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COUNTY OF YOLO

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March 30, 2015

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

RE: Lea, Larry Wayne, CDCR # AU0310

Dear Board of Parole Hearings,

Thank you for the opportunity to address the Board regarding the administrative review of inmate Larry Wayne Lea, #AU310, and his suitability for early release. Given the nature of the offenses committed in Yolo County, the State of Idaho and Mr. Lea's criminal history, Mr. Lea poses an unreasonable risk to public safety such that the Yolo County District Attorney's Office opposes the early release of Mr. Lea.

**Current Commitment Conduct**

On February 5, 2012, Mr. Lea entered the Extra Space Storage property in West Sacramento with three other men including Jonathan Kessenich. Kessenich remained outside of the storage unit area and acted as a lookout while Lea and the other men went inside. Lea entered his own storage unit and loosened a sheet metal slat which barred off a two-foot opening at the top of Lea's storage unit from the neighboring storage unit, allowing Lea to enter the neighboring storage unit and take various items from that unit. Lea exited the storage unit area with a cart of items and walked toward a vehicle hidden behind a fifth wheel trailer. Lea then walked off as the other men left in the vehicle in the same direction.

On February 7, 2012, Lea returned to the storage unit area with an SUV, entered the storage unit area, and left approximately fourteen minutes later with skis which he placed in his SUV. The owner of the other unit later found several items from his locked storage unit to be missing, including a road bicycle, a gold nugget, a coin collection, two rolls of silver dimes and 200 collector one dollar bills, and a set of Dynafit skis and bindings, with a combined estimated value of \$8,200.

On April 6, 2012, Lea pawned a set of Dynafit skis and bindings in West Sacramento. Dynafit ski bindings were also found in the back of Lea's SUV incident to a search warrant. When interviewed, Lea stated that he received the skis from someone named, "Reed," who owed him money and that the skis were possibly stolen. When the

owner of the other unit was shown the skis which had been pawned, he immediately recognized them as the ones that were missing from his storage unit. Lea's wife stated that she had never seen Lea ski before, but that he had brought home skis recently as well as other items despite Lea being out of work.

Lea also indicated that he had gone to his storage unit on February 5, 2012 to get tools for a bathroom remodel project he was helping his friend, Kessenich, to do. However, Lea's wife indicated that Lea had been out of work and individuals living at Kessenich's residence indicated that Lea had not done any remodel work with Kessenich to their knowledge since August of 2011.

For that offense, Lea pled no contest to a felony violation of Penal Code section 459, Burglary in the Second Degree, admitted his prior strike conviction, and was sentenced on December 17, 2013 to 32 months in state prison.

### **Lea's Other Theft Acts**

#### **1. May 29, 2007: First Degree Burglary and Receiving Stolen Property**

On May 29, 2007, between Lea entered a garage in Suisun City and took a safe from the garage containing a coin collection consisting of gold and silver coins, "Buffalo Head" nickels, and silver dollar coins as well as jewelry with an estimated value of \$5,000. Lea gained access to the garage by entering through a side gate and loosening the handle to the side door leading to the garage.

Lea was later found with rare coins on his person that matched the coins which were in the safe. The safe was later found in Lea's bedroom in his home and contained various collectable coins.

Upon being interviewed, Lea stated that friend had asked him if he wanted to make some money and created a plan for Lea to enter the garage and get the safe. Lea admitted that a third man drove him to the residence where he entered the garage and took the safe while his friend was down the street on the corner. Lea also said that the coins found on Lea's person and in his truck were stolen. Lea stated that he had his father sell a silver bar for approximately \$1,900 to a shop in Redding and had Lea and some other people tried to sell some of the coins in Vallejo, all of which were from the safe. Lea's wife indicated that Lea stated the coins were payment for a construction job Lea was going to do for a friend's mother but that she did not know what friend as Lea had been out of work for awhile.

For that offense, Lea pled no contest to felony violations of Penal Code section 459, Burglary in the First Degree, and Penal Code section 496, Receiving Stolen Property, and was sentenced on November 9, 2007 to 2 years in state prison.

#### **2. August 26, 2007: Receiving Stolen Property**

On August 26, 2007, at approximately 11:01 a.m., Lea was found in possession of bulk new construction type items along with several expensive construction machines and other construction equipment. The items included an Aquamate water tank which was only sold to Safeway stores for in-store use and not sold by those stores. The items were found in Lea's garage, side yard, and truck. The items did not have any dust or



cobwebs on them although Lea stated that the items were from when he did construction and Lea had been unemployed for some time. Lea's wife indicated that most of the items had appeared in the past few days.

When questioned, Lea stated that he received several items from people he knew from his drug use through trades. Lea indicated that not all of the items were stolen but that he knew that some of the items he had were likely stolen when he received them. Lea also indicated that he had received several of the items from different locations and people but refused to give further information on those people. Lea stated that the diamond plated toolboxes officers had found in his garage were originally lying on the side of the road in Dixon when he received them.

It was later discovered that several of the items found in Lea's possession had been stolen from a construction storage box at a new home construction site in Browns Valley owned by Black Diamond Electric. In order to have obtained the items, the padlock on the construction box had to be cut. The value of the items recovered from Lea by Black Diamond Electric was in excess of \$2,000. Additional items had been taken from on top of Pinnacle Builders' construction storage box, found at the same site as Black Diamond Electric's storage box. The value of the items taken from Pinnacle Builders was in excess of \$400.

For that offense, Lea pled no contest to a felony violation of Penal Code section 496, Receiving Stolen Property, and was sentenced on November 9, 2007 to 16 months in state prison which was served concurrently with Lea's May 29, 2007 offenses.

### **3. September 30, 2012: Felony Burglary in Idaho**

After the defendant was charged in the current California case he went to Idaho where he was charged and convicted of Idaho Code § 18-1401 Felony Burglary of a vehicle. He was sentenced to a unified sentence not to exceed five years, commencing with a fixed term of three years, to be followed by and additional two year indeterminate sentence.

As you can see, Mr. Lea's current conviction does not reflect the extent of his criminal nature. Over the course of his life he has hurt many citizens, by repeatedly stealing from anyone he wants indiscriminately. There is no way that the Board can guarantee that Mr. Lea will not reoffend and there is no way I can guarantee that he will reoffend. However, I am confident that there is no reason or explanation that will convince Mr. Lea's next set of victims that he deserved to get out early and victimize them. Therefore the Yolo County District Attorney asks this Board to recognize that Mr. Lea continues to pose an unreasonable risk to public safety and asks this Board not to release Mr. Lea before his sentence is concluded.

Sincerely,



Martha Holzzapfel  
Deputy District Attorney  
Yolo County District Attorney's Office