



AGENDA

BOARD OF PAROLE HEARINGS Executive Board Meeting

TUESDAY, FEBRUARY 21, 2023

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

NOTICE OF EXECUTIVE BOARD MEETING

Pursuant to Senate Bill 189, which became effective on June 30, 2022, the Board of Parole Hearings has arranged for interested parties and members of the public to participate virtually, by telephone, or in-person in the February 21 and 22, 2023 Executive Board Meeting. Commissioners and board staff will appear in-person for the meeting this month.

To ensure successful participation in the meeting, members of the public participating by videoconference or telephone 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 Troubleshooting" 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/BPHExecutiveBoardMeeting>. The board uses 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: 520 739 063#

Those wishing to speak are encouraged to complete and submit a speaker card before the meeting to BPH.SpeakerCards@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.

In order to allow time for everyone to make comments, public comment is limited to two minutes per speaker. We understand you have important information to convey; thus, we strongly encourage you to submit written testimony before the meeting by emailing your comments to BPHEXE.BRDMEETING@cdcr.ca.gov. The board must receive written comments for en banc cases on the February 21, 2023 agenda, by 10:00 a.m. on February 21, 2023, to ensure consideration by a majority of appointed commissioners.

Please note the board considers any written testimony submitted as public comment. So long as written testimony is submitted by 10:00 a.m. the day of the meeting, 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. Commissioners review written comments before deliberating and voting on all matters pending before the board.

For disability related accommodations, please contact the BPH Americans with Disabilities Act Coordinators at (279) 300-5755 or by email at BPH.ADAUnit@cdcr.ca.gov, at least two (2) working days prior to the scheduled meeting.

OPEN SESSION

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

START TIME: 10:30 a.m.

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

Call in number: (916) 701-9994

Phone Conference ID Code: 520 739 063#

Physical location of meeting: 1515 K Street, Suite 550, Sacramento, California 95814

MEETING CALLED TO ORDER

1. Roll Call

EN BANC PANEL FOR FEBRUARY 21, 2023 CASES

The following commissioners are anticipated to participate in public comment, deliberations, and voting on items 2 through 28.

- Commissioner Barton
- Commissioner Cassady
- Commissioner Chappell
- Commissioner Dobbs
- Commissioner Garland
- Commissioner Kozel
- Commissioner Minor

- Commissioner Purcell
- Commissioner Ruff
- Commissioner Schneider
- Commissioner Sharrieff
- Commissioner Weiss

EN BANC REFERRALS

Referral by the Chief Counsel pursuant to Penal Code section 3041, subdivision (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.

2. **ANDERSON, SANFORE (F45121)**

Sentencing Court: Riverside

The board to consider whether an error of law exists under Penal Code section 3041, subdivision (b).

3. **FOSSINGER, DANNY (E77997)**

Sentencing Court: Los Angeles

The board to consider new confidential information dated January 31, 2023.

4. **LOZANO, ALFONSO (AM5738)**

Sentencing Court: Los Angeles

The board to consider new confidential information dated January 16, 2023.

5. **PAGE, JEFF (C08716)**

Sentencing Court: Los Angeles

The board to consider new disciplinary information dated November 10, 2022.

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.

6. **ACAJABON, ROSE (WE6726)**

Sentencing Court: Kings

7. **ANDERSON, PHILLIP (P67751)**

Sentencing Court: Los Angeles

8. **BROWNING, FREDERICK (B52481)**

Sentencing Court: Los Angeles

9. **CORADO, OSCAR (T51049)**
Sentencing Court: Los Angeles
10. **GREEN, CHARLES (B93617)**
Sentencing Court: Sutter
11. **GRIEGO, CHRISTOPHER (V66337)**
Sentencing Court: Los Angeles
12. **HALL, CHERI (X02176)**
Sentencing Court: Sacramento
13. **HENDERSON, KEVIN (V60077)**
Sentencing Court: Sacramento
14. **KANG, HYUN (T36668)**
Sentencing Court: Los Angeles
15. **MARTINEZ, THOMAS (C73369)**
Sentencing Court: Orange
16. **MCCALLEY, TYSON (F09489)**
Sentencing Court: Los Angeles
17. **MCKOY, KENTRIC (K62143)**
Sentencing Court: Sacramento
18. **PALATO, TONY (V37230)**
Sentencing Court: Los Angeles
19. **PICQUELLE, TIMOTHY (V37735)**
Sentencing Court: Orange
20. **ROWE, THEODORE (K71067)**
Sentencing Court: Kern
21. **SHEEN, THOMAS (P49271)**
Sentencing Court: Tehama
22. **TONEY, ANTHONY (H15502)**
Sentencing Court: San Bernardino
23. **TROIANI, LAURA (W27746)**
Sentencing Court: San Diego

24. VAN HOEK, BRIAN (P32697)

Sentencing Court: Kings

25. WHITE, ELIJAH (V49154)

Sentencing Court: Kern

26. WIMBERLY, DONALD (B69231)

Sentencing Courts: San Mateo, Contra Costa

27. WITT, TYLAR (WE2756)

Sentencing Court: El Dorado

28. YOUNGBLUT, ERIC (AL0911)

Sentencing Court: Kings

MEETING RECESSED



AGENDA

BOARD OF PAROLE HEARINGS Executive Board Meeting

TUESDAY, FEBRUARY 21, 2023

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, 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 or consideration is expressly prohibited by statute.")



AGENDA

BOARD OF PAROLE HEARINGS Executive Board Meeting

WEDNESDAY, FEBRUARY 22, 2023

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

NOTICE OF EXECUTIVE BOARD MEETING

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In order to allow time for everyone to make comments, public comment is limited 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 your comments to BPHEXE.BRDMEETING@cdcr.ca.gov. The board must receive written comments for the consent calendar by 5:00 p.m. the day before the meeting. The board must receive written comments for en banc cases on the February 22, 2023 agenda, by 10:00 a.m. on February 22, 2023, to ensure consideration by a majority of appointed commissioners.

Please note that the board considers any written testimony submitted as public comment. So long as written testimony is submitted by 10:00 a.m. the day of the meeting, 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. Commissioners review written comments before deliberating and voting on matters pending before the board.

For disability related accommodations, please contact the BPH Americans with Disabilities Act Coordinators at (279) 300-5755 or by email at BPH.ADAUnit@cdcr.ca.gov, at least five (5) working days prior to the scheduled meeting.

OPEN SESSION

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START TIME: 9:00 a.m.

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Physical location of meeting: 1515 K Street, Suite 550, Sacramento, California 95814

MEETING CALLED TO ORDER

29. Roll Call

CONSENT CALENDAR

30. Approval of the Draft Minutes from the January 17 and 18, 2023 Board of Parole Hearings Executive Board Meeting.

31. Approval of the Parole Suitability Hearings and Backlog Report for February 2023.

32. Approval of Motion for Hearings with Procedural Errors – no motions to consider.

33. Public Comment on Consent Calendar – Comments are limited to a maximum of two (2) minutes.

REPORTS

34. Report from the Executive Officer

- Outreach Update

35. Report from the Chief Counsel and Chief Deputy of Program Operations

- Disclosure of Voided and Not Guilty Rules Violation Reports

36. Chief Deputy of Field Operations

- Staff Update

37. Chief Psychologist of Forensic Assessment Division

- Outreach Update

PRESENTATION

38. CALPIA Rehabilitative Efforts, presented by William Davidson, General Manager, California Prison Industry Authority, and Michele Kane, Assistant General Manager, External Affairs, California Prison Industry Authority

OPEN COMMENTS

39. Board Commissioners – Agenda Items for Future Meetings

40. Public Comment – Comments are limited to two (2) minutes. Comments are not allowed for items already subject to public comment and decided by the board. The board will not consider comments about future parole hearings. Please send those comments to the prison where the incarcerated person is housed so the panel assigned to the hearing can consider these comments.

EN BANC PANEL FOR FEBRUARY 22, 2023 CASES

The following commissioners are anticipated to participate in public comment, deliberations, and voting on items 41 through 65.

- Commissioner Chappell
- Commissioner Dobbs
- Commissioner Garland
- Commissioner Garcia
- Commissioner Long
- Commissioner Muniz
- Commissioner Purcell
- Commissioner Ndudim
- Commissioner Nwajei
- Commissioner Sullivan
- Commissioner Thornton
- Commissioner Weiss

EN BANC REFERRALS

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.

41. ADAMS, DAVID (K97939)

Sentencing Court: Kern

42. ANGUIANO, RONNIE (T11335)

Sentencing Court: Santa Clara

43. ARAGON, VICTOR (T48059)

Sentencing Court: San Diego

44. ARMSTRONG, MARCUS (P38706)

Sentencing Court: Santa Clara

45. ARREOLA, JOSE (K20484)

Sentencing Court: Los Angeles

46. BALLESTEROS, EDDIE (D31714)

Sentencing Court: Ventura

47. BARAJAS, CHRISTOPHER (P04224)

Sentencing Court: Sacramento

48. BASULTO, GERARDO (BE8937)

Sentencing Court: Riverside

49. BLAD, JASON (T59384)

Sentencing Court: Monterey

50. BOWEN, MICHAEL (C19605)

Sentencing Court: Riverside

51. CHEN, YU (K42966)

Sentencing Court: Los Angeles

52. DANIELS, NORMAN (T46088)

Sentencing Court: Shasta

53. ESPINOZA, GABRIEL (F87595)

Sentencing Court: Los Angeles

54. GALICIA, PAULO (T96063)

Sentencing Court: Los Angeles

55. GALLEGOS, GABRIEL (AB8314)

Sentencing Court: San Diego

56. HALVERSON, LARRY (AT3728)

Sentencing Court: El Dorado

57. JAVIER, MANOLITO (T43933)

Sentencing Court: Santa Clara

58. KAUFMAN, TRACY (W83677)

Sentencing Court: Sacramento

59. MC KIEARNAN, JERRY (T00723)

Sentencing Court: Tulare

60. MOCTEZUMA, RICARDO (AW5666)

Sentencing Court: Los Angeles

61. PEREZ, JULIAN (AD2734)

Sentencing Court: Kings

62. RODRIGUEZ, JR., WILLIAM (V14203)

Sentencing Court: Riverside

63. SANDERS, AMANDO (V28669)

Sentencing Court: Los Angeles

64. WATSON, APRIL (W94003)

Sentencing Court: San Bernardino

65. WHALEN, FRANCIS (K43707)

Sentencing Court: San Luis Obispo

MEETING RECESSED



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WEDNESDAY, FEBRUARY 22, 2023

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En Banc Referrals

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AGENDA

BOARD OF PAROLE HEARINGS Executive Board Meeting

WEDNESDAY, FEBRUARY 22, 2023

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START TIME: Upon completion of closed session

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ADJOURNMENT

Open session called to adjourn the February 21-22, 2023 Board of Parole Hearings Executive Board Meeting.