

Patricia Adkisson

Faihandjoesmom@gmail.com

Board of Prison Commissioner Meeting

February 28, 2023 - Public Comment

Good morning, my name is Patricia Adkisson. My comments relate to all Regulations on the agenda. The issue of nonfeasance related to the board's failure to comply with the public rulemaking process (NRS. 233.B) is the proximate cause of ongoing statutory violations committed by the Department related to Voting Rights and False Imprisonment. As a result, the Department has unilaterally confined citizens to prison, admittedly without a conviction, creating fictitious categories of crime, where no conviction exists. Please review my submissions Exhibits A, B, & C. This will likely define the political future of this board and demands immediate review and action. The Nevada constitution and statutes place responsibility for review and approval of regulations in this board. This board is a separate entity, not a ceremonial "pass through" entity and must function as a "check" on the management of the department. It is in this regard; the public interest is served by having a board. This legal framework, detailed by Attorney General opinion #96-24 works to prevent the department from engaging in the public rulemaking process and exempting the department from 233B, the department is not free to make whatever rules they want. Unlike the department, this board is charged with the duty to approve regulations and this board is not expressly or otherwise exempted from the requirements of 233B. Please read NRS.233B.039. Due deference by this board and bad practice, to simply rubber stamp the director's regulations, works to create regulations that operate in excess of their enabling statutes. This is tantamount to letting the fox guard the hen house. The same is true where the director provides due-deference and bad practice to blindly rely on the representations of O.M.D. and certain Deputy Directors. Will finish my comments in the next public comment.

A review of the division of internal audit report # 22-05 revealed violations of statutory provisions related to overtime that amounts to theft of funds. The public interest is not being served. Also, I object to the closing of any camps. If there is a staffing problem, institutions should operate on a controlled movement. Conservation camps are programs established and funded by legislative design detailed by NRS.209.457 Federal funds are involved. For the record I do object to providing security threat groups access to minimum custody camp participation to the detriment of offenders that are trying to rehabilitate their lives. Corrections were made to A.R. 521, removing 'intended death' as an exclusionary provision in order to bring it into conformance with the enabling statute, NRS.209.481, however, a memorandum issued by Kirk Wildemar, O.M.D. and never submitted to this board, directs wardens and caseworkers to continue in the practice of excluding 'intended death' and with an instruction to claim that it has become a discretionary issue, despite removing it from the AR, working to violate the legislative policy, defined by NRS. 209.481 This is the problem we're giving due deference and not having checks on O.M.D. or deputy directors or the department in general. Traditionally, AR521 allows inmates four years to their PED date to participate in minimum custody, however that cannot be read in harmony with the laws and regulations governing parole, where the parole board can dump an offender up to five years. This creates a conflict in the law that would have been identified had this board complied with 233B provisions. We urge you to increase the time eligible for minimum camp to five years, so that it may not render or be rendered nugatory in its effect or not be able to be read in a harmonious way. Offenders that are otherwise eligible are being denied participation and minimum custody programs and activities that are designed to transition offenders into society. I will be contacting the director related to additional issues and documents, before addressing the board further.

Thank you for your time, I look forward to a reply.

Appendix

Exhibit A- Pages. 1-14 NDOC Unilateral Determination of Category "F" Felony

Exhibit B- Pages. 1-22 Election Integrity Violation Report

Exhibit C- Pages. 1-95 Historical Documents and Narrative Establishing NRS.193.165 "Use of a Deadly Weapon" Never Resulting in a Conviction or 2nd Sentence.

Narrative/Letter Pages. 1-18

TAB 1 Pages. 19-22

TAB 2 Pages. 23-24

TAB 3 Pages. 25-28

TAB 4 Pages. 29-30

TAB 5 Pages. 31-40

TAB 6 Pages. 41-47

TAB 7 Pages. 48-49

TAB 8 Pages. 50-51

TAB 9 Pages. 52-55

TAB 10 Pages. 56-62

TAB 11 Pages. 63-64

TAB 12 Pages. 65-81

TAB 13 Pages. 82-85

TAB 14 Pages. 86-95

EXHIBIT

A

CENTRAL OFFICE

1677 Old Hot Springs Rd., Ste. A
Carson City, Nevada 89706
<http://parole.nv.gov>
(775) 687-5049
Fax (775) 687-6736

STATE OF NEVADA
STEVE SISOLAK
Governor



LAS VEGAS OFFICE

4000 S. Eastern Ave., Ste.130
Las Vegas, Nevada 89119
<http://parole.nv.gov>
(702) 486-4370
Fax (702) 486-4376

CHRISTOPHER P. DERICCO, *Chairman*
SUSAN JACKSON, *Member*
MARY K. BAKER, *Member*
SCOTT WEISENTHAL, *Member*

CHRISTOPHER P. DERICCO, *Chairman*
ERIC CHRISTIANSEN, *Member*
DONNA VERCHIO, *Member*
LAMICIA BAILEY, *Member*

KATIE FRAKER, *Executive Secretary*

NEVADA BOARD OF PAROLE COMMISSIONERS

December 14, 2021

PUBLIC RECORDS REQUEST
ACKNOWLEDGEMENT LETTER

[Redacted]
Northern Nevada Correctional Center
P.O. Box 7000
Carson City, Nevada 89702

RE: PUBLIC RECORDS REQUEST dated December 8, 2021.

[Redacted]
On December 13, 2021 the Nevada Board of Parole Commissioners received your request for documents pursuant to Nevada's Public Records Law.

1. Please provide me with the official state record relied upon by the Board in order to determine the category of felony conviction to be assigned to each crime under consideration by the Board. The Board does not determine the category of felony conviction. The category of felony conviction for each crime is determined by the Nevada Legislature and a person is then sentenced accordingly by the judge. The Nevada Department of Corrections enters the sentencing information from an inmate's Judgment of Conviction, along with the category of felony, for the Board's use.

Signed,

Katie Fraker

Katie Fraker
Executive Secretary

1

Fourteen

2



State of Nevada
Department of Corrections

INMATE GRIEVANCE REPORT

ISSUE ID# 20063059385

ISSUE DATE: 01/03/2018

INMATE NAME	NDOC ID	TRANSACTION TYPE	ASSIGNED TO
[REDACTED]	[REDACTED]	RTRN_INF	LWALSH

LEVEL	TRANSACTION DATE	DAYS LEFT	FINDING	USER ID	STATUS
IF	03/14/2018	5	Denied	JBUCHANAN	INACTIVE

INMATE COMPLAINT

OFFICIAL RESPONSE

Inmate [REDACTED] your Judgment of Conviction was reviewed to ensure it is entered correctly and that you are lawfully being incarcerated. You were sentenced by the court to a life sentence with the possibility of parole after 10 years has been served. You were sentenced to an equal and consecutive sentence for the use of a deadly weapon. Records show you were granted parole by the parole board to your consecutive sentence for the deadly weapon enhancement. This is your current sentence in which you are being incarcerated for. There is no indication your liberty is being denied as you claim, as the NDOC is following the order from the court. The NDOC is not illegally creating a felony charge against you, it merely enters the F category into the system, as the system requires that field to be entered in order to calculate your sentence and credits correctly. It is not being done to confine you to prison as you claim nor is it the reason you have not been released to the community on parole. If you feel you were wrongfully given a consecutive sentence for the deadly weapon enhancement, you will have to address that directly with the court as that is outside of the authority and control of the NDOC. Grievance denied.

THIRTEEN

CCS J. Buchanan
GRIEVANCE RESPONDER

RECEIVED

FEB 14 2018
Page 1 of 1

Report Name: NVRIGR
Reference Name: NOTIS-RPT-OR-0217.4
Run Date: MAR-14-18 10:50 AM

OFFENDER MANAGEMENT
NDOC

STATE OF NEVADA CERTIFICATION OF BOARD OF PAROLE COMMISSIONERS ACTION ORDER GRANTING PAROLE

Inmate Name	NDOC Number	Booking #	Location	Date
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	01/04/2021

It is the Order of the Board that Parole is GRANTED. The effective date of parole is: When Eligible.

Release to the community or to a consecutive sentence is authorized on the above specified date. If "when eligible" is indicated, release is authorized on or after the date of this hearing upon attaining minimum eligibility, as determined by the Nevada Department of Corrections (NDOC).

You are expected to program and/or work constructively regardless of institutional setting, and you are expected to abide by the rules of the NDOC. Failure to work and/or program constructively, or violation of the rules of the NDOC may result in the rescission of this order and denial of parole.

NOTE: A parolee who violates a condition of his or her parole forfeits all or part of the credits for good behavior earned by the parolee after release on parole at the discretion of the Board. A parolee whose parole is revoked for having violated a condition of parole forfeits all credits for good behavior previously earned to reduce his or her sentence pursuant to NRS 209. The Board may restore any forfeited credits at its discretion.

THIS ACTION APPLIES TO THE FOLLOWING SENTENCE(S):

Controlling sentence denoted by *, Case #: Count: Offense Description:
192903;4;USE OF DEADLY WEAPON ENHANCEMENT

Reason(s) for action:

- Grant Reason: The inmate has no prior or minimal criminal conviction history
- Grant Reason: There is community and/or family support.
- Grant Reason: The inmate has participated in programs specific to addressing behavior that led to incarceration.
- Grant Reason: The inmate has a positive institutional record.

Recommendation of the panel who conducted the hearing: Grant Parole

Commissioner Mary Baker; Grant Parole
Hearing Representative James Benedetti; Grant Parole

The final action was ratified by the following Members of the Board of Parole Commissioners:

- Commissioner Mary Baker; Grant Parole
- Commissioner Tony Cordis; Grant Parole
- Commissioner Susan Jackson; Grant Parole
- Commissioner Eric Christiansen; Grant Parole



FOR THE NEVADA BOARD OF PAROLE COMMISSIONERS

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STATE OF NEVADA
BOARD OF PAROLE COMMISSIONERS
CONDITIONS OF PAROLE SUPERVISION

INMATE NUMBER	NDOC Number	Booking #	Location	Date
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	01/04/2021

The following conditions apply to all active parole cases supervised in the community, including any previously granted sentences not specified on this Order of which these conditions replace and supersede.

- * You must complete a substance abuse evaluation within 30 days of release from NDOC. Participate in treatment as instructed until released by a qualified treatment provider.
- * You may not contact or associate with gang members and you may not possess gang paraphernalia.
- * Directives: You shall follow the rules of the Division of Parole and Probation to include the following:
 - * A. You shall not change your place of residence without first obtaining permission from the Division of Parole and Probation.
 - * B. You shall report in person to the Division of Parole and Probation as instructed by the Division or its agent. You shall submit a written report each month on forms supplied by the Division. This report shall be true and correct in all respects.
 - * C. You shall seek and maintain legal employment, or maintain a program approved by the Division of Parole and Probation and not change such employment or program without first obtaining permission. All terminations of employment or program shall be immediately reported to the Division.
 - * D. You shall pay any court ordered restitution by making payments until the balance is paid in full. The minimum monthly payment shall be established by dividing the balance owed at the time of release on parole by the number of projected months to be served on parole. If, after dividing the total restitution owed by the number of projected months to be served on parole the monthly payment is equal to an amount less than \$50, the monthly payment shall be \$50 until the balance is paid in full.
 - * E. Pay all applicable fines and fees on a schedule determined by the Division of Parole and Probation.
 - * F. You shall not leave the state without first obtaining written permission from the Division of Parole and Probation.
 - * G. You shall not associate with convicted felons, persons who are engaged in criminal activity, or other persons with whom your supervising officer instructs you not to associate.
 - * H. You shall follow all the directives of your assigned Parole Officer.
 - * I. You shall satisfy any outstanding warrants within 90 days of your release from custody.
- * Controlled substances: You shall not use, purchase or possess any illegal drugs, or any prescription drugs, unless first prescribed by a licensed medical professional. You shall immediately notify the Division of Parole and Probation of any prescription received. You shall refrain from the use and possession of any synthetic/designer drug or any mind and/or body altering substance. You shall submit to drug testing as required by the Division or its agent.
- * Recreational Marijuana: You shall not purchase, consume or have under your control marijuana in any form, except when such use is prescribed for use as a medicine in accordance with the provisions of chapter 453A of NRS.
- * Intoxicants: You shall not purchase, consume or have under your control any alcohol beverage, unless specifically permitted by special condition of the Board. Upon the direction of the Division of Parole and Probation or other peace officer, you shall submit to a medically recognized test for blood/breath content.
- * Weapons: You shall not possess, have access to, or have under your control, any type of weapon unless the item is used in conjunction with the duties of legitimate employment and has been approved in writing by the Division of Parole and Probation or its agent.
- * Laws: You shall comply with all institutional rules, municipal, county, state, and federal laws and ordinances.
- * Conduct: You shall comply with all the provisions stated on the parole agreement and your conduct shall justify the opportunity granted to you by this community supervision.
- * No Victim Contact: You may not contact or communicate with the victim or any person directly and proximately harmed by the commission of a criminal offense under any law of this State, or solicit another person to contact or communicate on your behalf with the victim or any person directly and proximately harmed by the commission of a criminal offense under any law of this State unless approved in writing by the Division of Parole and Probation.

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STATE OF NEVADA
 CERTIFICATION OF
 BOARD OF PAROLE COMMISSIONERS ACTION

PAROLE RISK ASSESSMENT & GUIDELINE

[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	01/04/2021
INMATE NAME	NDOC Number	BOOKING#	LOCATION	DATE

Parole Risk Assessment:

Questions	Responses / Scores
1. Age at 1st Arrest	(2) 19 years or younger: 2
2. Prior Revocations	(0) No parole or probation revocations: 0
3. Employment History	(1) Less than one year W/T employment: 1
4. Property Conviction	(2) Any property offense, robbery, forgery, etc.: 2
5. Drug/Alcohol Use/Abuse	(1) Some use, no severe disruption of functioning: 1
6. Gender	(0) Male: 0
7. Number of Prior Felony Convictions	(0) Less than 2 prior felony convictions: 0
Static Risk Score	6
8. Current Age	(0) 33 - 39 years of age: 0
9. Gang Membership	(0) No (none or suspect): 0
10. Programming (current term)	(-1) Yes (during current term of incarceration): -1
11. Disciplinary Conduct	(0) No Offenses in Custody: 0
12. Approved Custody Level	(0) CI, Minimum or Medium Custody: 0
Dynamic Risk Score	-1
Total Score (Static+Dynamic)	5

Offense (used to determine crime severity for risk assessment)	Offense Category	Offense Severity
USE OF DEADLY WEAPON ENHANCEMENT	F	Highest

Total Risk Score:	Guideline Risk	Guideline Recommendation
5	Low Risk	Consider Factors

The Board determined the following Aggravating Factors are applicable in your case:

- The extreme or abnormal aspects of the crime.
- Impact on victim(s) and/or community.

The Board determined the following Mitigating Factors are applicable in your case:

- No prior/minimal criminal conviction or delinquency adjudication history.
- Infraction free for two years or more to hearing month and not in disciplinary segregation.
- Participation in programs specific to addressing the behavior that led to their incarceration.
- Community and/or family support.

The Board determined the following Other Factors are applicable in your case:

No Factors

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STATE OF NEVADA
BOARD OF PAROLE COMMISSIONERS
CONDITIONS OF PAROLE SUPERVISION

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Inmate Name	NDOC Number	Booking #	Location	Date
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	09/10/2020

The following conditions apply to all cases to parole or probation ordered for the community, including any previously granted sentences not specified on this Order of which these conditions replace and supersede.

- * You must complete a substance abuse evaluation within 30 days of release from NDOC. Participate in treatment as instructed until released by a qualified treatment provider.
- * Directives: You shall follow the rules of the Division of Parole and Probation to include the following:
 - * A. You shall not change your place of residence without first obtaining permission from the Division of Parole and Probation.
 - * B. You shall report in person to the Division of Parole and Probation as instructed by the Division or its agent. You shall submit a written report each month on forms supplied by the Division. This report shall be true and correct in all respects.
 - * C. You shall seek and maintain legal employment, or maintain a program approved by the Division of Parole and Probation and not change such employment or program without first obtaining permission. All terminations of employment or program shall be immediately reported to the Division.
 - * D. You shall pay any court ordered restitution by making payments until the balance is paid in full. The minimum monthly payment shall be established by dividing the balance owed at the time of release on parole by the number of projected months to be served on parole. If, after dividing the total restitution owed by the number of projected months to be served on parole the monthly payment is equal to an amount less than \$50, the monthly payment shall be \$50 until the balance is paid in full.
 - * E. Pay all applicable fines and fees on a schedule determined by the Division of Parole and Probation.
 - * F. You shall not leave the state without first obtaining written permission from the Division of Parole and Probation.
 - * G. You shall not associate with convicted felons, persons who are engaged in criminal activity, or other persons with whom your supervising officer instructs you not to associate.
 - * H. You shall follow all the directives of your assigned Parole Officer.
 - * I. You shall satisfy any outstanding warrants within 90 days of your release from custody.
- * Controlled substances: You shall not use, purchase or possess any illegal drugs, or any prescription drugs, unless first prescribed by a licensed medical professional. You shall immediately notify the Division of Parole and Probation of any prescription received. You shall refrain from the use and possession of any synthetic/designer drug or any mind and/or body altering substance. You shall submit to drug testing as required by the Division or its agent.
- * Recreational Marijuana: You shall not purchase, consume or have under your control marijuana in any form, except when such use is prescribed for use as a medicine in accordance with the provisions of chapter 453A of NRS.
- * Intoxicants: You shall not purchase, consume or have under your control any alcohol beverage, unless specifically permitted by special condition of the Board. Upon the direction of the Division of Parole and Probation or other peace officer, you shall submit to a medically recognized test for blood/breath content.
- * Weapons: You shall not possess, have access to, or have under your control, any type of weapon unless the item is used in conjunction with the duties of legitimate employment and has been approved in writing by the Division of Parole and Probation or its agent.
- * Laws: You shall comply with all institutional rules, municipal, county, state, and federal laws and ordinances.
- * Conduct: You shall comply with all the provisions stated on the parole agreement and your conduct shall justify the opportunity granted to you by this community supervision.
- * No Victim Contact: You may not contact or communicate with the victim or any person directly and proximately harmed by the commission of a criminal offense under any law of this State, or solicit another person to contact or communicate on your behalf with the victim or any person directly and proximately harmed by the commission of a criminal offense under any law of this State unless approved in writing by the Division of Parole and Probation.

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STATE OF NEVADA
CERTIFICATION OF
BOARD OF PAROLE COMMISSIONERS ACTION
ORDER GRANTING PAROLE

7
COPY

Inmate Name	NDOC Number	Booking #	Location	Date
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	09/10/2020

It is the Order of the Board that Parole is GRANTED. The effective date of parole is: 12/01/2020.

Release to the community or to a consecutive sentence is authorized on the above specified date. If "when eligible" is indicated, release is authorized on or after the date of this hearing upon attaining minimum eligibility, as determined by the Nevada Department of Corrections (NDOC).

You are expected to program and/or work constructively regardless of institutional setting, and you are expected to abide by the rules of the NDOC. Failure to work and/or program constructively, or violation of the rules of the NDOC may result in the rescission of this order and denial of parole.

NOTE: A parolee who violates a condition of his or her parole forfeits all or part of the credits for good behavior earned by the parolee after release on parole at the discretion of the Board. A parolee whose parole is revoked for having violated a condition of parole forfeits all credits for good behavior previously earned to reduce his or her sentence pursuant to NRS 209. The Board may restore any forfeited credits at its discretion.

THIS ACTION APPLIES TO THE FOLLOWING SENTENCE(S):

Controlling sentence denoted by *, Case #: Court: Offense Description:
223709; RUBE OF DEADLY WEAPON ENHANCEMENT

Reason(s) for action:

- Grant Reason: The inmate has participated in programs specific to addressing behavior that led to incarceration.
- Grant Reason: There is community and/or family support.
- Grant Reason: The inmate has stable release plans.

Recommendation of the panel who conducted the hearing: Grant Parole

- Commissioner Eric Christiansen; Grant Parole
- Commissioner Donna Verchio; Grant Parole

The final action was ratified by the following Members of the Board of Parole Commissioners:

- Commissioner Eric Christiansen; Grant Parole
- Commissioner Donna Verchio; Grant Parole
- Commissioner Susan Jackson; Grant Parole
- Commissioner Tony Cordr; Grant Parole

Mary Kobaka
FOR THE NEVADA BOARD OF PAROLE COMMISSIONERS

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**STATE OF NEVADA
CERTIFICATION OF
BOARD OF PAROLE COMMISSIONERS ACTION**

8

PAROLE RISK ASSESSMENT & GUIDELINE

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
09/10/2020

INMATE NAME

NDOC Number

BOOKING#

LOCATION

DATE

Parole Risk Assessment:

Questions	Responses / Scores
1. Age at 1st Arrest	(2) 19 years or younger: 2
2. Prior Revocations	(2) One or more (including gross misdemeanors): 2
3. Employment History	(1) Less than one year W/T employment: 1
4. Property Conviction	(2) Any property offense, robbery, forgery, etc.: 2
5. Drug/Alcohol Use/Abuse	(2) Frequent abuse, serious disruption of functioning: 2
6. Gender	(-1) Female: -1
7. Number of Prior Felony Convictions	(0) Less than 2 prior felony convictions: 0
Static Risk Score	8
8. Current Age	(0) 33 - 39 years of age: 0
9. Gang Membership	(2) Yes (member or associate): 2
10. Programming (current term)	(-1) Yes (during current term of incarceration): -1
11. Disciplinary Conduct	(2) One or more Offenses in Custody: 2
12. Approved Custody Level	(0) CL, Minimum or Medium Custody: 0
Dynamic Risk Score	3
Total Score (Static+Dynamic)	11

Offense (used to determine crime severity for risk assessment)	Offense Category	Offense Severity
USE OF DEADLY WEAPON ENHANCEMENT	F	Highest

Total Risk Score:	Guideline Risk	Guideline Recommendation
11	Mod Risk	Consider Factors

The Board determined the following Aggravating Factors are applicable in your case:

- Impact on victim(s) and/or community.
- Prior Prison term did not deter future criminal activity.
- Prior violent conviction or delinquency adjudication.
- Commission of a crime while incarcerated, on bail, ending, on escape status, or while under parole or probation supervision
- Significant prior criminal history.
- Nature of criminal record is increasingly more serious.
- Repetitive Similar Criminal Conduct.

The Board determined the following Mitigating Factors are applicable in your case:

- Community and/or family support.
- Stable release plans.
- Participation in programs specific to addressing the behavior that led to their incarceration.

The Board determined the following Other Factors are applicable in your case:

No Factors

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STATE OF NEVADA
CERTIFICATION OF
BOARD OF PAROLE COMMISSIONERS ACTION
ORDER GRANTING PAROLE

Inmate Name	NDOC Number	Booking #	Location	Date
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	03/10/2021

It is the Order of the Board that Parole is GRANTED. The effective date of parole is: When Eligible.

Release to the community or to a consecutive sentence is authorized on the above specified date. If "when eligible" is indicated, release is authorized on or after the date of this hearing upon satisfying minimum eligibility, as determined by the Nevada Department of Corrections (NDOC).

You are expected to program and/or work constructively regardless of institutional setting, and you are expected to abide by the rules of the NDOC. Failure to work and/or program constructively, or violation of the rules of the NDOC may result in the rescission of this order and denial of parole.

NOTE: A parolee who violates a condition of his or her parole forfeits all or part of the credits for good behavior earned by the parolee after release on parole at the discretion of the Board. A parolee whose parole is revoked for having violated a condition of parole forfeits all credits for good behavior previously earned to reduce his or her sentence pursuant to NRS 209. The Board may restore any forfeited credits at its discretion.

THIS ACTION APPLIES TO THE FOLLOWING SENTENCE(S):

Controlling sentence denoted by * Case #: Count: Offense Description:
CR8565;1;USE OF DEADLY WEAPON ENHANCEMENT

Reason(s) for action:

- Grant Reason: The inmate has no prior or minimal criminal conviction history.
- Grant Reason: There is community and/or family support.
- Grant Reason: The inmate has stable release plans.

Recommendation of the panel who conducted the hearing: Grant Parole

- Commissioner Lancia Bailey; Grant Parole
- Commissioner Eric Christensen; Grant Parole

The final action was reached by the following Members of the Board of Parole Commissioners:

- Commissioner Lancia Bailey; Grant Parole
- Commissioner Eric Christensen; Grant Parole
- Commissioner Donna Verchio; Grant Parole
- Commissioner Suzca Jackson; Grant Parole

Suzca L. Jackson
FOR THE NEVADA BOARD OF PAROLE COMMISSIONERS

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STATE OF NEVADA
BOARD OF PAROLE COMMISSIONERS
CONDITIONS OF PAROLE SUPERVISION

10

Inmate Name	NDOC Number	Booking #	Location	Date
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	03/10/2021

The following conditions apply to all active parole cases supervised in the community, including any previously granted sentences not specified on this Order of which these conditions replace and supersede.

- * You must complete a substance abuse evaluation within 30 days of release from NDOC. Participate in treatment as instructed until released by a qualified treatment provider.
- * You are not permitted to enter a bar or lounge for any purpose except employment.
- * Directives: You shall follow the rules of the Division of Parole and Probation to include the following:
 - * A. You shall not change your place of residence without first obtaining permission from the Division of Parole and Probation.
 - * B. You shall report in person to the Division of Parole and Probation as instructed by the Division or its agent. You shall submit a written report each month on forms supplied by the Division. This report shall be true and correct in all respects.
 - * C. You shall seek and maintain legal employment, or maintain a program approved by the Division of Parole and Probation and not change such employment or program without first obtaining permission. All terminations of employment or program shall be immediately reported to the Division.
 - * D. You shall pay any court ordered restitution by making payments until the balance is paid in full. The minimum monthly payment shall be established by dividing the balance owed at the time of release on parole by the number of projected months to be served on parole. If, after dividing the total restitution owed by the number of projected months to be served on parole the monthly payment is equal to an amount less than \$30, the monthly payment shall be \$30 until the balance is paid in full.
 - * E. Pay all applicable fines and fees on a schedule determined by the Division of Parole and Probation.
 - * F. You shall not leave the state without first obtaining written permission from the Division of Parole and Probation.
 - * G. You shall not associate with convicted felons, persons who are engaged in criminal activity, or other persons with whom your supervising officer instructs you not to associate.
 - * H. You shall follow all the directives of your assigned Parole Officer.
 - * I. You shall satisfy any outstanding warrants within 90 days of your release from custody.
- * Controlled substances: You shall not use, purchase or possess any illegal drugs, or any prescription drugs, unless first prescribed by a licensed medical professional. You shall immediately notify the Division of Parole and Probation of any prescription received. You shall refrain from the use and possession of any synthetic/designer drug or any mind and/or body altering substance. You shall submit to drug testing as required by the Division or its agent.
- * Recreational Marijuana: You shall not purchase, consume or have under your control marijuana in any form except when such use is prescribed for use as a medicine in accordance with the provisions of chapter 453A of NRS.
- * Intoxicants: You shall not purchase, consume or have under your control any alcohol beverage, unless specifically permitted by special condition of the Board. Upon the direction of the Division of Parole and Probation or other peace officer, you shall submit to a medically recognized test for blood/breath content.
- * Weapons: You shall not possess, have access to, or have under your control, any type of weapon unless the item is used in conjunction with the duties of legitimate employment and has been approved in writing by the Division of Parole and Probation or its agent.
- * Laws: You shall comply with all institutional rules, municipal, county, state, and federal laws and ordinances.
- * Conduct: You shall comply with all the provisions stated on the parole agreement and your conduct shall justify the opportunity granted to you by this community supervision.
- * No Victim Contact: You may not contact or communicate with the victim or any person directly and proximately harmed by the commission of a criminal offense under any law of this State, or solicit another person to contact or communicate on your behalf with the victim or any person directly and proximately harmed by the commission of a criminal offense under any law of this State unless approved in writing by the Division of Parole and Probation.

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**STATE OF NEVADA
CERTIFICATION OF
BOARD OF PAROLE COMMISSIONERS ACTION**

PAROLE RISK ASSESSMENT & GUIDELINE

[REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]
 03/10/2021
INMATE NAME NDOC Number BOOKING# LOCATION DATE

Questions	Responses / Scores
1. Age at 1st Arrest	(0) 24 years or older: 0
2. Prior Revocations	(0) No parole or probation revocations: 0
3. Employment History	(1) Less than one year F/T employment: 1
4. Property Conviction	(0) No history of property offenses: 0
5. Drug/Alcohol Use/Abuse	(2) Frequent abuse, serious disruption of functioning: 2
6. Gender	(0) Male: 0
7. Number of Prior Felony Convictions	(0) Less than 2 prior felony convictions: 0
Static Risk Score	3
8. Current Age	(-1) 40 - 58 years of age: -1
9. Gang Membership	(0) No (none or suspect): 0
10. Programming (current term)	(0) No: 0
11. Disciplinary Conduct	(0) No Offenses in Custody: 0
12. Approved Custody Level	(0) CT, Minimum or Medium Custody: 0
Dynamic Risk Score	-1
Total Score (Static+Dynamic)	2

Offense (used to determine crime severity for risk assessment)	Offense Category	Offense Severity
USE OF DEADLY WEAPON ENHANCEMENT	F	Highest

Total Risk Score:	Guideline Risk	Guideline Recommendation
2	Low Risk	Consider Factors

The Board determined the following **Aggravating Factors** are applicable in your case:
 Impact on victim(s) and/or community.

The Board determined the following **Mitigating Factors** are applicable in your case:
 Community and/or family support.
 Infraction free for two years or more to hearing month and act in disciplinary segregation.
 Stable release plans.
 No prior/minimal criminal conviction or delinquency adjudication history.

The Board determined the following **Other Factors** are applicable in your case:
 No Factors

This document was prepared by KFRKBR on 3/23/2021 2:53 PM



State of Nevada
Department of Corrections

10411

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INMATE GRIEVANCE REPORT

ISSUE ID# 20063053285

ISSUE DATE: 08/24/2017

INMATE NAME	NDOC ID	TRANSACTION TYPE	ASSIGNED TO
[REDACTED]	[REDACTED]	RTRN_INF	WARD

LEVEL	TRANSACTION DATE	DAYS LEFT	FINDING	USER ID	STATUS
IF	10/12/2017	3	Denial	BUCHANAN	INACTIVE

INMATE COMPLAINT

OFFICIAL RESPONSE

Inmate [REDACTED], the NDOC is not arbitrarily assigning a category to your current sentence nor are they creating a felony charge where one does not exist. The UDWE is a continuation of your current charge and therefore you are correct in assuming the NDOC is mirroring your classification from your Murder charge to your Use of Deadly Weapon enhancement. This practice is currently under review by the Offender Management Division. However, this does not appear to have, in any way, impacted your ability to participate in any type of programming within the department, nor have you provided any evidence to support your claim. You have been on this sentence for 11 months and there is no indication you have applied for any specific programming resulting in any type of denial, related to your sentence status or otherwise. Your enhancement sentence was ordered by the court to be an equal and consecutive term, of which, is not grievable per: A.R. 740. Grievance denied.

"CURRENT CHARGE"
Sole Conviction Discharged through PAROLE
11-1-2016

CCS S. Buchanan
GRIEVANCE RESPONDER



State of Nevada
Department of Corrections

101A-4

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INMATE GRIEVANCE REPORT

ISSUE ID# 20063136173

ISSUE DATE: 04/05/2022


INMATE NAME	NDOC ID	TRANSACTION TYPE	ASSIGNED TO
[REDACTED]	[REDACTED]	RTRN_L1	KOLSEN

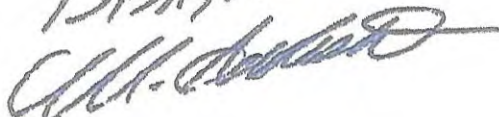
LEVEL	TRANSACTION DATE	DAYS LEFT	FINDING	USER ID	STATUS
1	06/07/2022	4	Denied	SCONLIN	A

INMATE COMPLAINT

OFFICIAL RESPONSE

Inmate [REDACTED] claim in receipt of your first level grievance claiming you are not being considered for minimum custody is a direct violation of your rights and your remedy is to be immediately classified to minimum custody. You were answered appropriately in the informal response. You further claim that NDOC is displaying an Abuse of Authority by precluding you from minimum by basing the decision on a discharged conviction. There is no abuse of authority found in following AR521. Your conviction/case 200178 consists of 2 counts. Both are considered together as one incarceration or term. You have not presented any addition supporting documentation to support your claims.
Denied


GRIEVANCE RESPONDER

Disagreed




State of Nevada
Department of Corrections

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INMATE GRIEVANCE REPORT

ISSUE ID# 20063138349

ISSUE DATE: 06/13/2022

INMATE NAME		NDOC ID	TRANSACTION TYPE	ASSIGNED TO	
[REDACTED]		[REDACTED]	RTRN_INF	AVACCARO	
LEVEL	TRANSACTION DATE	DAYS LEFT	FINDING	USER ID	STATUS
IF	06/16/2022		Denied	AVACCARO	A

INMATE COMPLAINT

I am grieving the NDOC for the unlawful violation of my personal liberty by confinement to a state prison without sufficient legal authority by force and threat of death resulting in the act of forced imprisonment without sufficient legal authority cont...

OFFICIAL RESPONSE

[REDACTED], I am in receipt of your grievance #2006-31-38349 signed and dated 5-30-2022 at 10:50 AM regarding your complaint about the Nevada Department of Corrections being in unlawful violation of legal authority by force and threat of death, resulting in the act of forced imprisonment without sufficient legal authority. You claim that this is staff misconduct and should be handled in such way outlined in AR 740. You state in your grievance that NDOC must possess sufficient legal authority in order to incarcerate you. You also claim that the NDOC is concealing the false imprisonment by representing that you suffered a separate distinct second conviction of use of a deadly weapon in the commission of your second-degree murder conviction.

[REDACTED] per your JOC for case# 04C200178 you were found guilty of "Murder in the Second Degree with Use of a Deadly Weapon," and you were sentenced to 10 years to life with a consecutive 10 years to life. With the evidence provided by you, in your grievance, and the documents we have in your file, it is evident that you are correctly incarcerated. NRS 193.165.2 states that you are to be incarcerated exactly the way you are. It's agreeable that the use of a deadly weapon in the commencement of a crime does not warrant a second offense, however you are to be additionally punished with an equal and consecutive sentence to the one you committed. Which is clearly outlined in NRS 193.165. This grievance is DENIED in its entirety as no staff misconduct was proven in your grievance. You are sentenced correctly.

Grievance DENIED.

Not A 2nd offense - But also two counts (see Griev)

Additional punishment without offense

GRIEVANCE RESPONDER

Report Name: NVRIGR
Reference Name: NOTIS-RPT-OR-0217.4
Run Date: JUN-24-22 09:58 AM