Resolution No. 6/14

PM 30-14 - Fernando Alcibíades Villavicencio Valencia et al., Ecuador

On March 24, 2014, the IACHR requested that precautionary measures be adopted for Fernando Alcibíades Villavicencio Valencia, Cléver Jiménez, and Carlos Eduardo Figueroa Figueroa, in Ecuador. The request for precautionary measures had been presented in the context of individual petition P-107-14, which alleges violations of the rights enshrined in Articles 8 (right to fair trial), 9 (freedom from ex post facto laws), 13 (freedom of thought and expression), and 25 (judicial protection), in conjunction with the general obligations established in Articles 1(1) and 2 of the American Convention on Human Rights. Specifically, the petitioners asked for precautionary measures "in order for the State to suspend the implementation of the cassation ruling issued against them on January 14, 2014, due to the grave and irreparable harm the process itself and the subsequent judgment would have on their rights to life, physical integrity, personal liberty, political rights, and freedom of expression." During the proceedings, the State presented reports on February 8 and 28, 2014. For their part, the petitioners presented additional reports on February 9 and 27 and March 17 and 19, 2014. After analyzing the allegations of fact and law presented by the parties, the Commission believes that the information presented shows prima facie that the rights of Messrs. Fernando Alcibíades Villavicencio Valencia, Cléver Jiménez, and Carlos Eduardo Figueroa Figueroa are in a serious, urgent situation of irreparable harm. Therefore, pursuant to Article 25(1) of its Rules of Procedure, the Commission asks the State of Ecuador to immediately suspend the effects of the January 14, 2014, decision issued by the Cassation Court of the National Court of Justice's Specialized Chamber on Criminal, Military-Criminal, Police-Criminal, and Transit Matters, until the IACHR has ruled on individual petition P-107-14.