

ACTION OCS-00

RELEASED IN FULL

INFO LOG-00 CA-00 WHA-00 DS-00 UTED-00 H-00 TEDE-00
 L-00 PPT-00 TEST-00 DSCC-00 SAS-00 /000W
 -----495A4E 021538Z /38

R 021538Z AUG 04
 FM AMCONSUL CIUDAD JUAREZ
 TO AMEMBASSY MEXICO
 SECSTATE WASHDC 3976
 INFO AMCONSUL CIUDAD JUAREZ
 UNCLAS CIUDAD JUAREZ 010571

DEPT FOR CA/OCS/ACS/WHA AND WHA/MEX

E.O. 12958: N/A
 TAGS: CASC, ASEC, PHUM, MX
 SUBJECT: MORFIN DISCUSSES KIECKER CASE

REF: CDJ 10023

1. On July 29, 2004, ACS Chief met with the Commissioner to Prevent and Eradicate Violence against Women in Juarez, Guadalupe Morfin Otero. During the meeting the discussion focused in the case of Amcit Cynthia Kiecker, the Istanbul Protocol, and the forensic expert who will conduct an independent DNA test on the remains of Kiecker's alleged victim remains in early August.
2. With her usual cordiality, the commissioner initiated the conversation citing the agreement A/57/03 signed by the Federal Attorney General Rafael Macedo de la Concha, in which his office establishes the guidelines for the investigation and documentation of torture. Commissioner Morfin stated that on June 23, 2004, she presented an official request directly to Macedo de la Concha calling for the implementation of these guidelines in the cases of Amcit Cynthia Kiecker, her LPR husband Ulises Perzabal, David Meza and Javier Garcia Uribe. All of the above named are currently facing charges of murdering one or more women in the state of Chihuahua. In all of the cases, Morfin's office believes that the accused parties' allegations of torture at the hands of the police are credible.
3. Post briefly mentioned that Doctor Mario I. Alvarez Ledesma, Deputy Federal Attorney General for Human Rights, stated that the request to call on the Istanbul Protocol needed to be presented by the victim itself through her attorneys to the courthouse. While not explicitly disregarding the comments made

UNCLASSIFIED

by Alvarez Ledesma, an obviously disgruntled Morfin admitted that her request presented on June 23 has received an unfair bureaucratic treatment by the PGR. ACS Chief explained how her office has recommended that Kiecker's defense attorneys invoke the Istanbul Protocol in her case. Morfin stated that such a request supported by her own could probably receive a more favorable response from the PGR. If needed, post asked if Morfin's office could provide guidance to Kiecker's defense attorneys in the preparation of such document, since the Commissioner has already presented an initial request. Morfin agreed to provide such guidance "unofficially" based on her own experience.

4. ACS Chief also mentioned the intervention of Lori Baker, the Baylor University forensic expert that will do an anthropological and DNA analysis of the victim purportedly murdered by Kiecker and her husband Ulises Perzabal (reftel). Morfin expressed her interest in this issue and her full support of the testing. She offered to be an impartial observer of the procedures performed by Baker if invited.

BROWN

NNNN

UNCLASSIFIED