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Institution: Inter-American Commission on Human Rights  
Title/Style of Cause: Mariano Bernal Fragoso v. Mexico  
Doc. Type: Decision on Precautionary Measures  
Dated: 11 September 2003  
Citation: Bernal Fragoso v. Mexico, Inter-Am. C.H.R., OEA/Ser.L/V/II.118, doc. 5 rev. 2, Ch. III, para. 57 (2003)

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57. On September 11, 2003, the Commission granted precautionary measures on behalf of Mr. Mariano Bernal Fragoso, 71 years of age, who is being held at the Social Readaptation Center in Ciudad Victoria. The information available indicates that the beneficiary has been serving a ten-year prison sentence since January 28, 2000, and that he suffers diabetes yet is not receiving adequate treatment to prevent the chronic consequences of his disease and its incapacitating sequelae. As appears in the record, in December 2002 Mr. Bernal Fragoso sought the substitution of sanctions provided for in the Federal Criminal Code, considering his health conditions and age, apparently without any response. In view of the risk to the personal integrity of the beneficiary, the Commission asked the Mexican State to adopt measures aimed at ensuring adequate medical treatment for Mr. Bernal Fragoso. In response, the State indicated that he was receiving care at the civilian hospital of Ciudad Victoria and that the adoption of other measures such as release from prison considering his physical condition and age was being studied.