



# Sacramento County District Attorney's Office

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Non-Violent Second Striker Board of Parole Hearings  
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RE: West, James Allen CDC# AL4216

Board of Parole Members,

I am writing this letter to oppose the early release of inmate James Allen West CDC# 2150395. Inmate West is currently serving a 9 year prison sentence for violating Penal Code section 245(a)(1), assault with a deadly weapon by means of force likely to produce great bodily injury. Inmate West pled, "Not guilty," to this offense and was ultimately convicted of the crime by a jury in 2011.

Inmate West's case comes before you because his committing offense is considered, under the law, to be, "non-violent." Technically, a violation of assault with a deadly weapon by means of force likely to produce great bodily injury is not considered, "violent," under California's three strikes laws. However, in actuality, inmate West's committing offense was extremely violent and showed a complete disregard for the victim's life. On December 22, 2010, inmate West repeatedly punched and kicked the 52-year-old victim as he lay on the ground. Inmate West beat the victim until he was unconscious. The assault was aggravated, as inmate West was wearing steel toed boots when he repeatedly kicked the victim in the head. As a result of the violent assault, in addition to being knocked unconscious, the victim suffered lacerations above his ear and eye that required medical attention.

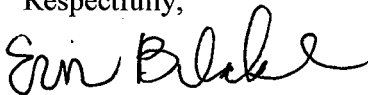
A review of inmate West's criminal history shows that his propensity for violence started in 1971 when he was convicted of simple assault in the state of Texas. In 1989, inmate West was arrested for a violation of Penal Code section 220, assault to commit rape. In that case, inmate West struck the victim in the head and demanded she have sex with him, stating, "I know you area a woman, give me pussy or I'll kill you." Unfortunately, the district attorney's office was forced to reject the case because the victim was unavailable. In 1995, inmate West was convicted of a violation of Penal Code section 245(a)(1) after he hit the 75-year-old female victim in the face with a hand held vacuum. In that case, inmate West didn't stop there, and also repeatedly punched and kicked the elderly victim in her legs. Inmate West later returned to the victim's home and broke several of her windows. On June 6, 1995, inmate West was committed to the state prison for two years for his assault against the 75-year-old woman. In 2005, inmate West was convicted of a misdemeanor violation of section 245(a)(1) after he slammed the victim's head into the ground and kicked him in the ribs, head, and abdomen area. Just like he did in his committing offense, inmate West beat the victim until he was unconscious. After receiving a break in that case, inmate West went on to commit another violent assault in 2006. In his 2006 case, inmate West was convicted of a felony violation of Penal Code section 243(d), battery with serious bodily injury. In that case, inmate West participated in a group assault of the 52-year-old male victim. The victim was repeatedly kicked and punched while he was on the ground, causing him to lose consciousness. When officers arrived on scene they observed the victim lying near two pools of blood and several pieces of

broken glass, with cuts and bruises all over his body. Witnesses watched inmate West personally kick the victim three to four times in the face. As a result of the brutal assault, the victim suffered brain bruising and bleeding as well as memory loss. Inmate West was sentenced to one year in the county jail for his participation in the group assault.

In addition to his violent offenses, inmate West has consistently shown that he has no ability to confirm his conduct to the requirements of the law. Inmate West's criminal record is peppered with misdemeanor convictions for drunk in public, driving under the influence of alcohol, unlawful camping, and trespassing. In addition inmate West also sustained a conviction for the sale or transport of a controlled substance that he ultimately went to prison for in 1995.

Inmate West is a poor candidate for early parole who should serve his full prison term. Inmate West's history has proven that his early release would place the citizens of California in immediate danger. In the interests of justice and public safety, the Sacramento County District Attorney's Office strongly opposes inmate West's early release.

Respectfully,

A handwritten signature in cursive script, appearing to read "Erin Blake".

Erin Blake  
Deputy District Attorney  
Sacramento County District Attorney's Office

RG/mc