

**BOARD OF PAROLE HEARINGS  
Executive Board Meeting  
Tuesday, January 19, 2016**

**OPEN SESSION**

*(All times are approximate and subject to change.)*  
[http://www.cdcr.ca.gov/BOPH/meeting\\_agenda.html](http://www.cdcr.ca.gov/BOPH/meeting_agenda.html)

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 21 and 22, 2015, Board of Parole Hearings Executive Board Meeting
3. Approval of the Parole Suitability Hearings and Backlog Report for January 2016
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**

6. Report from Chief Psychologist, Forensic Assessment Division
  - Risk Assessment Monthly Status Report
  - Introduction of New Staff

**PRESENTATIONS**

7. The Role of Mental Disorder in Violence Risk Assessment and Management, presented by Dr. Laura Guy, Threat Assessment Specialist, Proactive Resolutions

**OPEN COMMENTS**

8. BPH Commissioners – Agenda Items for Future Meetings
9. 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 20, 2016**

**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.**

**BOARD OF PAROLE HEARINGS  
Executive Board Meeting  
Tuesday, January 19, 2016**

**CLOSED SESSION**

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

1515 K Street  
Executive Board Conference Room  
Sacramento, California 95814

**START TIME: 2:30 p.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. *In re Butler*, Case No A139411 (Cal.1st App. Dist.), presented by Tiffany Shultz, Chief Counsel (A)

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**BOARD OF PAROLE HEARINGS  
Executive Board Meeting  
Wednesday, January 20, 2016**

**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
2. *Johnson v. Shaffer* (E.D. Cal., Case No. 2:12-CV-01059 GGH P)(pending), presented by Howard Moseley, Chief Counsel

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**BOARD OF PAROLE HEARINGS  
Executive Board Meeting  
Wednesday, January 20, 2016**

**OPEN SESSION**

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

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

START TIME: 10:00 a.m.

**AGENDA**

**MEETING RECONVENED (Continued from January 19, 2016)**

10. Roll Call

**REPORTS**

11. Report from Executive Officer

- Three Judge Court Monthly Status Report
- Senate Bill 230 Update
- CDAA Winter Conference

**EN BANC REFERRALS**

12. 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. LYNCH, OWEN                      J-95272**  
Sentencing Court(s):  
Los Angeles

13. 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.

**B. BELMONTEZ, PAUL              K-47262              To consider new information  
Sentencing Court(s):              regarding institutional misconduct on  
Los Angeles                              December 1, 2015, and December 10,  
2015.**

**C. FUNES, MAURICIO              H-01028              To consider new information  
Sentencing Court(s):              regarding institutional misconduct on  
San Francisco                              October 7, 2015.**

14. 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).

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**D. BAILEY, ANTOINE**                      **V-96661**  
Sentencing Court(s):  
Alameda

**E. STEVENSON, JAMES**                      **J-69464**  
Sentencing Court(s):  
Solano

**OPEN COMMENTS**

15. 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 decisions in the above hearings will be posted as soon as they are finalized in the lobby on the ground floor of 1515 K Street. They will also be posted within 24 hours on the BPH internet page at the following address: [www.cdcr.ca.gov/BOPH/enbanc.html](http://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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