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CITIZENS' LAW ENFORCEMENT REVIEW BOARD

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Date: June 3, 2025

Sheriff Kelly A. Martinez, County of San Diego
Attn: Lieutenant David Perkins, Division of Inspectional Services
9621 Ridgehaven Court
San Diego, CA 92123

RE: POLICY RECOMMENDATION REGARDING RECLASSIFICATION PERTAINING TO 22-124/VOGELMAN (DEATH)

Dear Sheriff Martinez:

Evidence received from the San Diego Sheriff's Office (SDSO) showed on 10-05-22, Raymond Vogelmann was in the custody of SDSO, housed at GBDF, when several incarcerated persons (IPs) began fighting in housing module 1A. Vogelmann sustained injuries during the fight that required treatment by emergency medical personnel. Vogelmann was transported to a local hospital where his health continued to decline. Vogelmann was pronounced deceased on 10-05-22. Per the San Diego Medical Examiner's Report, "...the cause of death is multiple blunt force injuries and the manner of death is homicide." During CLERB's investigation, it was noted that several physical altercations occurred at GBDF in housing module 1A, leading up to the 10-05-22 incident. It was also noted that on 08-03-22, in module 1A, Vogelmann was assaulted in his sleep. An investigation conducted by GBDF detention staff was unable to determine who assaulted Vogelmann. Following the 08-03-22 incident, a deputy noted in an Incident Report, "... He should not be placed back into Module A upon returning from the hospital." Between 08-03-22 and 08-10-22, Vogelmann was housed at San Diego Central Jail (SDCJ). On 08-10-22, Vogelmann returned to GBDF and was placed in module 1C. On 09-05-22, Vogelmann was placed back in module 1A where he remained until the 10-05-22 incident.

CLERB evaluated if a JPMU Deputy was advised for Vogelmann not to return to Module 1A. Despite the evidence showing Vogelmann did not initially return to Module 1A and none of the IPs Vogelmann was immediately housed with on 08-03-22 were also housed with Vogelmann on 10-05-22, there was insufficient evidence to prove or disprove the allegation that JPMU was notified per policy (R.1).

Pursuant to Section 340.9(g) of the San Diego County Administrative Code, the Citizens' Law Enforcement Review Board (CLERB) shall have the authority to review and make recommendations on policies and procedures of the San Diego County Sheriff's Department and San Diego County Probation Department. As such, CLERB makes the following recommendation:

1. It is recommended the San Diego Sheriff's Office (SDSO) modify Detention Services Bureau (DSB) Manual of Policies and Procedures (R.1.IV) to require written notification to a JPMU Deputy by any employee who receives information that could change an incarcerated person's classification code and/or housing assignment. A suggested revision below:

IV. RECLASSIFICATION Any employee who receives information that could change an incarcerated person's classification code and/or housing assignment has the responsibility of advising a JPMU deputy **in writing**. The JPMU deputy will evaluate the information to determine whether it requires the incarcerated person to be reclassified. If it does, the reporting deputy may be asked to complete an Incarcerate Person Status Report detailing the relevant information. The following are examples of events that may require reclassification:

A. Information indicating the incarcerated person is a potential escape risk, is assaultive, or has threatened to assault staff.

B. Sentenced to any number of years to life in prison (with or without the possibility of parole), or death.

C. Medical or psychiatric treatment (medical and psychiatric staff to notify JPMU). D. Automatic JIMS notifications:

1. The addition of new charges, dropping of charges, or the modification of current charges.
2. Sentencing to local time.
3. Prison commitments.

CLERB supports the Sheriff's Department's careful and prompt review of our proposed policy recommendation, and we look forward to your response.

Sincerely,



Brett Kalina, on behalf of MaryAnne Pintar, Chairperson

MAP:ge

cc: DIS Liaison