



Sacramento County District Attorney's Office

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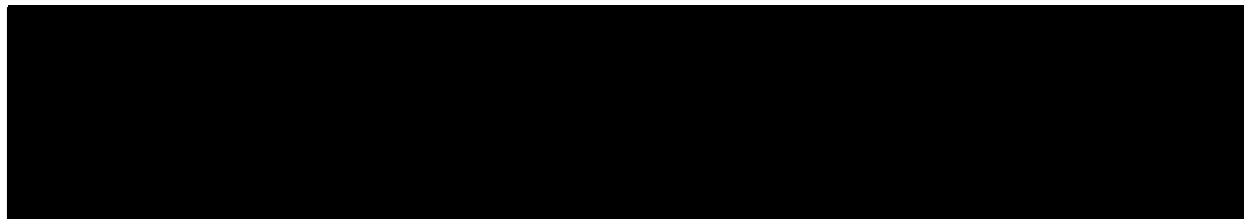
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January 5, 2017

Non-Violent Second Striker Board of Parole Hearings
Correspondence-NVSS
Post Office Box 4036
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RE: **Highley, Richard** CDCR# **AR9537** Sacramento Superior Court **13F02152**

Few things are as chilling as realizing that a stranger was in your home while you were sleeping, but that is exactly what happened to [REDACTED] on April 4, 2013 as they slept. They awoke to find their property, including a 2003 Ford Explorer and other items stolen from their residence. In addition, on that same day, the inmate was charged with entering the residence of [REDACTED] while they were away and taking their property, including electronic items like a TV and computer. The inmate, took the stolen Ford to the residence of an acquaintance and law enforcement was notified. Plain clothes detectives set up surveillance on the vehicle and observed the inmate getting into the vehicle and driving. The inmate stopped the vehicle and got out and ran when approached by plain clothes officers. Inmate Highley locked the Ford and then dropped the keys in a yard he entered when running from officers. The inmate was found hiding in some bushes. Located in his pocket were the Coach sunglasses stolen from victim [REDACTED]. After officers located the keys to the vehicle dropped in a yard, they searched it and found two large screen televisions, bottles of wine, and video game consoles and a laptop computer. These items were stolen from the [REDACTED] and [REDACTED] residence and inside that residence muddy shoeprints were left behind. A comparison to the inmate's shoes revealed a visual match to those prints. Although the evidence against the inmate on both burglaries was strong, the inmate was given the opportunity to pled to one first degree burglary for a mid-term sentence, doubled because of his strike conviction, and to pled to a vehicle code §10851 for a total term of 9 years, 4 months.



[REDACTED] the inmate began his [REDACTED] criminal career with a felony conviction in 2002 for a second degree burglary in Mariposa County, and misdemeanor second degree burglary in Sacramento County. While on probation for those offenses, in 2003 the inmate was convicted of his strike offense.


The inmate's 2003 strike offense involved the inmate stealing some liquor from a store. He returned the liquor when confronted by the clerk but then when the clerk followed the inmate out of the store, a fight ensued where the inmate punched the clerk in the eye causing injury requiring transport to the hospital and stitches. The inmate was sentenced to prison for 3 years.

While still on parole for the strike offense, the inmate was convicted of a Penal Code §245(a) (1) and sent back to prison for 2 years. That offense involved the inmate and another stealing a bike from a man and beating and stomping him while he was on the ground, until the victim lost consciousness. The victim's money was taken from his pocket, and his face was beaten and his tooth broken. That victim was transported to the hospital.

Also in 2007, the inmate was arrested for punching a female 14 year old victim as he was arguing with the girl's mother. That charge was dismissed with a *Harvey* waiver to the felony assault. After his release on parole, the inmates' parole was violated in 2011 when the inmate was convicted of DUI and again in 2012 for unknown reasons.

In 2013 the inmate was convicted of the committing offense. [REDACTED] this inmate has continuously committed criminal acts, some quite violent and causing significant injury, and others showing complete disrespect for the property rights of others. The inmate was given a midterm sentence on his committing offense, despite his record and criminal history and the District Attorney of Sacramento requests that the Board deny him early release from the sentence he has earned.

Respectfully,


Lori Greene
Supervising Deputy District Attorney
Sacramento County District Attorney's Office