



AGENDA

BOARD OF PAROLE HEARINGS

Executive Board Meeting

MONDAY, JUNE 15, 2020

CLOSED SESSION

(All times and the order of business are approximate and subject to change)

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

1. Establishing the Record and Deliberations Using the Structured Decision Making Framework, presented by Jennifer Shaffer, Executive Officer, and Jessica Blonien, Chief Counsel



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MONDAY, JUNE 15, 2020

NOTICE OF TELEPHONIC MEETING

In compliance with Executive Order N-29-20 and to minimize the spread and mitigate the effects of COVID-19, the Board of Parole Hearings has arranged for Board commissioners, interested parties, and members of the public to participate in the June 15-16, 2020 Executive Board Meeting by telephone. Please note that Executive Order N-29-20 supersedes prior Executive Order N-25-20 and allows the Board to hold meetings entirely via remote-meeting technology. Therefore, the Board is no longer required to provide a physical location in connection with the meeting. Accordingly, public comment, including comments on en banc cases, may be made telephonically at 1-877-601-3547, participant code 6281453.

For disability related accommodations, please contact the BPH Americans with Disabilities Act Coordinators at (916) 445-4490 or (916) 319-9674, at least five (5) working days prior to the scheduled meeting.

BPH Agenda Webpage:

<https://www.cdcr.ca.gov/bph/executive-board-meetings-overview/meeting-agenda/>

OPEN SESSION

(All times and the order of business are approximate and subject to change)

START TIME: 11:00 a.m.

Call in number: 1-877-601-3547

Participant Code: 6281453

MEETING CALLED TO ORDER

1. Roll Call

CONSENT CALENDAR

2. Approval of the draft minutes from the May 19, 2020 Board of Parole Hearings Executive Board Meeting.
3. Approval of the Parole Suitability Hearings and Backlog Report for June 2020.
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
 - Outreach
 - Confidential phone calls between inmates and attorneys
 - Covid-19 Update
7. Report from Chief Counsel
 - New Panel Attorney Program update
8. Report from Chief Deputy of Field Operations
 - Staffing update
9. Report from Chief Psychologist
 - Outreach

EN BANC REFERRAL

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

A. BAKER, GENE
J94312
Sentencing Court: Fresno

11. 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.

B. BARAJAS, JOSE

K92078

Sentencing Court: Los Angeles

C. DIAZ, DAVID

P61959

Sentencing Court: Los Angeles

D. FLETCHER, GREGORY

C41111

Sentencing Court: Los Angeles

E. GARCIA, LARRY

D77688

Sentencing Court: Los Angeles

F. GUERRERO, CARLOS

G18772

Sentencing Court: Riverside

G. HAYMOND, TYRONE

C03269

Sentencing Court: Los Angeles

H. HUGHES, GEORGE

C60663

Sentencing Court: Contra Costa

I. PABON, TRACEY

C84831

Sentencing Court: San Luis Obispo

J. REESE, MARY

W72019

Sentencing Court: Los Angeles

K. WALKER, OMAR

J97770

Sentencing Court: Los Angeles

OPEN COMMENTS

12. BPH Commissioners – Agenda Items for Future Meetings

13. Public Comment – Comments are limited to five minutes. Comments will not be allowed for items already subject to public comment and decided by the Board. 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.

MEETING RECESSED TO TUESDAY, JUNE 16, 2020



AGENDA

BOARD OF PAROLE HEARINGS Executive Board Meeting

MONDAY, JUNE 15, 2020

CLOSED SESSION

(All times and the order of business are approximate and subject to change)

START TIME: Upon Recess of Public Session

Discussion

En Banc Referral – Pardons and Commutations

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 or consideration is expressly prohibited by statute.")



AGENDA

BOARD OF PAROLE HEARINGS Executive Board Meeting

TUESDAY, JUNE 16, 2020

CLOSED SESSION

(All times and the order of business are approximate and subject to change)

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

Ensuring Consistent and Uniform Application of the Unreasonable Risk of Current Dangerousness Standard, presented by Jennifer Shaffer, Executive Officer, and Jessica Blonien, Chief Counsel



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BOARD OF PAROLE HEARINGS Executive Board Meeting

TUESDAY, JUNE 16, 2020

NOTICE OF TELEPHONIC MEETING

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OPEN SESSION

(All times and the order of business are approximate and subject to change)

START TIME: 10:00 a.m.

Call in number: 1-877-601-3547

Participant Code: 6281453

MEETING RECONVENED (Continued from June 15, 2020)

14. Roll Call

EN BANC REFERRALS

15. Referral by the Chief Counsel pursuant to Penal Code section 3041(b) and California Code of Regulations, title 15, section 2042 to assure complete, accurate, consistent and uniform decisions and the furtherance of public safety. Members of the public may address the Board for a period not to exceed five (5) minutes.

L. GLOVER, ROCKY

C35738

Sentencing Court: Los Angeles

The Board to consider whether there was an error of law in application of the Americans with Disabilities Act.

M. OLMEDA, ALBERT

H21347

Sentencing Court: Los Angeles

The Board to consider new confidential information dated March 25, 2020.

16. Referral by the Governor pursuant to Penal Code section 3041.1 and California Code of Regulations, title 15, section 2044, subdivision (b), to request review of a parole decision by the full Board. Members of the public may address the Board for a period not to exceed five (5) minutes.

N. BRAMBLES, MICHAEL

K26517

Sentencing Court: Los Angeles

O. COWLES, MICHAEL

J44576

Sentencing Court: Orange

P. DANIEL, JOHN

B62053

Sentencing Court: Alameda

Q. FITZPATRICK, MARK

P14990

Sentencing Court: Los Angeles

R. GIBSON, JEFFREY

J83580

Sentencing Court: Orange

S. MAYORGA, OSCAR

C17327

Sentencing Court: San Francisco

T. MCDOWELL, CEASAR

T88668

Sentencing Court: Riverside

U. POST, ERIC

K22842

Sentencing Court: Los Angeles

V. QUARLES, WOODROW

T07293

Sentencing Court: Fresno

W. RODRIGUEZ, FELIPE

K06374

Sentencing Court: Los Angeles

X. THOMPSON, DARYL

K90945

Sentencing Court: Santa Clara

17. Referral pursuant to Penal Code section 3041 when there is a tie vote. Public comment is prohibited pursuant to Penal Code section 3041, subdivision (e).

Y. CASTRO, ELIO

D36836

Sentencing Court: Orange

Z. HIGH, JONATHON

K45775

Sentencing Court: Ventura

OPEN COMMENTS

18. Public Comment – Comments are limited to five minutes. Comments will not be allowed for items already subject to public comment and decided by the Board. 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 for the above cases 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 Website at the following address:

<https://www.cdcr.ca.gov/bph/executive-board-meetings-overview/enbanc/>

CLOSED SESSION – EN BANC REFERRALS

Pursuant to Government Code section 11126, subdivision (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