

**BOARD OF PAROLE HEARINGS**  
**En Banc Decisions**  
**Tuesday, June 18, 2013**

<b>ALI, Mohammad</b>	<b>C-74161</b>	<b>Referred by Decision Review</b>
<b>Motion:</b>	<b>Affirm the March 7, 2013 grant and schedule a re-hearing for the sole purpose of recalculating the prisoner's parole release date.</b>	
Motion by:	<b>Singh</b>	
Second by:	<b>Anderson</b>	
Not Present:	<b>Ferguson</b>	
Abstained:		
<b>Decision:</b>	<b>Motion carried.</b>	
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<b>DAVIS, Kirk</b>	<b>T-28577</b>	<b>Penal Code section 1170(e)</b>
<b>Motion:</b>	<b>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 condition caused by an illness or 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.</b>	
Motion by:	<b>Fritz</b>	
Second by:	<b>Peck</b>	
Not Present:	<b>Ferguson</b>	
Abstained:		
<b>Decision:</b>	<b>Motion carried.</b>	
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<b>DENHAM, Joe</b>	<b>C-80297</b>	<b>Referred by Decision Review</b>
<b>Motion:</b>	<b>Defer matter for vote to the July 16, 2013 Executive Board Meeting.</b>	
Motion by:	<b>Montes</b>	
Second by:	<b>Fritz</b>	
Not Present:	<b>Ferguson</b>	
Abstained:		
<b>Decision:</b>	<b>Motion carried.</b>	

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<b>GADSEN, Unussun</b>	<b>T-73598</b>	<b>Governor-Referred</b>
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**Motion:** Affirm the panel's decision to grant parole made on February 13, 2013, because the prisoner no longer poses an unreasonable risk of danger to the public for the reasons stated by the granting panel.

Motion by: **Peck**  
Second by: **Labahn**  
Not Present: **Ferguson**  
Abstained:

**Decision:** Motion carried.

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<b>GORDON, Edward</b>	<b>H-89433</b>	<b>Penal Code section 1170(e)</b>
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**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 condition caused by an illness or 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: **Garner**  
Second by: **Roberts**  
Not Present: **Ferguson**  
Abstained:

**Decision:** Motion carried.

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<b>HASAN, Ahmad</b>	<b>H-94609</b>	<b>Referred by Decision Review</b>
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**Motion:** Disapprove the January 30, 2013, decision and schedule a re-hearing on the next available calendar due to inconsistencies between the decision and *In re Lawrence* (2008) 44 Cal.4<sup>th</sup> 1181.

Motion by: **Peck**  
Second by: **Labahn**  
Not Present: **Ferguson**  
Abstained: **Garner**

**Decision:** Motion carried.

