

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

March 07, 2016

Attention: Non-Violent Second-Strikers
Board of Parole Hearings Correspondence-NVSS
P.O. Box 4036
Sacramento, CA 95812-4036

Dear Members of the Board,

It has come to my attention that Mr. Mark Belisle, an inmate who was convicted of transporting a large amount of Marijuana for sale and for possession of a controlled substance for sale was granted an early release under the Non-Violent Second Striker parole review. Inmate Belisle was sentenced to four years in prison by a court of law in 2014. Please accept this letter as our request for a review of the decision to grant parole. While it is CDCR's position that notice was provided to the Yolo County District Attorney's Office, our office cannot locate any such notification. Therefore, our only remedy is to request a review.

Inmate Belisle's criminal record reveals a conviction for armed robbery in 1988, a conviction for possession of cocaine-base in 1991, a conviction for the transportation of narcotics in 1994, an out-of-state robbery (again) in 1996, a conviction for forgery and possession of marijuana for sale in 2001. Inmate Belisle was given a 9 year sentence in 2001. Then while on parole he was convicted of a "wet reckless" offense in 2011, for which he served a violation of parole. Less than two years later was arrested again on drug offenses in November of 2013 and is currently serving the sentence for those drug convictions. Inmate Belisle's criminal is lengthy and devoid of any significant period of time in which he has been free from custody. You correctly noted Inmate Belisle's prior criminal record reveals that he has been convicted of at least five prior felonies, many of which are related to the possession and intended sale of illegal drugs and narcotics. However, we disagree with the finding that Inmate Belisle was free from prison custody for a period of 5 years given that he was returned to custody in 2011 for the "wet reckless". But we wholeheartedly agree that Inmate Belisle's criminal history support a finding of aggravating circumstances.

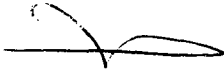
In his most recent conviction, an officer stopped Inmate Belisle in November of 2013 for speeding and discovered that he was driving a vehicle with falsified temporary registration documents, no license plates, and doing so with an expired driver's license. A subsequent search of Inmate Belisle's vehicle revealed nearly 600 grams of Marijuana, a functional digital scale, a Methamphetamine-smoking pipe, and several grams of Methamphetamine. However, your review of Inmate's Belisle's conviction that "*the fact the offense involved drugs is a mitigating factor.*" While the facts of the immediate

offense do not themselves involve any aggravating factor, it must be pointed out again that Inmate Belisle has a history of narcotic trafficking.

With Inmate Belisle's criminal history involving violent offenses and narcotics trafficking, we strongly disagree that the mitigating factors of his commitment offense as opposed to the aggravating factors of his criminal history result in a finding that he does not pose an unreasonable risk to public safety. Inmate Belisle has already demonstrated the capability of committing violent offenses, such as robbery, engage in narcotic trafficking, and endanger the public while driving under the influence of alcohol. We see no reason why he wouldn't continue his criminal behavior once released.

For the foregoing reasons, we respectfully disagree that the inmate does not pose an unreasonable risk of violence to the community if released and strongly encourage the Board to reverse its decision and deny parole.

Respectfully,

A handwritten signature in black ink, appearing to read 'Melinda D. Aiello', written over a horizontal line.

Melinda D. Aiello
Assistant Chief Deputy District Attorney
Yolo County District Attorney's Office