

BOARD OF PAROLE HEARINGS
En Banc Decisions
Tuesday, August 19, 2008

Compassionate Release – Penal Code section 1170(e)
Pursuant to Government Code section 11126(c)(4)

PHAYSALEUM, Jackson	V-82761	Compassionate Release
Decision:	Refer to court for consideration of sentence recall. Inmate meets criteria of Penal Code 1170 (e)(2)(B)(C) in that he is incapacitated and appears to present no public safety risk. The medical evaluations and post-release information contained in CDCR's referral packet shall be forwarded to the court per Penal Code sections 1170(e)(6),(7).	
Motion by:	Drummond	
Second by:	Gillingham	
Aye:	Arbaugh, Biggers, Bryson, Doyle, Drummond, Garner, Gillingham, Prizmich	
No:	Anderson, Chrones, Kane	
Abstain:		
Not Present:		

RUSSELL, Ronald	C-43160	Compassionate Release
Decision:	Decline to refer to court for consideration of sentence recall.	
Motion by:	Prizmich	
Second by:	Garner	
Aye:	Anderson, Arbaugh, Biggers, Bryson, Chrones, Doyle, Drummond, Garner, Gillingham, Kane, Prizmich	
No:		
Abstain:		
Not Present:		

En Banc Review
Pursuant to Government Code section 11126(c)(4)

FAIRLEY, Kenneth	C-42723	Governor Referred
Decision:	Affirm the March 20, 2008 suitability decision.	
Motion by:	Biggers	
Second by:	Drummond	
Aye:	Anderson, Arbaugh, Biggers, Bryson, Davis, Doyle, Drummond, Garner, Gillingham, Kane, Prizmich	
No:		
Abstain:		
Not Present:		

HAMILTON, Rodney	C-39390	Decision Review
Decision:	Disapprove the May 29, 2008 hearing decision and schedule a rehearing.	
Motion by:	Biggers	
Second by:	Anderson	
Aye:	Anderson, Arbaugh, Biggers, Bryson, Chrones, Doyle, Drummond, Garner, Gillingham, Kane, Prizmich	
No:		
Abstain:		
Not Present:		

HAWKS, Harold	D-60489	Split Decision
Decision:	Matter did not go before Board for resolution per court order of August 19, 2008 (TRO).	
Motion by:		
Second by:		
Aye:		
No:		
Abstain:		
Not Present:		
HILL, Daouda	H-94007	Governor Referred
Decision:	Schedule a rescission hearing pursuant to the Governor's issues.	
Motion by:	Bryson	
Second by:	Garner	
Aye:	Anderson, Arbaugh, Biggers, Bryson, Chrones, Doyle, Drummond, Garner, Gillingham, Kane, Prizmich	
No:		
Abstain:		
Not Present:		
PERKINS, Eric	E-60685	Governor Referred
Decision:	Schedule a rescission hearing pursuant to the gravity of the crime and institutional misconduct, as cited in the Governor's referral.	
Motion by:	Anderson	
Second by:	Chrones	
Aye:	Anderson, Arbaugh, Biggers, Bryson, Chrones, Doyle, Drummond, Garner, Gillingham, Kane, Prizmich	
No:		
Abstain:		
Not Present:		
WILLIAMS, Jimmie	D-43049	Governor Referred
Decision:	Affirm the March 27, 2008 suitability decision.	
Motion by:	Anderson	
Second by:	Drummond	
Aye:	Anderson, Arbaugh, Chrones, Doyle, Drummond, Garner, Gillingham, Kane	
No:	Biggers, Bryson, Prizmich	
Abstain:		
Not Present:		