

BOARD OF PAROLE HEARINGS

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December 22, 2017

OFFICE OF THE DISTRICT ATTORNEY
COUNTY OF YOLO
301 2ND ST.
WOODLAND, CA 95695

Subject: **NON-VIOLENT SECOND STRIKER RELEASE DECISION**

Inmate's Name: AMONE, UHILA, ULISONI

CDCR#: BC2660

COURT CASE#: CRF166040

The California Department of Corrections and Rehabilitation (CDCR) is mandated by court order to have a parole process that allows certain offenders convicted of a "second strike" based on a non-violent offense to be eligible for parole after serving 50% of their term. It is for this reason the inmate referenced above was referred to the Board of Parole Hearings (Board) from CDCR with a recommendation for release. The Board reviewed the inmate's record and the Board's decision is to approve.

Please direct any inquiries concerning the inmate to the institution where the inmate is housed.

Respectfully,

BOARD OF PAROLE HEARINGS
NVSS Processing Unit

STATE OF CALIFORNIA
NON-VIOLENT SECOND STRIKER DECISION FORM

NON-VIOLENT SECOND STRIKER INFORMATION

Inmate Name: AMONE, UHILA, ULISONI
CDCR Number: BC2660
Institution: Folsom State Prison

BPH DECISION

JURISDICTIONAL REVIEW

- BPH does not have jurisdiction, no further review.
 BPH has jurisdiction.

REVIEW ON THE MERITS

- Recommendation to release approved.
 Recommendation to release denied.

Decision based on the reasons stated below:

DECISION: When considering together the findings of each the inmate's four case factors, they show the inmate does not pose an unreasonable risk of violence to the community. Release is APPROVED.

STATEMENT OF REASONS:

CASE FACTOR #1 – CURRENT COMMITMENT OFFENSE

The circumstances of the inmate's current commitment offense mitigate the inmate's current risk of violence. The inmate was sentenced to a total term of 2 years, 8 months on the current commitment offense. The inmate was convicted of a violation of PC 530.5(A) Use of I.D. of Another to obtain Personal Identifying Information. The inmate was sentenced to the low term of 16 months, doubled due to a prior strike conviction to 2 years, 8 months. Facts of the 10/15/16 offense: On the aforementioned date, Deputies were dispatched to Cache Creek Casino on a report of a subject using a credit card/I.D. not in his name. The inmate initially withdrew \$200.00 on the card, and came back a second time to withdraw \$300.00. This time the cashier asked for his I.D., and the I.D. he produced was in the name of John Baunach, and did not match the inmate. When the cashier refused the transaction, the inmate abandoned the I.D. and the credit card. The circumstances mitigating the inmate's current risk of violence are: The inmate did not personally use a deadly weapon; No victim suffered physical injury or threat of physical injury and there was only one conviction. No circumstances that aggravate the inmate's current risk of violence are found on this factor.

CASE FACTOR #2 – PRIOR CRIMINAL RECORD

The inmate's criminal history commenced in 2009 and continued through the commitment offense in 2016. The inmate's prior criminal record is a factor aggravating the inmate's current risk of violence. The inmate has the following adult felony criminal convictions: 2009 PC 212.5(C) Robbery Second. The circumstances of the inmate's criminal record that aggravate the inmate's current risk of violence are: The inmate has a violent felony conviction as defined in subdivision(c) of section 667.5 of the Penal Code in the last 15 years, and the inmate was incarcerated for a felony conviction within five years prior to his current conviction. No circumstances of the inmate's prior criminal record that mitigate the inmate's current risk of violence are found.

CASE FACTOR #3 – INSTITUTIONAL ADJUSTMENT

The inmate has been incarcerated at CDCR on the current commitment offense since February 16, 2017, a period of just over ten month. The following circumstances of the inmate's institutional behavior, work history, and rehabilitative programming mitigate the inmate's current risk of violence: The inmate has not been found guilty of institutional Rules

BOARD OF PRISON SERVICES STATE OF CALIFORNIA
NON-VIOLENT SECOND STRIKER DECISION FORM

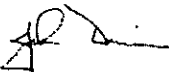
REVIEW ON THE MERITS

Violation Reports resulting in physical injury or threat of physical injury since his last admission to prison, there is no reliable information in the confidential section of the inmate's central file indicating the inmate has engaged in criminal activity since his last admission to prison, and the inmate has successfully participated in vocational, educational and work assignments for a sustained period of time including Adult Basic Education II, Landscape Gardening and Inmate Canteen Worker. The following circumstances of the inmate's institutional behavior, work history, and rehabilitative programming aggravate the inmate's current risk of violence: The inmate has limited or no participation in available rehabilitative or self-help programming to address the circumstances that contributed to his criminal behavior. When balancing the aggravating circumstances against the mitigating circumstances, they tend to show the inmate's institutional behavior, work history and rehabilitative programming mitigate the inmate's current risk of violence because the absence of RVRs involving violence or threats of violence, no confidential information with reliable evidence of illegal conduct and successful participation in educational and work assignments is found to outweigh the inmate's limited self-help programming.

CASE FACTOR #4 – RESPONSES TO LEGAL NOTICES

There was a response to Legal Notices in opposition to release from the Office of the District Attorney of Yolo County dated June 26, 2017 which was reviewed and considered in this decision.

SUMMARY: When reviewing all of the case factors as documented above, and taking into account the totality of the circumstances, including the passage of time and the inmate's age, the factors mitigating the inmate's current risk of violence outweigh the factors aggravating the inmate's current risk of violence. Although the inmate's criminal history aggravated his current risk of violence due to his 2009 robbery second offense, it took place over 8 years ago when the inmate was 19 years of age, and is his only prior felony offense. The current commitment offense mitigated the current risk of violence as no victim suffered physical injury or threat of physical injury as it is a theft crime. The Institutional Adjustment mitigated the risk of current violence as the inmate has no RVRs involving violence or threats of violence, no reliable confidential information indicates the inmate has engaged in criminal activity since his last admission to prison, and the inmate has successfully participated in educational and work assignments for a sustained period of time. The inmate is approved for release.



SIGNATURE

DENVIR, JOHN

NAME

December 21, 2017

REVIEW DATE