



**BOARD OF PAROLE HEARINGS
Executive Board Meeting
Tuesday, January 16, 2018**

CLOSED SESSION

(All times are approximate and subject to change.)

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

START TIME: 9:00 a.m.

DISCUSSION

Overview of Facts and Circumstances with Significant Exposure to Litigation

Pursuant to Government Code section 11126(e)(2)(B)(i)

(For purposes of this subdivision, litigation shall be considered pending when any of the following circumstances exist: A point has been reached where, in the opinion of the state body on the advice of its legal counsel, based on existing facts and circumstances, there is a significant exposure to litigation against the state body.)

Issue

- Common Hearing Objections, presented by Jennifer Neill, Chief Counsel

For disability related accommodations, please contact the BPH Americans with Disabilities Act Coordinators at (916) 445-6631 or (916) 323-7997, 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.



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OPEN SESSION

**(All times are approximate and subject to change.)
http://www.cdcr.ca.gov/BOPH/meeting_agenda.html**

1515 K Street
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Sacramento, California 95814

START TIME: 10:00 a.m.

AGENDA

MEETING CALLED TO ORDER

1. Roll Call

CONSENT CALENDAR

2. Approval of the Draft Minutes from the December 18 and 19, 2017 Board of Parole Hearings Executive Board Meeting
3. Approval of the Parole Suitability Hearings and Backlog Report for January 2018
4. Approval of Motions for Hearings with Procedural Errors – No motions to consider
5. Public Comment on Consent Calendar – Comments are limited to five minutes. Items on the consent calendar are considered routine and non-controversial. All matters are approved by one motion unless a Board Member requests separate action.

REPORTS

6. Report from Executive Officer
 - Legislation Implementation
 - California District Attorneys Association Conference
 - Three-Judge Panel Status Report
7. Report from Chief Counsel
 - Update on *In re Butler*

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8. Report from Chief Deputy of Field Operations
 - New Deputy Commissioners
9. Report from Chief Psychologist, Forensic Assessment Division
 - Risk Assessment Workload Update
 - Forensic Assessment Division Training Conference

PRESENTATIONS

10. Waivers, Stipulations, Postponements, and Continuances presented by Mina Choi, Staff Attorney, Board of Parole Hearings

OPEN COMMENTS

11. BPH Commissioners – Agenda Items for Future Meetings
12. Public Comment – Comments are limited to five minutes. The public may comment on any item related to Board business. However, 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.

EN BANC REFERRALS

13. Referral by the Governor pursuant to Penal Code section 4802 to review a commutation application. Members of the public may address the Board for a period not to exceed five (5) minutes.

- | | |
|----------------------------------|----------------|
| A. DIVICINO, MICHAEL | E-84792 |
| Sentencing Court:
Los Angeles | |
| B. GIBSON, GREGORY | E-10798 |
| Sentencing Court:
Los Angeles | |
| C. JORDAN, JOAQUIN | J-27227 |
| Sentencing Court:
Los Angeles | |
| D. TEVENAL, CARLOS | D-38667 |
| Sentencing Court:
San Diego | |

OPEN COMMENTS

14. Public Comment – Comments are limited to five minutes. The public may comment on any item related to Board business. However, 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.

The decisions in the above hearings will be posted as soon as they are finalized in the lobby on the ground floor of 1515 K Street. They will also be posted within 24 hours on the BPH internet page at the following address: www.cdcr.ca.gov/BOPH/enbanc.html.

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CLOSED SESSION – EN BANC REFERRALS

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

("...[N]or shall anything in this article be construed to prevent a state body from holding a closed session when considering and acting upon the determination of a term, parole, or release of any individual or other disposition of an individual case, or if public disclosure of the subjects under discussion nor consideration is expressly prohibited by statute.")

ADJOURNMENT

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