

**BOARD OF PAROLE HEARINGS**

P.O. BOX 4036  
SACRAMENTO, CA 95812-4036  
(916) 445-4072



September 03, 2021

OFFICE OF THE DISTRICT ATTORNEY  
COUNTY OF SISKIYOU  
PO BOX 986  
YREKA, CA 96097

**Subject: NONVIOLENT PAROLE REVIEW DECISION**

Inmate's Name : BOYER, JULIA,DOREEN  
CDCR# : WF9221  
Location : Folsom State Prison  
Court Case# : 161595, 16178, 17179, 17203, 1788, 16827, 17434

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

If you believe the board's decision contains an error of law or error of fact, or you have new information you believe would have materially impacted the board's decision had it been known at the time of the decision, please submit a written statement to:

Board of Parole Hearings  
Attn: Nonviolent Parole Review  
P.O. Box 4036  
Sacramento, CA 95812-4036

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

Respectfully,

BOARD OF PAROLE HEARINGS  
NV Processing Unit

# NONVIOLENT DECISION FORM

## NONVIOLENT INFORMATION

Inmate Name: BOYER, JULIA,DOREEN  
CDCR Number: WF9221  
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 for Boyer, Julia, WF9221:** When considering together the findings on each of the inmate's four case factors, the inmate poses a current, unreasonable risk of violence or a current, unreasonable risk of significant criminal activity to the community. Release is denied.

#### **Statement of Reasons:**

#### **Case Factor #1 - Current Commitment Offense**

The circumstances of the inmate's current commitment offense(s) mitigate the inmate's current risk of violence or significant criminal activity. The inmate was sentenced to a total term of 12 years and 4 months on the current commitment offense(s). The commitment offense(s) is/are listed on the abstracts of judgment for Siskiyou County Superior Court Case Numbers 16178, 16827, 161595, 1788, 17179, 17434 and 17203.

a. Siskiyou County Superior Court Case Number 16178 (conviction date 4/6/2016).

The offense for this case is PC368(d)-theft from elder (1 year).

On 2/9/2016, while inmate's accomplice spoke to the elderly victim in a bowling alley, inmate stole her wallet from her purse.

The next day, inmate and her accomplice used the elderly victim's credit cards to purchase items from stores and a restaurant.

b. Siskiyou County Superior Court Case Numbers 16827 (conviction date 5/9/2017).

The offenses for this case are PC530.5(c)(13)-theft of personal information from multiple victims (8 months) and 2 counts for PC666(a)-petty theft with priors (8 months per count for a total of 1 year and 4 months).

In April of 2016, inmate and her accomplice stole multiple debit/credit card numbers and checks from a place of employment of accomplice's mother and her purse.

On 4/15/2016, inmate, using someone else's name and credit card number, rented a room at a motel for \$78.00.

On 4/16/2016, inmate, using someone else's name and another credit card number, rented a room at a motel for \$117.60.

c. Siskiyou County Superior Court Case Number 161595 (conviction date 5/9/2017).

The offenses for this case are PC530.5(a)-identity theft (8 months) and PC666(a)-petty theft with related priors (8 months).

On 7/23/2016, inmate walked into a store and stole several items, including yogurt and Pop Tarts. The total value of the stolen items was about 8 dollars.

Officers arrived at the store, detained the inmate and spoke to her outside of the store. They searched her

backpack and found hypodermic needles, a glass pipe and 2 spoons with drug residue. Also in her pocket, they found a bag containing heroin. Inmate identified herself as someone else and gave the officers someone else's name when they cited her. Inmate signed the citation using this other person's name.

d. Siskiyou County Superior Court Case Number 1788 (conviction date 5/9/2017).

The offense for this case is PC530.5(a)-identity theft (8 months).  
Someone took a binder of checks from the victim's truck.

On 12/28/2016, inmate convinced a friend to cash one of the victim's checks. The friend went into a bank, endorsed the victim's check made payable to him in the amount of \$250.00 and cashed the check. The friend then gave the money to inmate.

e. Siskiyou County Superior Court Case Number 17179 (conviction date 5/9/2017).

The offense for this case is PC4573-bringing drugs into jail (4 years).

On 2/10/2017, officers arrested inmate for outstanding warrants and took her into custody.

In the early morning of 2/11/2017, at the County jail, a correctional officer searched the inmate. Inside her mouth, the officer found a plastic bag containing methamphetamine.

f. Siskiyou County Superior Court Case Number 17434 (conviction date 5/23/2017).

The offense for this case is PC487(a)-grand theft of personal property (8 months).

On 3/13/2017, inmate had been released from custody, but the Siskiyou County Probation Department monitored her with a GPS ankle monitor. At some point, inmate cut the ankle monitor off and lost it. The ankle monitor was valued at \$1740.00.

g. Siskiyou County Superior Court Case Number 17203 (conviction date 5/23/2017).

The offense for this case is PC1320(b)-failure to appear (8 months) enhanced by PC12022-offense committed while released on bail (2 years).

On 3/14/2017, inmate failed to appear at a court hearing while released on bail.

After careful review and consideration of the aggravating and mitigating circumstances in all of the current crimes, there are no aggravating circumstances and the following mitigating circumstances make this a mitigating factor in the case:

1) The inmate did not personally use a deadly weapon. None of the incidents related to the current offenses involve the inmate using a deadly weapon; and

2) No one suffered injury and there were no threats of physical injury involved in the incidents. The available information does not indicate inmate was violent or assaultive when committing the current offenses.

Therefore, the current crimes are found to be a mitigating risk factor in the case.

## **Case Factor #2 - Prior Criminal Record**

The inmate's prior criminal history began in 2016 and continued until the commitment offense(s) in 4/6/2016, 5/9/2017 and 5/23/2017 (conviction dates). The inmate's prior criminal record is a factor mitigating the inmate's current risk of violence or significant criminal activity. The inmate has the following adult criminal convictions: the current offenses (4/6/2016, 5/9/2017 and 5/23/2017). These are felony convictions.

The circumstances of the inmate's prior criminal record that mitigate the inmate's current risk of violence or significant criminal activity are:

1) In the past 15 years, inmate was not convicted for a PC667.5(c) violent felony as an adult. Between 9/2/2006 and 9/2/2021 (today's date), inmate has no felonies classified as violent under PC667.5(c) as an adult; and

2) In the 5 years preceding the current convictions, inmate was not incarcerated for a misdemeanor conviction involving physical injury to a victim or a felony conviction. The conviction dates for the current offenses are 4/6/2016, 5/9/2017 and 5/23/2017. The available information does not indicate any incarceration periods related to a misdemeanor conviction involving physical injury between 4/6/2011 and 4/6/2016. Further, inmate has no prior felony convictions or prior felony incarceration periods within 5 years of the current offenses conviction dates. As such, inmate was free from a felony conviction incarceration or misdemeanor incarceration for more than 5 years when convicted for the current offenses.

The circumstances of the inmate's prior criminal record that aggravate the inmate's current risk of violence or significant criminal activity are:

None.

Analysis: When balancing the aggravating circumstances against the mitigating circumstances, they tend to show that the circumstances of the inmate's prior criminal record mitigate the inmate's current risk of violence or significant criminal activity because inmate was free from incarceration for more than 5 years when convicted for the current offenses and inmate was not convicted for a PC667.5(c) violent felony in the past 15 years as an adult.

### **Case Factor #3 - Institutional Adjustment**

The inmate was received into the California Department of Corrections and Rehabilitation on the current commitment offense(s) since December 20, 2017, a period of approximately 3 years and 8 months (44 months).

The inmate has been involved in the following activities:

a. Mental Health And Wellness Program(s).

Inmate has been assigned to the Mental Health Services Delivery System at the Correction Clinical Case Management System level of care for about 44 months, and participated in related group or individual sessions (12/26/2017-present).

b. Work/Vocation.

Porter for about 8 months (4/20/2018-4/26/2018 and 6/12/2019-2/12/2020 [at least 1,493 participation hours]).

Vocational Electronics for about 3½ months (4/27/2018-8/9/2018 [at least 95.75 participation hours]).

Clothing district for about 9 months (8/10/2018-5/6/2019 [at least 266.25 participation hours]).

Vocational Computer And Related Technology for about 3 months (1/22/2021-4/19/2021 [at least 87 participation hours]).

c. Education.

E-learning program for about 3 months (8/13/2020-11/18/2020 [no participation hours noted]).

Voluntary college for about 1 month (9/18/2020-10/19/2020 [no courses completed and inmate withdrew from Intro to Psychology]).

Transitions for about 4 months and completed it (4/10/2021-8/5/2021 [at least 77.50 participation hours]).

d. Rehabilitation Program(s).

Narcotics Anonymous for about 5 days (2/6/2021-2/11/2021 [no participation hours noted]).

Cognitive Behavioral Intervention-Integrated Substance Use Disorder Treatment (CBI-ISUDT) for about 6 months (3/6/2021-present [at least 129.25 participation hours]). Milestone credit for completing at least 80 hours of the CBI-ISUDT program (6/28/2021).

Beyond Violence for about ½ a month (5/18/2021-6/4/2021 [no participation hours noted]).

Lifesc scripting for about ½ a month (7/21/2021-8/3/2021 [no participation hours noted]).

However, the central file shows the following, as well:

e. Serious Rule Violation(s).

Serious rule violations for fighting (12/30/2017) and fighting (8/9/2018).

f. Criminal Activity.

Reliable confidential memorandum, dated 7/19/2021, indicates criminal activity.

The following circumstances of the inmate's institutional behavior, work history, and rehabilitative programming mitigate the inmate's current risk of violence or significant criminal activity:

Inmate has worked for a sustained period of time and successfully completed an education related program. While inmate has not completed a vocation, inmate has been assigned to work for close to 16 months and participated in work assignments for at least 1,759.25 hours. This demonstrates inmate has consistently worked during the current incarceration for a sustained period of time. Further, inmate completed a Transitions program demonstrating successful completion of an education related program, so inmate's participation in Transitions is not limited.

The following circumstances of the inmate's institutional behavior, work history, and rehabilitative programming aggravate the inmate's current risk of violence or significant criminal activity:

- 1) There is reliable confidential information indicating criminal activity. As noted above, a reliable confidential memorandum, dated 7/19/2021, indicates criminal activity;
- 2) Inmate incurred serious rule violations related to physical injury or threat of physical injury. As noted above, inmate incurred serious rule violations for fighting (12/30/2017) and fighting (8/9/2018). The incidents related to these rule violations indicate inmate's actions or behavior, at the very least, posed a threat of harm to others; and
- 3) Inmate has limited participation in rehabilitation programs addressing circumstances, like substance abuse, contributing to criminal behavior.

While inmate has recently participated in CBI-ISUDT program, a substance abuse recovery program, and earned related milestone credit, inmate has only participated in this program for about 6 months. This is a limited amount of time when compared to the length of the current incarceration (44 months). It is also limited when considering the current offenses because some of them indicate substance abuse was a significant underlying circumstance contributing to inmate's criminal behavior. Further, inmate has not completed the CBI-ISUDT program, so inmate's participation cannot be considered successful.

Inmate has not sufficiently addressed other circumstances. Although inmate has been assigned to Beyond Violence, Narcotics Anonymous and Lifescripting, there are no hours of participation or chronos acknowledging inmate's participation in these programs. Therefore, inmate's participation in these programs is considered limited.

Analysis: When balancing the aggravating circumstances against the mitigating circumstances, they tend to show that the inmate's institutional behavior, work history, and rehabilitative programming aggravate the inmate's current risk of violence or significant criminal activity because, while inmate has worked and completed the Transitions program, inmate has not sufficiently addressed salient circumstances, like substance abuse, contributing to criminal behavior. This indicates insufficient amelioration of circumstances, like substance abuse, contributing to criminal behavior. In addition, inmate incurred serious rule violations related to physical injury or threat of physical injury. This shows relatively recent violent behavior as compared to the other case factors. Finally, there is recent reliable confidential information indicating criminal activity.

#### **Case Factor #4 - Response to Legal Notice**

The Board of Parole Hearings received responses to the legal notices regarding the inmate's nonviolent review. The following responses were reviewed and considered in this decision: inmate (7/15/2021).

**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, the inmate's age (26), the inmate's physical and cognitive limitations, the factors aggravating the inmate's current risk of violence outweigh the factors mitigating the inmate's current risk of violence or significant criminal activity.

To prepare for this review, the author reviewed the Disability and Effective Communication System as well as the inmate's record to determine all physical and cognitive disabilities documented for this inmate. In reaching the decision articulated below, the author fully considered any mitigating impact of each documented disability on all of the factors considered.

The aggravating case factor, the institutional adjustment, outweighs the mitigating case factors, the prior criminal record and the current offenses.

Although the prior criminal record and the current offenses case factors do not indicate criminal behavior related to violence or assaultive behavior, inmate has two serious rule violations for fighting (12/30/2017 and 8/9/2018) during the current incarceration period. These rule violations indicate violence or assaultive behavior on more than 1 occasion and are more recent in time compared to the prior criminal record and current offenses case factors. Thus, they appear to be more probative of inmate's current risk of violence. Inmate has not sufficiently participated in rehabilitation programs addressing circumstances, like substance abuse, contributing to criminal behavior during the current incarceration period. Further, there is recent reliable confidential information indicating criminal activity during the current incarceration period. Therefore, on balance, the case factors show inmate poses a current unreasonable risk of violence to the community or of significant criminal activity to the community. The inmate is denied for release.



September 2, 2021

**SIGNATURE**

**REVIEW DATE**

**DESAI, VIJAY - Deputy Commissioner**

If you believe this decision is not correct, you may send a written request to :

Board of Parole Hearings  
Attn: Nonviolent Parole Review  
P.O. Box 4036  
Sacramento, CA 95812-4036

Your request must be post marked within 30 calendar days from the date you were served this decision and your request must include a brief written statement explaining why you believe the decision is not correct. You may include additional information to support your request.