



# Sacramento County District Attorney's Office

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Non-Violent Parole Review Process  
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**Re: Ouphaphanh, Kongsoun      CDC # BA3122      Court Docket: 16FE001908**

Inmate Ouphaphanh is a well-established felon who should not be paroled. He has exemplified that he cannot learn from prior convictions and that he is not afraid to risk the safety of the public and continuously violate the law despite any punishment that is imposed on him. The circumstances surrounding his current conviction and prior criminal record show that he poses an unreasonable risk to the community and early parole should be denied.

Inmate Ouphaphanh is currently in state prison because in January of 2016, while he was on formal felony probation, Sacramento Probation officers conducted a routine search of his bedroom and located a loaded handgun along with methamphetamine and indicia showing that he was selling the illegal drug. An arrest warrant was soon issued for Inmate Ouphaphanh, and when he was arrested several days later, he was found with more methamphetamine in his car, a large quantity of cash, and other items indicating that he was selling the illegal drug.

2016 was not the first time Inmate Ouphaphanh has been convicted of selling illegal drugs. In 2010 and 2013 he was sent to prison for the exact same conduct. Based on what the probation officers located in his bedroom and in his car, it is clear that those prior prison commitments have done nothing to deter Inmate Ouphaphanh's criminal enterprise and that he has no intention of earning an income by any legal means. In addition to his lengthy record for selling illegal drugs, he has also been convicted of numerous theft related felonies, lying to police officers about his identity, and numerous violations of probation and parole.

Since his first conviction more than 20 years ago, in 1996, Inmate Ouphaphanh has never remained free from prison or jail custody for more than a year. He has now displayed his increased willingness to violate the law and for the use of violence by being a drug seller who is arming himself with a loaded gun. Not only was it illegal for him to have a gun because of his numerous prior felony convictions, but it is well established that mixing firearms and illegal drugs is dangerous for the criminals involved in the drug sales transaction and the public at large. The Department of Justice lists firearms and illegal drugs as one of the most deadly combinations in the last ten years. Inmate Ouphaphanh has made it clear that he is uninterested in leading any life other than one of constant criminality. Allowing him to be released early

from prison would only serve to reward his criminal conduct. He already received a reduced sentence when he entered his guilty plea prior to trial. Any less time would only encourage him to continue his criminal enterprise knowing the consequences to his actions were so minimal.

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 Ouphaphanh's prison conduct. However, from the record that is available it is clear that Inmate Ouphaphanh should not be released as he poses a significant, unreasonable risk of violence to the community.

Unwillingness to learn from prior convictions, cooperate with law enforcement, or show empathy for his law abiding citizens of this state illustrates that Inmate Ouphaphanh is a threat to society and needs time incarcerated to prove that he regrets his actions and understands that there are tangible consequences for illegal and violent behavior. Parole should be denied.

Respectfully submitted,



Stephanie Maroun  
Deputy District Attorney  
Sacramento County District Attorney's Office