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September 1, 2017

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

**Re: Inmate Timothy Jay Dalrymple; CDCR AU6017
Ventura County Superior Court Cases 2008018647, 2014038176, 2014014080,
2014012134, 2014015752
Opposition Letter Due to Board of Parole Hearings September 6, 2017**

Dear Board Members:

This letter is written to recommend denial of early parole for inmate Timothy Dalrymple. In August 2016, the court sentenced the inmate on five separate cases to a total prison sentence of seven years four months. This recommendation to deny early release is based upon:

- 1) The inmate's commitment offenses.
- 2) The inmate's significant criminal history, including 20 arrests or convictions since 1995.
- 3) The unreasonable risk of violence to the community if the inmate is released early.

CIRCUMSTANCES OF THE COMMITMENT OFFENSES

Case 2008018647

On April 30, 2008, the inmate entered a store and presented a check for cashing, drawn from the account of Jersey Mike's Subs, in the amount of \$530. The check was payable to the inmate. The store employee, who knew the inmate from previous authentic check cashing transactions, cashed the check. Later that same day, the inmate returned to the store and presented another check from the same account, in the amount of \$550. A different employee, who also recognized the inmate, cashed the check. The inmate told the employee that he was employed at Jersey Mike's Subs, and handed her four gift cards for free sandwiches. After the inmate left the store, the second employee discovered that

the inmate had been in earlier that day and cashed a similar check. She called Jersey Mike's Subs and learned the inmate was not an employee. The employee then contacted police.

Victim Robert Paulson, the owner of Jersey Mike's Subs, was contacted by police. He reported his car was burglarized two days before, and his briefcase and a camera were taken. The briefcase contained six checks and numerous Jersey Mike's Subs gift cards.

On May 20, 2008, victim Mitev Vassil, the owner of Camarillo Check Cashing, reported to police that he had cashed three Jersey Mike's Subs checks for the inmate and two accomplices: a check for \$300 on April 28, 2008, a check for \$550 on May 1, 2008, and a check for \$582 on May 2, 2008. All three checks were returned as forgeries.

On July 29, 2008, victim Dustin Patrick discovered his ignition and checkbook were missing from his vehicle that was parked at his residence. On August 1, 2008, after being alerted by his bank, Mr. Patrick checked his account and discovered two checks payable to the inmate were cashed on July 29, 2008, and July 31, 2008. The checks, \$700 and \$500, were signed with a signature that was not Mr. Patrick's. The front of the checks displayed the inmate's California driver's license as proof of identification. Surveillance video was obtained depicting the inmate cashing the checks.

On August 26, 2008, victim Refat Hijaz was contacted by his credit card company alerting him of possible fraudulent activity on his account. Mr. Hijaz went outside to check his Infinity vehicle where he kept the card. Upon doing so, he discovered his 2004 Toyota Sequoia was missing. Although his Infinity was still in the driveway, various items were missing from the center console, including keys providing access to his place of employment, a wallet containing approximately 20 credit cards, Mr. Hijaz's expired U.S. passport, and the keys to the Toyota Sequoia. Various transactions on Mr. Hijaz's credit card were later made by the inmate.

On September 17, 2008, the inmate was inside a parked car and was approached by a plainclothes sheriff's deputy. The deputy identified himself and displayed his badge, telling the inmate to stay where he was and keep his hands visible. The inmate paused, then reached for the gearshift as the deputy reached for his firearm. The inmate fled in the vehicle at a high rate of speed. When located the following day, the inmate again attempted to flee in his car. When he was blocked by a police car, the inmate exited his vehicle, climbed over a fence, and jumped into a nearby channel. Ultimately, the inmate was apprehended by police.

On November 25, 2008, the inmate pled guilty to two counts of forgery, two counts of second-degree burglary, and possessing stolen property. The inmate also admitted to a prior automobile theft under Penal Code section 666.5, and to three prior prison terms under Penal Code section 667.5. On January 6, 2009, the inmate was sentenced to five years in prison.

Case 2014038176

On January 29, 2012, victim Adrien Argueta reported his 2008 Toyota Sequoia was stolen. Later that day, police found and began surveilling the stolen Toyota. Detectives noted that the license plate attached to the Toyota belonged to a different vehicle. Detectives saw the inmate driving the stolen vehicle. When officers attempted to stop the inmate, he fled. He drove recklessly on city streets such that the officers terminated the pursuit.

A five-month investigation began, which ultimately revealed the inmate conspired with two other individuals to burglarize and steal vehicles. He then sold the stolen vehicles to other people. Detectives monitored conversations between the inmate, his co-conspirators, and prospective buyers, planning to purchase several stolen cars. Detectives also witnessed the inmate sell a stolen 1999 Mitsubishi Montero, which displayed a stolen license plate belonging to a different car.

On July 25, 2016, the inmate pled guilty to felony evading a peace officer, unlawful taking of a vehicle, and conspiracy to commit a crime. Additionally, the inmate admitted his prior auto thefts and prison priors. On August 23, 2016, the inmate was sentenced to one year eight months in prison, consecutive to his other 2014 cases.

Case 2014014080

On April 12, 2014, victim Amy Silliman contacted police to report that a window of her car was shattered and that her purse and wallet were stolen. Ms. Silliman contacted her credit card company and learned her credit card was used several times that morning.

On that same day, victim Russel Becker received a call from his bank asking whether he had made recent purchases with his credit cards. He had not. Mr. Becker searched for his wallet, which had been in his truck the day before, but it was gone. Mr. Becker canceled his credit cards and contacted police.

Detectives reviewed surveillance video from various businesses at the time of the fraudulent transactions, and determined the inmate was involved in making purchases with the stolen credit cards.

On July 25, 2016, the inmate pled guilty to identity theft. Additionally, the inmate admitted to six prior prison terms under Penal Code 667.5(b). On August 23, 2016, the inmate was sentenced to eight months in prison, consecutive to his other 2014 cases.

Case 2014012134

On April 20, 2014, victim David Hilton reported that his 2005 Mercedes Benz was stolen. Mr. Hilton's Dodge truck, which was parked next to the Mercedes Benz, had been ransacked, and a spare key to the Mercedes was taken and used to steal the car.

That afternoon, officers received a LoJack signal alerting them of the stolen vehicle. Officers located the Mercedes Benz at a gas station in Oxnard. The inmate was sitting in the driver's seat. As officers approached the vehicle with their firearms drawn, the inmate and his passengers fled the vehicle on foot. One officer caught up to the inmate and grasped his shirt, but the inmate broke free. The officer caught up to the inmate a second time and attempted to subdue him, but the inmate continued to struggle. Ultimately, a Taser was deployed and the inmate was arrested.

During a search of the inmate's person, officers located a loaded .380 semi-automatic handgun, two plastic bags containing three grams of methamphetamine, and prescription medication.

On July 18, 2014, the inmate pled guilty to auto theft, possession of a controlled substance while armed with a firearm, possession of a firearm by a felon, carrying a concealed firearm, and resisting arrest. Additionally, the inmate admitted his prior automobile theft conviction and prison priors. On September 10, 2014, the inmate was sentenced to three years in prison, consecutive to his other 2014 cases.

Case 2014015752

On April 21, 2014, Ventura County Sheriff's deputies were investigating vehicle thefts when they saw the inmate on video driving a stolen BMW. When deputies received information about the location of the stolen BMW, they responded and recovered several receipts for recent purchases, a purse, two watches, two cell phones, and numerous checkbooks, credit cards, and debit cards inside the stolen car. There were also several loose keys in the center console. Deputies confirmed most of these items were stolen.

While in custody, the inmate made several phone calls that were monitored. He made statements including, "You have to pick up my BMW," and "We gotta get my BMW in the trunk is my . . . our thingamajig," and "our toy." He also spoke about the stolen Mercedes Benz from the 2014012134 case, stating that, "That car drive itself homie. I got a video of me doing 130 MPH on the freeway with no hands . . . that car is bad I had to take it. Who the fuck wouldn't take it."

After hearing these statements, deputies gained access to the trunk of the BMW. Deputies discovered numerous additional stolen items, as well as a loaded shotgun.

On July 18, 2014, the inmate pled guilty to auto theft, possession of ammunition by a felon, receiving stolen property, and two counts of identity theft. Additionally, the inmate admitted a prior auto theft conviction and his prison priors. On September 10, 2014, the inmate was sentenced to two years in prison, consecutive to his other 2014 cases.

CRIMINAL HISTORY

The inmate has an extensive criminal history that dates back to 1995. The inmate has continuously engaged in criminal conduct as an adult as demonstrated by his six prior convictions per Penal Code section 667.5(b).

On December 8, 1995, the inmate was arrested in Nevada for possession of controlled substances with intent to sell, two counts of sale of controlled substances, conspiracy to commit robbery, and carrying a concealed weapon. Undercover police officers arranged to purchase a quarter gram of methamphetamine from the inmate and a co-conspirator for \$20. They met at a predetermined location and conducted the transaction. Police officers contacted the inmate again and discussed the purchase of an ounce of methamphetamine for \$800. After meeting at a predetermined location and commencing the transaction, officers arrested the inmate and his co-conspirator, from whom they recovered a .22 caliber semi-automatic handgun, and a baggie containing 2.6 grams of methamphetamine. A third co-conspirator, who was carrying a loaded .380 caliber semi-automatic handgun, was later arrested nearby. In April 1998, the inmate was found guilty of attempt to sell controlled substances, and was sentenced to five years probation, and 12 to 50 months confinement.

On December 26, 1996, in San Bernardino County, officers were called to investigate a possible DUI driver. Police found the inmate in a rest area off Interstate 15, lying on the front seat of a vehicle that was reported stolen the day before. In February 1997, the inmate was convicted of felony auto theft and sentenced to 90 days in jail and probation.

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On April 16, 1998, during an automobile theft investigation of the inmate, police found the inmate and some companions in a motel with numerous weapons, including a TEC-9 semi-automatic pistol, a .38 caliber pistol, a double-barreled shotgun, and a .380 revolver.

In May 1998, the inmate was convicted of receiving stolen property and possession of a firearm by a felon. He sentenced to 16 months in prison.

On January 10, 2003, police contacted the inmate when they observed him casing vehicles in an area known for a high rate of vehicle burglaries. A search of the inmate's person revealed credit cards, a social security card, access cards, a private security badge, and a driver's license, all belonging to other persons. In October 2003, the inmate pled guilty to receiving stolen property and presenting identification bearing a false name for the purpose of obtaining the personal property of another. He was first sentenced to probation, then to prison for two years.

While out of custody pending charges on the above matter, on September 26, 2003, an accomplice of the inmates attempted to cash a check in the name of victim Suzanne Pearce at casino in Temecula. The cashier noticed that the signature on the check did not match the signature, or photo, on the driver's license. As security escorted the accomplice to the security office, they noticed the inmate following them. When security contacted the inmate, he produced a firefighter's badge and stated that he was victim Damian Guilliani. When the inmate learned that police had been called, he attempted to flee. Security physically subdued the inmate, who had a weapon. Upon investigation, police learned that both victims had their vehicles burglarized. When questioned by police, the inmate refused to provide his identity. The inmate possessed the keys to a stolen vehicle which contained a loaded .380 caliber handgun and many purses, wallets, vehicle and house keys, and various identification cards, credit cards, and checkbooks. In June 2004, the inmate was convicted of false personation of another, and possession of a firearm by a felon. He was sentenced to seven years in prison.

On October 7, 2003, a warrant was issued for the inmate's arrest for using a stolen credit card to purchase a television for \$2,295. Later, police observed the inmate standing alongside a vehicle and ordered him to stop. Instead, the inmate entered the vehicle and began to flee at a high rate of speed. Eventually, the inmate yielded and exited the vehicle. He then provided false identity to officers. In a search of the inmate's vehicle, police found several driver's licenses, checkbooks, social security cards, and cell phones. In October 2003, the inmate pled guilty to second-degree burglary, and receiving stolen property. He was sentenced to 16 months consecutive to the above two mentioned cases.

On April 24, 2006, the inmate entered a bank in Los Angeles attempting to open an account and endorse a check. When the bank attempted to verify the funds on the check, it was discovered that the check had been stolen. Police responded and observed the inmate running outside the bank with a pistol. As police pursued the inmate, the inmate threw his gun underneath a car. The gun was loaded with 15 live rounds of ammunition. After a short foot pursuit, officers caught up to the inmate, who continued to aggressively resist arrest. In June 2006, the inmate was convicted of forgery and possession of a firearm by a felon. He was sentenced to four years in prison.

On March 28, 2006, the inmate stole bank cards and credit cards from two vehicles, and used them to make several purchases. In November 2006, the inmate pled guilty to two counts of identity theft and was sentenced to 28 months prison, consecutive to his case noted above.

On July 22, 2011, officers responded to a traffic collision. The inmate, while on PRCS, gave a false name and social security number, and stated that he caused the accident by backing up unsafely. In November 2011, the inmate pled guilty to false representation of identity to a peace officer and was sentenced to 90 days in jail and probation.

On June 9, 2012, a police officer attempted to stop the inmate after he failed to yield to a vehicle and nearly caused a collision. The inmate sped away, driving on the wrong side of the road and failing to stop at several stop signs. After driving at speeds reaching 90 mph on a city street, the inmate lost control of his vehicle and collided with a traffic light. The inmate attempted to evade police on foot. The inmate was eventually apprehended and found to be in possession of 2.7 grams of methamphetamine and a smoking pipe. Inside the inmate's vehicle, officers located a stolen license plate and two sets of keys for other vehicles. In July 2012, the inmate pled guilty to evading a peace officer with willful or wanton disregard for the safety of others. He was sentenced to two years in prison.

In addition to the above, the inmate has also suffered convictions for the following offenses:

- 2008 – Resisting a peace officer. (Pen. Code § 148(a)(1)).
- 2010 – Second-degree felony burglary. (Pen. Code § 459).
- 2010 – Another second-degree felony burglary. (Pen. Code § 459).
- 2010 – Receiving stolen property. (Pen. Code § 496(a)).
- 2013 – Resisting a peace officer. (Pen. Code § 148(a)(1)).

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DISCUSSION

Granting early parole of this inmate poses a risk of safety to the community. Since 1995, the inmate has been arrested or convicted 20 separate times. The inmate's extensive criminal history exhibits an inability to refrain from committing the same repeated criminal conduct: he has suffered five separate convictions of burglary, six separate convictions of receiving stolen property, and ten separate convictions of either forgery, false personation of another, or unauthorized use of personal identifying information of another person.


Moreover, the inmate has demonstrated a propensity for dangerously fleeing from the police, sometimes while armed. He has been convicted of resisting a peace officer three times. On other occasions, he has twice been convicted of evading peace officers with willful or wanton disregard for the safety of persons. The inmate's affinity for possessing firearms, despite his prohibition from possessing them, is disturbing. The inmate has been found with loaded firearms in several of his encounters with police. He has been convicted of possessing a firearm by a felon four separate times, and of possessing of ammunition by prohibited person one time. This conduct is inherently violent.

Throughout his life, the inmate has displayed a persistent and unflinching disrespect for the law and the safety of others. He has violated probation and parole many times, and he has not reformed. Given his pattern of conduct, it is apparent that the inmate will continue to place the property and well-being of others at risk when he is released. The inmate clearly presents a risk to the community and should not be released early.

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,



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