

**BOARD OF PAROLE HEARINGS
Executive Board Meeting
June 17 and 18, 2024**

June 17, 2024

Meeting called to order at 1:00 p.m.

Board commissioners participated in person, virtually, or by telephone. Interested parties and members of the public participated in person, virtually, or by telephone.

Roll Call: Commissioners Barton, Cassady, Dobbs, Garland, Infante, Kozel, Minor, O’Meara, Schneider, Sharrieff, Sheffield, Thornton, and Weiss were present in person.

Commissioners Chappell, Muniz, Ndudim, Nwajei, Purcell, and Taira were online via TEAMS with their video cameras turned on; Commissioner Long was delayed joining the meeting by due to an internet connectivity issue.

Commissioner SCHNEIDER stated that a majority of currently-appointed commissioners were present.

CONSENT CALENDAR

2. Approval of the Draft Minutes from the May 20-21, 2024 Board of Parole Hearings’ Executive Board Meeting.
3. Approval of the Parole Suitability Hearings and Backlog Report for June 2024.
4. Public Comment on Consent Calendar. There were no comments.

Commissioner CASSADY moved to approve the consent calendar. Commissioner WEISS seconded the motion, which carried by a majority vote; vote:

Barton	Aye
Cassady	Aye
Chappell	Aye
Dobbs	Aye
Garland	Aye
Infante	Aye
Kozel	Aye
Long	Not present for vote
Minor	Aye
Muniz	Aye
Ndudim	Aye
Nwajei	Aye
O’Meara	Aye
Purcell	Aye
Schneider	Aye

BOARD OF PAROLE HEARINGS
Executive Board Meeting
June 17 and 18, 2024

Sharrieff	Aye
Sheffield	Aye
Taira	Aye
Thornton	Aye
Weiss	Aye

Commissioner LONG was not present during the consent calendar vote due to an internet connectivity issue. Chief Counsel JESSICA BLONIEN, announced Commissioner LONG rejoined the meeting by phone.

REPORTS

Report from Jessica Blonien, Chief Counsel

Chief Counsel JESSICA BLONIEN, reported the Office of Administrative Law (OAL) approved the Board's rule-making package BPH RN 23-01, which created one 15-day deadline for all victims, victims' family members, victim's representatives, and support persons to notify the Board of their intent to attend a parole hearing. The regulations go into effect on July 1, 2024.

BLONIEN also gave a litigation update on the *Criminal Justice Legal Foundation vs. California Department of Corrections and Rehabilitation (CDCR)* case that is moving forward on appeal. The Sacramento County Superior Court held that credits awarded under Proposition 57 cannot be applied to an incarcerated person's Minimum Eligible Parole Date (MEPD). There was initially a stay on the entire order, but as of two weeks ago that stay lapsed. The order prevents CDCR from releasing an incarcerated person if they are eligible for release based on an MEPD that was calculated with credits awarded under Proposition 57. CDCR and the Board are seeking a stay in the Court of Appeal. At this time, CDCR is releasing people based on their earliest eligible parole date consistent with the court order. If the incarcerated person's earliest eligible parole date is their MEPD, the Board will work with CDCR Case Records Services to re-calculate that date to determine when the person will be eligible for release under the court order. If, after re-calculation, the incarcerated person's earliest eligible parole date is another date, such as a youth parole eligible date (YPED), elderly parole eligible date (EPED), or nonviolent parole eligible date (NPED), the person will be scheduled for release based on whichever date is earliest.

BLONIEN also gave an update on *Armstrong*, a class action lawsuit concerning CDCR's and the Board's application of the Americans with Disabilities Act. The district court granted an enforcement order in March requiring certain accommodations for blind, low-vision, deaf, and hard-of-hearing incarcerated persons who are coming before the Board for a parole hearing. The Board has implemented plans and filed a notice of compliance related to the order. The Board will now videorecord hearings when a sign language interpreter is present so that certain sign language users will have that recording in order

BOARD OF PAROLE HEARINGS
Executive Board Meeting
June 17 and 18, 2024

to review what happened at the hearing. Additionally, panel attorneys will meet more often with clients who are blind, low-vision, deaf, and hard-of-hearing.

Report from Ryan Youtsey, Chief Deputy, Investigations and Reentry Screening Division

Chief Deputy, RYAN YOUTSEY, reported a staffing update.

YOUTSEY announced that Parole Agent III Martin Figueroa participated in a statewide training for the Impact Justice Homecoming Project and shared information regarding the parole process. FIGUEROA also visited San Quentin Rehabilitation Center in collaboration with the Trust Organization, speaking to 40 incarcerated long-term individuals regarding parole supervision.

Report from Dr. Jasmine Tehrani, Chief Psychologist, Forensic Assessment Division

Chief Psychologist DR. JASMINE TEHRANI, reported that the Forensic Assessment Division (FAD) held its annual training via videoconference and provided continuing education credits to the Board's psychologists. FAD also invited forensic psychologists from the Minnesota Department of Corrections, a program that has modeled their violence risk assessments after the FAD, to join the training. FAD had presentations from Dr. RANDY OTTO on forensic court-writing and risk communication; TEHRANI and Dr. SHOBA SREENIVASAN presented on sexual dynamic risk considerations and protected factors associated with desistence; Dr. JENNIFER SKEEM presented on race, risk assessment, and legal decision-making in the criminal justice system; and CDCR Sergeant DAVID RODRIGUEZ presented on gangs, extremism, and homegrown terrorism. BLONIEN also moderated a roundtable and provided legal counsel to the FAD psychologists.

TEHRANI also provided an overview of the FAD and violence risk assessment to psychology interns at the Richard J. Donovan Correctional Facility.

Report from Robert Love, Staff Services Manager I, Office of Victims and Survivor Rights and Services

Staff Services Manager I ROBERT LOVE, reported on an internal database called the Victim Outreach Tracking System (VOTS). VOTS is a tracking system that helps Office of Victims and Survivor Rights and Services (OVSRS) track cases and victims for parole hearings. Since May 2024, OVSRS and has worked 943 cases in VOTS, and victim and victim's family participation at parole hearings has increased significantly.

BOARD OF PAROLE HEARINGS
Executive Board Meeting
June 17 and 18, 2024

OPEN COMMENTS

Agenda items. None.

Public Comment.

VANESSA NELSON-SLOANE, Life Support Alliance (LSA), stated that CDCR provides little programming that benefits lifers and other incarcerated persons with sex offense convictions as they work towards rehabilitation. NELSON-SLOANE states the lack of programming to address these concerns is one of the reasons most frequently cited by panels in denying parole to individuals with a Penal Code section 290 offense. NELSON-SLOANE asks the commissioners to suggest additional books, besides the *Road to Freedom*, and inform incarcerated persons of the Safer Society Foundation, and the Alliance for Constitutional Sex Offender Laws. Additionally, there are programs created by members of the “290 community” within individual prisons. LSA is also finalizing a 290 curriculum that will be available in prisons and by correspondence. NELSON-SLOANE also congratulated Parole Agent Flores on his retirement.

CONNIE LASKY, San Bernardino County Deputy District Attorney, stated it is challenging to apply the Structured Decision-Making Framework when attorneys are not provided with information about the programming incarcerated persons take through the Mental Health Services Delivery System (MHSDS). LASKY proposes that the Board provide a summary of the programming taken in the MHSDS that includes the name of the program, the number of hours completed, and the date of completion, and include the information with the hearing packets.

SHAWN HAWKS, About Progress Not Perfection (APNP), provided information about the non-profit APNP, and thanked the Board for recommending their class to incarcerated persons.

EN BANC REFERRALS

Roll Call: Commissioners Cassady, Dobbs, Garland, Infante, Kozel, Minor, O’Meara, Schneider, Sharrieff, Sheffield, Thornton, and Weiss were present in person.

Commissioner SCHNEIDER stated that a majority of currently-appointed commissioners were present in person.

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

BOARD OF PAROLE HEARINGS
Executive Board Meeting
June 17 and 18, 2024

11. QUEL, RICARDO (BA6656)

No speakers.

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.

12. CALDERON, DANNY (P63290)

A representative of the Riverside County District Attorney's Office recommended ordering a rescission hearing.

13. GONZALEZ, LOUI (AS9947)

GONZALEZ's family and friend supported the parole grant.

14. MITCHELL, RODERICK (D93130)

No speakers.

15. SEVIOR, SHANN (E25493)

No speakers.

16. SILVA, HECTOR (F99613)

No speakers.

17. WILLIAMS, MICHAEL (P73329)

WILLIAMS's friend and the victim's family supported the parole grant.

Referral by the Governor 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 continued public safety, and referral by the Governor under Penal Code 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.

BOARD OF PAROLE HEARINGS
Executive Board Meeting
June 17 and 18, 2024

18. HANIBLE, BILLY (K26543)

A representative of the Riverside County District Attorney's Office opposed parole and recommended ordering a rescission hearing.

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.

19. DANIEL, JOHN (B62053)

No speakers.

20. LEGRAND, CORBETT (F05662)

LEGRAND's friends supported the parole grant.

21. MORENO, CESAR (BB7737)

MORENO's family and friends supported the parole grant.

A representative of the Fresno County District Attorney's Office opposed parole and recommended ordering a rescission hearing.

22. OSBORN, EUGENE (AI3659)

OSBORN's attorney, UZOMA OGAN, supported the parole grant.

A representative of the Riverside County District Attorney's Office and the victim's family opposed parole and recommended ordering a rescission hearing.

23. PADERNAL, LEONARDO (F35487)

No speakers.

24. PROCTOR, GARLAND (C91776)

A representative of the Sacramento County District Attorney's Office, the victim's family, and a friend of the victim's family opposed parole and recommended ordering a rescission hearing.

**BOARD OF PAROLE HEARINGS
Executive Board Meeting
June 17 and 18, 2024**

25. VAZQUEZ, SAUL (G02670)

No speakers.

Open session recessed at 2:50 p.m.

BOARD OF PAROLE HEARINGS
Executive Board Meeting
June 17 and 18, 2024

June 18, 2024

Open session reconvened at 9:00 a.m.

Board commissioners participated in person and by video. Interested parties and members of the public participated in person, virtually, or by telephone.

Roll Call: Commissioners Barton, Chappell, Infante, Kozel, Long, Muniz, Ndudim, Nwajei, Schneider, Taira, and Thornton were present in person.

Commissioner Purcell was online via TEAMS with her video camera turned on.

Commissioner TAIRA stated that a majority of currently-appointed commissioners were present in person.

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.

27. COLEMAN, PEARL (WE4131)

COLEMAN's friends supported the parole grant.

A representative of the San Bernardino County District Attorney's Office opposed parole and recommended ordering a rescission hearing.

28. LIZARRAGA, FERNANDO (J68068)

No speakers.

29. SAMPSON, ANTHONY (K23816)

No speakers.

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.

30. BARRERA, BRENDA (WF4894)

BARRERA's family and friends supported the parole grant.

BOARD OF PAROLE HEARINGS
Executive Board Meeting
June 17 and 18, 2024

31. BENSON, AARON (AZ1960)

BENSON's friends supported the parole grant.

32. BRODERICK, WILLIAM (B69638)

No speakers.

33. CAMARENA, RICHARD (AS2672)

CAMARENA's family supported the parole grant.

A representative of the Orange County District Attorney's Office opposed parole and recommended ordering a rescission hearing.

34. CERVANTES, GONTRAN (F74296)

No speakers.

35. CHAVEZ, LOUIS (E85266)

No speakers.

36. CROCKER, RONALD (AN0331)

A representative of the Orange County District Attorney's Office opposed parole and recommended ordering a rescission hearing.

37. HEREDIA, AARON (F13057)

HEREDIA's friends and attorney, DAN MOSELEY, supported the parole grant.

A witness to the commitment offense and her family opposed parole.

38. HERNANDEZ-NUNEZ, AGUSTIN (AW3577)

HERNANDEZ-NUNEZ's attorney, UZOMA OGAN, supported the parole grant.

A representative of the Riverside County District Attorney's Office and two victims opposed parole and recommended ordering a rescission hearing.

BOARD OF PAROLE HEARINGS
Executive Board Meeting
June 17 and 18, 2024

Open session recessed at 10:39 a.m.

Open session reconvened at 10:53 a.m.

39. JONES, TERRELL (K14703)

JONES's family supported the parole grant.

A representative of the Riverside County District Attorney's Office opposed parole and recommended ordering a rescission hearing.

40. MAGALLANES, JOSE (K76629)

MAGALLANES's family and attorney, UZOMA OGAN, supported the parole grant.

41. MALIK, ZAKEE (AK2725)

No speakers.

42. MARQUEZ, ROBERT (AE4455)

MARQUEZ's family supported the parole grant.

43. PERALTA, FELIX (AY5939)

No speakers.

44. SANDOVAL, RAMON (BA1496)

SANDOVAL's family supported the parole grant.

The victim's family opposed parole.

45. VARGAS, LORENZO (C70509)

No speakers.

46. WRIGHT, OCIE (F16297)

No speakers.

BOARD OF PAROLE HEARINGS
Executive Board Meeting
June 17 and 18, 2024

Referral by the Governor under Penal Code section 4802 to review a commutation application.

47. KRENITZKY, ALLAN (E21478)

KRENITZKY's family and friends supported KRENITZKY's application for a commutation of sentence.

Referral by the Governor under Penal Code section 4802 to review a pardon application.

48. WOODS, EARLONNE (P35554)

WOODS and WOODS's friends supported the application for a pardon.

OPEN COMMENTS

Agenda items. None.

Public Comment.

VANESSA NELSON-SLOANE, Life Support Alliance (LSA), invited the commissioners to join LSA and former lifers on June 29, 2024, for a lifer celebration picnic in Orange County.

Open session recessed at 12:02 p.m.

Open session reconvened at 3:56 p.m.

Commissioner TAIRA stated that during the closed session, the Board made decisions on the cases noticed on the agenda.

Open session adjourned at 3:57 p.m.



Board of Parole Hearings Scheduled and Backlog Hearings Report Penal Code Section 3041(d)

