

**TECHNICAL INFORMATION SHEET**  
**CASE 12.960 RONALD JARED MARTÍNEZ ET AL**  
**FRIENDLY SETTLEMENT REPORT No. 269/21**  
**TOTAL COMPLIANCE**  
**(HONDURAS)**

**I. SUMMARY OF THE CASE**

**Victim(s):** Ronald Jared Martínez and Family, and Marlón Fabricio Hernández Fúnez  
**Petitioner(s):** José Roberto Martínez Raudales, Rodolfo Enrique Villalta Estrada and Seida Rivera Flores  
**State:** Honduras  
**Beginning of the negotiation date:** December 16, 2014  
**FSA signature date:** September 22, 2020  
**Report on Admissibility N°:** 56/14, approved on July 21, 2014  
**Friendly Settlement Agreement Report N°:** 269/21 published on October 5, 2021  
**Estimated length of the negotiation phase:** 6 years, 10 months  
**Rapporteurship:** Rapporteurship on the Rights of the Child  
**Topics:** Rights of the Child / Judicial protection / Right to humane treatment

**Facts:** According to the petitioners' allegations, on July 20, 2002, Mr. José Roberto Martínez was driving a car with his son Ronald Jared Martínez Velásquez and the son of a neighbor, Marlón Fabricio Hernández Fúnez, aged ten and five years, respectively. Because the petitioner drove his vehicle in the opposite direction, members of a patrol allegedly composed of a National Police officer and five Army officers fired six shots, hitting the petitioner's vehicle with five 5.56 millimeter-caliber bullets in the rear and one bullet of the same caliber in the right door window. According to the information provided by the petitioner, he was arrested and taken to the Jutiapa police station. Because of the injuries inflicted on the children in the shooting, they were transferred to Atlántida Integrado Hospital. Concerning Ronald Jared Martínez, the petitioner reported that he was "seriously wounded by a projectile that lacerated his colon, right kidney, lumbar vertebrae [...] and affected his spinal cord," which left him permanently disabled. As for the boy Marlón Fabricio Hernández Fúnez, he was wounded "in the abdomen by a projectile, which left him with a temporary disability of twenty-one days". The information provided by the petitioner also indicates that, at the Atlántida Integrado Hospital, a complaint was filed against one of the army officers involved in the events. In addition, regarding the exhaustion of domestic remedies, the petitioner alleged that although the State agents were responsible for shooting the alleged victims, they were still free. The petitioner indicated that from the date on which the events occurred the State had not provided his family with any monetary assistance, except for the donation of 15,000 lempiras made by the First Lady.

**Rights declared admissible:** On July 21, 2011, the Commission issued Admissibility Report No. 56/14, in which it declared the petition admissible regarding the alleged violation of the rights enshrined in articles 5 (right to humane treatment), 8 (judicial guarantees), 19 (rights of the child), and 25 (judicial protection) of the Convention, in accordance with its article 1(1) (obligation to respect and guarantee).

## II. PROCEDURAL ACTIVITY

1. The IACHR published the report approving the friendly settlement agreement on October 5, 2021, accounting for the full compliance of the friendly settlement agreement and consequently decided to cease its supervision and closed the case.

## III. ANALYSIS OF COMPLIANCE WITH THE CLAUSES OF THE FRIENDLY SETTLEMENT AGREEMENT

Clause of the Agreement	Status of Implementation															
<b>SIXTH: SATISFACTION OF THE PETITIONERS</b>																
<p>The petitioner considers that compliance with the financial commitments undertaken through this friendly settlement agreement implies satisfaction of its claims in the case of Ronald Jared Martínez and his family, and Marlon Fabricio Hernández Fúnez (IACHR Case No. 12.960).</p> <p>The State of Honduras and the petitioners acknowledge and accept as the amount to be compensated the sum of [XXX]<sup>1</sup>, distributed as follows:</p> <table border="1" style="margin-left: auto; margin-right: auto;"> <thead> <tr> <th>BENEFICIARY</th> <th>CONCEPT</th> <th>AMOUNT</th> </tr> </thead> <tbody> <tr> <td>José Roberto Martínez Raudales</td> <td>Compensation for damages and restitution of expenses caused by the injuries of his son Ronald Jared Martínez Velásquez.</td> <td>[XXX]</td> </tr> <tr> <td>Ronald Jared Martínez Velasquez</td> <td>Indemnification</td> <td>[XXX]</td> </tr> <tr> <td>Marlon Fabricio Hernández Fúnez</td> <td>Indemnification</td> <td>[XXX]</td> </tr> <tr> <td></td> <td><b>TOTAL AMOUNT DUE</b></td> <td>[XXX]</td> </tr> </tbody> </table> <p>The amount as set forth above shall be made in a single payment to the beneficiaries of this agreement.</p>	BENEFICIARY	CONCEPT	AMOUNT	José Roberto Martínez Raudales	Compensation for damages and restitution of expenses caused by the injuries of his son Ronald Jared Martínez Velásquez.	[XXX]	Ronald Jared Martínez Velasquez	Indemnification	[XXX]	Marlon Fabricio Hernández Fúnez	Indemnification	[XXX]		<b>TOTAL AMOUNT DUE</b>	[XXX]	<b>Total<sup>2</sup></b>
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José Roberto Martínez Raudales	Compensation for damages and restitution of expenses caused by the injuries of his son Ronald Jared Martínez Velásquez.	[XXX]														
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Marlon Fabricio Hernández Fúnez	Indemnification	[XXX]														
	<b>TOTAL AMOUNT DUE</b>	[XXX]														

<sup>1</sup> The Commission reserves the amounts of financial compensation agreed in accordance with the provisions of clause nine of the friendly settlement agreement.

<sup>2</sup> IACHR, Report No. 269/21. Friendly Settlement. Ronald Jared Martínez et al. Honduras. October 5, 2021. Available at: <https://www.oas.org/en/iachr/decisions/2021/HQSA12960EN.pdf>

**IV. LEVEL OF COMPLIANCE OF THE CASE**

2. The Commission declared full compliance with the case and the ceasing of the follow-up of the friendly settlement agreement in the Homologation Report 269/21.

**V. INDIVIDUAL AND STRUCTURAL OUTCOMES OF THE CASE**

**A. Individual outcomes of the case**

- The State made a payment according to the amounts of the financial compensation indicated in the friendly settlement agreement.