



<b>Preliminary Report</b>	<b>Near Fatality</b>	<b>09/12/2022</b>
---------------------------	----------------------	-------------------

- 1. Near Fatality Victim:** 2-month-old female
- 2. Date of notification to DCS:** 01/18/22
- 3. Date of near fatality:** 01/18/22
- 4. Date of determination that the near fatality was the result of abuse or neglect\*:** 05/09/22
- 5. County and general location of the residence of the victim:** Pima County – Tucson, AZ
- 6. Alleged perpetrator(s) name, age and city, town or general location:**

Gabriela Grijalva – age 26 – Tucson, AZ  
Gustavo Gastelum – age 26 – Tucson, AZ

**7. Circumstances of the near fatality that indicate it was the result of abuse or neglect:**

On January 18, 2022, the Department of Child Safety received a report regarding a 2-month-old child who was taken to the hospital after being found unresponsive at home. Upon examination, the child was determined to be in critical condition with brain and head injuries. The sibling was taken into DCS custody and placed with a relative. Upon release from the hospital, the near fatality victim was placed in a licensed foster home. On January 25, 2022, the Department filed a dependency petition with the Pima County Superior Court. On May 9, 2022, the court ruled the parents, Gabriela Grijalva and Gustavo Gastelum, physically abused or failed to protect the near fatality victim from physical abuse.

**8. Whether DCS has received any reports or past cases, of child abuse, abandonment or neglect involving the child or the current alleged perpetrator(s)\*\*:**

There has been no prior DCS reports involving Gabriela Grijalva, Gustavo Gastelum and/or the near fatality victim.

**9. Actions taken by DCS in response to the near fatality:**

A joint investigation was conducted with the Pima County Sheriff’s Office.

**10. Actions taken regarding the child and/or other children in the home:**

Following an assessment of child safety, the other child in the home was placed with relatives. Upon release from the hospital, the near fatality victim was placed in a licensed foster home.

**11. Whether the agency is or intends to provide direct services or service referrals to the family:**

The Department is providing services to the family.

\*The determination that a fatality or near fatality is the result of abuse, abandonment or neglect is based one or more of the following criteria: (1) The perpetrator(s) arrest related to the incident, (2) Substantiated finding(s) linking the alleged perpetrator(s) action(s) to the fatality or near fatality and/or (3) Results of the Medical Examiner's report.



**ARIZONA**  
DEPARTMENT  
*of* CHILD SAFETY

---

Mike Faust, Director  
Douglas A. Ducey, Governor

\*\* Information released after July 3, 2015 provides reports, or any current or past cases, of abuse, abandonment or neglect involving the child or the alleged perpetrator pursuant to A.R.S. § 8-807.01(A)(1)(e).  
Posted information may be updated as new information becomes available.