



# Sacramento County District Attorney's Office

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Non Violent Parole Review Process  
Board of Parole Hearings  
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**Re: Hardy, James CDC # AY0004 Court Docket: 15F03868 (SSD-15-162663)**

Inmate Hardy is a well-established violent felon, and should not be paroled. The circumstances surrounding his current conviction and his prior criminal record show that he poses an unreasonable risk of violence to the community.

The Inmate is currently in prison for Auto Theft. His current commitment is the fourth time that he has been sent to prison for stealing an automobile. In the case involving Inmate Hardy's current commitment, he attempted to flee from officers by accelerating and driving out of control. Inmate Hardy lost control of the stolen vehicle and crashed into a fence on somebody's lawn. He then fled on foot, but was apprehended nearby by a K-9.

The Inmate plead guilty and received seven years and four months state prison for the auto theft. He also admitted his two prior strike offenses, Burglary and Assault with a Firearm from 2005. Inmate Hardy served a 14 year state prison sentence from his strike offenses. Inmate Hardy has a 20 year adult criminal record. His first prison sentence was in 1995. Since 1995 he has returned to prison eight times on either a new felony conviction or a violation of parole. It appears from his record, the only time he does not commit criminal offenses is when he is incarcerated. Inmate Hardy continues to violate any form of probation or parole that he is placed on when released from prison. When he committed his current offense, he was on PRCS.

It should also be noted that the Inmate has been classified as a Peckerwood gang member. The Inmate is a danger to the community. The Inmate's criminal history is evidence that the only way to assure that he will not commit additional crimes is to have him in custody.

As we are given 30 days to respond, and we are not provided with any disciplinary history or any other information aside from the one page notice of parole review, I cannot comment on Inmate Hardy's prison conduct. However, from the record that is available it is clear that Inmate Hardy

should not be released as he poses a significant, unreasonable risk of violence to the community.  
Parole should be denied.

Respectfully submitted,



Megan Eixenberger  
Deputy District Attorney  
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