

**BOARD OF PAROLE HEARINGS  
Executive Board Meeting - Closed  
Tuesday, January 15, 2008**

1515 K Street  
Suite 550  
Sacramento, California 95814

**9:00 a.m**

**DISCUSSION**

**Pending litigation: *In re Rutherford***

**BOARD OF PAROLE HEARINGS  
Executive Board Meeting – Open  
Tuesday, January 15, 2008**

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

**10:30 a.m.**

**AGENDA**

- I. Call to Order
- II. Roll Call
- III. Approval of Board of Parole Hearings (BPH) Open Meeting Minutes: December 11, 2007
- IV. Introductions and Presentations
- V. Chief Legal Counsel
  - Lifer Backlog
  - Proposed 2008 Rulemaking Calendar: adoption
- VI. Consideration of formation of commissioner sub-committees to consider miscellaneous Board issues
- 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.
- 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 Victor Benites, C-34789; Jerry Lee Dunmire, C-77085; Manuel Flores, E-75537; Duncan Lloyd Golden, J-93007; Tresia Henry, W-28321; James Richard Hewlett, J-97144; Armando Munoz, P-44214; and Brandon O'Neal, P-09299, 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](http://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, January 15, 2008**

**DISCUSSION ITEMS:**

**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)

<b>DUNMIRE, Jerry Lee</b>	<b>C-77085</b>
<b>HEWLETT, James Richard</b>	<b>J-97144</b>
<b>MUNOZ, Armando</b>	<b>P-44214</b>

**C. Recall of Sentence – Penal Code section 1170(d)**

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

<b>GOLDEN, Duncan Lloyd</b>	<b>J-93007</b>
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**D. En Banc Review**

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

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|--|----------------|--|
| 1. <b>BENITES, Victor</b><br>County of commitment:<br>Fresno     | <b>C-34789</b> | <b>Split decision</b>  |
| 2. <b>FLORES, Manuel</b><br>County of commitment:<br>Los Angeles | <b>E-75537</b> | <b>Governor referred</b>   |
| 3. <b>HENRY, Tresia</b><br>County of commitment:<br>Los Angeles  | <b>W-28321</b> | <b>Split decision</b><br><i>(1 or 2 year denial<br/>of parole consideration)</i> |
| 4. <b>O'NEAL, Brandon</b><br>County of commitment:<br>Riverside  | <b>P-09299</b> | <b>Governor referred</b>   |

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