



# Sacramento County District Attorney's Office

**ANNE MARIE SCHUBERT**  
District Attorney

Stephen J. Grippi  
Chief Deputy

Michael A. Neves  
Assistant District Attorney

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Non Violent Parole Review Process  
Board of Parole Hearings  
Correspondence – NV  
P.O. Box 4036  
Sacramento, CA 95812-4036

**Re: Alston, Creamon CDC # BD07781 Court Docket: 16FE013329/ 16FE002838**

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

On February 6, 2016 officers conducted a traffic stop of Alston's vehicle. When officers pulled the vehicle over, Alston attempted to flee from the scene. He had to be ordered back to the vehicle at gunpoint. While officers were gaining control of the situation, Alston continually ignored instructions by dropping his hands and fumbling with something in the driver's seat area. Officers subsequently found a .45 caliber handgun under the driver's seat. The handgun had eight live rounds of ammunition in the magazine and one live round of ammunition in the chamber. Officers believed the vehicle Alston was driving matched the description of the suspect vehicle involved in a drive-by shooting of a house, which had occurred two days earlier. Ballistics testing showed that the handgun was a match to a spent shell casing found at the scene of that shooting. When defendant was transported to jail, officers asked if he had any illegal drugs on him. He admitted that he had cocaine. Officers recovered 4.2 grams of cocaine. Alston was convicted of a violation of Health and Safety Code section 11370.1(a).

On July 8, 2016 officers responded to a shots fired call where suspects were shooting at a passing vehicle. A citizen informed officers that she observed three suspects shoot at the vehicle and then run into an apartment. This was Alston's apartment. Officers searched Alston's apartment and found two loaded handguns, ammunition, money, marijuana, scales, and two grams of cocaine. Officers conducted Gunshot Residue Testing on Alston. The results showed Alston had gunshot residue on his hands. Defendant was convicted of a violation of Health and Safety Code section 11351. Alston was out on his own recognizance for the February 2016 case when he committed the offenses in this case.

Alston has proven on multiple occasions that he is a danger to the community. Not only does Alston sell drugs, but he does so while armed with firearms. Further, he has fired the firearm in a neighborhood on multiple occasions. Defendant was given the benefit of the doubt once before

when he was released on his own recognizance; however, he abused that privilege and committed additional crimes while he was out of custody. If he were released from custody early now, his prior conduct shows that he would not change his behavior but instead would continue to endanger the community.

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

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Kitty Canales". The signature is fluid and cursive, with a long horizontal flourish extending to the right.

Kitty Canales  
Deputy District Attorney  
Sacramento County District Attorney's Office