



AGENDA

BOARD OF PAROLE HEARINGS Executive Board Meeting

TUESDAY, FEBRUARY 20, 2024

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

NOTICE OF EXECUTIVE BOARD MEETING

The February Executive Board meeting will be held in-person, by video, and by telephone.

How to Join by Video: To join by video, use a computer or cellphone and go to this link: <https://tinyurl.com/BPHExecutiveBoardMeeting>. You may be required to download the Microsoft Teams application. **PLEASE LOG INTO THE MEETING AT LEAST FIVE (5) MINUTES EARLY.**

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How to Join by Phone: To join by phone, call (916) 701-9994 and enter this conference ID code when asked: 520 739 063#.

How to Attend In-Person: To attend the meeting in person, go to 1515 K Street, Suite 550, Sacramento, California 95814. Anyone entering the meeting may be searched. No weapons are allowed.

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Each speaker is limited to two minutes. If you submit a written statement, you do not need to repeat this statement at the meeting. The commissioners review written statements before considering and voting on agenda items.

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- **Statements on Tuesday's Cases:** Written statements for the cases on Tuesday's agenda must be received by 12:00 p.m. on Tuesday, February 20, 2024.
- **Statements on Wednesday's Consent Calendar and Discussion Item:** Written statements for the consent calendar and discussion item must be received by 12:00 p.m. on Wednesday, February 21, 2024.
- **Statements on Thursday's Cases:** Written statements for cases on Thursday's agenda must be received by 10:00 a.m. on Thursday, February 22, 2024.

Board Contact Information:

- **Disability Accommodations:** For disability accommodations, please contact the Board's disability coordinators at (279) 300-5755. Their email is BPH.ADAUnit@cdcr.ca.gov. Please contact them at least two working days before the board meeting.
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OPEN SESSION

(All times and the order of business are approximate and subject to change. The Board may take breaks during the meeting.)

START TIME: 11:00 a.m.

Physical Location: 1515 K Street, Suite 550, Sacramento, California 95814

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

Call in number: (916) 701-9994
Phone Conference ID Code: 520 739 063#

MEETING CALLED TO ORDER

1. Roll Call

PANEL FOR FEBRUARY 20, 2024 CASES

The following commissioners are scheduled to participate in public comment, deliberations, and voting on items 2 through 23.

- Commissioner Barton
- Commissioner Cassady
- Commissioner Chappell
- Commissioner Garland
- Commissioner Kozel
- Commissioner Nwajei
- Commissioner Purcell
- Commissioner Ruff
- Commissioner Schneider
- Commissioner Sharrieff
- Commissioner Taira
- Commissioner Weiss

EN BANC REFERRALS

Referral by the Chief Counsel under Penal Code section 3041, subdivision (b) and California Code of Regulations, title 15, section 2042 to assure complete, accurate, consistent, and uniform decisions, and continued public safety. Members of the public may speak for two (2) minutes.

2. FLIPPIN, DORIAN (T44846)

Sentencing Court: Contra Costa

The Board to consider new confidential information dated January 9, 2024.

3. JENSON, MARTIN (F21091)

Sentencing Court: Santa Clara

The Board to consider new confidential information dated February 5, 2024.

4. LESLIE, SEAN (F19229)

Sentencing Court: Kern

The Board to consider new confidential information dated January 29, 2024.

5. **RICHARDSON, WILLIE (E19805)**

Sentencing Court: Los Angeles

The Board to consider new information dated February 5, 2024.

Referral by the Governor under 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 speak for two (2) minutes.

6. **BROTONS, GABRIEL (F94632)**

Sentencing Court: Riverside

7. **CALLEJAS, ROBERT (T33180)**

Sentencing Court: Riverside

8. **DICKENS, LAWRENCE (H22267)**

Sentencing Court: Sacramento

9. **EVANS, DAMON (K99978)**

Sentencing Courts: Los Angeles, Lassen

10. **JAMES, CHRISTIAN (BN8221)**

Sentencing Court: Los Angeles

11. **LEMUSU, TASI (AL6773)**

Sentencing Court: Los Angeles

12. **MENDOZA, ARMANDO (AB9264)**

Sentencing Court: Los Angeles

13. **MONEY, CHRISTOPHER (T99899)**

Sentencing Court: Riverside

14. **ODELL, ERIC (F03425)**

Sentencing Court: Los Angeles

15. **RAMIREZ, JAMES (F66218)**

Sentencing Courts: Tulare, Kings

16. **SEWARD, TRACY (AK8864)**

Sentencing Court: Orange

17. SHELTON, JOSEPH (C40228)

Sentencing Court: Mendocino

18. SISAVATH, SEUM (T74086)

Sentencing Court: Fresno

19. STURM, CHARLES (AF9306)

Sentencing Court: Siskiyou

20. VAZQUEZ, PERLA (WF0169)

Sentencing Court: Fresno

21. VELASQUEZ, JOSE (B06047)

Sentencing Court: Monterey

22. WHITEHEAD, PAUL (F02061)

Sentencing Court: Ventura

23. WILLIAMS, DAVID (C63028)

Sentencing Courts: Sacramento, Kings

OPEN COMMENTS

24. BPH Commissioners – Agenda Items for Future Meetings.

25. 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.

OPEN SESSION RECESSED



AGENDA

BOARD OF PAROLE HEARINGS Executive Board Meeting

TUESDAY, FEBRUARY 20, 2024

CLOSED SESSION

START TIME: Upon recess of open session

Discussion

En Banc Referrals

Under Government Code section 11126, subdivision (c)(4), the Board may hold a closed session when considering a term, parole, or release of any person or other disposition of an individual case, or if public disclosure of the subject considered is expressly prohibited by statute.

The Board will post the decisions to the Board's website within 24 hours of the meeting. The decisions are also posted in the first-floor lobby at 1515 K Street, Sacramento, CA 95814.



AGENDA

BOARD OF PAROLE HEARINGS Executive Board Meeting

WEDNESDAY, FEBRUARY 21, 2024

CLOSED SESSION

START TIME: 8:30 a.m.

Discussion

Overview of Pending Litigation and Writs of Habeas Corpus

Under Government Code section 11126(e)(1), the Board may hold a closed session to receive advice from its legal counsel regarding pending litigation when discussion in open session would prejudice the position of the agency in the litigation.

- *Criminal Justice Legal Foundation et al. v. California Department of Corrections and Rehabilitation et al.* (Court of Appeal, Third Appellate District, 2024, No. C100274).
- *In re Ray Fossinger* (Los Angeles County Superior Court, No.: 23CJHC00011-01).
- *Armstrong et al. v. Newsom et al.* (United States District Court, Northern District of California, No. 94-2307 CW).



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OPEN SESSION

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START TIME: 1:00 p.m.

Physical Location: 1515 K Street, Suite 550, Sacramento, California 95814

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

Call in number: (916) 701-9994

Phone Conference ID Code: 520 739 063#

MEETING CALLED TO ORDER

26. Roll Call

CONSENT CALENDAR

27. Approval of the Draft Minutes from the January 16-17, 2024 Board of Parole Hearings' Executive Board Meeting.

28. Approval of the Parole Consideration Hearings and Backlog Report for February 2024.

29. Public Comment on Consent Calendar – Comments are limited to two (2) minutes.

REPORTS

30. Report from Executive Officer

- Diversity, Equity, Inclusion and Access Leadership Forum

31. Report from Chief Deputy of Program Operations

- Staffing Update

32. Report from Acting Chief Psychologist of Forensic Assessment Division

- Outreach with Minnesota Department of Corrections – Behavioral Health

33. Report from Chief of Office of Victim and Survivor Rights and Services

- General Update

DISCUSSION ITEM

34. Updated Regulation Regarding Notice Requirements for In-Person and Videoconference Proceedings, presented by Mina Choi, Assistant Chief Counsel

- a) Board Questions and Comments
- b) Public Comments
- c) Motion and Votes

PRESENTATIONS

35. Tablets for Incarcerated Population, presented by Kyle Clark, Communication Technology Solutions IT Supervisor, and Jon Jenkins, ViaPath Representative (Estimated Duration: 30 Minutes)

36. Overview of Posse Solutions, presented by Nick Woodall, President and Chief Executive Officer (Estimated Duration: 30 Minutes)

37. Overview of A New Way of Life, presented by Susan Burton, Founder, Pamela Marshall, Co-director, and Jorja Leap, Program Evaluator (Estimated Duration: 45 Minutes)

[BREAK]

38. Overview of Enneagram Prison Project (EPP), presented by Susan Olesek, Founder, Dustin Baldwin, Ambassador, EPP Canada & EPP France Board Member, Troy Philipps, Ambassador, Chuck Stubblefield, Ambassador, and Alex Senegal, Ambassador and EPP Board Member (Estimated Duration: 1 Hour)

39. Overview of Anti-Recidivism Coalition, presented by Sam Lewis, Executive Director (Estimated Duration: 30 Minutes)

OPEN COMMENTS

40. BPH Commissioners – Agenda Items for Future Meetings.

41. 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.

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THURSDAY, FEBRUARY 22, 2024

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

Call in number: (916) 701-9994

Phone Conference ID Code: 520 739 063#

MEETING CALLED TO ORDER

42. Roll Call

PANEL FOR FEBRUARY 22, 2024 CASES

The following commissioners are scheduled to participate in public comment, deliberations, and voting on items 43 through 65.

- Commissioner Dobbs
- Commissioner Chappell
- Commissioner Infante
- Commissioner Kozel
- Commissioner Minor
- Commissioner Muñiz
- Commissioner Ndudim
- Commissioner Nwajei
- Commissioner Ruff
- Commissioner Taira
- Commissioner Thornton
- Commissioner Weiss

EN BANC REFERRALS

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

43. JOHNSON, GERALD (C13789)

Sentencing Court: San Diego

Referral by a hearing panel member pursuant to Penal Code section 3041(a)(5) and California Code of Regulations, title 15, section 2044(a) to request review of a parole decision by the full board. Members of the public may address the board for a period not to exceed two (2) minutes.

44. MILLS, JAKAN (P11240)

Sentencing Court: Orange

Referral by the Chief Counsel to consider ordering a rescission hearing pursuant to California Code of Regulations, title 15, section 2450 et seq. Members of the public may address the board for a period not to exceed two (2) minutes.

45. COOKS, KENDELL (T18983)

Sentencing Court: Los Angeles

The board to consider institutional misconduct dated November 3, 2023.

Referral by the Chief Counsel under Penal Code section 3041, subdivision (b) and California Code of Regulations, title 15, section 2042 to assure complete, accurate, consistent, and uniform decisions, and continued public safety. Members of the public may speak for two (2) minutes.

46. STEWART, ROBERT (C45703)

Sentencing Court: Los Angeles

The Board to consider new confidential information dated January 30, 2024.

Referral by the Governor under 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 speak for two (2) minutes.

47. BARRY, HARVEY (V13880)

Sentencing Court: Sonoma

48. CAIN, PAUL (K68828)

Sentencing Court: San Diego

49. DOHERTY, JAMES (F92383)

Sentencing Court: Los Angeles

50. ESPINOZA, ESTEVAN (AP5831)

Sentencing Court: Los Angeles

51. EULLOQUI, FRANCISCO (P05692)

Sentencing Court: Los Angeles

52. GARCIA, JONATHAN (AY2633)

Sentencing Court: Riverside

53. GATES, DAMIEN (V32133)

Sentencing Court: Los Angeles

54. GUILLORY, SHANNON (X11664)

Sentencing Court: Contra Costa

55. HARRIS, MICAH (F43294)

Sentencing Court: San Diego

56. **LEE, JAMES (D81193)**
Sentencing Court: Los Angeles
57. **LOPEZ, JOSE (F55386)**
Sentencing Court: Los Angeles
58. **MARAVILLA, ISIDRO (BC2915)**
Sentencing Court: Fresno
59. **PAYTON, DESMOND (H87035)**
Sentencing Court: San Diego
60. **PHOUTTHACHAK, TONY (V46784)**
Sentencing Court: Los Angeles
61. **ROSALES, MANUEL (K65037)**
Sentencing Court: Los Angeles
62. **RUSHING, PERRY (P86835)**
Sentencing Court: Alameda
63. **SANDOVAL, ERNIE (AI8503)**
Sentencing Court: Los Angeles
64. **SMITH, TRYON (H32073)**
Sentencing Court: Los Angeles
65. **TYSON, ARTHUR (V29892)**
Sentencing Court: Los Angeles

OPEN COMMENTS

66. Board Commissioners – Agenda Items for Future Meetings

67. Public Comment – Comments are limited to two (2) minutes. No comments are 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 institution where the incarcerated person is housed so the hearing panel can consider these comments.

OPEN SESSION RECESSED



AGENDA

BOARD OF PAROLE HEARINGS Executive Board Meeting

THURSDAY, FEBRUARY 22, 2024

CLOSED SESSION

START TIME: Upon recess of open session

Discussion

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ADJOURNMENT

Open session to adjourn the February 20-22, 2024 Board of Parole Hearings Executive Board Meeting.