



AGENDA (Amended on October 14, 2024, to remove original agenda item number 53)

**BOARD OF PAROLE HEARINGS
Executive Board Meeting**

MONDAY, OCTOBER 14, 2024

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

NOTICE OF EXECUTIVE BOARD MEETING

The October 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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Legal Standard for Parole Hearing Decisions: The Board is required to base its decisions upon whether the incarcerated person poses a current, unreasonable risk of danger to the public. In making this decision, the Board considers the incarcerated person's rehabilitative programming, behavior during their incarceration, criminal history, and other evidence-based risk factors relevant to determining whether the person can live in society without committing more antisocial acts. The Board may not base its

decision solely on the commitment offense. (See *In re Vicks* (2013) 56 Cal.4th 274; *In re Lawrence* (2008) 44 Cal.4th 1181.)

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

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- **Statements on Monday's Consent Calendar:** Written statements for the consent calendar must be received by 10:00 a.m. on Monday, October 14, 2024.
- **Statements on Monday's Cases:** Written statements for the cases on Monday's agenda must be received by 12:00 p.m. on Monday, October 14, 2024.
- **Statements on Tuesday's Cases:** Written statements for the cases on Tuesday's agenda must be received by 12:00 p.m. on Tuesday, October 15, 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

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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

CONSENT CALENDAR

2. Approval of the Draft Minutes from the September 17, 2024 Board of Parole Hearings' Executive Board Meeting
3. Approval of the Parole Consideration Hearings and Backlog Report for October 2024
4. Approval of Motion for Hearing with Procedural Error

DUN, LARRY (B81995)

Sentencing Court: San Joaquin

Motion: Vacate the panel's September 11, 2024 decision and schedule a new hearing in order to comply with the recording requirement set forth in Penal Code section 3042, subdivision (b).

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

REPORTS

6. Report from the Executive Officer
 - Change to TEAMS hearing invitations for parole hearings
 - Outreach Update
7. Report from the Chief Counsel
 - Litigation Update
 - Staffing Update
8. Report from the Chief Deputy of Investigations & Reentry Screening Division

- Staffing Update
- Outreach Update

9. Report from the Chief Psychologist, Forensic Assessment Division

- Outreach Update

OPEN COMMENTS

10. Board Commissioners – Agenda Items for Future Meetings.

11. 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 Board by email to BPH.CorrespondenceUnit@cdcr.ca.gov or by mail to the Board of Parole Hearings, P.O. Box 4036, Sacramento, CA 95812, so they can be considered by the panel assigned to the case.

PANEL FOR OCTOBER 14, 2024 CASES

The following commissioners are scheduled to participate in public comment, deliberations, and voting on items 12 through 27.

- Commissioner Cassady
- Commissioner Garland
- Commissioner Long
- Commissioner Minor
- Commissioner Muniz
- Commissioner Ndudim
- Commissioner O’Meara
- Commissioner Ruff
- Commissioner Schneider
- Commissioner Sharrieff
- Commissioner Sheffield
- 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.

12. MEJIA, ULRICH (F05271)

Sentencing Court: Los Angeles

The Board to consider new information regarding institutional misconduct that occurred on September 11, 2024.

Referral to consider for a rescission hearing under California Code of Regulations, title 15, section 2450 et seq. Members of the public may speak for two (2) minutes.

13. WHITE, SHUMONTE (BA3287)

Sentencing Court: Los Angeles

The Board to consider new information regarding institutional misconduct that occurred on August 11, 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.

14. ADAME, PABLO (AL8343)

Sentencing Court: Los Angeles

15. CRUZ, RUBEN (T91761)

Sentencing Court: Kern

16. HARSIN, JASON (BC6979)

Sentencing Court: Shasta

17. HAVARD, DANIEL (G39202)

Sentencing Court: Los Angeles

18. HIGGINS, RAUL (P29949)

Sentencing Court: Shasta

19. HILL, TORELLE (V21418)

Sentencing Court: Los Angeles

20. JENNINGS, CHARLES (J12596)

Sentencing Court: Los Angeles

21. LINT, JASON (G55884)

Sentencing Court: Kings

22. MOORE, MADIE (W59257)

Sentencing Court: Los Angeles

23. MORASCI, KELSEY (WA5429)

Sentencing Court: San Luis Obispo

24. NGUYEN, QUI (G28458)

Sentencing Court: Los Angeles

25. PEREIDA, EUGENIO (H40917)

Sentencing Court: Los Angeles

26. RAMOS, MARSHA (W38977)

Sentencing Court: Los Angeles

27. REAGOR, TYRONE (H82185)

Sentencing Court: Los Angeles

OPEN SESSION RECESSED



AGENDA

BOARD OF PAROLE HEARINGS Executive Board Meeting

MONDAY, OCTOBER 14, 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 lobby at 1515 K Street, Sacramento, CA 95814.



AGENDA

BOARD OF PAROLE HEARINGS Executive Board Meeting

TUESDAY OCTOBER 15, 2024

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

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MEETING CALLED TO ORDER

28. Roll Call

PANEL FOR OCTOBER 15, 2024 CASES

The following commissioners are scheduled to participate in public comment, deliberations, and voting on items 29 through 45.

- Commissioner Barton
- Commissioner Chappell
- Commissioner Dobbs
- Commissioner Infante
- Commissioner Kozel
- Commissioner Long
- Commissioner Minor
- Commissioner Muniz
- Commissioner Nwajei
- Commissioner Purcell
- Commissioner Taira
- Commissioner Thornton

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.

29. LUSTER, ANDREW (T97187)

Sentencing Court: Ventura

The Board to consider new information regarding Andrew Luster's criminal history, including arrest reports provided to the Board August 16, 2024, and September 18,

2024, and whether an error of fact or law exists under Penal Code section 3041, subdivision (b).

Referral by the Chief Counsel under 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 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.

30. PETTRESS, DUREE (WE4648)

Sentencing Court: San Bernardino

The Board to consider new confidential information dated September 29, 2024, and the Governor referral letter dated August 16, 2024.

Referral by a hearing panel member under 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 speak for two (2) minutes.

31. CARTWRIGHT, DONALD (D63973)

Sentencing Court: Alameda

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.

32. AGUILAR, JOSE (AT4201)

Sentencing Court: Riverside

33. BIAS, DENNIS (P14304)

Sentencing Court: Los Angeles

34. DRAGOS, JURE (V31341)

Sentencing Court: Santa Clara

35. FLORES, JAVIER (AK5319)

Sentencing Court: Orange

36. FRIAS, ARMANDO (V17346)

Sentencing Courts: Monterey

37. **HENDRIX, JOHN (B39977)**
Sentencing Court: Los Angeles
38. **INDACOCHEA, JOSE (AR8872)**
Sentencing Court: Riverside
39. **MCMEANS, DAJUAN (V02586)**
Sentencing Courts: Imperial, Los Angeles
40. **MURPHY, ANDRE (P56606)**
Sentencing Court: Fresno
41. **RIVERA, PEDRO (AF2356)**
Sentencing Court: Fresno
42. **RODRIGUEZ, ROY (P22401)**
Sentencing Court: Monterey
43. **SALINAS, JOEL (K71320)**
Sentencing Court: Los Angeles
44. **SMITH, EDWIN (P04864)**
Sentencing Court: Los Angeles
45. **VALLES, OSCAR (BE1072)**
Sentencing Court: Ventura

OPEN COMMENTS

46. Board Commissioners – Agenda Items for Future Meetings

47. 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. Those comments should be sent to the Board by email to BPH.CorrespondenceUnit@cdcr.ca.gov or by mail to the Board of Parole Hearings, P.O. Box 4036, Sacramento, CA 95812, so they can be considered by the panel assigned to the case.

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AGENDA

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Discussion

En Banc Referrals

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AGENDA

BOARD OF PAROLE HEARINGS Executive Board Meeting

WEDNESDAY OCTOBER 16, 2024

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MEETING RECONVENED

48. Roll Call

PRESENTATIONS

49. Disability Awareness and Etiquette, presented by Melissa Langley, Representative, Disability Access Services, Department of Rehabilitation
(Estimated Duration: 1 hour)

50. Intimate Partner Violence and Brain Injuries, presented by Dr. Michelle Patch, Johns Hopkins University School of Nursing
(Estimated Duration: 1 hour)

51. California Reentry Institute, presented by Collette Carroll, Director and Founder
(Estimated Duration: 30 minutes)

Lunch Break (Estimated Duration: 1 hour)

52. Institutional Misconduct: Theoretical and Empirical Perspectives, presented by Dr. Lisa Tobin, Psychologist, Forensic Assessment Division
(Estimated Duration: 1 hour and 30 minutes)

~~53. Building a Trauma-Informed Approach, presented by Alicia Virani, Esq.
(Estimated Duration: 45 minutes)~~

53. Overview of the Office of Victim and Survivor Rights and Services' (OVSRS) Contact with Victims Throughout the Parole Hearing Process, presented by Silvia Aceves, Victim Services Manager, OVSRS
(Estimated Duration: 30 minutes)

54. Inside Circle, presented by Dr. James McLeary, Wisdom Keeper and Elder Board Member, and Eldra Jackson III, Executive Director
(Estimated Duration: 30 minutes)

OPEN COMMENTS

55. BPH Commissioners – Agenda Items for Future Meetings.

56. 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

THURSDAY OCTOBER 17, 2024

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MEETING RECONVENED

57. Roll Call

PRESENTATIONS

58. Comprehensive Risk Assessments and Dynamic Risk Considerations for Sex Offenders and Year End Review, presented by Dr. Jasmine Tehrani, Chief Psychologist, Forensic Assessment Division
(Estimated Duration: 2 hours)

59. Programming for Sex Offenders, presented by Dr. Adrianna Shoji, Chief of Mental Health, Valley State Prison
(Estimated Duration: 1 hour)

Lunch Break (Estimated Duration: 1 hour)

60. Supervision of and Assistance to Penal Code Section 290 Registrants, presented by Daniel Stout, Parole Agent III, and Bryan Nakayama, Parole Agent III, Division of Adult Parole Operations
(Estimated Duration: 1 hour and 30 minutes)

61. Occupational Mentor Certification Program, presented by Anthony Maiden, Staff Services Manager, Harvinder Baraich, Staff Services Manager, and Yolanda Vasquez, Staff Services Manager, Division of Rehabilitative Programs
(Estimated Duration: 30 minutes)

OPEN COMMENTS

62. BPH Commissioners – Agenda Items for Future Meetings.

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ADJOURNMENT