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Institution: Inter-American Commission on Human Rights
File Number(s): Petition 1232-06
Title/Style of Cause: Jose Ernesto Medellin v. United States
Doc. Type: Decision on Precautionary Measures
Dated: 6 December 2006
Citation: Medellin v. United States, Petition 1232-06, Inter-Am. C.H.R.,
OEA/Ser.L/V/II.127, doc. 4 rev. 1, Ch. III, para. 47 (2006)

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47. On December 6, 2006, the IACHR granted precautionary measures in favor of the Mexican citizen José Ernesto Medellín, who was a prisoner in a detention center in the State of Texas, United States, under sentence of death. The precautionary measures were presented along with a petition concerning the alleged violation of Articles I, XVII, and XXVI of the American Declaration, which is being processed as No. P1232-06. The information available states that Mr. Medellín had no consular assistance during his arrest, detention, or trial; the incompatibility of the procedure for clemency under Texan law with the standards of due process defined in Article XXVI of the American Declaration; and that the use of the lethal injection as the method of execution causes extreme and unnecessary suffering. In view of these antecedents, the IACHR requested that the Government of the United States adopted the measures necessary to protect the life and physical integrity of the beneficiary and not impede the processing of the above-mentioned claim presented before the inter-American system.