

BOARD OF PAROLE HEARINGS
Executive Board Meeting
Tuesday, June 18, 2013

Meeting called to order at 10:07 a.m.

Roll Call: Commissioners Anderson, Fritz, Garner, Labahn, Montes, Peck, Roberts, Singh, Turner, Zarrinam: present. Commissioner Ferguson: absent.

CONSENT CALENDAR

Comments and clarifications regarding meeting minutes of May 20 and 21, 2013: None.

Lifer Hearing Backlog Report: No comments.

Public Comment on Consent Calendar: None.

Commissioner TURNER moved to approve the consent calendar and was seconded by Commissioner GARNER. The motion carried unanimously.

REPORTS AND PRESENTATIONS

Report from Executive Officer, Jennifer Shaffer

SHAFFER reported that she and Chief Counsel Howard Moseley attended a District Attorneys' conference on June 17, 2013. They presented information on the rescission hearing process. She stated that the trial in the *Gilman* case starts in the week of June 24, 2013.

SHAFFER indicated that there is a new process for posting parole suitability results on the Board's website. The results will appear by the Tuesday of the week following the hearing and will contain the hearing date, inmate's name, CDCR number, type of hearing, county of commitment and the hearing result. The length of any denial will be given and a grant will outline the Governor's options. The information will be collected into an archived document at the end of each month. SHAFFER invited comments and suggestions from the public.

SHAFFER stated that the case of Joe Denham [C-80297], listed on today's agenda at 8E, might not be considered because the wrong county of commitment was recorded on the agenda notice.

Report from Chief Counsel, presented by Donna Ferebee, Deputy Chief Counsel

FEREBEE reported that the Petition to Advance Hearing form has been finalized.

SHAFFER emphasized that the Board will continue to accept petitions submitted on the old form. The new form will be distributed as soon as possible and will be available online. Part 2 of the form records the decision and will be used immediately.

EN BANC REFERRALS

Recall and Referral for Resentencing, pursuant to Penal Code section 1170(e)

A. DAVIS, KIRK T-28577

SHERIE CISNEROS, legal intern at Justice now, RYAN BERTAO, inmate's nephew, DONNA BERTAO, inmate's nephew, MERI SAVICH and CANDY RUIZ, inmate's daughters, ROGER HANSON, attorney, supported recall and referral for resentencing.

B. GORDON, EDWARD H-89433

NORA WILSON, staff attorney, Justice Now, supported recall

C. WISEMAN, CHARLES H-29147

RASHIDA HARMON, Justice Now, supported recall and referral for resentencing. She indicated that the inmate's brother and his sisters, GLENDOLYN WISEMAN and MARILYN SAWYER also supported recall and referral. MYESHIA WISEMAN, FELICIA WISEMAN, KAWANZA WISEMAN inmate's daughters and DWAIN WISEMAN, inmate's brother supported recall and referral for resentencing.

STEVE KATZ, Los Angeles District Attorney's Office, opposed recall and referral for resentencing, summarizing the victim's opposition letter.

Referral by Chief Counsel, pursuant to California Code of Regulations, Title 15, section 2042

D. ALI, MOHAMMAD C-74161

No speakers.

E. DENHAM, JOE C-80297

No speakers.

F. HASAN, AHMAD H-94609

AMEER HASAN, inmate's nephew, KYRA HASAN, inmate's wife, TAALIA HASAN, inmate's mother and JAYNISHA HASAN, inmate's daughter requested that the Board reconsider his suitability for parole.

G. JONES, LINDA W-23920

No speakers.

H. SHROYER, BRUCE E-91099

No speakers.

Referral by the Governor for Review of parole decision by the full board, pursuant to Penal Code section 3041.1 and California Code of Regulations, Title 15, section 2044

I. GADSDEN, UNUSSUN T-73598

LATASHA ADAMS, inmate's fiancée, MERVIN BROOKINS, former inmate, MAYA EMIG, attorney, and ANITA HARDY supported parole.

AARON WEST, Santa Clara County District Attorney's Office, submitted that the inmate is not yet suitable for parole and recommended that the Board order a rehearing.

OPEN COMMENTS

BPH Commissioners - Agenda Items for Future Meetings: None.

Public Comments

VANESSA NELSON-SLOANE, Life Support Alliance, stated that the participation of many members of the victim's family in a hearing can compromise an inmate's due process rights.

LAURA ROMERO, mother of an inmate, expressed general support for life prisoners.

The meeting adjourned at 11:34 a.m.