

BOARD OF PAROLE HEARINGS
En Banc Decisions
Tuesday, March 18, 2014

CALDERON, MARTIN **K-92411** **Referred by Decision Review**

Motion: **Vacate the panel's January 28, 2014, decision to grant parole based on the inmate's admission of continued drug use while in prison (most recently in June, 2013) and schedule a new hearing on the next available calendar to ensure complete, accurate, consistent and uniform decisions by the board.**

Motion by: **Labahn**
Second by: **Garner**
Not Present: **Guerrero**
Abstained:
Decision: **Motion carried.**

CAMPOS, JOEL **V-92815** **Governor-Referred pursuant to Penal Code section 3041.1**

Motion: **Affirm the panel's December 4, 2013, decision to grant parole for the reasons articulated by the granting panel, and include a special condition of parole prohibiting gang association pursuant to Penal Code section 186.22.**

Motion by: **Labahn**
Second by: **Roberts**
Not Present: **Guerrero**
Abstained:
Decision: **Motion carried.**

GILLIS, THORNTON **AD-9072** **Penal Code section 1170(e)**

Motion: **Recommend to the court that the prisoner's sentence be recalled, or the prisoner be resentenced, based on the board's finding that the prisoner is terminally ill with an incurable disease that would produce death within six months and the conditions under which the prisoner would be released or receive treatment would not pose a threat to public safety.**

Motion by: **Labahn**
Second by: **Garner**
Not Present: **Guerrero**
Abstained:
Decision: **Motion carried.**

MCNEESE, BRENNAN

D-89368

**Governor-Referred pursuant to
Penal Code section 3041.1**

Motion: **Vacate the panel's December 4, 2013, decision to grant parole for the reasons stated by the Governor in his February 14, 2014, request for en banc review, including information regarding alleged drug trafficking, and schedule a new hearing on the next available calendar; it is further ordered that the board shall conduct an investigation into all allegations of serious misconduct in the confidential section of the inmate's central file for use by the next hearing panel.**

Motion by: **Turner**
Second by: **Richardson**
Not Present: **Guerrero**
Abstained:
Decision: **Motion carried.**

MEJIA, ROBERT

K-02824

Referred by Decision Review

Motion: ~~**Refer for a rescission hearing due to the inmate's alleged institutional misconduct on or about January 18, 2014.**~~

Motion by: **Labahn**
Second by: **Singh**
Not Present: **Guerrero**
Abstained:
Decision: ~~**Motion carried.**~~

Motion: **Vacate the previous motion to refer for a rescission hearing; vacate the panel's January 15, 2014, decision to grant parole; and order a new hearing based on new information submitted to the board by the inmate admitting that he consumed alcohol on or about January 18, 2014, shortly after his grant of parole.**

Motion by: **Labahn**
Second by: **Singh**
Not Present: **Guerrero**
Abstained:
Decision: Motion carried.

MENESES, MIGUEL **H-89906** **Governor-Referred pursuant to
Penal Code section 4802**

Motion: Refer Mr. Meneses' application for pardon to the Governor with a favorable recommendation for consideration by the Supreme Court.

Motion by: **Zarrinam**
Second by: **Singh**
Not Present: **Guerrero**
Abstained:
Decision: Motion carried.

MYERS, BYRON **E-26677** **Referred by Decision Review**

Motion: Vacate the panel's November 26, 2013, decision to deny parole and schedule a new hearing on the next available calendar due to new information from the board's Chief Psychologist that the 2013 comprehensive risk assessment relied on by the panel contains a substantive error; it is further ordered that a new comprehensive risk assessment be prepared prior to the new hearing.

Motion by: **Turner**
Second by: **Richardson**
Not Present: **Guerrero**
Abstained:
Decision: Motion carried.

SIDLEY, FREDERICK **E-09073** **Penal Code section 1170(e)**

Motion: Recommend to the court that the prisoner's sentence be recalled, or the prisoner be resentenced, based on the board's finding that the prisoner is permanently medically incapacitated and the conditions under which the prisoner would be released or receive treatment would not pose a threat to public safety.

Motion by: **Roberts**
Second by: **Peck**
Not Present: **Guerrero**
Abstained:
Decision: Motion carried.

SOLIS, JESSE

H-59423

**Governor-Referred pursuant to
Penal Code section 3041.1**

Motion: **Vacate the panel's December 3, 2013, decision to grant parole for the reasons stated by the Governor in his February 21, 2014, request for en banc review, including the inmate's lack of insight into his life crime (namely, his intent at the time) and his lack of insight into issues of domestic violence (namely, his pattern of violence toward partners).**

Motion by: **Anderson**
Second by: **Labahn**
Not Present: **Guerrero**
Abstained:
Decision: Motion carried.