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March 5, 2014

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

Re: Inmate Gary Dean Ogden, CDCR #AR-3409
Ventura County Court Case No. 2013005229

Dear Deputy Commissioner,

This letter is written to recommend the denial of an early release for second-strike inmate Gary Dean Ogden (hereinafter “Ogden” or “inmate”). This recommendation is based on:

- (1) Circumstances of the commitment offense(s).
- (2) The inmate’s criminal history.

CIRCUMSTANCES OF THE COMMITMENT OFFENSE(S)

On February 15, 2013, at approximately 7:30 p.m., a U-Haul Rental Center located in Ventura, California, reported a white 2012 Ford F-150 Truck with U-Haul logos and an Arizona license plate had been stolen. The truck was parked in the U-Haul lot on East Thompson Boulevard prior to being stolen and the keys were left in the vehicle. Video surveillance showed a white male subject wearing a black jacket with white logo, shorts, and carrying a black backpack, enter the U-Haul lot and drive away in the truck.

Approximately three hours later, at 11:26 p.m., a U-Haul truck matching the description of the reported stolen vehicle was observed on Victoria Avenue in Ventura with its lights off. A Ventura police officer followed the vehicle and confirmed it was stolen with dispatch, and then initiated a traffic stop. Ogden was identified as the driver and he was wearing clothing that matched the suspect in the surveillance video.

During a Miranda interview, the inmate lied to the police and tried to create an alibi. Ogden said he acquired the vehicle after he spoke with a friend of his named “David.” David told Ogden that he had just rented the truck from U-Haul and that he wanted Ogden to pick up the vehicle for him.

Ogden, Gary #AR-3409
March 5, 2015
Page 2 of 2

When he arrived at the U-Haul parking lot, Ogden said he saw the truck engine running with the door open, so he entered the vehicle and exited the parking lot. Ogden claimed he was buying alcohol for he and David, and was in the process of returning the vehicle was he was contacted by police. However, Ogden could not provide David's last name, nor any contact information for him.

INMATE'S CRIMINAL HISTORY

In addition to his most recent conviction for violation of California Vehicle Code section 10851(a) in Ventura Case No. 2013005229, Ogden has a PC 459 1st conviction from 1990, two PC 484(a) convictions from 1996, a prior VC 10851(a) conviction from 1997, a PC 459 1st conviction, a PC 136.1(c)(1) conviction and a PC 245(a)(2) conviction from 1998 (resulting in a 10-year prison commitment), and a PC 666 conviction from 2012. The inmate has a total of four prior strike convictions.

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 his 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 Attorney

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