

ADDRESS ALL COMMUNICATIONS TO:

STATE OF NEVADA

**PARDONS BOARD**  
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BOARD OF PARDONS  
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DAVID M. SMITH, EXECUTIVE SECRETARY

**BOARD OF PARDONS**

**MEETING NOTICE AND AGENDA**

**Date and Time: 9:00 AM - Thursday, November 19, 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 commute or modify the sentence of a prisoner, 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: Some applicants appearing on the November 18, 2009 Pardons Board agenda may be continued to 9:00 AM on this agenda if time constraints limit the number of cases able to be considered on the November 18, 2009 agenda.**

<b>9:00 AM</b>	<b>I</b>	Open meeting
	<b>II*</b>	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:
	a.*	<b>Burns, Alisha #77669</b> <ul style="list-style-type: none"> <li>• Convicted of Murder 2<sup>nd</sup> Degree</li> <li>• Serving: Life with the Possibility of Parole after 120 months</li> <li>• Inmate requests 7 year cap on sentence or immediate parole eligibility.</li> </ul>

	b.*	<b>Serrano-Castro, Raul #78815</b> <ul style="list-style-type: none"> <li>• Trafficking in a Controlled Substance</li> <li>• Serving: 120 months to 300 months</li> <li>• Inmate requests sentence be reduced or to be deported to Mexico.</li> </ul>
	c.*	<b>Carrillo, Antonio #44174</b> <ul style="list-style-type: none"> <li>• Trafficking in a Controlled Substance</li> <li>• Serving: 360 months</li> <li>• Inmate requests commutation of sentence imposed.</li> </ul>
	d.*	<b>D'Agostino, Frank #32883</b> <ul style="list-style-type: none"> <li>• Murder 1<sup>st</sup> Degree UDW Enhancement, Robbery UDW Enhancement, Arson 1<sup>st</sup> Degree</li> <li>• Serving: Life without the Possibility of Parole, CS Life without the possibility of parole, CS 180 months, CS 180 months, CS 180 months</li> <li>• Inmate requests sentences be run concurrent with the possibility of parole.</li> </ul>
	e.*	<b>Dyer, Joseph #35736</b> <ul style="list-style-type: none"> <li>• Murder 2<sup>nd</sup> Degree UDW Enhancement, 3 counts (2 have discharged) Attempted Murder with UDW enhancement,</li> <li>• Serving: Life with parole, CS Life with parole, CC 192 months, CC 192 months, CS 60 months, CS 60 months</li> <li>• Inmate requests commutation of remaining consecutive sentences.</li> </ul>
	f.*	<b>Johnson, Billy #58292</b> <ul style="list-style-type: none"> <li>• Kidnapping I, Robbery with use of deadly weapon enhancement</li> <li>• Serving: Life with Parole, CS 60 to 160 months, CS 60 to 160 months</li> <li>• Inmate requests immediate parole eligibility.</li> </ul>
	g.*	<b>Welch, Thomas #28147</b> <ul style="list-style-type: none"> <li>• Murder 1<sup>st</sup> Degree</li> <li>• Serving: Life without Parole</li> <li>• Inmate requests sentence be commuted to allow for parole.</li> </ul>
	h.*	<b>Gaston, Richard #43155</b> <ul style="list-style-type: none"> <li>• Murder 1<sup>st</sup> Degree with Use of a Deadly Weapon Enhancement</li> <li>• Serving: Life with Parole, CS Life with Parole</li> <li>• Inmate requests commutation of sentence.</li> </ul>
	i.*	<b>Houser, Kevin #57336</b> <ul style="list-style-type: none"> <li>• Murder 1<sup>st</sup> Degree, Kidnapping I with Substantial Bodily Harm</li> <li>• Serving: Life with Parole, CS Life with Parole</li> <li>• Inmate requests commutation of sentence.</li> </ul>
	j.*	<b>Wright, John #37652</b> <ul style="list-style-type: none"> <li>• Robbery, Burglary</li> <li>• Serving: 180 months, CC 120 months, CS 180 months</li> <li>• Inmate requests early release on parole.</li> </ul>

	k.*	<b>Werner, John Elmer #49376</b> <ul style="list-style-type: none"> <li>• Murder 1<sup>st</sup> Degree, Kidnapping I</li> <li>• Serving: Life with Parole, CS 240 months</li> <li>• Inmate requests both sentences be run concurrently with credit for time served.</li> </ul>
	l.*	<b>Antrim, Michael #44769</b> <ul style="list-style-type: none"> <li>• Trafficking in a Controlled Substance</li> <li>• Serving: Life with Parole after 300 months</li> <li>• Inmate requests commutation of sentence to time served or 15 years flat.</li> </ul>
	m.*	<b>Bassett, Lance #64715</b> <ul style="list-style-type: none"> <li>• Trafficking in a Controlled Substance, Conspiracy to violate Controlled Substance Act (2<sup>nd</sup> Offence)</li> <li>• Serving: 120 months to 300 months, CS 24 months to 60 months</li> <li>• Inmate requests running consecutive sentence with current 120 month to 300 month sentence.</li> </ul>
	n.*	<b>Rakers, Joel #79845</b> <ul style="list-style-type: none"> <li>• Convicted of Murder 2<sup>nd</sup> Degree</li> <li>• Serving: Life with the Possibility of Parole after 120 months</li> <li>• Inmate requests commutation of sentence or conditional pardon with house arrest.</li> </ul>
	o.*	<b>Chance, Brian #88627</b> <ul style="list-style-type: none"> <li>• Robbery (2 counts), Use of Deadly Weapon Enhancement (2counts), Burglary with a Firearm</li> <li>• Serving: Paroled on both Robbery convictions, now serving 26 months to 120 months, CC 26 months to 120 months, has CS 26 months to 120 months</li> <li>• Inmate requests sentences be commuted to time served.</li> </ul>
	p.*	<b>Payne, Damion #1011239</b> <ul style="list-style-type: none"> <li>• Robbery, Use of Deadly Weapon Enhancement</li> <li>• Serving: Paroled on Robbery conviction to CS, now serving 12 months to 30 months</li> <li>• Inmate requests early release.</li> </ul>
<b>III.*</b>		Discussion on list of potential Pardons Board inmate applications for consideration at a future meeting.
<b>IV.*</b>		Update on regulations presented to Pardons Board on June 24, 2009.

V.*	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.
VI.*	Adjournment

**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.