



Sacramento County District Attorney's Office

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January 26, 2018

Non Violent Parole Review Process
Board of Parole Hearings
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Re: Bailey, Gary Dean CDC: AZ5071 Court Docket: 15F00746

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

In February of 2015 inmate Bailey participated in a violent assault upon a vulnerable victim late at night at a park in Sacramento. Bailey was an acquaintance of the victim from elementary school. Bailey's associate in the assault was [REDACTED] V [REDACTED]. [REDACTED] V [REDACTED] was also an acquaintance of the victim from elementary school.

The night previous to the assault the victim and inmate Bailey had been together at a party. At the party inmate Bailey produced a small .22 caliber semi-automatic pistol, and inquired if the victim would like to purchase the firearm. Inmate Bailey asked the victim if he'd like to test fire the handgun, which the victim did.

The next morning the victim and inmate Bailey exchanged a series of text messages regarding the possible purchase of a gun. The victim explained that he did not want the .22 from the night before. Inmate Bailey then negotiated a deal in which he would sell the victim a snub-nosed .38 caliber revolver, which belonged to [REDACTED] V [REDACTED]. The victim and inmate Bailey agreed to meet at a convenience store to finalize the transaction for the weapon.

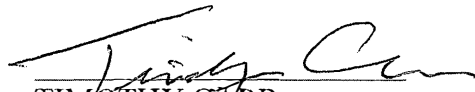
The victim met inmate Bailey and [REDACTED] V [REDACTED] in the parking lot of the convenience store. The three then walked to the backside of the building where the victim could more closely inspect the firearm. The victim looked at the weapon, saw that it appeared to be in a damaged condition, and expressed that he was having second thoughts about buying the firearm. [REDACTED] V [REDACTED] then wrapped his arm around the victim's neck apparently attempting to execute a type of sleeper hold, telling the victim "go to sleep . . . go to sleep." Inmate Bailey then struck the victim in the face with the butt of a handgun he was holding. [REDACTED] V [REDACTED] held the victim down while inmate Bailey struck the victim several more times. The assailants also rummaged through the victim's pants while the victim was being held down.

The victim was ultimately able to struggle away from his assailants and ran away towards his car. While he fled, the victim heard the report of a firearm. The victim noted that it sounded like the report of a small caliber handgun, such as a .22, confirming his belief that inmate Bailey and [REDACTED] actually had two weapons on them. Once the victim reached his car he felt for his keys, which had been attached to his waistband. The keys were not there, and the victim suspected that his assailants had taken them. The victim was forced to flee on foot, and called 911. When the victim returned later that evening to retrieve his car with a second set of keys, it was gone, having been stolen.

The facts of this offense and the extremely dangerous behavior Bailey displayed clearly show that he is not deserving of the relief he is seeking.

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

Respectfully submitted,



TIMOTHY CARR

Deputy District Attorney

Sacramento County District Attorney's Office