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# Cabrera García and Montiel Flores v. Mexico

## I. COMPLIANCE AND FOLLOW-UP ADDENDUM<sup>1</sup>

**April 17, 2015:** The Court determined that the State had partially complied with its order to amend Article 57 of the Military Criminal Code of Mexico to bring it in compliance with international standards.<sup>2</sup> However, the Court noted that the State had fully complied with the order to reform legislation allowing individuals to challenge the jurisdiction of military courts.<sup>3</sup> The Court ordered the State to submit a report on the measure pending compliance on or before August 3, 2015.<sup>4</sup> In the interim, the State must continue to provide semi-annual reports.<sup>5</sup>

**June 24, 2020:** The State partially complied with the Court's order to conduct a criminal investigation.<sup>6</sup> The Court acknowledged the State's initial efforts to find those criminally responsible for torturing the victims.<sup>7</sup> However, the Court also emphasized that nearly ten years after the Court's Judgment the State's current investigation was still in a preliminary stage.<sup>8</sup> The Court further determined that the State had partially complied with its obligation to reform Article 57, as ordered in the Judgment of April 17, 2015.<sup>9</sup> The Court kept open compliance monitoring proceedings with regard to the State's criminal investigation, legislative reforms of Article 57, and strengthening the operation and usefulness of

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<sup>1</sup> Selene Estrada-Villela, Author; Christian Flores, Editor; Ashley Payne, Senior IACHR Editor; Alexandra Reyna, Chief IACHR Editor; Cesare Romano, Faculty Advisor.

<sup>2</sup> Cabrera García and Montiel Flores v. Mexico, Monitoring Compliance with Judgment, Order of the Court, Inter-Am. Ct. H.R. "Resolves," ¶ 1 (April 17, 2015).

<sup>3</sup> *Id.* "Resolves," ¶ 2.

<sup>4</sup> *Id.* ¶ 3.

<sup>5</sup> *Id.*

<sup>6</sup> Cabrera García and Montiel Flores v. Mexico, Monitoring Compliance with Judgment, Order of the Court, Inter-Am. Ct. H.R. "Considering That," ¶ 19 (June 24, 2020).

<sup>7</sup> *Id.* ¶ 5.

<sup>8</sup> *Id.* ¶ 13.

<sup>9</sup> *Id.* "Resolves," ¶ 1.

its National Registry of Detentions.<sup>10</sup> The State must submit a report on its pending compliance with these measures by December 9, 2020.<sup>11</sup>

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<sup>10</sup> *Cabrera García and Montiel Flores v. Mexico, Monitoring Compliance with Judgment, Order of the Court, "Resolves,"* ¶ 1.

<sup>11</sup> *Id.* ¶ 3.