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May 11, 2015

Attention: Non-Violent Second-Strikers
Board of Parole Hearings
Correspondence-NVSS
P.O. Box 4036
Sacramento, CA 95812-4036

**Re: Inmate Jay Moore; CDC # AR7914
Court Case # 2013023499 and 2010007344**

Dear Board Members:

This letter is written to recommend denial of early release for second strike inmate Jay Moore. This recommendation is based on:

- 1) The circumstances of the commitment offenses.
- 2) The inmate's criminal history.
- 3) The risk imposed to the public if the inmate is released early.

CIRCUMSTANCES OF THE COMMITMENT OFFENSE

In Ventura County Superior Court case 2010007344, on February 27, 2010, the inmate and his co-Defendant Akrop were found in an "Employees Only" area of a Pizza Hut store. Akrop attempted to leave the store with pizza that had not been paid for, but was thwarted by the store manager who grabbed the pizza away from Akrop. This inmate then patted his hip while simulating gun noises, causing the manager to believe that the inmate was in possession of a gun.

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Akrop yelled to the inmate that they should leave, and the two ran out of the store. The manager followed the two out of the store, yelling that she was going to call the police. The inmate again patted his hip with one hand and simulated firing a gun at the manger with the other hand. Akrop and the inmate were located and detained a few blocks from the store. During the inmate's apprehension, the inmate lunged at the arresting officer and attempted to bite the officer. **During his post arrest interview with police, the inmate stated, "I was fucking hungry, fuck you, I'll put a bullet through your skull. I'm not talking anymore."**

In Ventura County Superior Court case 2013023499, on July 25, 2013, the inmate was at a homeless encampment with the victim, the victim's wife, and another male. All four were drinking alcohol. The inmate accused the victim of "ratting" the inmate out to the police, and then was further angry at the victim for the victim having playfully punched the victim's wife on the arm. The inmate yelled, "You don't fucking hit a woman!" The inmate punched the victim in the face, causing the victim to fall backwards onto the ground. The inmate then kicked the victim in the victim's head and upper body, causing the victim to lose consciousness. The inmate then fled the camp.

The next morning, paramedics responded to the camp and discovered that the victim's face was red, bruised, and bleeding, and both of the victim's eyes were swelled shut. The victim was taken to the hospital where it was determined that the victim suffered a head contusion, facial contusions, chest wall contusions, a concussion, and a facial fracture. At time of sentencing in this case, the inmate reported that he did not recall battering the victim "that bad" and admitted that he probably hit the victim "a couple of times."

INMATE'S CRIMINAL HISTORY

The inmate's criminal record dates back to 1985 when the inmate was 15 years old and declared a WIC602 ward of the Juvenile court for a violation of PC288(a). Later that same year, the inmate was found in possession of a stolen moped.

The inmate's adult criminal record begins in 1992 with various drug related convictions. In 2002, the inmate was found guilty of PC487(c) and PC243 (e)(1), both misdemeanors, for removing the necklace of his girlfriend from her neck during an argument. The inmate sustained further drug and alcohol related convictions between 2003 and 2006.

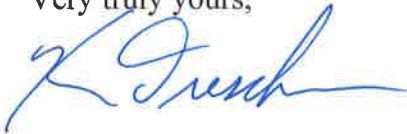
The inmate sustained the conviction detailed above in case 201007344 and was placed on Formal (supervised) probation. While on probation, the inmate sustained five alcohol related misdemeanor convictions in 2010 and 2011 before absconding probation supervision, resulting in a warrant being issued for his arrest. In 2012, while the probation violation warrant was outstanding, the inmate was arrested seven times in the state of Oregon for various misdemeanor charges, including disorderly conduct, trespass, criminal mischief, resisting arrest, theft, and contempt of court. By July 2013, the inmate had returned to California and committed the offense detailed above in case 2013023499.

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CONCLUSION AND RECOMMENDATION

The inmate has not served his full sentence imposed by the court. Moreover, based on his commitment offense and criminal history the inmate does not deserve to be released early from prison simply because he is a second-striker. The inmate consistently made poor choices and decisions that resulted in his incarceration. Allowing the inmate to be released early will only enable him to victimize others as he has done before. I request that you deny the inmate an early release because he poses an unreasonable risk to the public when released from custody.

Very truly yours,



KEVIN DRESCHER
Supervising District Attorney

Sent by US Mail and Email to BPH.CorrespondenceUnit@cdcr.ca.gov