



## U.S. Customs and Border Protection

**Enforcement Action Statistical Analysis and Reporting System (E-STAR)  
Incident Report**Current Status: ☒ Completed    ☐ Active    ☐ Ready for review    ☐ Rejected    ☐ Deleted**INCIDENT INFORMATION**E-STAR incident ID: **LES** #25684

Title: Operation Midway Blitz: Chicago - Assault / Use of Force Little Village

Incident date/time: 10/03/2025 11:30

Type: ☒ Assault against CBP personnel ☒ Reportable use of force    FTY/Vehicle pursuit by a CBP employee

Unintentional firearm discharge    Intentional firearm discharge

Was this a mass encounter incident?    Yes ☒ No

Reporting organization: U.S. Border Patrol / El Centro Sector

Created by: FICK, SHANNON M.

Creation date/time: 10/03/2025 14:18

Last updated by: ARCE, JESSE A.

Last updated date/time: 10/07/2025 10:19

Reviewer: ARCE, JESSE A

Date reviewed: 10/07/2025

**RELATED SYSTEMS: 3**Is there IDVRS footage (Evidence Serial Number) associated with this incident? ☒ Yes    ☐ No**IDVRS Evidence Serial Numbers: 2****LES****LES****Related system(s): 1****Related document ID****LES****LES****INVOLVED ORGANIZATIONS****Organization/type      Component/agency****Reporting organization:**

CBP

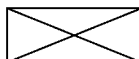
USBP

Were other CBP components/external agencies involved?    Yes ☒ No**LOCATION/ENVIRONMENTAL CONDITIONS**

Incident location/AOR: U.S. Border Patrol / Detroit Sector

Landmark: DETROIT GENERAL AREA NON SPECIFIC AREA

Country/international waters: United States of America

**Address:****Street:** South Drake Street & West 25th Street**City:** Chicago    **State:** ILLINOIS    **Zip:** 60623**Incident coordinates:****Latitude:** 41.84634**Longitude:** -87.71364

Setting: Indoors ☒ OutdoorsOutdoor setting: ☒ On land In water (standing or swimming) On water (in vessel) In the air

Description of the premises/location: On the sidewalk near South Drake Street &amp; West 25th Street

## Environmental factors:

Weather: ☒ Dry Raining Snowing Flooding Windy Storm Haze/blowing dust Fog OtherIllumination: ☒ Daylight Dark Dawn Dusk Good lighting Poor lighting Night vision aided Other

Estimated temperature (Fahrenheit): 80

## NOTIFICATIONS

## CBP personnel notified:

Name	Affiliation/job title	Notification manner	Notification date
PARSONS, THOMAS J	Supervisory Border Patrol Agent	In-Person	10/03/2025

Other authorities notified (external to CBP): Federal Tribal State Local Foreign

## EMPLOYEES: 2

Name: DONAHUE, TIMOTHY R.

Gender: Male Age: 38 Height: 5'9" Weight: 170 pounds

CBP employee series or role: Officer/Agent

Service EOD: 04/28/2019

Duty location or detail/TDY location during the incident: U.S. Border Patrol / Detroit Sector

Duty (or detail/TDY) location EOD: 09/05/2025

Duty status at the time of the incident: ☒ On duty Off duty

Activity: Patrol Interior

## Armed law enforcement experience:

Total law enforcement experience at the time of the incident: 6 years 5 months

CBP training previously received (not including basic academy training):

BPAIST	BORSTAR	BORTAC	DITP	DTI
EDVPTP	EMT	FITP	LLITP (IFITP)	MFF
MRT	PITP	SRT	TATP	Other

Wearing body armor? ☒ Yes NoAttire: ☒ Uniform Plain clothesWas DONAHUE, TIMOTHY R. assaulted? ☒ Yes NoDid DONAHUE, TIMOTHY R. use reportable force? ☒ Yes No

Force type: Other

Type of force: Physical Force w/o Weapon (involving kinetic impact, e.g., striking, kicking)

Description of physical force: Knee Strikes to Stomach Area

Reason(s) for this use of force:

<input checked="" type="checkbox"/> Protect self	Protect co-worker	Protect innocent 3rd party
Protect non-CBP officer/agent	Effect an arrest or detention	Prevent escape
<input checked="" type="checkbox"/> Overcome resistance	Stop vehicle	Vessel failure to heave to
Animal euthanization	Other	

Was DONAHUE, TIMOTHY R. injured? Yes ☒ No

Name: PARSONS, THOMAS J.

Gender: Male Age: 41 Height: 6'0" Weight: 220 pounds

CBP employee series or role: Officer/Agent

Service EOD: 12/13/2007

Duty location or detail/TDY location during the incident: U.S. Border Patrol / Detroit Sector

Duty (or detail/TDY) location EOD: 09/04/2025

Duty status at the time of the incident: ☒ On duty ☐ Off duty

Activity: Patrol Interior

**Armed law enforcement experience:**

Total law enforcement experience at the time of the incident: 17 years 10 months

CBP training previously received (not including basic academy training):

BPAIST	BORSTAR	BORTAC	DITP	DTI
EDVPTP	EMT	FITP	LLITP (IFITP)	<input checked="" type="checkbox"/> MFF
MRT	PITP	SRT	TATP	Other

Wearing body armor? ☒ Yes ☐ NoAttire: ☒ Uniform ☐ Plain clothesWas PARSONS, THOMAS J. assaulted? Yes ☒ NoDid PARSONS, THOMAS J. use reportable force? Yes ☒ NoWas PARSONS, THOMAS J. injured? Yes ☒ No**SUBJECTS: 1**

Name: HERNANDEZ, BRIAN

Gender: Male Date of birth:  PII /2003 Height: 6'0" Weight: 170 poundsAttire: ☒ Civilian ☐ Paramilitary ☐ Police ☐ Nude ☐ UnknownWas the subject wearing body armor? Yes ☒ No ☐ Unknown

Immigration status: U.S. Citizen

Country of citizenship: United States of America

Was there an apparent or known mental impairment (E.g., mental illness/alcohol/drugs) in the condition of the subject?

Yes ☒ No**Subject's activity:**

Illegal entry

☒ Uncooperative during encounter/inspection

Failure to yield/heave to

Checkpoint runner

Port runner

Alien smuggling

Narcotics smuggling

Scouting

Assault (rocks/other projectiles)

☒ Assault (all other types)

Rioting/civil disturbance

Mass coordinated entry

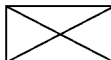
No suspected illegal activity

Other

Subject's current location and disposition if known: Individual was arrested for 8 USC 111 and taken to the ICE ERO Processing Facility

Did this subject assault a CBP employee? ☒ Yes ☐ NoWas the subject outside the US or its territories when committing the assault? Yes ☒ No

Weapon(s)/type of assault:



**Assault method:** Physically w/o weapon**Describe physical assault:** Attempted to punch an agent**Was reportable force used on this subject?** ☒ Yes ☐ No**Was the subject outside the US or its territories when this force was applied?** Yes ☒ No**Was the subject an occupant of a vehicle?** Yes ☒ No**Was this subject arrested / taken into custody?** ☒ Yes ☐ No**Arrested / taken into custody by:** ☒ CBP ☐ Other federal agency ☐ State agency ☐ Local agency**Was an administrative action initiated for this subject by CBP?** Yes ☒ No**Was prosecution sought against this subject?** ☒ Yes ☐ No**Prosecution By:** ☐ CBP ☒ Other federal agency ☐ State agency ☐ Local agency**Was this subject injured or claiming to be injured?** Yes ☒ No ☐ Unknown**ASSAULTS: 1**

Subject	Weapon/type of assault	Was this assault committed against this employee?	Was the employee injured by the assault?
HERNANDEZ, BRIAN	Physically w/o weapon - Attempted to punch an agent	DONAHUE, TIMOTHY R. <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Not injured in this incident

**USES OF FORCE: 1**

Employee	Employee's use of force (UOF)	Subject(s) / UOF information
DONAHUE, TIMOTHY R.	Physical Force w/o Weapon - Knee Strikes to Stomach Area	<b>Subject:</b> HERNANDEZ, BRIAN <b>Was this subject injured or claiming to be injured by this use of force?</b> Not injured in this incident <b>Was this use of force in response to the following assault by this subject?</b> Physically w/o weapon - Attempted to punch an agent - Yes <b>Was this use of force effective against what prompted its use?</b> Yes

**BYSTANDER INJURY/COLLATERAL DAMAGE: 0****Did this incident result in collateral property damage?** Yes ☒ No**Did this incident result in collateral injury to a bystander?** Yes ☒ No**WITNESSES: 0****NARRATIVE****Narrative of DONAHUE, TIMOTHY R.**

From: Border Patrol Agent Timothy Donahue

Date: October 3, 2025

Subject: Arrests – Brian Hernandez and Jesus Hernandez-Garcia

Reference: E-STAR **LES** -25684, Operation Midway Blitz – Chicago (Assault/Use of Force, Little Village)

On October 3, 2025, I was assigned to patrol the Little Village neighborhood in Chicago, Illinois, as part of Operation Midway Blitz, along with Supervisory Border Patrol Agent (SBPA) Parsons. I was wearing my standard Border Patrol operational uniform with clearly visible agency identifiers. I was also equipped with my issued body armor, which displayed the word "POLICE" across the front and back at the time of the incident. At approximately 1130 A.M., we initiated a consensual encounter with two individuals near the intersection of West 25th Street and South Drake Avenue.

The primary subject was later identified as Jesus Hernandez-Garcia (DOJ [PII] 1979, COC: Mexico). During the consensual contact, we attempted to interview Hernandez-Garcia regarding his immigration status. At that time, his son, later identified as Brian Hernandez (DOJ [PII] 2003, USC), deliberately interfered by positioning himself directly in front of his father with his arms spread outward, blocking our ability to speak with Hernandez-Garcia.

Hernandez, Brian ignored verbal instructions and refused to step aside. When I attempted to move him out of the way, he threw a closed-fist punch toward my face. I avoided the strike and immediately responded to his assaultive behavior by delivering a knee strike to his midsection. I then executed a controlled takedown of Hernandez, Brian. SBPA Parsons assisted in restraining Hernandez, Brian, who was placed under arrest for assault on a federal officer and for interfering/impeding with the investigation.

Once Hernandez, Brian was secured, we continued the encounter with Hernandez-Garcia, Jesus, who was determined to be unlawfully present in the United States. Hernandez-Garcia was taken into custody without incident as a collateral arrest.

During the altercation, I was not injured. the subject sustained minor abrasions and redness to left side of his face, and I assessed the individual for any signs of medical distress. The subject was evaluated en route to the ICE-ERO staging area for possible injuries. As I am a certified paramedic, I conducted a medical assessment during transport and determined the subject had no injuries or complaints requiring further medical attention.

I had my AXON 4 body-worn camera, serial number D01A2556T, activated for the duration of this incident, and video footage was captured in its entirety. The evidence associated with this case is logged under evidence serial number [LES]

The force used during the encounter was necessary, reasonable, and consistent with policy to defend against an assaultive subject and ensure officer safety. Both subjects were transported to the Broadview Immigration and Customs Enforcement facility for processing in accordance with established procedures.

#### **Narrative of PARSONS, THOMAS J.**

On October 3, 2025, I was assigned to patrol the Little Village neighborhood in Chicago, Illinois, as part of Operation Midway Blitz, along with Border Patrol Agent (BPA) Timothy Donahue. At approximately 11:30a.m., we initiated a consensual encounter with two individuals near the intersection of West 25th Street and South Drake Avenue.

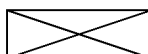
The primary subject was later identified as Jesus Hernandez-Garcia (DOJ [PII] 1979, COC: Mexico). During the consensual contact, we attempted to interview Hernandez-Garcia regarding his immigration status. At that time, his son, later identified as Brian Hernandez (DOJ [PII] 2/2003, USC), deliberately interfered by positioning himself directly in front of his father with his arms spread outward, blocking our ability to speak with Hernandez-Garcia.

Hernandez, Brian ignored verbal instructions and refused to step aside. When I moved him out of the way, I observed Hernandez, Brian proceeds to fight and wrestle with BPA Donahue. I immediately responded to assist BPA Donahue and was able to control Hernandez, Brian and place my handcuffs on him. Hernandez, Brian was placed under arrest for assault on a federal officer and for interfering with the investigation.

Once Hernandez, Brian was secured, we continued the encounter with Hernandez-Garcia, Jesus, who was determined to be unlawfully present in the United States. Hernandez-Garcia, Jesus was taken into custody without incident as a collateral arrest. An Illinois identification card and \$40 in U.S. currency were seized from him as property under evidence serial number [LES]

I had my AXON 4 body-worn camera activated for the duration of this incident, and video footage was captured in its entirety. The evidence associated with this case is logged under evidence serial number [LES]

The force used during the encounter was necessary, reasonable, and consistent with policy to overcome assaultive resistance and ensure officer safety. Both subjects were transported to the Broadview Immigration and Customs Enforcement facility for processing in accordance with established procedures.



## FILE ATTACHMENTS

## STATUS HISTORY

Action	By	Date	Comments
Submitted	FICK, SHANNON M.	10/06/2025 23:11	
Rejected	ARCE, JESSE A.	10/07/2025 08:58	Suspect's actions labeled as active resistance rather than assaultive in both narratives
Submitted	FICK, SHANNON M.	10/07/2025 09:48	
Approved	ARCE, JESSE A.	10/07/2025 10:19	

