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September 26, 2018

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

**Re: Inmate David Revelez; CDCR AZ6065
Ventura County Superior Court Cases 2013034451, 2014024105, 2013024949
Opposition Letter Due to Board of Parole Hearings September 29, 2018**

Dear Board Members:

This letter is written to recommend denial of early parole for inmate David Revelez.¹ The inmate was sentenced in February 2016, to serve 7 years 8 months in prison. If the inmate is granted early parole now, he will have only served approximately 55 percent of his actual sentence. This recommendation is based upon:

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

CIRCUMSTANCES OF THE COMMITMENT OFFENSE

Case 2013034451

On October 10, 2013, at approximately 4:05 p.m., victim Alexa Curt parked her GMC Yukon near Westlake High School. Sometime thereafter, an unknown subject shattered the front passenger window of her vehicle and stole her purse valued at \$100, a blank personal check from her father, victim Marcelo Curt, and a hooded sweatshirt. The purse contained her driver's license, student identification cards, Visa credit card, Chase Visa debit card, a Texas Instruments graphing calculator valued at \$150, and approximately \$150 worth of miscellaneous gift cards. Later the same day, at approximately 5:40 p.m., the inmate deposited the stolen check, made out to Frances Revelez in the amount of \$350, into a Chase Bank ATM. In addition, the Visa credit card was used at a local gas station and restaurant.

¹ This case is very similar to the opposition letter sent last year.

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On October 20, 2013, the Santa Barbara County Sheriff's Office received a call referencing a vehicle burglary, and deputies conducted a traffic stop on a car driven by the inmate. Deputies determined the inmate was driving without a valid driver's license and he was arrested. While searching the inmate, they found a checkbook, not in the inmate's name. After further questioning the inmate was arrested for vehicle burglary. A search of his car yielded several previously reported stolen items from vehicle burglaries in several counties, including victim Alexa Curt's driver's license.

The inmate pled guilty to identity theft, and admitted he was on bail at the time of the offense, had a prior strike, and had four prison priors.

Case 2014024105

On August 4, 2014, victim Maria Ramirez's Kia Rio was stolen. Inside her vehicle were a set of duplicate keys. On August 6, 2014, officers received a call to check on the wellbeing of a male slumped over in a white 2004 Kia Rio. Officers observed the inmate in the driver's seat, and he appeared to be sleeping. Officers confirmed the vehicle was stolen and arrested the inmate.

A search of the inmate and vehicle revealed a black cigarette carton containing .1 grams of methamphetamine, a window punch, a JK Western Pride Foods check made out to the inmate in the amount of \$301.37, a Bank of America check in the amount of \$312 made out to the inmate's girlfriend, Sandra Namchek, a wedding ring, a wedding band, and several green gems. Officers also located a bundled paper containing .1 grams of methamphetamine, a plastic bag containing .6 grams of methamphetamine, five broken pills, which could not be identified, keys to the Kia Rio, as well as keys to a Cadillac, a Chevrolet, and house keys.

The inmate pled guilty to felony vehicle theft, with a prior felony vehicle theft. He also admitted an out on bail allegation, a strike prior and four prison priors.

Case 2013024949

On August 9, 2013, the inmate, wearing dark gloves, approached victim Estella Mendoza's GMC Acadia and used an object to break the right front passenger window. He entered the vehicle and grabbed a wallet containing various identification and credit cards, and approximately \$255 in cash. He removed a child car seat and a white and gray striped woven handbag, and exited the vehicle. He then entered a vehicle driven by his girlfriend.

Officers conducted a search of the vehicle and found a dark glove on the passenger seat, \$40 cash between the left and right rear passenger seats, several bags, including the victim's handbag. The inmate was searched and \$215 cash was found on his person. Also on his person, a flashlight, a sheet metal marker, and a small cable adaptor were found which are used to etch and break windows.

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The inmate pled guilty to second-degree burglary of a vehicle. He also admitted a strike prior and four prison priors. His total sentence was 7 years 8 months.

CRIMINAL HISTORY

The inmate has a prior criminal history that dates to 1997. In August 1997, the inmate was convicted of auto theft and giving false information to a peace officer.

In December 2001, the inmate was convicted of spousal battery.

In July 2004, the inmate was convicted of felony receiving stolen property. After failing to complete probation, he was sentenced to two years in prison.

In March 2005, the inmate was contacted at a local hotel in a previously reported stolen vehicle. A search of his person revealed a driver's license, a cell phone, five gift cards, and one credit card, previously reported stolen from a separate vehicle burglary. Two spring-loaded punches and a bag containing .14 grams of methamphetamine were found in his sock. The inmate admitted burglarizing a vehicle earlier that day by breaking the window and stealing a purse from inside. He took the cards from inside the wallet and discarded everything else. He denied using the cards to make any purchases, although he admitted that he used the victim's credit card to rent a motel room. The inmate was convicted of vehicle burglary.

In January 2006, the inmate and victim Nicole Lawrence were involved in a dating relationship. Shortly thereafter, the victim requested a restraining order against the inmate. The inmate responded by threatening to kill the victim and left several threatening messages on her phone. The inmate was convicted of making felony criminal threats, a strike offense.

In December 2007, the inmate was convicted of driving under the influence of alcohol with a blood alcohol content of .11 percent. In May 2008, the inmate was convicted of possession of a controlled substance.

Conduct in Custody

The inmate received one major incident report from unauthorized communication while in the Ventura County jail during the pendency of his commitment offenses.

DISCUSSION

For almost two decades, the inmate has repeatedly demonstrated both his lack of desire and inability to remain crime free. He repeatedly has been convicted of violence against domestic partners, theft offenses, and has demonstrated a dependence on controlled substances. His constant criminal conduct creates a public safety threat to the community around him. He has

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failed on formal probation on multiple occasions, as well as grants of parole. In fact, he was on bail for a felony theft charge when he was arrested on two additional felony theft charges. There is no evidence to suggest the inmate will stop his criminality if released early from prison.

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,



MICHAEL D. SCHWARTZ
Chief Assistant District Attorney

MDS:kd

By e-mail: BPH.CorrespondenceUnit@cdcr.ca.gov