

**BOARD OF PAROLE HEARINGS**  
**Executive Board Meeting**  
[http://www.cdcr.ca.gov/BOPH/meeting\\_agenda.html](http://www.cdcr.ca.gov/BOPH/meeting_agenda.html)  
**Tuesday, January 20, 2015**  
**OPEN SESSION**  
*(All times are approximate and subject to change.)*

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

START TIME: 1:00 p.m.

**AGENDA**

**MEETING CALLED TO ORDER**

1. Roll Call

**CONSENT CALENDAR**

2. Approval of the Draft Minutes from the December 22 and 23, 2014 Board of Parole Hearings Executive Board Meeting
3. Approval of the Parole Suitability Hearings and Backlog Report for January 2015
4. Approval of Motions for Hearings with Procedural Errors – No motions to consider
5. 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 a Board Member requests separate action.

**REPORTS AND PRESENTATIONS**

6. Report from Executive Officer
  - *Coleman/Plata v. Brown* Status Report
  - Expedited Hearing Process Update
  - Stakeholders Conference Call
  - CDAA Winter Conference
7. Report from Chief Counsel
  - Regulations Update
8. Report from Chief Deputy of Program Operations
  - 2015 Calendar
  - WatchDox Refresher
9. Report from Chief Deputy of Field Operations
  - Upgrades to Parole Violation Disposition Tracking System

**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.**

**OPEN COMMENTS**

10. BPH Commissioners – Agenda Items for Future Meetings
11. 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 WEDNESDAY, JANUARY 21, 2015**

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**BOARD OF PAROLE HEARINGS  
Executive Board Meeting  
Tuesday, January 20, 2015  
CLOSED SESSION**

*(All times are approximate and subject to change.)*

1515 K Street  
Executive Board Conference Room  
Sacramento, California 95814

START TIME: 2:00 p.m.

**DISCUSSION**

**Overview of Facts and Circumstances with Significant Exposure to Litigation**

Pursuant to Government Code section 11126(e)(2)(B)(i)

*(For purposes of this subdivision, litigation shall be considered pending when any of the following circumstances exist: A point has been reached where, in the opinion of the state body on the advice of its legal counsel, based on existing facts and circumstances, there is a significant exposure to litigation against the state body.)*

Issue

1. The “good cause” standard, presented by Howard Moseley, Chief Counsel, and Jennifer Shaffer, Executive Officer

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**BOARD OF PAROLE HEARINGS  
Executive Board Meeting  
Wednesday, January 21, 2015  
CLOSED SESSION**

*(All times are approximate and subject to change.)*

1515 K Street  
Executive Board Conference Room  
Sacramento, California 95814

START TIME: 9:00 a.m.

**DISCUSSION**

**Overview of Pending Litigation and Writs of Habeas Corpus**

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

*(Nothing in this article shall be construed to prevent a state body, based on the advice of its legal counsel, from holding a 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.)*

Issue

1. *Coleman/Plata v. Brown* (E.D. Cal., Case No. 2:90-CV-0520 LKK JFRM P and N.D. Cal., Case No. C01-1351 THE)(pending), presented by Jennifer Shaffer, Executive Officer, and Howard Moseley, Chief Counsel

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**BOARD OF PAROLE HEARINGS**  
**Executive Board Meeting**  
**Wednesday, January 21, 2015**  
**OPEN SESSION**

*(All times are approximate and subject to change.)*

1515 K Street  
 Executive Board Conference Room  
 Sacramento, California 95814

START TIME: 10:00 a.m.

**AGENDA**

**MEETING RECONVENED (Continued from January 20, 2015)**

12. Roll Call

**EN BANC REFERRALS**

13. 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.

<b>A. MARTINEZ, STEVEN</b>	<b>P-23908</b>
Sentencing Court(s): San Diego	

14. 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.

<b>B. RANDALL, KIMINI</b>	<b>P-35327</b>	<b>To consider alleged internet misconduct</b>
Sentencing Court(s): San Bernardino		
<b>C. STORY, MICHAEL</b>	<b>H-42955</b>	<b>To consider increasing the adjusted base term (Cal. Code of Regs., tit. 15, § 2041(h).)</b>
Sentencing Court(s): Los Angeles		
<b>D. TORRICELLAS, THERESA</b>	<b>W-21722</b>	<b>To consider whether the inmate's pre-hearing rights were satisfied</b>
Sentencing Court(s): San Diego		
<b>E. VASQUEZ, RUDY</b>	<b>J-19194</b>	<b>To consider increasing the adjusted base term (Cal. Code of Regs., tit. 15, § 2041(h).)</b>
Sentencing Court(s): Los Angeles		

15. 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.

<b>F. LEMUS, FERNANDO</b>	<b>K-69511</b>
Sentencing Court(s): Santa Clara	

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