



En Banc Decisions **BOARD OF PAROLE HEARINGS**

Tuesday, January 17, 2022

ATLAS, TYSON
AB0785

Governor-referred pursuant to Penal Code section 4802 to review a commutation application

Sentencing Court: San Bernardino

Motion: On the application of Tyson Atlas for commutation, the Board with the majority of commissioners present concurring, hereby makes the recommendation required by Penal Code section 4813 for the Governor to grant a commutation.

Motion by: Long

Second by: Cassady

Not Present: Barton, Chappell, Dobbs, Garland, Minor, Muniz, Nwajei, Purcell, Sullivan

Abstained:

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

CANO, CARLOS

P07818

Governor-referred pursuant to Penal Code section 4802 to review a commutation application

Sentencing Court: Los Angeles

Motion: On the application of Carlos Cano for commutation, the Board with the majority of commissioners present concurring, hereby makes the recommendation required by Penal Code section 4813 for the Governor to grant a commutation.

Motion by: Ruff

Second by: Schneider

Not Present: Barton, Chappell, Dobbs, Garland, Minor, Muniz, Nwajei, Purcell, Sullivan

Abstained:

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

CHAVEZ, RAUL

F77990

Governor-referred pursuant to Penal Code section 4802 to review a commutation application

Sentencing Court: Los Angeles

Motion: On the application of Raul Chavez for commutation, the Board with the majority of commissioners present concurring, hereby makes the recommendation required by Penal Code section 4813 for the Governor to grant a commutation.

Motion by: Sharrieff

Second by: Schneider

Not Present: Barton, Chappell, Dobbs, Garland, Minor, Muniz, Nwajei, Purcell, Sullivan

Abstained:

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

LOFTIS, MARTIN

H51235

Governor-referred pursuant to Penal Code section 4802 to review a commutation application

Sentencing Court: Los Angeles, Imperial

Motion: On the application of Martin Loftis for commutation, the Board with the majority of commissioners present concurring, hereby makes the recommendation required by Penal Code section 4813 for the Governor to grant a commutation.

Motion by: Thornton

Second by: O'Meara

Not Present: Barton, Chappell, Dobbs, Garland, Minor, Muniz, Nwajei, Purcell, Sullivan

Abstained:

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

SANDERS, GREGORY

C38274

Governor-referred pursuant to Penal Code section 4802 to review a commutation application

Sentencing Court: Los Angeles

Motion: On the application of Gregory Sanders for commutation, the Board with the majority of commissioners present concurring, hereby makes the recommendation required by Penal Code section 4813 for the Governor to grant a commutation.

Motion by: Cassady

Second by: Long

Not Present: Barton, Chappell, Dobbs, Garland, Minor, Muniz, Nwajei, Purcell, Sullivan

Abstained:

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

CLARK, DAMONE

D57043

Referred by the Chief Counsel under California Code of Regulations, title 15, section 2450 et seq.

Sentencing Court: Los Angeles

Motion: Refer the panel's July 28, 2022 grant of parole for a rescission hearing based on new information regarding Damone Clark's alleged institutional misconduct.

Motion by: Cassady

Second by: Ruff

Not Present: Barton, Chappell, Dobbs, Garland, Minor, Muniz, Nwajei, Purcell, Sullivan

Abstained:

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

ELLIS, CALEB

AH4625

Referred by the Chief Counsel under Penal Code 3041, subdivision (b)

Sentencing Court: Alameda

Motion: Vacate the panel's October 6, 2022 decision to grant parole and schedule a new hearing on the next available calendar.

Motion by: Cassady

Second by: Schneider

Not Present: Barton, Chappell, Dobbs, Garland, Minor, Muniz, Nwajei, Purcell, Sullivan

Abstained:

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

HOLLIS, THERMAN

G13175

Referred by the Chief Counsel under Penal Code 3041, subdivision (b)

Sentencing Court: Sacramento

Motion: Vacate the panel's October 12, 2022 decision to grant parole and schedule a new hearing on the next available calendar.

Motion by: Ndudim

Second by: Taira

Not Present: Barton, Chappell, Dobbs, Garland, Minor, Muniz, Nwajei, Purcell, Sullivan

Abstained:

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

JONES, SCOTT

H79223

Referred by the Chief Counsel under Penal Code 3041, subdivision (b)

Sentencing Court: Shasta

Motion: Vacate the panel's September 22, 2022 decision to grant parole and schedule a new hearing on the next available calendar.

Motion by: Cassady

Second by: O'Meara

Not Present: Barton, Chappell, Dobbs, Garland, Minor, Muniz, Nwajei, Purcell, Sullivan

Abstained:

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

KINCY, DUNIFU

F50118

Referred by the Chief Counsel under Penal Code 3041, subdivision (b)

Sentencing Court: Los Angeles

Motion: Vacate the panel's October 28, 2022 decision to grant parole and schedule a new hearing on the next available calendar.

Motion by: Schneider

Second by: Long

Not Present: Barton, Chappell, Dobbs, Garland, Minor, Muniz, Nwajei, Purcell, Sullivan

Abstained:

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

RELIFORD, HUEY

H45837

Referred by the Chief Counsel under Penal Code 3041, subdivision (b)

Sentencing Court: San Bernardino

Motion: Vacate the panel's October 28, 2022 decision to grant parole and schedule a new hearing on the next available calendar.

Motion by: Ruff

Second by: Cassady

Not Present: Barton, Chappell, Dobbs, Garland, Minor, Muniz, Nwajei, Purcell, Sullivan

Abstained: Taira

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

HALLER, JAMES

F68126

Referral for a tie vote pursuant to Penal Code section 3041

Sentencing Court: Shasta

First Motion: The Board finds James Haller does not pose an unreasonable risk of danger and grants parole for the reasons stated by the panel member who voted to grant parole at James Haller's December 6, 2022 hearing.

Motion by: Long

Second by: Schneider

Not Present: Barton, Chappell, Dobbs, Garland, Minor, Muniz, Nwajei, Purcell, Sullivan

Abstained: O'Meara

Decision: Motion not approved by a majority of the commissioners present.

Second Motion: The Board finds that James Haller poses an unreasonable risk of danger and denies parole for three years for the reasons stated by the panel member who voted to deny parole for three years at December 6, 2022 hearing.

Motion by: Taira

Second by: Ruff

Not Present: Barton, Chappell, Dobbs, Garland, Minor, Muniz, Nwajei, Purcell, Sullivan

Abstained:

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

ANDERSON, ERIK

P08153

Governor-referred pursuant to Penal Code section 3041.1

Sentencing Court: Orange

Motion: Affirm the panel's September 7, 2022 decision to grant parole, as articulated in the panel's proposed decision.

Motion by: Ndudim

Second by: Sharrieff

Not Present: Barton, Chappell, Dobbs, Garland, Minor, Muniz, Nwajei, Purcell, Sullivan

Abstained:

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

BELLFLOWER, KATHERINE

X14096

Governor-referred pursuant to Penal Code section 3041.1

Sentencing Court: San Joaquin

Motion: Affirm the panel's July 14, 2022 decision to grant parole, as articulated in the panel's proposed decision.

Motion by: O'Meara

Second by: Taira

Not Present: Barton, Chappell, Dobbs, Garcia, Garland, Minor, Muniz, Nwajei, Purcell, Sullivan

Abstained:

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

FRUCTUOSO, JOSE

AK9554

Governor-referred pursuant to Penal Code section 3041.1

Sentencing Court: Los Angeles

Motion: Affirm the panel's July 26, 2022 decision to grant parole, as articulated in the panel's proposed decision.

Motion by: Sharrieff

Second by: Cassady

Not Present: Barton, Chappell, Dobbs, Garland, Minor, Muniz, Nwajei, Purcell, Sullivan

Abstained:

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

GIVENS, HENRY

C17122

Governor-referred pursuant to Penal Code section 3041.1

Sentencing Court: Los Angeles

Motion: Affirm the panel's August 17, 2022 decision to grant parole, as articulated in the panel's proposed decision, with the modification to the special condition of parole that Henry Givens participate in a transitional housing program for a minimum of one year, and include the special condition of parole that Henry Givens promptly report to a Behavioral Health Reintegration Program for evaluation.

Motion by: Long

Second by: Sharrieff

Not Present: Barton, Chappell, Dobbs, Garland, Minor, Muniz, Nwajei, Purcell, Sullivan

Abstained:

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

MADRIGAL, EDGAR

AZ3057

Governor-referred pursuant to Penal Code section 3041.1

Sentencing Court: Merced

Motion: Affirm the panel's August 2, 2022 decision to grant parole, as articulated in the panel's proposed decision, and include the special condition of parole that Edgar Madrigal not drive or operate a motor vehicle, without written permission from his parole agent.

Motion by: Ruff

Second by: Schneider

Not Present: Barton, Chappell, Dobbs, Garland, Minor, Muniz, Nwajei, Purcell, Sullivan

Abstained:

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