

BOARD OF PAROLE HEARINGS
Executive Board Meeting – Open
Tuesday, May 15, 2007

1515 K Street
Executive Board Meeting Room
Suite 550
Sacramento, California 95814

9:00 a.m.

AGENDA

- I. Call to Order
- II. Roll Call
- III. Approval of Board of Parole Hearings (BPH) Open Meeting Minutes:
April 17 and April 18, 2007
- IV. Introductions and Presentations
- V. Report from Executive Officer
- VI. Chief Legal Counsel
 - Lifer Backlog
 - Proposed emergency regulation: Amendment of California Code of Regulations, title 15, section 2616: *Reportable Information*
- VII. Open Comment – Comments are limited to 5 minutes. The Board will not consider comments about future parole hearings. Those comments should be sent to the prison where the inmate is housed so that they can be considered by the panel assigned to the case.

[Lunch recess to be determined by the Board.]
- VIII. Comments regarding en banc cases – Members of the audience may speak to the Board for a period not to exceed five (5) minutes.
- IX. Commissioners adjourn for Closed Session

The decisions regarding John Clutchette, C-23857; Rodney Cruson, D-40397; Kevin Devereaux, P-63547; Kenneth Dixson, C-92451; Donald Fletcher, E-59862; Larry Earl Gray, C-51482; Emma Hudson, W-63536; Mary LeBlanc, W-12407; Johnny Lira, C-33767; Mike Marciano, P-51017; Darryl Martin, C-49503; Thomas Martinez, C-76203; Frank Owen, C-63676; and Byron Ross, H-63747, will be posted on the door of the 5th Floor Executive Board Meeting Room and also on the BPH internet page at the following address:
www.cdcr.ca.gov/DivisionsBoards/BOPH/enbanc.html. (See next page for Closed Session information.)

For disability related accommodations, please contact the BPH Americans with Disabilities Act Coordinator at (916) 445-4072, at least five (5) working days prior to the scheduled meeting. All persons and property entering into this facility may be subject to search. No unauthorized weapons are allowed pursuant to Penal Code Section 171b.

BOARD OF PAROLE HEARINGS
Executive Board Meeting – Closed
(Immediately following the Open Meeting)
Tuesday, May 15, 2007

DISCUSSION ITEMS:

I. Executive Officer – John Monday

Approval of the Board of Parole Hearings **Closed Meeting**
Minutes: April 17 and April 18, 2007

A. **Overview of Pending Litigation and Writs of Habeas Corpus**

Pursuant to Government Code Section 11126(e)(1)

(A board may meet in Closed Session to confer with or receive advice from its legal counsel regarding pending litigation when discussion in open session concerning those matters would prejudice the position of the state body in the litigation.)

B. **COMPASSIONATE RELEASE – Penal Code section 1170(e)**

Pursuant to Government Code Section 11126(c)(4)

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|----|-------------------------|----------------|
| 1. | CRUSON, Rodney | D-40397 |
| 2. | DEVEREAUX, Kevin | P-63547 |
| 3. | GRAY, Larry Earl | C-51482 |
| 4. | HUDSON, Emma | W-63536 |
| 5. | LEBLANC, Mary | W-12407 |
| 6. | MARCIANO, Mike | P-51017 |
| 7. | MARTIN, Darryl | C-49503 |
| 8. | MARTINEZ, Thomas | C-76203 |

C. **EN BANC REVIEW**

Pursuant to Government Code section 11126(c)(4)

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|----|--|----------------|--------------------------|
| 1. | CLUTCHETTE, John
County of commitment:
Sacramento | C-23857 | Reconsideration |
| 2. | DIXSON, Kenneth
County of commitment:
Los Angeles | C-92451 | Governor referred |
| 3. | FLETCHER, Donald
County of commitment:
Placer | E-59862 | Decision review |

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| 4. LIRA, Johnny
County of commitment:
Santa Clara | C-33767 | Split decision |
| 5. OWEN, Frank
County of commitment:
Los Angeles | C-63676 | Split decision |
| 6. ROSS, Byron
County of commitment:
Santa Clara | H-63747 | Governor referred |