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August 9, 2017

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

**Re: Inmate Anthony Carbajal; CDCR AW4358  
Ventura County Superior Court Cases 2013039306, 2014032205, 2014025465  
Opposition Letter Due to Board of Parole Hearings August 10, 2017**

Dear Board Members:

This letter is written to recommend denial of early parole for inmate Anthony Carbajal. This recommendation is based upon:

- 1) The inmate's commitment offenses.
- 2) The inmate's significant criminal history.
- 3) The unreasonable risk of violence to the community if the inmate is released early.

## **CIRCUMSTANCES OF THE COMMITMENT OFFENSES**

### **Case 2013039306**

On December 2, 2013, Ventura County Sheriff's Office deputies contacted the inmate at a motel room with his wife, victim Valerie Carbajal, and their two children, aged one and three. Ms. Carbajal advised the deputies that the inmate had used methamphetamine and had guns in the room. A loaded 12-gauge shotgun and a loaded .38 caliber revolver were found in the room as well as a .38 caliber speed loader loaded with six hollow point bullets, twenty .38 caliber ball rounds, and five additional .38 caliber hollow point bullets. None of the weapons were registered to the inmate.

The deputies observed red marks on the victim's neck, and redness and swelling around her left eye as well as bite marks and bruising on both eyes and a pen mark on her body reading "Anthony's bitch." The victim reported that the inmate had pushed, punched,

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scratched, and attempted to strangle her. She reported the inmate had been using drugs and beating her for the past month, including having hit her on the forehead with a pistol. While the deputies interviewed the victim, the inmate, who was under the influence of methamphetamine, kicked and shattered the rear right window of the patrol vehicle. The inmate refused to calm down and struggled with deputies who had to shackle the inmate to transport him away from the scene.

The inmate pled guilty to felony domestic violence in violation of Penal Code section 273.5(a), and misdemeanor charges of vandalism, being under the influence of a controlled substance, and resisting arrest. Initially placed on probation, he was sentenced to serve one year in prison in this case, consecutive to case 2014025465.

#### **Case 2014025465**

On August 18, 2014, while still on probation for the above case, the inmate, wanting Ms. Carbajal to get into his car, parked outside her home and honked his horn repeatedly for about 45 minutes. When the victim's mother arrived to drop the children off, the inmate's three-year-old son ran into his car, prompting the victim to come outside her home. During the argument that ensued, the inmate brandished a gun at the victim and her mother.

The inmate forced the victim into the car, but she was able to escape. After unsuccessfully attempting to force their one-year-old daughter into his car, the inmate drove off with his son, unrestrained, in his car. The victim called the police who located the inmate driving. The inmate failed to yield, and with his son still unrestrained in the car, led police on a high-speed chase through city streets. He traveled in oncoming lanes of traffic, drove through stop signs, and around stopped vehicles. He led police back to the victim's residence where officers arrested him. When arrested the inmate was in possession of 0.8 grams of methamphetamine, \$937 cash, one .40 caliber hollow point bullet, and one semi-automatic handgun magazine.

The inmate pled guilty to child endangerment in violation of Penal Code section 273a(a), and felony evading a peace officer in violation of Vehicle Code section 2800.2. He was sentenced to two years eight months in prison.

#### **Case 2014032205**

On October 12, 2014, while on probation for the first case, and out on bail in the above case, the inmate drove to Ms. Carbajal's home in violation of a restraining order. The

inmate forced the victim into the backseat of the car and locked her inside. The inmate drove the victim to another location and she was able to escape; however, the inmate caught her and forced her back into the car stating, "If you do that again I'm gonna hit you until you pass out."

The inmate transported the victim to his residence in Oxnard where he held her for two days. He hit her when she spoke too loudly. The victim stayed in place without seeking help for fear of being beaten. On October 14, 2014, the inmate allowed her to use his car to attend a meeting with Children and Family Services. The victim used the opportunity to report the incident.

The inmate pled guilty to felony domestic violence with a special allegation for having a prior domestic violence conviction pursuant to Penal Code section 273.5(f)(1). He admitted committing the crime while he was out on bail pursuant to Penal Code section 12022.1(b). He was sentenced to two years in prison concurrent to case 2014025465.

### **CRIMINAL HISTORY**

On March 24, 2005, the inmate, aged 14, was arrested for fighting on a school campus after he punched another student in the face. In November 2005, a petition was sustained against him for a vehicle theft in violation of Vehicle Code section 10851, and he was eventually declared a ward of the court.

In February 2006, the inmate was arrested for possession of a switchblade in a juvenile facility. Shortly thereafter, he attempted to escape the facility by climbing under a railing. On April 3, 2006, the inmate, still at a youth camp, entered a classroom and punched another boy in the face as part of a gang-related attack. (Pen. Code § 186.22) He was returned to a rehabilitative youth camp, but on September 12, 2006, the inmate, now aged 16, was arrested for battery again, having punched the victim seven to eight times. A petition was sustained and the inmate was sent to a juvenile facility where he continued his violent conduct and was involved in multiple gang-related fights. Yet another petition was sustained against him for battery inside the facility committed on February 9, 2008.

On December 24, 2008, the inmate was involved in a hit and run collision, and pled guilty to a violation of Vehicle Code section 20002(a) in June 2009. Between that time and the commission of the commitment offenses the inmate was never free of probation supervision. He was convicted of driving without a license or on a suspended license three times, and convicted one time of driving under the influence of alcohol.

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## **DISCUSSION**

The inmate is a violent man who has little regard for the safety of himself or others, including his young children. He has demonstrated time and again that he is absolutely unwilling to reform, and disinclined to conform to any of society's expectations.

The inmate's commitment offenses evidence a pattern of escalating violence against those he should protect. That he committed the domestic violence offenses while substantially armed and under the influence of methamphetamine makes his behavior even more dangerous. There is no question that his release into society creates an unreasonable risk of future violence.

## **CONCLUSION**

The inmate poses an unreasonable risk of violence to the community if granted early parole. I respectfully request the Board deny early parole for the inmate.

Very truly yours,



GREGORY D. TOTTEN  
District Attorney

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