

BOARD OF PAROLE HEARINGS
Executive Board Meeting
http://www.cdcr.ca.gov/BOPH/meeting_agenda.html
Monday, June 16, 2014
OPEN SESSION
(All times are approximate and subject to change.)

1515 K Street
Executive Board Meeting Room
Suite 550
Sacramento, California 95814

NOTE START TIME: 1:00 p.m.

AGENDA

MEETING CALLED TO ORDER

CONSENT CALENDAR

1. Roll Call
2. Comments and Clarification regarding Board of Parole Hearings (BPH) Meeting Minutes: May 19 and 20, 2014
3. Parole Suitability Hearings and Backlog Report
4. Public Comment on Consent Calendar – Comments are limited to five minutes. Items on the consent calendar are considered routine and non-controversial. All matters are approved by one motion unless pulled by a Board Member for discussion or separate action.

REPORTS AND PRESENTATIONS

5. Report from Executive Officer
 - Association of Paroling Authorities International Conference
 - Quarterly State-Wide Conference Call with Stakeholders
6. Report from Chief Counsel
 - Proposed Administrative Directive Regarding Substitution of Counsel, presented by Kara Houston, Staff Attorney
7. Report from Chief Deputy of Program Operations
 - Update on MDO Panel Attorney Appointment Process – Orientation, June 27, 2014
 - BPH Orientation Schedule – Northern California, October 6, 2014
Southern California, October 13, 2014
8. The Adolescent Brain, presented by Jennine Hall, PhD/C.A.C.III, Lead Clinical Trainer for Colorado Division of Youth Corrections
9. Elderly Offenders: What We Know About Their Likelihood of Violent Reconviction and Their Associated Risk Characteristics, presented by Dr. Cliff Kusaj, Chief Psychologist
10. Overview of Historical Crime Data on Elderly Offenders

For disability related accommodations, please contact the BPH Americans with Disabilities Act Coordinators at (916) 445-6631 or (916) 323-7997, at least five (5) working days prior to the scheduled meeting. All persons and property entering into this facility may be subject to search. No unauthorized weapons are allowed pursuant to Penal Code Section 171b.

11. Elderly Parole Program, presented by Jennifer Shaffer, Executive Officer, Howard Moseley, Chief Counsel, and Dr. Cliff Kusaj, Chief Psychologist
12. Expanded Medical Parole Program, presented by Jennifer Shaffer, Executive Officer, and Howard Moseley, Chief Counsel

OPEN COMMENTS

13. BPH Commissioners – Agenda Items for Future Meetings
14. Public Comment – Comments are limited to five minutes. The public may comment on any item related to Board business. The Board will not consider comments about future parole hearings. Those comments should be sent to the prison where the inmate is housed so that they can be considered by the panel assigned to the case.

MEETING RECESSED TO TUESDAY, JUNE 17, 2014

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**BOARD OF PAROLE HEARINGS
Executive Board Meeting
Tuesday, June 17, 2014
CLOSED SESSION**

(All times are approximate and subject to change.)

1515 K Street
Executive Board Conference Room
Sacramento, California 95814

NOTE START TIME: 8:30 a.m.

DISCUSSION

Overview of Pending Litigation and Writs of Habeas Corpus

Pursuant to Government Code section 11126(e)(1)

(A board may meet in closed session to confer with or receive advice from its legal counsel regarding pending litigation when discussion in open session concerning those matters would prejudice the position of the state body in the litigation.)

Issues

1. *Gilman v. Brown*, Case No. 2:05-CV-00830 LKK (E.D. Cal.), presented by Howard Moseley, Chief Counsel
2. *Coleman/Plata v. Brown*, Case No. 2:90-CV-00520 LKK, JFM P, presented by Jennifer Shaffer, Executive Officer, and Howard Moseley, Chief Counsel

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BOARD OF PAROLE HEARINGS
Executive Board Meeting
Tuesday, June 17, 2014
OPEN SESSION

(All times are approximate and subject to change.)

1515 K Street
 Executive Board Conference Room
 Sacramento, California 95814

NOTE START TIME: 10:00 a.m.

AGENDA

MEETING RECONVENED (Continued from June 16, 2014)

EN BANC REFERRALS

15. Referral pursuant to Penal Code section 1170(e) to determine eligibility for recommendation to sentencing court for recall of sentence. Members of the public may address the Board for a period not to exceed five (5) minutes.

A. HEARTSILL, RONALD	AR-8638
County of Commitment: Contra Costa	

B. TRISTAN, GABRIEL	D-00061
County of Commitment: Los Angeles	

16. Referral by the Chief Counsel pursuant to California Code of Regulations, title 15, section 2042, to assure complete, accurate, consistent and uniform decisions and the furtherance of public safety. Members of the public may address the Board for a period not to exceed five (5) minutes.

C. HAMBY, SUE	W-52154	To reconsider the decision
County of Commitment: Solano		

D. WHITE, RONALD	K-16912	To reconsider the term calculation
County of Commitment: Riverside		

17. Referral to consider for a rescission hearing pursuant to California Code of Regulations, title 15, section 2450 et seq. Members of the public may address the Board for a period not to exceed five (5) minutes.

E. CROWDER, PAUL	H-19902	To consider institutional behavior involving incidences from 1/14/2014, 3/13/2014, and 5/21/2014
County of Commitment: Orange		

18. Referral by the Governor pursuant to Penal Code section 3041.1 and California Code of Regulations, title 15, section 2044 to request review of a parole decision by the full board. Members of the public may address the Board for a period not to exceed five (5) minutes.

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F. MURRAY, HENRY

K- 93376

County of Commitment:
Los Angeles

19. Referral by the Governor pursuant to Penal Code section 4802 to review a pardon application. Members of the public may address the Board for a period not to exceed five (5) minutes.

G. ZECH, JOHN

County of Conviction:
San Diego

H. VELASQUEZ, DOLORES

County of Conviction:
Los Angeles

20. Referral pursuant to Penal Code section 3041 to either grant or deny parole when there is a tie vote. Public comment is prohibited pursuant to Penal Code section 3041(e).

I. BUENROSTRO, RONALD

C-97967

County of Commitment:
Los Angeles

OPEN COMMENTS

21. Public Comment – Comments are limited to five minutes. The public may comment on any item related to Board business. The Board will not consider comments about future parole hearings. Those comments should be sent to the prison where the inmate is housed so that they can be considered by the panel assigned to the case.

The decision in the above hearings will be posted no later than 4 p.m. in the lobby on the ground floor of 1515 K Street and also on the BPH internet page at the following address:

www.cdcr.ca.gov/BOPH/enbanc.html.

CLOSED SESSION – EN BANC REFERRALS

Pursuant to Government Code section 11126(c)(4)

("...[N]or shall anything in this article be construed to prevent a state body from holding a closed session when considering and acting upon the determination of a term, parole, or release of any individual or other disposition of an individual case, or if public disclosure of the subjects under discussion nor consideration is expressly prohibited by statute.")

ADJOURNMENT

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