

BOARD OF PAROLE HEARINGS

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December 04, 2017

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

Subject: NONVIOLENT PAROLE REVIEW DECISION

Inmate's Name : DOVE, ALISA, DENICE
CDCR# : WF3970
Location : FCRF - McFarland
Court Case# : CRF142192, CRF141278

The above inmate was referred to the Board of Parole Hearings under the Nonviolent Parole Review Process. The board has approved the inmate for release. Enclosed is a copy of the board's decision.

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

Respectfully,

BOARD OF PAROLE HEARINGS
NV Processing Unit

NONVIOLENT DECISION FORM

NONVIOLENT INFORMATION

Inmate Name: DOVE, ALISA,DENICE
CDCR Number: WF3970
Institution: FCRF - McFarland

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:

When considering together the findings of each the inmate's case factors, both aggravating and mitigating, they do not tend to show the inmate poses an unreasonable risk of violence to the community. Release is APPROVED.

STATEMENT OF DECISION

Ms. Dove's commitment offenses are found to be a mitigating factor. The inmate was convicted of violations of PC 368(D) Theft from Elder/Dependent Adult by Non-Caretaker, two counts of PC 476 Check Fraud, two counts of PC 530.5 I.D. Theft and PC 459 Burglary Second. She was also convicted of a violation of PC 487(A) Grand Theft on a separate case. The inmate was sentenced to the upper term of 4 years on the Theft from Elder conviction that was doubled to 8 years due to a prior strike, with all other counts stayed and two one year prison priors added. She was also sentenced to a consecutive 16 months on the grand theft conviction, for a total prison term of 11 years, 4 months. Facts of the 5/2/14 and 5/10/14 Theft from Elder, check fraud, identity theft and second degree burglary convictions: The inmate took checks from her 93 year old neighbor's checkbook and wrote multiple checks to herself and cashed them. The loss was noted to total \$3,265.00. It is noted this crime was perpetrated while the inmate was out on bail on the grand theft crime. Facts of the 2/27/14 Grand Theft: The first victim had given his Social Security Direct Express Card to the inmate to purchase a vehicle part online. The inmate used the card to make several unauthorized withdrawals, including several at a Casino. The loss to this victim was found to total \$2,525.93. Mitigating circumstances include: No weapons were used by the inmate during the commitment offenses, there was no violence or threat of violence in the commitment offenses, no victim suffered physical injury in the commitment offenses and the commitment offenses involved theft. Aggravating circumstances include: The inmate was sentenced to two or more felonies on the current prison term, there were multiple victims of the commitment offenses and the inmate was on parole at the time of the commitment offenses. On balance, the mitigating circumstances of the inmate perpetrating multiple theft crimes with no violence, threats of violence or injuries is found to outweigh the aggravating circumstances of the inmate's parole status, multiple victims and commitment offenses when risk of future violence is assessed.

The inmate's criminal history commenced in 1996 and continued through the commitment offenses between February and May of 2014. Ms. Dove's prior criminal record is found to be an aggravating factor in this case. Aggravating circumstances include: The inmate has been convicted of 3 or more felony offenses, the inmate was not free of incarceration for 5 years prior to the commitment offenses, and the prior felony convictions show a pattern of similar, repetitive criminal conduct. The inmate prior felony convictions include: 1995 HS 11368 Forge/Alter Prescription; 1996 HS 11373(A)(1) Obtain C/S by Fraud, HS 11371.1 Use Minor: Fraud to Obtain C/S, BP 4390 Forged Prescription; 1997 PC 459 First Degree Burglary x 2, HS 11350 Poss. C/S, HS 11173(A)(1) Obtain C/S by Fraud, BP 4390 Forged

Prescription; 1999 HS 11371.1 Use Minor/Fraud to Obtain Prescription; 2009 Check Fraud. The inmate was not free from incarceration for 5 years prior to the February through May 2014 commitment offenses as she was last released from CDCR on 5/9/11, and on 1/31/13 she was sentenced to 15 days jail for a misdemeanor conviction of HS 11364.1 Poss. Drug Paraphernalia. Mitigating circumstances include: The prior felony convictions were for drug or property offenses, and the inmate has no known juvenile record. On balance, aggravating circumstances of the inmate's 11 prior felony convictions, two PC 1192.7 serious convictions, is found to outweigh the lack of a juvenile record and the nature of the crimes being drug/property related.

The inmate has been in custody in CDCR on her commitment offenses since January 22, 2016, over 1 year, 10 months. The inmate received an RVR dated 7/9/16 for Possession of a Cellular Phone. She has participated in self-help in programs that include: AA/NA, Phenomenal Women, Resolution of Conflict and Re-entry Anger Management and Criminal Thinking. She has been housed at a FCRF in McFarland since 2/9/17, and is Minimum A custody. On balance, the inmate's self-help programming and lack of violence is found to outweigh the one RVR when risk of future violence is assessed. Institutional Behavior is weighed as mitigating.

There was a letter from the Yolo County District Attorneys' Offices opposing release and letters from the inmate and her attorney, James Granucci supporting release in response to Legal Notices sent out in this matter. The letters were read and considered.

When all factors are weighed as a whole, Ms. Dove is not found to pose an unreasonable risk of violence to the community. Although the inmate's criminal history weighs as aggravating, there is a repetitive pattern of drug and property crimes with no violence. Ms. Dove's commitment offenses involved no use of weapons, violence, threats of violence or injuries as they were theft crimes. The inmate's Institutional Behavior weighs on balance as mitigating with no violence and sustained self-help rehabilitative efforts. The inmate is approved for release.

SIGNATURE

DENVIR, JOHN

NAME

NOVEMBER 30, 2017

REVIEW DATE

DECISION

- Concurs with approved recommendation to release.
- Does not concur with approved recommendation to release.

Decision based on the reasons stated below:

The recommended approval decision has been reviewed. After the careful review of the inmate's file, response to notices and the recommended approval decision, the undersigned concurs with the approval to release the inmate and release is approved.

So ordered.

SIGNATURE

SKIPPER-DOTTA, RHONDA

NAME

DECEMBER 2, 2017

REVIEW DATE