



AGENDA

BOARD OF PAROLE HEARINGS Executive Board Meeting

MONDAY, SEPTEMBER 20, 2021

BPH Agenda Webpage: <https://www.cdcr.ca.gov/bph/meeting-agenda/>

NOTICE OF VIRTUAL 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 virtually in the September 20-21, 2021, Executive Board Meeting.

To ensure successful participation in the meeting, members of the public are encouraged to go to the Board's webpage at <https://www.cdcr.ca.gov/bph/meeting-agenda/> and review the documents titled "Public Comment Videoconference Tips for Success" and "How to Join a MS Teams Executive Board Meeting."

To join the meeting by video, use a computer or mobile device to access this link: <https://tinyurl.com/hatubkzu>. The Board utilizes Microsoft Teams for virtual participation, which may require the user to download the application. Participants should refer to the "How to Join a MS Teams Executive Board Meeting" document on the Board's agenda webpage for further instructions. **TO MINIMIZE DISRUPTION, PLEASE LOG INTO THE MEETING AT LEAST FIVE (5) MINUTES EARLY.**

To join the meeting by telephone, dial (916) 701-9994 and enter the following phone conference ID code when prompted: 475 266 651#.

Those wishing to speak should complete and submit a speaker card before the meeting to Sylvia.Paredes@cdcr.ca.gov. The speaker card is available on the Board's website at <https://www.cdcr.ca.gov/bph/meeting-agenda/>. You may also call (916) 322-4752 to register your speaker information. If the telephone number goes to voicemail, please leave the information on the recording so the moderator may appropriately identify you when it is your time to speak. You may submit the speaker card any time after this agenda is posted.

Public comment may also be submitted in writing and should be emailed to BPHEXE.BRDMEETING@cdcr.ca.gov. Written comments must be received by 12:00 p.m. on September 20, 2021, to ensure consideration by a majority of appointed commissioners.

Our September Executive Board Meeting has a large number of cases on the agenda. In order to allow time for everyone to make comments, we will limit public comments to two minutes per speaker. We understand you have important information to convey, thus we strongly encourage you to submit written testimony before the hearing by emailing it to BPHEXE.BRDMEETING@CDCR.CA.GOV. Please note that any written testimony submitted is considered public comment, and so long as it is timely submitted (by 12:00 p.m. the day of the vote), it will be considered before the Commissioners vote. If you submit written comments, there is no need to repeat these comments orally at our meeting. Board members review written comments before deliberating and voting on all issues pending before the Board.

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.

OPEN SESSION

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

START TIME: 9:00 a.m.

Video: <https://tinyurl.com/hatubkzu>

Call in number: (916) 701-9994

Phone Conference ID Code: 475 266 651#

MEETING CALLED TO ORDER

1. Roll Call

CONSENT CALENDAR

2. Approval of the Draft Minutes from the August 16-17, 2021 Board of Parole Hearings Executive Board Meeting.
3. Approval of the Parole Suitability Hearings and Backlog Report for September 2021.

4. Approval of Motion for Hearings with Procedural Errors

A. MORALES, ROBERT

P27996

Sentencing Court: San Luis Obispo

Motion: Vacate the panel's August 10, 2021 decision and schedule a new hearing in order to comply with the recording requirement in Penal Code section 3041.5, subdivision (a)(4).

5. Public Comment – Comments are limited to a maximum of two (2) 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.

REPORTS

6. Report from Chief Counsel
- Proposed Regulations
7. Report from Chief Deputy of Program Operations
- Access to Central File and SOMS
 - Changes to Attorney Appointment Program

EN BANC REFERRALS

8. 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 two (2) minutes.

B. BASUA, GARY

P00894

Sentencing Court: Los Angeles

The board to consider new confidential information dated September 2, 2021.

C. COTTLE, LAWRENCE

K87775

Sentencing Court: Los Angeles

The board to consider new confidential information dated June 14, 2021.

D. DEWBERRY, RONNIE

C35671

Sentencing Court: Alameda

The board to consider new information regarding Dewberry's conduct on August 21, 2021.

E. MARTIN, DARIUS

P87835

Sentencing Court: Riverside

The board to consider new confidential information dated September 9, 2021.

F. WHITE, RAYMOND

E15523

Sentencing Court: San Joaquin

The board to consider new confidential information dated September 7, 2021, and new disciplinary information dated July 27, 2021.

9. 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 a majority of appointed commissioners. Members of the public may address the Board for a period not to exceed two (2) minutes.

G. AGUILERA, RICHARD

K73373

Sentencing Court: Fresno

H. BERRY, ROBIN

K40098

Sentencing Court: Los Angeles

I. DENIS, ANTHONY

H74097

Sentencing Court: Los Angeles

J. HOLLY, DAVID

J14950

Sentencing Court: Sutter

K. HULTMAN, ERIC

K42268

Sentencing Court: Merced

- L. LEMUS, ARMANDO**
AW3615
Sentencing Court: Tulare
- M. LOPEZ, JOSE**
P28231
Sentencing Court: San Diego
- N. MEDRANO, JOSE**
J59002
Sentencing Court: Los Angeles
- O. MONTGOMERY, BRIAN**
H16875
Sentencing Court: El Dorado
- P. MOORE, GARY**
D47623
Sentencing Court: Sonoma
- Q. PANTOJA, JORGE**
T76093
Sentencing Court: Humboldt
- R. SPAIN, MELVIN**
P79078
Sentencing Court: Humboldt
- S. TOLBERT, BARRY**
AA8003
Sentencing Court: Riverside
- T. DIAZ, FRANCISCO**
P34156
Sentencing Court: Los Angeles
- U. DIXON III, CLIFFORD**
F10410
Sentencing Court: Riverside
- V. GIJADA, BERNARDINO**
AE1064
Sentencing Court: Ventura

W. GLAVIS, GEORGE
J04178
Sentencing Court: Los Angeles

X. HERMOSURA, JEROME
K11330
Sentencing Court: San Diego

Y. HILL, JOE
K44211
Sentencing Court: San Diego

Z. HUNTER, BOBBY
J05704
Sentencing Court: Butte

AA. LAO, KUE
K91134
Sentencing Court: Fresno

BB. LOPEZ, MOISES
E72028
Sentencing Court: Fresno, Madera

OPEN COMMENTS

10. BPH Commissioners – Agenda Items for Future Meetings

11. Public Comment – Comments are limited to two (2) 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



AGENDA

BOARD OF PAROLE HEARINGS Executive Board Meeting

MONDAY, SEPTEMBER 20, 2021

CLOSED SESSION

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

START TIME: Upon Recess of Open Session

Discussion

En Banc Referrals

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.")

MEETING RECESSED TO SEPTEMBER 21, 2021



AGENDA

BOARD OF PAROLE HEARINGS Executive Board Meeting

TUESDAY, SEPTEMBER 21, 2021

BPH Agenda Webpage: <https://www.cdcr.ca.gov/bph/meeting-agenda/>

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Call in number: (916) 701-9994

Phone Conference ID Code: 606 903 831#

MEETING CALLED TO ORDER

12. Roll Call

EN BANC REFERRALS

13. 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 a majority of appointed commissioners. Members of the public may address the Board for a period not to exceed two (2) minutes.

CC. LOPEZ, TOMMY

F42648

Sentencing Court: Los Angeles

DD. LORANCE, WILLIAM

P77507

Sentencing Court: Orange

EE. OWENS, VERNELL
C42115
Sentencing Court: Alameda

FF. RICKERT, RYAN
D75999
Sentencing Court: Los Angeles

GG. SAETEURN, CHAN
V71854
Sentencing Court: Sacramento

HH. SCOTT, RAYMOND
E76911
Sentencing Court: Solano

II. SMITH, GREGORY
P60480
Sentencing Court: Los Angeles

JJ. SOUZA, MICHAEL
P29196
Sentencing Court: Alameda

KK. WILLIAMS, REGINALD
J73312
Sentencing Court: Los Angeles

LL. ZAPATA, MIGUEL
K64314
Sentencing Court: Los Angeles

MM. ARMSTONG, MARCUS
P38706
Sentencing Court: Santa Clara

NN. BANKS, MAURICE
C30151
Sentencing Court: Alameda

OO. CARROLL, ALPHONSO
D66049
Sentencing Court: Los Angeles

PP. COTTRELL, DALE
P44493
Sentencing Court: Madera

QQ. COX, WILLIAM
T56615
Sentencing Court: Sacramento

RR. ESTRADA, ALFRED
D18721
Sentencing Court: Tulare

SS. GONZALES, DOMINGO
P27884
Sentencing Court: Fresno

TT. HIGHTOWER, THOMAS
J98566
Sentencing Court: Sacramento

UU. MEARIS, DANNY
T02235
Sentencing Court: Santa Clara

VV. NAVARRO, DAVID
C08983
Sentencing Court: San Bernardino

WW. RABY, KEVIN
T95382
Sentencing Court: San Mateo

XX. REED, MAURICE
AE1506
Sentencing Court: Solano

YY. ROCHON, TERRANCE
P02485
Sentencing Court: Los Angeles

ZZ. SINAY, ANTHONY
J01032
Sentencing Court: San Luis Obispo

AAA. TINSLEY, DELBERT

P92286

Sentencing Court: Stanislaus

BBB. TRAN, QUANG

P09924

Sentencing Court: Santa Clara

CCC. TURNER, ROY

K74685

Sentencing Court: Tehama

DDD. WATTS, JEROME

G39733

Sentencing Court: Los Angeles

OPEN COMMENTS

14. BPH Commissioners – Agenda Items for Future Meetings

15. Public Comment – Comments are limited to two (2) 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



AGENDA

BOARD OF PAROLE HEARINGS Executive Board Meeting

TUESDAY, SEPTEMBER 21, 2021

CLOSED SESSION

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

START TIME: UPON RECESS OF OPEN SESSION

Discussion

Overview of Pending Litigation and Writs of Habeas Corpus Pursuant to Government Code section 11126, subdivision (e)(1)

(Nothing in this article shall be construed to prevent a state body, based on the advice of its legal counsel, from holding a 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.)

Issues

1. *Armstrong* Remedial Plan Compliance and update on *Plata v. Newsom*, No. 4:01-cv-01351-JST (N.D. Cal.), presented by Jessica Blonien, Chief Counsel

En Banc Referrals

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

SEPTEMBER 21, 2021

OPEN SESSION

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

START TIME: UPON COMPLETION OF CLOSED SESSION

ADJOURNMENT

Open session called to adjourn the September 20-21, 2021, Board of Parole Hearings Executive Board Meeting.