



COUNTY OF YOLO
OFFICE OF THE DISTRICT ATTORNEY
JEFF W. REISIG, DISTRICT ATTORNEY

July 18, 2016

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

RE: CARBONI, DAKOTA JAMES/ AS7764

Dear Board of Parole Hearings,

Thank you for the opportunity to address the Board regarding the administrative review of inmate Dakota James Carboni, AS7764, and his suitability for early release.

Mr. Carboni's adult record began at the age of 20 when he was convicted of a felony violation of 459-2nd of the California Penal Code. Mr. Carboni was initially placed on a grant of formal probation. Within two months into his probationary period, his probation was revoked when he was convicted of a felony violation of section 11377(a) of the California Health and Safety Code. Mr. Carboni was reinstated on felony probation in the 459-2nd PC case and he was granted Prop 36 probation in the 11377(a) HS case so he could receive treatment for his drug addiction. Approximately five months of his reinstatement, the defendant incurred yet another violation of probation.

In February 2014, the defendant was convicted of a felony violation of Penal Code section 459-1st, a strike offense. At that time, the defendant was denied probation and was sentenced to serve an aggregate term of two years eight months for his three felony cases. The Probation Department noted in the defendant's sentencing report in this case that the defendant had incurred a total of seven parole violations since he was released on parole in 2014, with the first violation in December 2014. Six of those seven parole violations occurred between February 2015 and October 2015. The last violation was based on the arrest for the current commitment offense.

On October 13, 2015, the defendant was caught on surveillance camera breaking into the kitchen area of an apartment complex in the middle of the night. Thereafter, the defendant gained access to the maintenance shed of this apartment complex by prying off the window screen. While in the shed, the defendant stole several thousand dollars worth of equipment and tools. Before the defendant left the complex, he broke into a locked electrical room and shut off all the breakers.

In March 2016, the defendant was convicted in this case for a felony violation of 459-2nd PC and was sentenced to 32 months in state prison. The court ordered restitution in the amount of \$3,500 to the victim.

It has been approximately three years and eight months to date since the defendant's first adult arrest in November 2012. During this period of time, the defendant was ordered to serve a total of five years and four months in state prison, including the instant offense. As the record reflects, D was given a chance to be placed on probation initially but all the rehabilitation efforts on him had failed, which ultimately led to his incarceration. After the defendant was released on parole, he again demonstrated he had no regards for the law. Not only did he incur multiple parole violations but he was arrested for a new burglary, which was the underlying offense for his current commitment.

Mr. Carboni's current commitment offense is his third felony burglary conviction since November 2012. His past unsatisfactory performance on probation and parole showed the defendant continue to live by his own rules and will remain a threat to the safety of others who share the same community with him. The defendant should not be rewarded for his poor performance on parole on prior occasions and for his total disregard of the rules and laws imposed upon him. Therefore, the People ask this Board to deny Mr. Carboni for early release as a "non-violent second striker".

Sincerely,



Alvina Tzang
Deputy District Attorney
Yolo County District Attorney's Office