



AGENDA

BOARD OF PAROLE HEARINGS Executive Board Meeting

MONDAY, FEBRUARY 14, 2022

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

NOTICE OF VIRTUAL MEETING

Pursuant to Executive Order N-1-22, which became effective on January 5, 2022, 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 February 14-15, 2022 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 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/BPH021422>. 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: 363 921 988#.

Those wishing to speak are encouraged to 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 for the consent calendar must be received by 5:00 p.m. on February 13, 2022. Written comments for en banc cases to be heard February 14, 2022, must be received by 12:00 p.m. on February 14, 2022, to ensure consideration by a majority of appointed commissioners.

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 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 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/BPH021422>

Call in number: (916) 701-9994

Phone Conference ID Code: 363 921 988#

MEETING CALLED TO ORDER

1. Roll Call

CONSENT CALENDAR

2. Approval of the Draft Minutes from the January 18-19, 2022 Board of Parole Hearings Executive Board Meeting.
3. Approval of the Parole Suitability Hearings and Backlog Report for February 2022.

4. Approval of Motion for Hearings with Procedural Errors

GRANDBERRY, ERNEST (C67833)

Sentencing Courts: Los Angeles, Sacramento

Motion: Vacate the panel's November 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 Jessica Blonien, Chief Counsel
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DISCUSSION ITEMS

7. a) Videoconference Regulations to Renew Emergency Regulations
b) Board Questions and Comments
c) Public Comments
d) Motion and Votes

EN BANC PANEL FOR FEBRUARY 14, 2022 CASES

The following commissioners will participate in public comment, deliberations, and voting on items 8 through 19.

- Barton
- Dobbs
- Long
- Nwajei
- O'Meara
- Purcell
- Ruff
- San Juan
- Schneider
- Sullivan
- Thornton

EN BANC REFERRALS

Referral pursuant to Penal Code section 3041 when there is a tie vote. Public comment is prohibited pursuant to Penal Code section 3041, subdivision (e).

8. SEPULVEDA, AURELIO (J76828)

Sentencing Court: Riverside

Referral by the Governor pursuant to Penal Code section 4802 to review a pardon application. Members of the public may address the Board for a period not to exceed two (2) minutes.

9. KIRKENDOLL, STEVE (B87257)

Case Numbers: C7102, C7106, 96351

Counties: San Mateo, San Francisco

Referral by the Governor pursuant to Penal Code section 4802 to review a commutation application. Members of the public may address the Board for a period not to exceed two (2) minutes.

10. CLARK, KENNETH (V72618)

Sentencing Court: San Bernardino

11. GREEN, DARNELL (P22430)

Sentencing Court: Stanislaus

12. MAHORNEY, RICHARD (F84309)

Sentencing Court: Placer

13. RATLIFF, JAMES (C38501)

Sentencing Court: Los Angeles

14. STRICKLAND, ROBERT (H34273)

Sentencing Court: San Bernardino

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.

15. ALEXANDER, LEONARD (B72288)

Sentencing Court: Monterey

The board to consider new confidential information dated November 30, 2021 and January 24, 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.

16. GONZALEZ, JOSE (P51841)

Sentencing Court: Santa Clara

17. JOHNSON, ROCHELLE (W49629)

Sentencing Court: Los Angeles

18. MERAZ, JUDE (H28365)

Sentencing Court: San Bernardino

19. RELLS, JUANCHO (K78592)

Sentencing Court: Los Angeles

OPEN COMMENTS

20. BPH Commissioners – Agenda Items for Future Meetings

21. 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, FEBRUARY 14, 2022

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 TUESDAY, FEBRUARY 15, 2022



AGENDA

BOARD OF PAROLE HEARINGS Executive Board Meeting

TUESDAY, FEBRUARY 15, 2022

CLOSED SESSION

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

START TIME: 9:00 a.m.

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

Armstrong v. Brown (N.D. Cal., Case No. C-94-3207-CW) (pending), presented by Jennifer Shaffer, Executive Officer, and Jessica Blonien, Chief Counsel



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START TIME: 10:00 a.m.

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Call in number: (916) 701-9994

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MEETING RECONVENED (continued from February 14, 2022)

22. Roll Call

EN BANC PANEL FOR FEBRUARY 15, 2022 CASES

The following commissioners will participate in public comment, deliberations, and voting on items 23 through 33.

- Cassady
- Garcia
- Garland
- Minor
- O'Meara
- Purcell
- Schneider

- Sharrieff
- Sullivan
- Taira
- Zarrinam

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.

23. CHAMBERLIN, PARKER (T43078)

Sentencing Court: Kern

24. CHAVEZ, HECTOR (H42551)

Sentencing Court: Los Angeles

25. COOPER, CRAIG (J06484)

Sentencing Court: Los Angeles

26. FLANUM, DANIEL (F32690)

Sentencing Court: Kings

27. GREENE, MILTON (D85652)

Sentencing Court: Sacramento

28. MERCADO, FELIX (AM8888)

Sentencing Court: Ventura

29. MONROE, KACEE (V42864)

Sentencing Court: Riverside

30. PEREZ, RAMON (T69223)

Sentencing Court: Monterey

31. STOVALL, RONALD (D12993)

Sentencing Court: Contra Costa

32. SWANN, LANCE (AS5380)

Sentencing Court: Shasta

33. VAN NORMAN, THOMAS (B53539)

Sentencing Court: San Bernardino

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START TIME: Upon Completion of Closed Session

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ADJOURNMENT

Open session called to adjourn the February 14-15, 2022 Board of Parole Hearings Executive Board Meeting.