worksheet**

For The Nakamoto Group to complete its review of your facility, the following information must be completed prior to the scheduled review dates. The information on this form should contain data for the past twelve months in the boxes provided. The information on this form is used in conjunction with the ICE Detention Standards in assessing your Detention Operations against the needs of the ICE and its detained population. This form should be filled out by the facility prior to the start of any inspection. Failure to complete this section will result in a delay in processing this report and the possible reduction or removal of ICE' detainees at your facility.

<b><i>Incidents</i></b>	<b><i>Description</i></b>	<b>Jan – Mar</b>	<b>Apr – Jun</b>	<b>Jul – Sept</b>	<b>Oct – Dec</b>
Assault: Offenders on Offenders <sup>1</sup>	Types (Sexual <sup>2</sup> , Physical, etc.)	(S) - 5, (P) - 16	(S) - 4, (P) - 9	(S) - 6, (P) - 16	(S) - 8, (P) - 7
	With Weapon	0	0	1	0
	Without Weapon	21	13	21	15
Assault: Detainee on Staff	Types (Sexual Physical, etc.)	(P) - 4	(P) - 6	(P) - 7	(P) - 8
	With Weapon	0	1	0	2
	Without Weapon	4	5	7	6
Number of Forced Moves, incl. Forced Cell moves <sup>3</sup>		4	5	1	3
Disturbances <sup>4</sup>		0	0	0	0
Number of Times Chemical Agents Used		9	14	9	8
Number of Times Special Reaction Team Deployed/Used		0	0	0	0
# Times Four/Five Point Restraints applied/used	Number/Reason (M=Medical, V=Violent Behavior, O=Other)	0	0	0	0
	Type (C=Chair, B=Bed, BB=Board, O=Other)	0	0	0	0
Number of Times Canines Used in Facility		0	0	0	0
Offender / Detainee Medical Referrals as a result of injuries sustained.		7	5	17	7
Escapes	Attempted	0	0	0	0
	Actual	0	0	0	0
Grievances:	# Received	98 (CC) 41 (IHSC)	112(CC) 51 (IHSC)	104 (CC) 42 (IHSC)	143 (CC) 36 (IHSC)
	# Resolved in favor of Offender/Detainee	11 (CC) 3 (IHSC)	15 (CC) 6 (IHSC)	32 (CC) 4 (IHSC)	15 (CC) 6 (IHSC)
Deaths	Reason (V=Violent, I=Illness, S=Suicide, A=Attempted Suicide, O=Other)	A	A	1-I, 1-A	A
	Number	1	1	2	1
Psychiatric / Medical Referrals	# Medical Cases referred for Outside Care	107	120	193	189
	# Psychiatric Cases referred for Outside Care	13	12	15	10

<sup>1</sup> Any attempted physical contact or physical contact that involves two or more offenders

<sup>2</sup> Oral, anal or vaginal penetration or attempted penetration involving at least 2 parties, whether it is consenting or non-consenting

<sup>3</sup> Routine transportation of detainees/offenders is not considered "forced"

<sup>4</sup> Any incident that involves four or more detainees/offenders, includes gang fights, organized multiple hunger strikes, work stoppages, hostage situations, major fires, or other large-scale incidents.

## **DHS/ICE Detention Standards Review Summary Report**

1. Meets Standards		2. Does Not Meet Standards		3. Repeat Finding		4. Not Applicable		1	2	3	4
<b>PART 1 SAFETY</b>											
1	Emergency Plans	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
2	Environmental Health and Safety	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
3	Transportation (By Land)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>						<input type="checkbox"/>	
<b>PART 2 SECURITY</b>											
4	Admission and Release	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
5	Classification System	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
6	Contraband	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
7	Facility Security and Control	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
8	Funds and Personal Property	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>						<input type="checkbox"/>	
9	Hold Rooms in Detention Facilities	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
10	Key and Lock Control	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
11	Population Counts	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
12	Post Orders	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
13	Searches of Detainees	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
14	Sexual Abuse and Assault Prevention and Intervention	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
15	Special Management Units	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
16	Staff-Detainee Communication	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
17	Tool Control	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
18	Use of Force and Restraints	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
<b>PART 3 ORDER</b>											
19	Disciplinary System	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
<b>PART 4 CARE</b>											
20	Food Service	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
21	Hunger Strikes	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
22	Medical Care	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
23	Personal Hygiene	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
24	Suicide Prevention and Intervention	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
25	Terminal Illness, Advance Directives, and Death	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
<b>PART 5 ACTIVITIES</b>											
26	Correspondence and Other Mail	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
27	Escorted Trips for Non-Medical Emergencies	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>						<input checked="" type="checkbox"/>	
28	Marriage Requests	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>						<input type="checkbox"/>	
29	Recreation	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
30	Religious Practices	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
31	Telephone Access	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
32	Visitation	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
33	Voluntary Work Program	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>						<input type="checkbox"/>	
<b>PART 6 JUSTICE</b>											
34	Detainee Handbook	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
35	Grievance System	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
36	Law Libraries and Legal Material	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
37	Legal Rights Group Presentations	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
<b>PART 7 ADMINISTRATION &amp; MANAGEMENT</b>											
38	Detention Files	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
39	News Media Interviews and Tours	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
40	Staff Training	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							
41	Transfer of Detainees	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>							

## LCI Review Assurance Statement

By signing below, the Lead Compliance Inspector (LCI) certifies that all findings of noncompliance with policy or inadequate controls contained in the Inspection Report are supported by evidence that is sufficient and reliable. Furthermore, findings of noteworthy accomplishments are supported by sufficient and reliable evidence. Within the scope of the review, the facility is operating in accordance with applicable law and policy, and property and resources are efficiently used and adequately safeguarded, except for the deficiencies noted in the report.

Lead Compliance Inspector: (Print Name) [REDACTED]	Signature [REDACTED]
Title & Duty Location Lead Compliance Inspector / Detainee Rights SME, The Nakamoto Group, Inc.	Date 1/25/2019

### Team Members

Print Name, Title, & Duty Location [REDACTED], Safety SME, The Nakamoto Group, Inc.	Print Name, Title, & Duty Location [REDACTED], Medical SME, The Nakamoto Group, Inc.
Print Name, Title, & Duty Location [REDACTED], Medical SME, The Nakamoto Group, Inc.	Print Name, Title, & Duty Location [REDACTED], Security SME, The Nakamoto Group, Inc.

### Recommended Rating:

☒

**Meets Standards**

☐

**Does Not Meet Standards**

Comments: This inspection was conducted to determine overall compliance with the ICE Performance Based National Detention Standards (PBNDS 2011) which include the following additions/changes to the standards listed on page three:

- Medical Care (Women), a new standard, was rated Meets Standards;
- Classification System is now titled Custody Classification System;
- Suicide Prevention and Intervention is now titled Significant Self-Harm and Suicide Prevention and Intervention;
- Escorted Trips for Non-Medical Emergencies is now titled Trips for Non-Medical Emergencies;
- News Media Interviews and Tours is now titled Interviews and Tours, and;
- Transfer of Detainees is now titled Detainee Transfer.

The Significant Summary Worksheet Summary represents only data on ICE detainees. There were no escapes involving ICE detainees during this inspection period. ICE detainees are not charged a medical co-pay.

There were fourteen hunger strike incidents during this inspection period. Eight incidents lasted from a few days to a week for reasons regarding their immigration status, and five incidents were for reasons regarding food items that they did not like in their meals. There was one hunger strike missing forty meals for reasons regarding the detainee's legal proceedings concerning his immigration status. He was then transferred to another facility. A review of the medical files verified that the medical practices of the facility comply with the requirements of the standard.

There were four serious suicide attempts during this inspection period. On 2/16/2018, a 31-year-old male detainee, thinking he was going to be deported, cut his neck with a razor sustaining a six-inch superficial laceration. He was taken to a community hospital and admitted. He was discharged from the hospital after twelve days. On 9/5/2018, the same detainee cut his neck again and sustained a superficial laceration. He was taken to a community hospital and admitted for eight days. On 4/27/2018, a 44-year-old male detainee tried to hang himself with a bedsheet from his bunk bed. He was placed on suicide watch for observation and treatment. The detainee was then released from suicide watch after two days. On 10/19/2018, a 42-year-old male detainee attempted to jump from the upper

tier in the housing unit with a bedsheet tied around his neck. He was taken to a community hospital and was admitted for evaluation and treatment. He attempted suicide because of his detention. He was discharged from the hospital after two days. A review of the medical files verified that the medical practices of the facility comply with the requirements of the standard.

There was one death of an ICE detainee during this inspection period. On 7/25/2018, a 62-year-old female detainee had undergone an aortic valve replacement in a community hospital and died at the hospital due to post-operative complications.

There were 32 allegations of sexual abuse/assault during this inspection period. Eight of the allegations were staff-on-detainee. The allegations were inappropriate touching during pat searches of which six were unfounded and two were unsubstantiated. There were 24 detainee-on-detainee allegations of which two were female-on-female. The allegations ranged from sexual harassment to inappropriate touching but no penetration. Fourteen of the allegations were unsubstantiated, four unfounded, and six substantiated. All the case files were reviewed and procedures conducted by medical and detention staff were found to comply with the requirements of the standard.

There were five calculated and 35 reactive use of force incidents on ICE detainees during the inspection period. Of the five calculated use of force incidents, two involved female detainees. They were both non-compliant with the receiving intake process. OC spray was used in one of the incidents. The extraction team consisted of five females in one of the incidents and three females, two males in the other incident. The chief of security stated the facility is sensitive to the gender of the detainee when calculated use of force is necessary and will make an attempt to have the extraction team comprised of staff of the same gender as the detainee. ICE personnel were present for both incidents and attempted to get the detainees to comply prior to force being authorized. The remaining three calculated use of force incidents involved male detainees in which: one detainee covered the windows and flooded his cell; one covered his windows and made statements of self-harm; and the last refused to leave his cell to be placed on medical observation. Oleoresin capsicum (OC)/pepper spray was used in all three of these incidents. Decontamination occurred as required by the standard and policy. One of the incidents involved a LEP detainee. ICE staff, fluent in his language (Korean), was on-site and was actively involved in explaining to the detainee what action was required and what would occur if he chose not to comply. None of the incidents resulted in injuries to staff or detainees. Each incident was reviewed by the after-action review committee and was found to be within the guidelines of policy.

The facility does not have Tasers. The facility does not have a restraint chair. Four/five-point restraints are not used at the facility. The facility does not have a canine unit. The only chemical agent approved for use is oleoresin capsicum (OC)/pepper spray. The facility does not use or train staff in unsafe types of restraint.