

OFFICE OF THE
DISTRICT ATTORNEY

COUNTY OF YOLO

JEFF W. REISIG
DISTRICT ATTORNEY



JONATHAN RAVEN
CHIEF DEPUTY DISTRICT ATTORNEY

ROB STRANGE
CHIEF INVESTIGATOR

DEBORAH GEISSER
CHIEF OF FINANCE, ADMINISTRATION

August 27, 2015

Attn: Non-Violent Second Striker
Board of Parole Hearings
Correspondence - NCSS
P.O. Box 4036
Sacramento, CA 95812-4036

RE: Carlyn Hodges (CDCR # AP7080)

Dear Board of Parole Hearings,

Thank you for the opportunity to address the Board regarding the administrative review of inmate Carlyn Hodges (CDCR # AP7080) and his suitability for early release.

Based on our knowledge of the case against Mr. Hodges, our office does not believe that this inmate should be considered for release prior to serving out his sentence. This is based, not only on the facts of the case arising in his current commitment to the CDCR, but also based on his prior convictions, which show a history of serious criminal conduct.

In the instant case, Yolo County Sheriff's Deputy Stevens attempted an enforcement stop of defendant's vehicle for failing to maintain his lane and expired registration. The defendant initially slowed down and pulled to the shoulder of the highway. However, the defendant never fully stopped and instead began speeding away. The defendant continued to flee for a lengthy period of time traveling at speeds of at least up to 110 miles per hour. The defendant also continued to change lanes at a high rate of speed while passing multiple vehicles on both sides. The defendant then made evasive movements by trying to insinuate that he was going to transfer onto an adjoining highway but at the last minute abruptly applied his brakes, crossed the gore point and continued to proceed on the original highway. Deputy Stevens attempted to follow the defendant through the gore point but had to slam on his brakes to avoid colliding with another vehicle on the road.

As the chase continued the defendant remained at speeds of up to 100 miles per hour and began passing vehicles in the slow lanes on the shoulder of the highway. The defendant then suddenly applied his brakes, made a U-turn, and then began traveling eastbound in

the westbound lanes of traffic of the highway. The defendant narrowly missed numerous vehicles traveling in the opposite direction. One of the vehicles was occupied by an off duty Yolo County Sheriff's Deputy, along with his wife and 2 year old child. That Deputy reported that the defendant was traveling the wrong way down the highway and but for him slowing down and pulling to the shoulder of the highway the defendant would have hit his car at a high rate of speed. Based on the total disregard for others on the road and the dangerousness of the pursuit Deputy Stevens terminated the pursuit.

Shortly thereafter, Deputy Stevens was notified that UC Davis Police Department had located the suspect vehicle abandoned. Deputy Stevens set up a perimeter in an attempt to locate the defendant to no avail. Later that evening the Davis Police Department notified Deputy Stevens that they believed the suspect driver was currently a passenger in a vehicle stop that they were conducting. Deputy Stevens arrived on scene and under Miranda the defendant admitted that he was the suspected driver during. The defendant also admitted that he fled because he knew that his license was suspended and because he had two active warrants for his arrest.

Given the above facts, Mr. Hodges would not be a suitable candidate for early release. His instant crimes were serious and showed a complete lack of regard for human life or the safety of others. In addition, in the instant case the defendant was originally charged with a strike offense (Violation of Penal Code Section 245(a)(1) Assault with a Deadly Weapon as alleged in Count 1 of the information); however, eventually pled no contest to a violation of Violation of Vehicle Code Section 2800.2, a Violation of Vehicle Code Section 2800.4, and admitted one prior strike offense.

Next, the defendant's previous offenses also show that he should remain in custody for his full term and would be a poor candidate for early release. While Mr. Hodges does not have an incredibly lengthy criminal history, his prior convictions almost exclusively involve crimes of violence and serious strike offenses. The following is a list of the defendant's prior convictions:

- 12/9/92: Misdemeanor conviction for a violation of Penal Code Section 245(a)(1) from Solano County
- 8/29/95: Felony convictions for violations of Penal Code Sections 664/187(a), 245(a)(1), 2800.2, 459, and 10851. The defendant was sentenced to 12 years state prison as a result of this case.

Although violations of Vehicle Code Sections 2800.2 and 2800.4 are not "serious" or "violent" offense as defined by the California Penal Code, the facts are egregious and show a complete lack of regard for human life or the safety of others. Therefore, based on the egregious nature of the current offenses as well as the serious nature of the defendant's prior convictions he should not be considered for early release as a "non-violent second striker"

Sincerely,



Amanda J. Zambor
Deputy District Attorney
Yolo County District Attorney's Office