BOARD OF PAROLE HEARINGS
Executive Board Meeting

February 16, 2020

Meeting called to order at 10:07 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 and online.

CONSENT CALENDAR

Approval of Motion for Hearing with Procedural Errors.

A. HEATH, SYLVESTER
F37526

Motion: Vacate the panel's January 14, 2021 decision and schedule a new hearing in order to comply with the recording requirement in Penal Code section 3041.5, subdivision (a)(4).

Commissioner CASSADY moved to approve the consent calendar.
Commissioner DOBBS seconded the motion, which carried unanimously.

REPORTS

Report from Executive Officer, Jennifer Shaffer
SHAFFER stated that the Board will file regulations with the Office of Administrative Law, to comply with the *Gadlin* decision.

Report from Chief Counsel, Jessica Blonien
BLONIEN discussed the *Palmer* California Supreme Court decision. She stated that the Office of Administrative Law has approved the Board's emergency regulations regarding comprehensive risk assessments.

Report from Chief Deputy, Field Operations, Rhonda Skipper-Dotta
SKIPPER-DOTTA introduced recently-appointed deputy commissioners.

Report from Chief Psychologist, Forensic Assessment Division, Dr. Cliff Kusaj
KUSAJ congratulated senior psychologists on their promotion. He stated that the Board has recently appointed nine psychologists and provided training on-line and by videoconference.

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.

B. MAGEE, RAY
J51257

Friends and family supported the parole grant.

Community members, and a representative from the San Bernardino County District Attorney's Office, recommended ordering a rehearing.

C. MARQUEZ, FRANK
AF0558

Family members supported the parole grant.

D. PATTERSON, EDDIE
D07938

A friend supported the parole grant.

A representative from the Stanislaus County District Attorney's Office, recommended ordering a rehearing.

E. YOUNG, DORIS
W81730

A friend supported the parole grant.

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.

F. BROWN, BRIAN
V60699

Friends and family supported the parole grant.

G. HIMMELBERGER, KRISTIN
K40604

Friends and family and Charles Carbone, attorney, supported the parole grant.

A victim and representative from the Alameda County District Attorney's Office, recommended ordering a rescission hearing.

H. LUNDIEN, KENNETH
D10320

No speakers.

I. RASMUSSEN, VIGGO
H93419

No speakers.

J. TORRES, JOSE
P53477

No speakers.

K. WIMBERLY, REGINALD
D82084

Friends and family supported the parole grant.

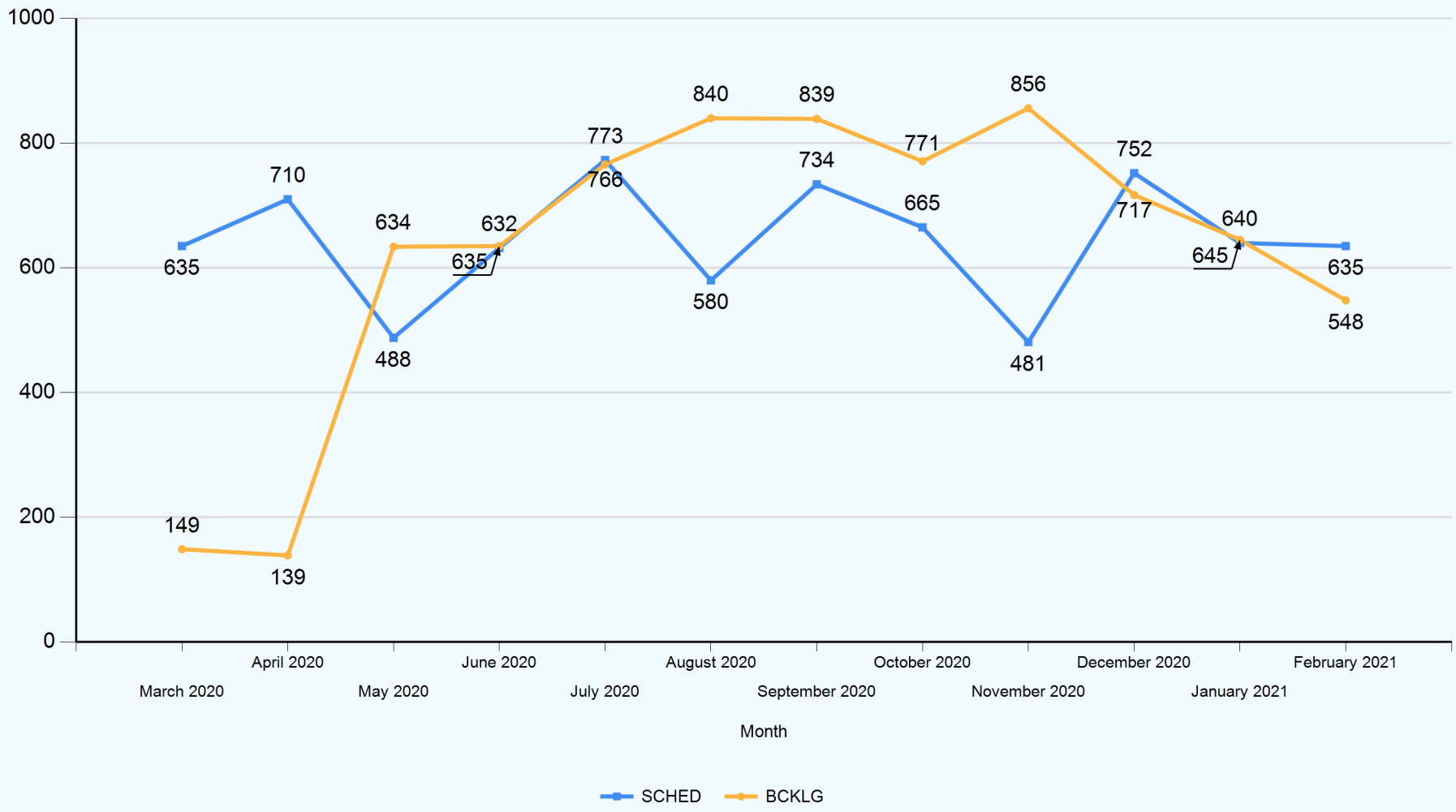
OPEN COMMENT

CHRISTINE WARD, I-Can, thanked the Board for its sensitive treatment of victims at hearings.

VANESSA NELSON-SLOANE, Life Support Alliance, stated that deputy district attorneys are not the victims' representative at hearings. She requested that more information be provided to victims and inmates' family members.

WILLIAM PALMER expressed concern about the imposition of punitive parole conditions.

Meeting recessed at 12:44 p.m.

Meeting reconvened and adjourned at 2:45 p.m.

Board of Parole Hearings
Scheduled and Backlog Hearings Report
Penal Code Section 3041(d)
March, 2021