



En Banc Decisions

BOARD OF PAROLE HEARINGS

Wednesday, January 22, 2020

CHAMBERS, EDWIN

V03321

Penal Code section 1170(e)

Sentencing Court: Stanislaus

Motion: **Recommend to the court that Edwin Chambers' sentence be recalled and that Edwin Chambers be resentenced, based on a finding that he is terminally ill with an incurable disease that would produce death within six months and the conditions under which Edwin Chambers would be released would not pose a threat to public safety (to live with a friend).**

Motion by: Thornton

Second by: Roberts

Not Present: Long

Abstained:

Decision: **Motion approved by a majority of the commissioners present.**

HATLEY, WILLIAM

C03658

Penal Code section 1170(e)

Sentencing Court: Los Angeles

Motion: Decline to recommend to the court that William Hatley's sentence be recalled and that William Hatley be resentenced based on a finding that he poses a threat to public safety because of his inadequate plans for release.

Motion by: Taira

Second by: Grounds

Not Present:

Abstained:

Decision: Motion approved by a majority of the commissioners present.

HUNT, ALVIN

AT5556

Penal Code section 1170(e)

Sentencing Court: Los Angeles

Motion: Decline to recommend to the court that Alvin Hunt's sentence be recalled and that Alvin Hunt be resentenced based on a finding that he poses a current risk of danger to public safety because of his continued mobility, ability to perform his activities of daily living, and proposed parole plans to live at a residential care facility.

Motion by: Sharrieff

Second by: Roberts

Not Present:

Abstained:

Decision: Motion approved by a majority of the commissioners present.

MURPHY, MICHAEL
D43034

Referred by Chief Counsel

Sentencing Court: Los Angeles

Motion: Vacate the panel's September 24, 2019 decision to deny parole and schedule a new hearing on the next available calendar.

Motion by: Barton

Second by: Long

Not Present:

Abstained: Anderson

Decision: Motion approved by a majority of the commissioners present.

FOLEY, JAMES
G01630

Governor-referred pursuant to Penal Code section 3041.1

Sentencing Court: Santa Clara

Motion: Refer for a rescission hearing to consider whether the panel's September 10, 2019 grant of parole was improvident, based on the concerns cited in the Governor's referral letter dated January 3, 2020.

Motion by: Schneider

Second by: Ruff

Not Present: Barton

Abstained:

Decision: Motion approved by a majority of the commissioners present.

HANCOCK, CARL
H43946

Governor-referred pursuant to Penal Code section 3041.1

Sentencing Court: San Joaquin

Motion: Affirm the panel's July 31, 2019 decision to grant parole, as articulated in the panel's proposed decision.

Motion by: Chappell

Second by: Sharrieff

Not Present: Cassady

Abstained: Anderson, Minor, Schneider

Decision: Motion approved by a majority of the commissioners present.

HODGES, DANUAL
H91281

Governor-referred pursuant to Penal Code section 3041.1

Sentencing Court: Los Angeles

Motion: Affirm the panel's July 31, 2019 decision to grant parole, as articulated in the panel's proposed decision.

Motion by: Long

Second by: Castro

Not Present: Dobbs

Abstained: Anderson, Chappell

Decision: Motion approved by a majority of the commissioners present.

SCHWARTZLER, AUSTIN
AT3729

Governor-referred pursuant to Penal Code section 3041.1

Sentencing Court: El Dorado

Motion: Affirm the panel's August 28, 2019 decision to grant parole, as articulated in the panel's proposed decision. The Board also orders the special condition of parole that Austin Schwartzler parole to a county other than his county of last legal residence (El Dorado County).

Motion by: Minor

Second by: Ruff

Not Present:

Abstained: Gutierrez

Decision: Motion approved by a majority of the commissioners present.

TAYLOR, JOHN
P29890

Governor-referred pursuant to Penal Code section 3041.1

Sentencing Court: Sacramento

Motion: Affirm the panel's August 15, 2019 decision to grant parole, as articulated in the panel's proposed decision.

Motion by: Cassady

Second by: Grounds

Not Present: Dobbs

Abstained:

Decision: Motion approved by a majority of the commissioners present.

WILLIAMS, GERALD
C93300

Governor-referred pursuant to Penal Code section 3041.1

Sentencing Court: San Bernardino

Motion: Affirm the panel's July 19, 2019 decision to grant parole, as articulated in the panel's proposed decision.

Motion by: Roberts

Second by: Schneider

Not Present: Barton

Abstained:

Decision: Motion approved by a majority of the commissioners present.

VALENZUELA, JOAQUIN
E63809

Governor-referred pursuant to Penal Code section 3041.1

Sentencing Court: Los Angeles

Motion: Affirm the panel's August 13, 2019 decision to grant parole, as articulated in the panel's proposed decision.

Motion by: Castro

Second by: Schneider

Not Present: Roberts

Abstained: Ruff

Decision: Motion approved by a majority of the commissioners present.

**ALVARADO, RAY
T80719**

Tie Vote pursuant to Penal Code section 3041

Sentencing Court: Orange

Motion: The Board finds Ray Alvarado does not pose a current unreasonable risk of danger and grants parole for the reasons stated by the panel member who voted to grant parole at Ray Alvarado's December 18, 2019 hearing.

Motion by: Barton

Second by: Long

Not Present: Ruff

Abstained:

Decision: Motion approved by a majority of the commissioners present.