

**MR LAW OFFICE****Attorney Moisés Rodríguez Torres**

Attachment 1

April 12th, 2013

**VÍA CERTIFIED MAIL**

**To: Puerto Rico's Police Department**  
**p/c/d Superintendente Héctor M. Pesquera**  
**P.O. Box 70166**  
**San Juan, P.R. 00936-8166**  
**#7010-1870-0002-1514-7723**

**C.C. Puerto Rico's Department of Justice**  
**p/c/d Secretary of Justice, Lcdo. Luis Sánchez Betances**  
**P.O. Box 9020-0192**  
**San Juan, P.R. 00902-0192**  
**#7010-1870-0002-1514-7730**

**RE: Notification of civil action against the Puerto Rico's Police**  
**Department**

Hon. Secretary of Justice:

Recently, the undersigned attorney has been contracted by Mr. Jonathan Arroyo Muñoz, herein "my client", on behalf of the present claim. On January 19<sup>th</sup>, 2013, my client was driving his car through Jobos at Isabela, Puerto Rico. In front of Carambola's Restaurant, two officers intervened with my client. At that moment, those officers subscribed two tickets. They also requested my client's license. My client did not have his driver's license at that moment. Due to that fact, the police officers wanted to arrest my client. They said that my client was an illegal immigrant. At that moment, my client agreed with those officers to go to his home, find his driver's license and brought said license to the Police Headquarters located at Isabela. Those officers agreed to escort my clients through all the procedure before mentioned. After those officers agreed to allow my client to do so, my client starts the engine of his car and head forward. My client did not get too far because suddenly and without explanation, two Vans full of police officers stopped right in front my client's car. Then one officer aims my client with a gun and orders him to step out of

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**Civil Claim Notification**

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the car. In reaction, my client stepped out of his car with his arms raised above his head, when without explanation those police officers assaulted and attacked my client and put handcuffs on my client's wrists extremely tight, causing injuries to my client in said area.

After that, those officers took my client to their headquarters located at Isabela. Although my client requested a phone call and the presence of his lawyer, those officers did not allow my client to make said phone call and to be represented by his lawyer at that moment. My client was locked in a cage. He was stripped from his pants and snickers. Once he is inside the cage, my client was touched by an officer in his genitalia. The police officers were making fun of my client. Agent Melissa Escalera gives her middle finger to my client and shouts him that all that was happening as retaliation because of an administrative complaint file against her by my client. My client was kept arrested until 8:00 p.m. approximately.

All the facts before mentioned constituted a violation of my client's constitutional and civil rights, and caused severe damages on my client. These damages can be claimed according to the Puerto Rico's Civil Code, article 1802, 31 L.P.R.A. § 5141, which established the following: *"The one that by action or omission causes damage to another one, taking part fault or negligence, is forced to repair the caused damage"* Among the damages that can be claimed are physical damages, special damages, mental anguish and emotional damages among others.

Therefore, by way of the present letter, my client is claiming from you the payment of no less than five million dollars (\$5,000,000.00) as compensation of all the damages **known by this date** that were caused to my client by those police officers. If failing to do so, my client will not have other choice than to file the respecting civil claim at the Federal District Court, for the District of Puerto Rico or after the local Courts in Puerto Rico. The present letter has been notified in accordance with Puerto Rico's Law number 104 of June 29th, 1955, 32 LPRA 3077- 3092a, better known as the *"Claims against the State Law"* (*Ley de Pleitos Contra el Estado*).

Waiting for your prompt response, I remain.

Regards,



Moisés Rodríguez Torres, Esq.

**MRT LAW OFFICE**

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