

BOARD OF PAROLE HEARINGS

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



July 22, 2022

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

Subject: NONVIOLENT PAROLE REVIEW DECISION

Inmate's Name : JONES, JEREMIAH, ULYSSES
CDCR# : AR7099
Location : Folsom State Prison
Court Case# : 17869, 121944

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: JONES, JEREMIAH, ULYSSES

CDCR Number: AR7099

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 Jones, Jeremiah, AR7099: 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) aggravate the inmate's current risk of violence or significant criminal activity. The inmate was sentenced to a total term of 17 years, four months on the current commitment offense(s). The commitment offense(s) is/are PC 273.5(a), corporal injury on spouse or cohabitant; and PC 422(a), criminal threats.

The inmate received a base term of five years on his controlling offense, doubled to 10 years due to a prior strike conviction; one year, four months consecutive on his subordinate count; five years under PC 667(a)(1) for a prior serious or violent felony conviction; and an additional one year under PC 667.5(b) for one prison prior, for an aggregate total term of 17 years, four months.

On June 27, 2017, the inmate became angry at his live-in girlfriend for her not paying him enough attention. The victim became scared and attempted to leave their apartment. The inmate slammed the door, locked it, told the victim not to leave and repeated the act a few times. When the victim tried to leave the third time, the inmate grabbed her, placed his hand over her mouth and threw her on the floor. He straddled her, covered her mouth and nose with both his hands until she nearly lost consciousness three times. He periodically released his hands so she could gasp a few breaths and then he would continue suffocating her. When he finally got off her, he told her to "shut the fuck up" and sit in the corner. She believed he was going to kill her. She eventually got away and called for help.

After careful review and consideration of the aggravating and mitigating circumstances in all of the current crimes, there are aggravating circumstance(s) in the case and the following aggravating circumstances make this an aggravating factor in the case:

One or more victims suffered physical injury or threat of physical injury.

Therefore, the current crimes are found to be an aggravating risk factor in the case.

Case Factor #2 - Prior Criminal Record

The inmate's prior criminal history began in 2012 and continued until the commitment offense(s) in 2017. The inmate's prior criminal record is a factor aggravating the inmate's current risk of violence or significant criminal activity. The inmate has the following adult criminal convictions:

2012: HS 11377, possession of controlled substance

2013: PC 459, first degree burglary; PC 245(a)(2), assault with a firearm; PC 245(a)(1), assault with a deadly

weapon; PC 422, criminal threats; PC 69, resisting executive officer; and PC 245(a)(4), assault with force likely to produce great bodily injury

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

The inmate has not been convicted of a violent felony as defined under PC 667.5(c) in the past 15 years.

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

1. The inmate's prior criminal convictions coupled with his current convictions show a pattern of assaultive behavior, or a pattern of similar criminal conduct that is increasing in severity. His multiple prior convictions for assault coupled with his current crime show a pattern of assaultive behavior. His prior convictions for assault involved separate incidences of domestic violence. One incident included him kidnapping his estranged girlfriend at knifepoint. He drove her to a residence where he bound, punched and tried to drown her in a bathtub. Another incident involved him breaking into her residence and threatening the occupants with a firearm.
2. The inmate was incarcerated for a misdemeanor conviction involving physical injury to a victim or a felony conviction within five years prior to his current conviction(s). He paroled on February 10, 2017 and received his current conviction on November 14, 2017, approximately nine months later.

Analysis: When balancing the aggravating circumstances against the mitigating circumstances, they tend to show that the circumstances of the inmate's prior criminal record aggravate the inmate's current risk of violence or significant criminal activity because he has a pattern of assaultive behavior that involves domestic violence, and he is quick to repeat that behavior upon release. His two aggravating circumstances outweigh his one mitigating circumstance in this section.

Case Factor #3 - Institutional Adjustment

The inmate was received into the California Department of Corrections and Rehabilitation on the current commitment offense(s) since November 28, 2017, a period of approximately four years, eight months.

The inmate has been involved in the following activities:

Serious Rules Violations:

None

Confidential Information:

None

Work, Educational, Vocational Assignments:

College AA/AS Degree

02/01/2020 – present (53 credits)

12/20/2018 -- 01/06/2020 (33 credits)

Voluntary GED

03/27/2018 -- 09/13/2018 (117.25 hours)

Voluntary ABE

03/24/2018 -- 06/19/2018 (27 hours)

Literacy Student

10/05/2021 -- 03/17/2022 (10 hours)

PIA Office & Administration

06/10/2022 – present (169 hours)

02/09/2021 -- 06/09/2022 (2522.25 hours)

PIA Maintenance & Repair

01/10/2020 -- 02/08/2021 (630 hours)

PIA License Plates

03/15/2018 -- 10/03/2018 (883.5 hours)

Clerk

10/04/2018 -- 01/09/2020 (1622.75 hours)

Self Help Programming:

Domestic Violence

03/04/2020 -- 04/13/2022 (20.25 hours)

Anger Management

01/11/2019 -- 03/18/2019 (15.75 hours)

Life Skills

04/12/2022 – present (14 hours)

CGA

09/27/2019 -- 04/12/2022 (1 hour)

Faith Groups

06/08/2019 -- 07/05/2022 (56 hours)

02/27/2019 – present (84 hours)

Celebrate Recovery

12/13/2018 – present (87.25 hours)

AA/NA
09/07/2018 -- 06/07/2019 (13 hours)
05/31/2018 -- 02/29/2020 (22 hours)
07/13/2019 -- present (19.5 hours)
Music Theory
08/25/2018 -- 01/04/2019 (27.25 hours)

Chronos & Certificates:

The Path of Peace, 12 step to recovery, participation chrono 2021
Cell Phone in Prison, PREP, completion chrono 2021
Victim Awareness, PREP, completion chrono 2021
Confronting Criminal Thinking, PREP, completion chrono 2021
Insight, PREP, completion letter 2020
Domestic Violence, PREP, completion chrono 2020
Relay For Life, participation chrono 2019
Hand Tools, CALPIA, participation chrono 2018
Industrial Safety & Health, CALPIA, participation chrono and certificate 2018
Reading Blueprints, CALPIA, certificate 2022
Troubleshooting Skills, CALPIA, certificate 2022
Welding Principles, CALPIA, certificate 2021
High School Equivalency Certificate, GED passed 2018

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:

1. The inmate has not been found guilty of institutional Rules Violation Reports resulting in physical injury or threat of physical injury since his admission to prison or recent serious rules violations.
2. There is no reliable information in the confidential section of the inmate's central file indicating he has engaged in criminal activity since his admission to prison.
3. The inmate has successfully participated in educational, vocational or work assignments for a sustained period of time. His work, education, vocation is sustained because he has completed over 6,066 combined hours in this category. Moreover, he has upgraded educationally by achieving his High School Equivalency Certificate and completing many college credits.

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:

The inmate has limited participation in available rehabilitative or self-help programming to address the circumstances that contributed to his criminal behavior. He has 20.25 hours of domestic violence in SOMS and a certificate of completion for a correspondence course in domestic violence through PREP. While he is commended for his self-help efforts, his programming in the specific area of domestic violence is insufficient to address his domestic violence issue.

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 mitigate the inmate's current risk of violence or significant criminal activity because his self-help programming in the specific area of domestic violence is insufficient to address his domestic violence issue. This is the very core of his criminal behavior and the insufficiency of his programming in this area is highly indicative of his current risk. As such, it received great weight. With greater weight, it outweighs his mitigating circumstances in this section.

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: the inmate undated but received June 13, 2022 with writings.

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 factors mitigating 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.

All factors are aggravating. The inmate's current commitment offense involved egregious acts of domestic violence. His prior criminal record indicates a pattern of domestic violence and a quick return to that behavior upon release. In prison, he has engaged in self-help; however, his programming in the specific area of domestic violence is insufficient and that insufficiency is highly indicative of his current risk. Careful consideration of all factors indicate that the inmate currently poses an unreasonable risk of violence or significant criminal activity to the community. The inmate is denied for release.



July 21, 2022

SIGNATURE

REVIEW DATE

WONG, NANCY - 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.