

BOARD OF PAROLE HEARINGS
En Banc Decisions
Tuesday, July 15, 2014

BOLLING, RONALD **H-36413** **Referred by Decision Review**

Motion: **Disapprove the May 7, 2014, decision and schedule a re-hearing on the next available calendar due to the Board's failure to comply with Penal Code section 3041.5(a)(4) (statutory requirement to record the hearing).**

Motion by: **Peck**
Second by: **Roberts**

Not Present:
Abstained:

Decision: **Motion carried.**

FRANCO, HUMBERTO **D-26118** **Penal Code section 1170(e)**

Motion: **Recommend to the court that the inmate's sentence be recalled, or the inmate be resentenced, based on the Board's finding that the inmate is terminally ill with an incurable disease that would produce death within six months and the conditions under which the inmate would be released or receive treatment (to live with his wife who will provide him with financial support and medical insurance through her employer) would not pose a threat to public safety.**

Motion by: **Singh**
Second by: **Garner**

Not Present:
Abstained:

Decision: **Motion carried.**

HANCOCK, CARL

H-43946

Referred by Decision Review

Motion: Disapprove the May 6, 2014, decision and schedule a re-hearing on the next available calendar due to the Board's failure to comply with Penal Code section 3041.5(a)(4) (statutory requirement to record the hearing).

Motion by: **Roberts**
Second by: **Richardson**

Not Present:
Abstained:

Decision: Motion carried.

HERNANDEZ, JESSE

C-86754

Referred by Decision Review

Motion: Disapprove the May 6, 2014, decision and schedule a re-hearing on the next available calendar due to the Board's failure to comply with Penal Code section 3041.5(a)(4) (statutory requirement to record the hearing).

Motion by: **Turner**
Second by: **Anderson**

Not Present:
Abstained:

Decision: Motion carried.

HERNANDEZ, PETE

E-78406

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

Motion: Affirm the February 25, 2014, decision to grant parole based on a finding that the inmate no longer poses an unreasonable risk of danger to the public, as articulated in the panel's proposed decision.

Motion by: **Roberts**
Second by: **Richardson**

Not Present:
Abstained:

Decision: Motion carried.

Motion: Disapprove the May 6, 2014, decision and schedule a re-hearing on the next available calendar due to the Board's failure to comply with Penal Code section 3041.5(a)(4) (statutory requirement to record the hearing).

Motion by: **Guerrero**

Second by: **Singh**

Not Present:

Abstained:

Decision: Motion carried.

Motion: Disapprove the May 8, 2014, decision and schedule a re-hearing on the next available calendar due to the Board's failure to comply with Penal Code section 3041.5(a)(4) (statutory requirement to record the hearing).

Motion by: **Montes**

Second by: **Labahn**

Not Present:

Abstained:

Decision: Motion carried.

Motion: Disapprove the May 8, 2014, decision and schedule a re-hearing on the next available calendar due to the Board's failure to comply with Penal Code section 3041.5(a)(4) (statutory requirement to record the hearing).

Motion by: **Zarrinam**

Second by: **Fritz**

Not Present:

Abstained:

Decision: Motion carried.