

ADDRESS ALL COMMUNICATIONS TO:

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STATE OF NEVADA



BOARD OF PARDONS

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MEETING NOTICE AND AGENDA

Date and Time: 9:00 AM - Wednesday, November 18, 2009

**Location: Nevada Supreme Court
201 South Carson Street
Carson City, Nevada**

*** Denotes item in which the Board may take action**

The State Board of Pardons Commissioners will consider commuting sentences, granting pardons and restoring the civil rights of the applicants listed on this agenda. The Board may take action to grant a full and unconditional pardon**, grant a conditional pardon***, deny a request or take no action. The Pardons Board may restore the right to bear arms to an applicant even if the applicant has not specifically requested such action.

** A full and unconditional pardon restores all civil rights lost as a result of the conviction including the right to bear arms. The Pardon instrument will specify that the person does not have to comply with the registration requirements pursuant to NRS 179C.100(6).

***The Pardons Board may condition or limit the Pardon by excluding the restoration of the right to bear arms, by requiring that the person continue to register as an ex-felon as required by NRS 179C or impose any legal or reasonable condition as long as it does not offend the Nevada Constitution or the Constitution of the United States.

NOTE: Hearings on this agenda may be continued to 9:00 AM on November 19, 2009 at the discretion of the Board, or if time constraints limit the number of hearings that may be conducted on this agenda.

9:00 AM	I	Open meeting
	II*	Approval of minutes from the June 24, 2009 meeting of the Pardons Board.
	III*	Discussion and action to grant a full and unconditional pardon with restoration of all civil rights including the right to bear arms, grant a conditional or limited pardon, deny a request or take no action on the following community case applicants:
	a.*	Wayne Gilbert Bergevin - Lyon County Domestic Battery in 2000
	b.*	Frederick Richard Braese - Elko County Driving Under the Influence With Two or More Prior Convictions in 1999

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c.*	Steven Lloyd Cobb - White Pine County Assault with a Deadly Weapon in 1992
d.*	Eric Larmont Garner - Clark County Assault with a Deadly Weapon in 1991
e.*	Dannie Gene Serfoss - Esmeralda County Driving While Intoxicated 3 rd Offense in 1991, Driving Under the Influence of Intoxicating Liquor in 1993
f.*	Kathy Jo Wheeler - City of Henderson Nevada Battery/Domestic Violence in 1995
g.*	Anthony Gerald Nickerson - Clark County Discharging a Firearm At or Into a Structure in 1994
h.*	Jackie Smallwood Jr. - Washoe County / Justice Court of Reno Possession of Controlled Substance for the Purpose of Sale in 1987, Domestic Battery in 1998
i.*	Ricardo E. Hernandez-Pereira - Washoe County Assault with a Deadly Weapon in 1994
j.*	Robert John Arndell - Washoe County Sale of Controlled Substance in 1974
k.*	Gary David Stephens - Carson City, Washoe County Sale of a Controlled Substance in 1990, Using a Controlled Substance in 1995
l.*	Kevin Anderson - Clark County Possession of Controlled Substance for Sale in 1995
m.*	Rosalinda Martinez-Garcia - Sparks Justice Court Possession of Drug Paraphernalia in 2008
n.*	Conan Pope - Clark County Voluntary Manslaughter in 2001
o.*	Jodi Feazel - Clark County Trafficking in a Controlled Substance in 1997, Possession of Controlled Substance in 1997
p.*	Antonio Villagomez Fuentes - Humboldt County Assault with a Deadly Weapon in 1990
q.*	William Wilds Brown - Clark County Sale of Controlled Substance (2 counts) in 1993

	r.*	Eugene Joseph Padilla - Washoe County Causing the Death of Another by Driving a Vehicle While Intoxicated in 1987
	s.*	Susan Elizabeth Lehman - Carson City Possession of a Controlled Substance in 1989
	t.*	Adrian Enrique Puente - Clark County Assault With a Deadly Weapon in 1995
	u.*	Richard Todd Rodriguez - Washoe County Burglary and Robbery With the Use of a Deadly Weapon in 1985, Possession of Controlled Substance in 1988
	v.*	Russell Leon Goodman - Douglas County Burglary in 1998
IV*		Discussion and action to commute the sentence or take any other action within the authority of the Board with regard to the request for commutation made by the following parolees:
	aa.*	Kim Saunders NDOC #18697 <ul style="list-style-type: none"> • Convicted of Murder with the Use of a Deadly Weapon • Serving: Life Parole • Inmate requests sentence to be commuted to time served.
	bb.*	Consuelo West McCuin NDOC #46085 <ul style="list-style-type: none"> • Convicted of 2nd Degree Murder • Serving: Life Parole • Inmate requests sentence to be commuted to time served.
	cc.*	Christopher G. Larsen NDOC #12188 <ul style="list-style-type: none"> • Convicted of 1st Degree Murder • Serving: Life Parole • Inmate requests sentence to be commuted to time served.
V*		Discussion and action to commute a sentence, allow for immediate parole eligibility, modify a sentence structure or take any other action within the authority of the Board with regard to the requests for commutation made by the following inmates:
	1a.*	Shuey, Jamie Lee #71379 (Female) <ul style="list-style-type: none"> • Murder 1st Degree • Serving: Life with the possibility of parole • Inmate requests immediate parole eligibility and reduction of 1st Degree Murder to 2nd Degree Murder
	2b.*	Briggs, Brascia #84485 (Female) <ul style="list-style-type: none"> • Use of a Deadly Weapon for Voluntary Manslaughter • Serving: Her CS of 30 to 90 months • Inmate requests sentence to run concurrent.

3c.*	<p>Rutherford, Traci #56850 (Female)</p> <ul style="list-style-type: none"> • Murder 2nd Degree, Robbery • Serving: Life with Parole, CS 60 to 180 months • Inmate requests all sentences be run concurrently or a reduction in sentences.
4d.*	<p>Smith, Michael Lee #29056</p> <ul style="list-style-type: none"> • (2 counts) Murder 1st Degree with UDW Enhancements, Assault on a Peace Officer, (2 counts) Prisoner with a Weapon • Serving: Life without Parole, CS Life without Parole, CS Life without Parole, CS Life without Parole, CS 60 months, CS 60 months, CS 60 months • Inmate requests all Life sentences be Life With Parole and all 5 year sentences run concurrent.
VI.	<p>Public Comment. No action may be taken upon a matter raised under this item of the agenda until the matter itself has been specifically included on an agenda as an item upon which action may be taken pursuant to subparagraph (2) of NRS 241.020.</p>
VII.*	<p>Adjournment</p>

NOTE: ANY PERSON PROVIDING INPUT IN SUPPORT OF OR IN OPPOSITION TO ANY OF THE REQUESTS MADE FOR COMMUTATION SHOULD SEND THEM DIRECTLY TO THE OFFICE OF THE EXECUTIVE SECRETARY VIA FAX 775-687-6736 OR MAIL/FEDEX TO PARDONS BOARD, 1667 OLD HOT SPRINGS RD SUITE A, CARSON CITY, NV 89706.

A period following the conclusion of the day’s agenda shall be devoted to public comment. Such comment may be restricted to content that is within the authority of the board. The board may limit such comment to three minutes per person. The board may take items in a different order to accomplish business in the most efficient manner.

This notice of hearing has been posted at the following locations:
CARSON CITY: Parole Board office, 1677 Old Hot Springs Road, Suite A; Attorney General’s office, 100 S. Carson Street; Carson City Library, 900 N. Roop Street. LAS VEGAS: Parole Board office, 400 S. Eastern Ave, Suite 130; Attorney General’s office, 555 E. Washington Avenue; Parole & Probation, 628 Belrose Street; Clark County Court House, 200 S. Third Street; Clark County Main Library/reference section, 833 Las Vegas Blvd. This agenda is also posted on the Pardons Board web site located at <http://pardons.state.nv.us/>. Copies of this agenda were also mailed to every Nevada Judge, every Nevada District Attorney and every person on the mailing list of the Board of Pardons.

Dated: October 29, 2009

Persons with disabilities who require special accommodations or assistance at the public hearing should notify Brian Campolieti Program Officer I, Board of Parole Commissioners, 1677 Old Hot Springs Road, Suite A, Carson City, NV 89706, or call (775) 687-5049 or fax (775) 687-6736.