



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

May 19, 2016

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

RE: Johnson, Michael Allen AS9026

Dear Board of Parole Hearings,

Thank you for the opportunity to address the Board regarding the administrative review of inmate Michael Allen Johnson AS9026, and his suitability for early release.


Based on my knowledge of the case against Mr. Johnson, I do not believe he 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 commitment to CDCR, but also based on his prior convictions, which show a history of serious criminal conduct.

In the instant case, Mr. Johnson was observed walking near another individual by a police officer whom recognized Mr. Johnson from previous contacts and knew him to be on parole for a First Degree Burglary conviction. The police officer then observed Mr. Johnson reach into his pocket and discard a clear baggie onto the street where anyone one could have picked it up.

Mr. Johnson was stopped at the scene and his person was searched, revealing a digital scale with white residue, some cash, a cell phone and some unused hypodermic needles. The clear baggie which Mr. Johnson was retrieved and found to contain six individually wrapped quantities of methamphetamine, with a net weight of 9.2 grams. Police contacted the other individual with whom Mr. Johnson was walking. This other individual indicated that he had met up with Mr. Johnson for the purpose of purchasing methamphetamine.

Given the above facts, Mr. Johnson would not be suitable for early release. His crime in the instant case was serious and involved selling methamphetamine whilst on probation for a strike offense. For those reasons alone, he should remain in prison. However, Mr. Johnson's previous offenses also show that he should remain in custody.

Mr. Johnson has been convicted of felonies no less than five times in his life spanning multiple decades. While many of his convictions are for drug related offenses, he has non-drug related felony convictions as well, including the First Degree Burglary conviction from the County of Yolo and a Second Degree Burglary conviction from the County of Sacramento. The most egregious conviction on Mr. Johnson's record has yet to be mentioned.



As of the time of this letter, Mr. Johnson has not spent a period of more than five years free from prison custody since his teenage years. His life can only be described as a series of incarcerations interrupted by brief periods of release.

While his current conviction for possession of narcotics may not be deemed serious, Mr. Johnson (prior to the passage of Prop 47) took whatever deal he could so as not to be sent away for life. Mr. Johnson has, for the past few decades, lived by his own rules and shown a disregard for the safety and well-being of those around him. Given the seriousness of this offense, the seriousness of some of his past convictions, and his lengthy criminal record, he should not be considered for early release as a "non-violent second striker."

Sincerely,



M. Jared Favero
Deputy District Attorney
Yolo County District Attorney's Office