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July 31, 2017

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

**Re: Inmate Bobby Gleason; CDCR P76880
Ventura County Superior Court Case 2016029059
Opposition Letter Due to Board of Parole Hearings August 2, 2017**

Dear Board Members:

This letter is written to recommend denial of early parole for inmate Bobby Gleason, who faced a maximum sentence of ten years in prison, but who has already received the benefit of sentencing leniency in receiving a sentence of two years eight months. This recommendation is based upon:

- 1) The inmate's commitment offense.
- 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 OFFENSE

On April 6, 2016, an officer with the California Department of Corrections was conducting a head count on inmates at the Ventura Conservation Camp. At 11:30 p.m., the officer discovered the inmate was missing.

Through extensive investigation, it was discovered the inmate escaped from the camp with the help of his girlfriend, and fled to San Diego. The inmate's girlfriend had purchased and smuggled a prepaid cellphone to the inmate inside the camp prior to the inmate's escape. Text messages between the girlfriend and the inmate revealed photos of wire cutters.

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At around 6:30 p.m. on April 7, officers observed the inmate exit a room at a motel in Oceanside, and drive to a residence in Vista. The inmate was observed to exit the car and approach the residence; however, the inmate noticed law enforcement cars near the residence and attempted to evade capture. The inmate jumped over a fence but was quickly met by officers and taken into custody. The inmate was charged for violating Penal Code section 4530(b), escape from custody.

Because of the inmate's criminal history, six special allegations were alleged: the inmate's two prior strike offenses (Pen. Code § 667(c)(2)), a prior conviction for a serious or violent felony (Pen. Code § 667(a)(1)), and four prior prison commitments. (Pen. Code § 667.5(b))

The court struck the inmate's prison prior enhancements. The court did not strike the inmate's prior strike offense and sentenced the inmate to two years eight months in prison.

CRIMINAL HISTORY

The inmate has a significant criminal history which began when he was 20 years old. In December 1997, the inmate was convicted of Penal Code section 211, robbery, and sentenced to three years probation and 250 days in jail. The inmate's probation was later revoked and he was sentenced to prison. On September 16, 1998, the inmate was arrested for violating Penal Code section 242, battery.

In 2000, the inmate was arrested for violating Penal Code section 503, embezzlement, and Penal Code section 460(b), second-degree burglary. The inmate was later convicted of Penal Code section 484/666, felony petty theft with priors. The inmate was sentenced to 32 months in prison. On December 9, 2002, the inmate was found to be in violation of his parole and was sentenced to prison to finish his term.

In 2003, the inmate was arrested for violating Penal Code section 12021(b), convicted person in possession of a firearm; Penal Code section 417(a)(2), exhibiting a firearm; Health and Safety Code section 11377(a), possession of a controlled substance; Vehicle Code section 10851(a), taking a vehicle without the owner's consent; Penal Code section 496(d), attempting to receive stolen property; Health and Safety Code section 11370.1(a), possession of a controlled substance while armed with a firearm; Penal Code section 666, petty theft with priors; Health and Safety Code section 11379.2, possession for sale of a controlled substance; Penal Code section 12316(b)(1), prohibited person possessing

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ammunition; Penal Code section 12025(a)(2), concealed weapon on a person with prior conviction. The inmate was convicted of Vehicle Code section 10851(a), taking a vehicle without the owner's consent involving a firearm. The inmate was sentenced to 44 months in prison.

In 2006, the inmate was arrested for violating Vehicle Code section 10851(a), taking a vehicle without the owner's consent; Penal Code section 496(d), attempting to receive stolen property, and Penal Code section 12021(a)(1), felon in possession of a firearm. The inmate was convicted of Penal Code section 666.5, vehicle theft with priors and sentenced to four years in prison.

In 2010, the inmate was arrested while in custody for violating Penal Code section 4573.6, possession of a controlled substance while in prison.

In 2012, the inmate was arrested for violating Vehicle Code section 20002, hit and run.

In 2013, the inmate was arrested and convicted for violating Penal Code section 243(e)(1), battery on a spouse/significant other.

In 2013, the inmate was arrested for violating Penal Code section 459, first-degree burglary. The inmate was convicted of first-degree burglary in 2014 and sentenced to nine years in prison.

The inmate was serving his nine-year prison term when he committed the commitment offense.

DISCUSSION

Not only have previous grants of probation and parole failed to curb the inmate's criminal activity, but his commitment offense demonstrates a blatant disregard for the authority of the State of California. He has shown a tendency for violence in the past including a conviction for robbery as well as unlawful possession of firearms.

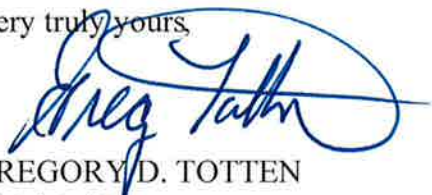
There is no evidence to suggest the inmate will curb his criminal ways if released into the community. Rehabilitation has not worked on the inmate. This is evident by his violations of parole and multiple separate prison commitments. Not even imprisonment has derailed the inmate from his life of crime. Even while in custody, the inmate continued to commit offenses including possession of controlled substances and the commitment offense – escape.

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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. TOTTON
District Attorney

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