BOARD OF PAROLE HEARINGS
Executive Board Meeting
November 23 & 24, 2020

November 23, 2020

Meeting called to order at 10:02 a.m.

Roll Call: Commissioners Anderson, Barton, Cassady, Chappell, De la Torre, Dobbs,Grounds, Gutierrez,Long, Minor, Ruff, San Juan, Schneider, Sharrieff, Sullivan, Taira, and Thornton present.

Commissioner ANDERSON stated that the majority of currently-appointed commissioners are present.

In compliance with Executive Order N-28-20, and to minimize the spread and mitigate the effects of COVID-19, the meeting was conducted by telephone.

CONSENT CALENDAR

Commissioner GROUNDS MOVED to approve the consent calendar.
Commissioner CASSADY seconded the motion, which carried unanimously, with Commissioner BARTON abstaining.

REPORTS

Report from Executive Officer, Jennifer Shaffer
SHAFFER provided an update on recent outreach conducted with a variety of entities concerning the status of discretionary parole in California, including presentations by videoconference to Berkeley High School students, law students at UC Davis and the University of Minnesota, criminologists working on a national project called "Prison Release Discretion: Degrees of Indeterminacy" on behalf of Arnold Ventures, the California Committee on Revision of the Penal Code, and the Council of State Governments Justice Center.

SHAFFER also reported on virtual training provided to Board members and staff sponsored by the Association of Paroling Authorities International and the National Institute of Corrections, including:

- "Transgender 101," by Adrien Lawyer, Co-Director of the Transgender Resource Center of New Mexico,
- "Understanding Implicit and Explicit Bias in Parole Board Decision-Making," by Dr. Brandon Matthews
- "Victims' Rights; the Positive Impact They Can Have," by Meg Garvin, Executive Director of the National Crime Victim Law Institute
- "Gendered Parole: An Exploration of Trauma-Informed and Gender-Responsive Approaches to Parole," by Silvie Blanchet of the National Parole Board of Canada

- "Why Paroling Authorities Should Integrate Risk/Needs/Responsivity (or RNR) and Desistance: The Importance of Assessing Protective Factors" by Dr. Ralph Serin, Director of the Criminal Justice Decision-Making Laboratory at Carleton University.
- A three-part series on Becoming Trauma-Informed and Moving to Trauma Responsive by: Maureen Buell, Correctional Program Specialist from the National Institute of Corrections, Dr. Stephanie Covington, Co-Director of the Center for Gender and Justice, and Dr. Nena Messina, Research Criminologist at UCLA Integrated Substance Abuse Programs and President of Envisioning Justice Solutions, Inc.

Report from Chief Counsel, Jessica Blonien
TIFFANY SHULTZ, Assistant Chief Counsel, stated that the Office of Administrative Law has approved the Board's request to repeal its term calculation regulations. Details of the approved regulatory package is on the Board's website.

EN BANC REFERRALS

Referral by the Governor pursuant to Penal Code section 4802 to review a pardon application.

A. DUONG, SAMATH
CASE# SA043314-01

No speakers.

Referral by the Governor pursuant to Penal Code section 4802 to review a commutation application.

B. BISHOP, SUZANNE
W71762

ANALISA ARNOLD, COLIN MEINIRTH and MARILYN BISHOP supported the application.

C. CARSON, DOUGLAS
F75302

ILEAN RICHARD, Los Angeles County District Attorney'sOffice, opposed the application.

D. COOPER, YVETTE
W89126

PHYLLIS SHESS, San Diego County District Attorney's Office opposed the application.

E. ELERICK, GARY
F64932

THERESA ELERICK, DEBORAH SHAW, KIMBERLY ALLIES and ANGELA ELERICK supported the application.

AARON WEST, Santa Clara County District Attorney's Office, took no position on the commutation application, but submitted that, if granted, the inmate should be subject to the parole consideration process.

F. ESCARENO, ROBERT
H83031

MILENA BLAKE, attorney, supported the application.

ILEAN RICHARD, Los Angeles County District Attorney's Office, opposed the application.

G. HENDERSON, RODNEY
K58552

MILENA BLAKE, attorney, UCEVRAH OSBY, VALERIE HENDERSON GRAY and CLARENCE GRAY supported the application.

ILEAN RICHARD, Los Angeles County District Attorney's Office, opposed the application.

H. MARTINEZ, RUDY
F65030

ADELA BARAJAS, MARTIN LARA and MARTHA TORRES supported the application.

ILEAN RICHARD, Los Angeles County District Attorney's Office, opposed the application.

I. SIMS, DWAYNE
V69849

ILEAN RICHARD, Los Angeles County District Attorney's Office, opposed the application.

OPEN COMMENT

VANESSA NELSON-SLOANE, Life Support Alliance, thanked the Board for making available the training materials from the October training week. She expressed concern about a recent panel's comments regarding the effect of childhood trauma on the inmate. She regretted the refusal of the Department of Corrections and Rehabilitation to provide inmates with mental health information.

ADELA BARRAJAS recommended a survey, Crime Victims' Voices, to the Board.

Meeting recessed at 11:27 a.m.

November 24, 2020

Meeting called to order at 10:03 a.m.

Roll Call: Commissioners Anderson, Barton, Cassady, Chappell, De la Torre, Dobbs, Grounds, Gutierrez, Long, Minor, Ruff, San Juan, Schneider, Sharrieff, Sullivan, Taira, and Thornton present.

Commissioner ANDERSON stated that the majority of currently-appointed commissioners are present.

In compliance with Executive Order N-28-20, and to minimize the spread and mitigate the effects of COVID-19, the meeting was conducted by telephone.

EN BANC REFERRALS

Referral by 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.

J. MCKINLEY, TERRY
C94117

ILEAN RICHARD, Los Angeles County District Attorney's Office, recommended ordering a rescission hearing.

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.

K. ALVAREZ-OROZCO, ORLANDO
BB1474

KAREN MITCHELL, Fresno County District Attorney's Office, recommended ordering a rescission hearing.

L. BRYANT, WAYNE
K95857

ILEAN RICHARD, Los Angeles County District Attorney's Office, recommended ordering a rescission hearing.

M. BURKE, CARL
P67699

PHYLLIS SHESS, San Diego County District Attorney's Office, recommended ordering a rescission hearing.

N. CASTRO, ELIO
D36836

JOHN CASTRO and ALISON HARDY supported the parole grant.

O. DIAZ, SERGIO
G19642

ILEAN RICHARD, Los Angeles County District Attorney's Office, recommended ordering a rescission hearing.

P. LATHAM, YVONNE
WA5302

No speakers.

Q. LEDBETTER, ROBERT
C58066

PHYLLIS SHESS, San Diego County District Attorney's Office, recommended ordering a rescission hearing.

R. MADDEN, BARRY
C25361

No speakers.

S. MCKINLEY, TERRY
C94117

ILEAN RICHARD, Los Angeles County District Attorney's Office, recommended ordering a rescission hearing.

T. REGALDO, ALFREDO
E77977

No speakers.

U. SANDERS, BRANDON
G68682

ILEAN RICHARD, Los Angeles County District Attorney's Office, recommended ordering a rescission hearing.

V. TURNER, ISHMAEL
H49812

KEITH WATTLEY, attorney, TONYA TURNER and YANY MOHAMMED-KINETTEL supported the parole grant.

Referral by a hearing panel member pursuant to Penal Code section 3041(a)(5) and California Code of Regulations, title 15, section 2044(a) to request review of a parole decision by the full board.

W. PARKS, JOANN
W47628

ALEX SIMPSON, JASMIN HARRIS, KATHLEEN Mc GUIRE, JUSTIN BROOKS, ANITA REGINA CASTELLANOS, MARY ROSS, TAMMY GARVIN, GREG GORBETT, ALISSA BJERKHOEL, KATHERINE DEAN, KATHLEEN PATE, CAROL LOWE, JOHN LENTINI, ADRIENNE ROBERTS, RAQUEL COHEN, AUDREY Mc GINN,NIKKI SEMANTIK, MELODY RYAN, KELLY SAVAGE, CAROLYN SUTTON, and BRANDI PALIANO supported the parole grant.

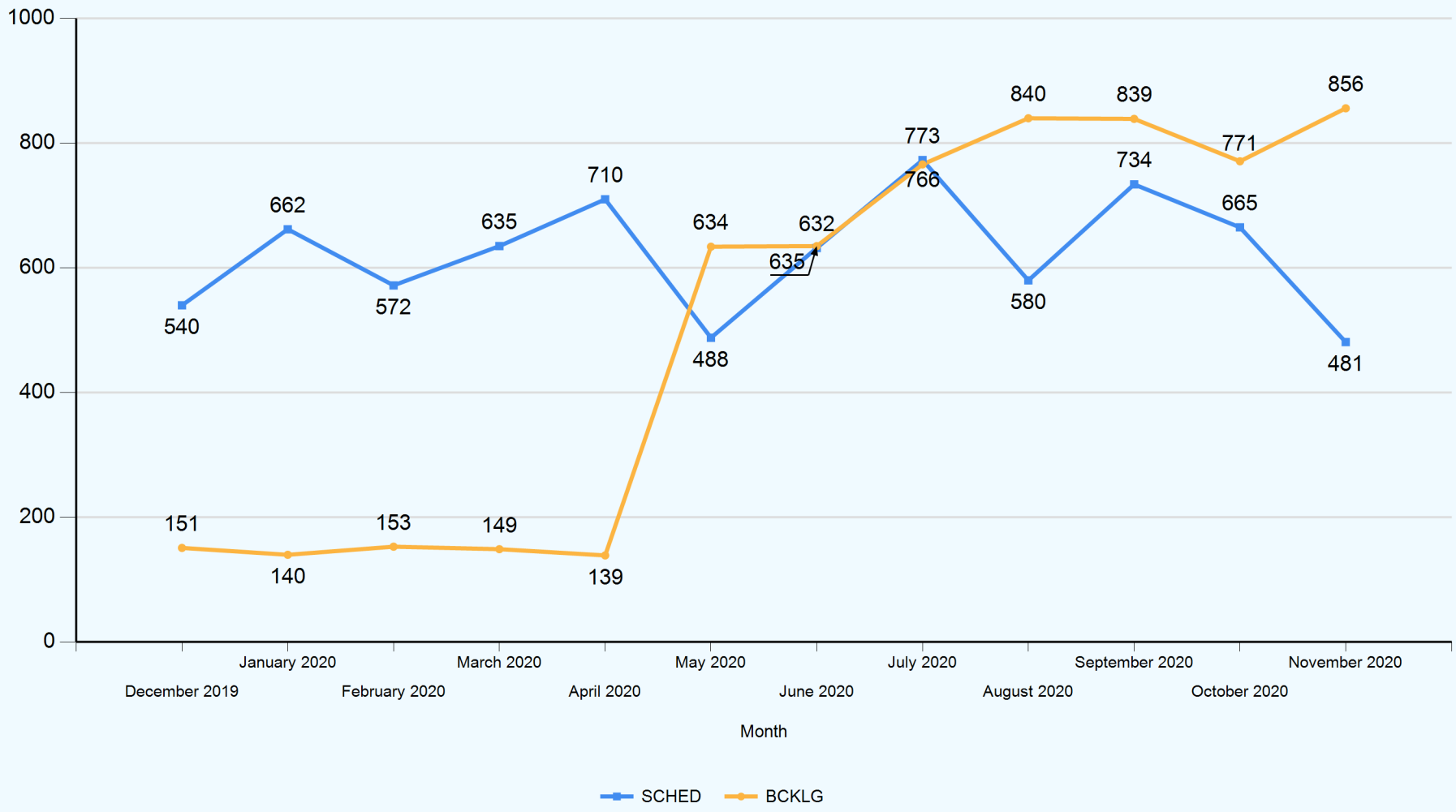
TRACY GASTELUN, Los Angeles County District Attorney's Office, recommended ordering a rescission hearing.

OPEN COMMENT

VANESSA NELSON-SLOANE, Life Support Alliance, expressed concern that some comprehensive risk assessments cite allegations of criminal conduct for which the inmate was not convicted. NELSON-SLOANE requested that clinicians' interviews with

the inmate be recorded, especially now that interviews are conducted by videoconference, which can be easily recorded.

PHYLLIS SHESS, San Diego County District Attorney's Office, commended the Board's response to the technical challenges posed by the COVID-19 crisis.

Meeting adjourned at 12:07 p.m.

Board of Parole Hearings
Scheduled and Backlog Hearings Report
Penal Code Section 3041(d)
December, 2020