

**BOARD OF PAROLE HEARINGS**  
**En Banc Decisions**  
**Wednesday, February 17, 2016**

**CROOK, LYLE**  
Sentencing Court:  
Los Angeles

**E-69772**

**Referred by Chief Counsel**

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**Motion:** Do not refer the June 25, 2015, decision to grant parole for a rescission hearing based on the additional ground of Mr. Crook's alleged institutional misconduct on October 17, 2015, and do not disturb the board's October 20, 2015, en banc decision to refer for a rescission hearing to consider whether new confidential information demonstrates that Mr. Crook poses an unreasonable risk of danger to the public.

Motion by: **Turner**  
Second by: **Fritz**  
Not Present: **Anderson, Minor**  
Abstained:

**Decision:** Motion approved by a majority of the commissioners present.

**MILES, RUSSELL**  
Sentencing Court:  
Stanislaus

**AA7376**

**Referred by Chief Counsel**

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**Motion:** Vacate the December 18, 2015, decision to disapprove medical parole, and schedule a new hearing to consider whether the conditions under which Mr. Miles would be placed on medical parole would pose an unreasonable risk to public safety.

Motion by: **Peck**  
Second by: **Garner**  
Not Present: **Anderson, Minor, Montes**  
Abstained:

**Decision:** Motion approved by a majority of the commissioners present.

**TURNER, CHET**  
Sentencing Court:  
Marin

**AE8138**

**Referred by Chief Counsel**

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**Motion:** Vacate the December 18, 2015, decision to approve medical parole based on new medical information finding Mr. Turner is no longer eligible for placement at a skilled nursing facility under the Expanded Medical Parole program.

Motion by: **Roberts**  
Second by: **Peck**  
Not Present: **Anderson, Minor, Montes**  
Abstained:

**Decision:** Motion approved by a majority of the commissioners present.

**DILLEY, DANIEL**  
Sentencing Court:  
Los Angeles

**E-15304**

**Governor-Referred pursuant to  
Penal Code section 3041.1**

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**Motion:** Refer for a rescission hearing to consider whether the panel that granted parole on November 5, 2015, committed a fundamental error resulting in an improvident grant based on the concerns cited in the Governor's referral letter dated January 29, 2016.

Motion by: **Turner**  
Second by: **Labahn**  
Not Present: **Anderson, Garner, Minor**  
Abstained:

**Decision:** Motion approved by a majority of the commissioners present.

**HORCASITAS, STEVE**  
Sentencing Court:  
Los Angeles

**E-87798**

**Governor-Referred pursuant to  
Penal Code section 3041.1**

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**Motion:** Affirm the panel's October 8, 2015, decision to grant parole based on a finding that Mr. Horcasitas no longer poses an unreasonable risk of danger to the public, as articulated in the panel's proposed decision.

Motion by: **Roberts**  
Second by: **Richardson**  
Not Present: **Anderson, Minor**  
Abstained: **Montes**

**Decision:** Motion approved by a majority of the commissioners present.

**JACKSON, JOSEPH**  
Sentencing Court:  
Los Angeles

**C-57796**

**Governor-Referred pursuant to  
Penal Code section 3041.1**

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**Motion:** Affirm the panel's October 7, 2015, decision to grant parole based on a finding that Mr. Jackson no longer poses an unreasonable risk of danger to the public, as articulated in the panel's proposed decision.

Motion by: **Peck**  
Second by: **Roberts**  
Not Present: **Anderson, Minor, Turner**  
Abstained: **Richardson**

**Decision:** Motion approved by a majority of the commissioners present.

**OCHOA, SILVINO**  
Sentencing Court:  
Los Angeles

**F-07233**

**Governor-Referred pursuant to  
Penal Code section 3041.1**

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**Motion:** Affirm the panel's October 15, 2015, decision to grant parole based on a finding that Mr. Ochoa no longer poses an unreasonable risk of danger to the public, as articulated in the panel's proposed decision and as demonstrated by the conditions of his proposed release (specifically, to live at his brother-in-law's residence in Mexico).

Motion by: **Peck**  
Second by: **Labahn**  
Not Present: **Anderson, Fritz, Minor**

Abstained:

**Decision:** Motion approved by a majority of the commissioners present.

**RODRIGUEZ, ROY**  
Sentencing Court:  
Monterey

**E-21110**

**Governor-Referred pursuant to  
Penal Code section 3041.1**

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**Motion:** Affirm the panel's October 28, 2015, decision to grant parole based on a finding that Mr. Rodriguez no longer poses an unreasonable risk of danger to the public, as articulated in the panel's proposed decision.

Motion by: **Garner**  
Second by: **Roberts**  
Not Present: **Anderson, Fritz, Minor**

Abstained:

**Decision:** Motion approved by a majority of the commissioners present.

**ROOKS, ANDREW**  
Sentencing Court:  
San Bernardino

**G-17350**

**Governor-Referred pursuant to  
Penal Code section 3041.1**

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**Motion:** Refer for a rescission hearing to consider whether the panel that granted parole on November 5, 2015, committed a fundamental error resulting in an improvident grant based on the concerns cited in the Governor's referral letter dated January 29, 2016. The board further orders an investigation into new allegations raised at the February 17, 2016, Executive Board meeting, which shall also be considered at Mr. Rooks' rescission hearing.

Motion by: **Peck**  
Second by: **Zarrinam**  
Not Present: **Anderson, Minor, Roberts**  
Abstained:

**Decision:** Motion approved by a majority of the commissioners present.

**THREET, ROY**  
Sentencing Court:  
Santa Clara

**T-09253**

**Governor-Referred pursuant to  
Penal Code section 3041.1**

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**Motion:** Affirm the panel's October 27, 2015, decision to grant parole based on a finding that Mr. Threet no longer poses an unreasonable risk of danger to the public, as articulated in the panel's proposed decision.

Motion by: **Labahn**  
Second by: **Roberts**  
Not Present: **Anderson, Minor, Montes**  
Abstained:

**Decision:** Motion approved by a majority of the commissioners present.