



AGENDA

BOARD OF PAROLE HEARINGS Executive Board Meeting

MONDAY, DECEMBER 19, 2022

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 board commissioners, interested parties, and members of the public to participate virtually and in-person in the December 19 and 20, 2022 Executive Board Meeting.

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."

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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 hearing by emailing your comments to BPHEXE.BRDMEETING@cdcr.ca.gov. Written comments for the consent calendar and en banc cases to be heard December 19, 2022, must be received by 12:00 p.m. on December 19, 2022, to ensure consideration by a majority of appointed commissioners.

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: 1:00 p.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

CONSENT CALENDAR

2. Approval of the Draft Minutes from the November 21 and 22, 2022 Board of Parole Hearings Executive Board Meeting.
3. Approval of the Parole Suitability Hearings and Backlog Report for December 2022.

4. Approval of Motion for Hearings with Procedural Errors.

HARPER, TERRANCE (E44341)

Sentencing Court: Marin

Motion: Vacate the panel's September 2, 2022 decision and schedule a new hearing in order to comply with the victim notification requirement set forth in Penal Code section 3043, subdivision (a)(1).

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

REPORTS

6. Report from the Executive Officer
 - Staffing Update
7. Report from the Chief Counsel
 - Regulation Update
8. Report from the Chief Deputy of Offender Investigations and Screening Division
 - Staffing Update

OPEN COMMENTS

9. Board Commissioners – Agenda Items for Future Meetings
10. 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 incarcerated person is housed so that they can be considered by the panel assigned to the case.

EN BANC PANEL FOR DECEMBER 19, 2022 CASES

The following commissioners are anticipated to participate in public comment, deliberations, and voting on items 11 through 18.

- Commissioner Cassady
- Commissioner Dobbs
- Commissioner Long
- Commissioner Muniz
- Commissioner Nwajei
- Commissioner O'Meara
- Commissioner Ruff
- Commissioner Schneider

- Commissioner Sharrieff
- Commissioner Sullivan
- Commissioner Thornton
- Commissioner Weiss

EN BANC REFERRALS

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.

11. BATEMAN, DASHAWN (P38365)

Sentencing Court: Los Angeles

The board to consider new information dated December 6, 2022

12. BOYD, DARIEN (P23549)

Sentencing Court: Los Angeles

The board to consider new information dated November 29, 2022 and December 4, 2022

Referral by the Chief Counsel to consider ordering a rescission hearing pursuant to California Code of Regulations, title 15, section 2450 et seq. Additionally, these cases are referrals 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.

13. ALEXANDER, JOEY (P32395)

Sentencing Court: Los Angeles

The board to consider new information dated October 10, 2022 and the reasons cited in the Governor's November 18, 2022 decision

14. HILL, KEVIN (J90664)

Sentencing Court: Los Angeles

The board to consider new information dated July 21, 2022 and the reasons cited in the Governor's October 7, 2022 decision

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.

15. CHICCARELLI, GLENN (G63276)

Sentencing Court: San Bernardino

16. **HERNANDEZ, DANIEL (J83393)**

Sentencing Court: Los Angeles

17. **LEWIS, MYLVIN (T11649)**

Sentencing Court: Sacramento

18. **VASQUEZ, DANIEL (K74799)**

Sentencing Court: Los Angeles

MEETING RECESSED



AGENDA

**BOARD OF PAROLE HEARINGS
Executive Board Meeting**

MONDAY, DECEMBER 19, 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.")



AGENDA

BOARD OF PAROLE HEARINGS Executive Board Meeting

TUESDAY, DECEMBER 20, 2022

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. Written comments for en banc cases to be heard on December 20, 2022, must be received by 10:00 a.m. on December 20, 2022, to ensure consideration by a majority of appointed commissioners.

Please note that any written testimony submitted is considered public comment, and so long as it is timely 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 issues pending before the board.

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OPEN SESSION

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START TIME: 9:00 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

19. Roll Call

EN BANC PANEL FOR DECEMBER 20, 2022 CASES

The following commissioners are anticipated to participate in public comment, deliberations, and voting on items 20 through 32.

- Commissioner Barton
- Commissioner Chappell
- Commissioner Dobbs
- Commissioner Garcia
- Commissioner Garland
- Commissioner Kozel
- Commissioner Long
- Commissioner Minor

- Commissioner Muñiz
- Commissioner Ndudim
- Commissioner Purcell
- Commissioner Taira

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.

20. CAZAREZ, VICTOR (BD6038)

Sentencing Court: Los Angeles

21. DANCHISE, ANTHONY (K93986)

Sentencing Court: Orange

22. FORBES, DONALD (AA0662)

Sentencing Court: Kings

23. GARCIA, ARMANDO (AC9703)

Sentencing Court: Santa Clara

24. JENKINS, ROBERT (C46455)

Sentencing Court: Santa Clara

25. KASER, ROBERT (D41415)

Sentencing Court: El Dorado

26. MAYFIELD, MICHAEL (E24161)

Sentencing Court: Stanislaus

27. MIRON, ARON (P89183)

Sentencing Court: Los Angeles

28. MOORE, RICHARD (T91578)

Sentencing Court: Los Angeles

29. ORTIZ, RUBEN (K75875)

Sentencing Court: Los Angeles

30. SMITH, CALVIN (P36602)

Sentencing Court: Riverside

31. TORRES, PEDRO (T75884)

Sentencing Court: Tulare

32. VERNI, JOSEPH (AD8129)

Sentencing Court: Tehama

OPEN COMMENTS

33. Board Commissioners – Agenda Items for Future Meetings

34. 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 incarcerated person is housed so that they can be considered by the panel assigned to the case.



AGENDA

**BOARD OF PAROLE HEARINGS
Executive Board Meeting**

TUESDAY, DECEMBER 20, 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.")



AGENDA

BOARD OF PAROLE HEARINGS Executive Board Meeting

TUESDAY, DECEMBER 20, 2022

OPEN SESSION

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

START TIME: Upon Completion of Closed Session

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

ADJOURNMENT

Open session called to adjourn the December 19-20, 2022 Board of Parole Hearings Executive Board Meeting.