



Sacramento County District Attorney's Office

ANNE MARIE SCHUBERT
District Attorney

Stephen J. Grippi
Chief Deputy

Michael M. Blazina
Assistant District Attorney

March 8, 2021

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

Re: Garcia, Raul CDC # BC5954, G48673 Court Docket: 19FE004557

Inmate Garcia 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.

On March 12, 2019, the Sacramento Police Department received a call reporting there was a male – ultimately identified as Inmate Garcia – wearing a firearm in a holster that was exposed and visible on his hip. Law enforcement officers located Inmate Garcia in the area, and Inmate Garcia exactly matched the vehicle description and person description provided by the witness. When an officer asked Inmate Garcia if there was a firearm in the vehicle, Inmate Garcia lied and denied there was a gun in the car. Officers located a loaded Revolver in a holster tucked into the pocket on the front passenger's seat which also matched the witness description provided. Officers noted the gun was easily accessible from the driver's seat where Garcia was located. At the time of the contact, Inmate Garcia was on PRCS from a 2016 conviction, and he also had an active PRCS arrest warrant.

Inmate Garcia was on PRCS when arrested on his commitment offense based on a 2016 conviction. Inmate Garcia was sentenced to 5 years and 4 months in Prison based on that conviction. On November 19, 2015 the Sacramento Police Department received a notification of a stolen vehicle. Officers located the vehicle, which was being driven by Inmate Garcia. Officers attempted to conduct a traffic stop, and initially Inmate Garcia stopped, but then Garcia fled at a high rate of speed. The pursuit included Inmate Garcia failing to stop at stop signs, red lights, speeds of up to 80 miles per hour in residential areas, and ended with Garcia losing control and crashing into parked vehicles. Inmate Garcia then fled on foot before being apprehended by officers.

In both above listed cases, Inmate Garcia's sentences were double under the Three Strikes Law, based on a prior Criminal Threats conviction which he suffered in 2008. On February 26, 2008, the Sacramento Sheriff's Department received a report that a 16-year old victim had been raped and held against her will. The victim told law enforcement that Inmate Garcia and another male

threatened to kill her if she tried to leave their residence. She further stated Garcia raped her, and the other male threatened to shoot her in the head with a gun if she did not have sex with him before raping her. Inmate Garcia was ultimately convicted by a jury of the Criminal Threats, but was acquitted of the Rape, and was sentenced to 2 years in Prison. It should be noted, Inmate Garcia admitted to a law enforcement officer in a statement that the victim probably felt compelled to have sex with both he and the other male due to being intimidated.

Despite being sentenced to prison in 2008 and 2016, Inmate Garcia did nothing to change his lifestyle. Rather, he continued to pick up new felonies. In addition to the prison commitments discussed above, Inmate Garcia was sentenced to 16 months in Prison in 2012 for a violation of Health and Safety Code 11350. Additionally, in 2013 Inmate Garcia was returned to custody on a Violation of Parole. Inmate Garcia has engaged in a continuous pattern of criminal behavior upon every release from prison.

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

Respectfully submitted,



Rainey Jacobson
Deputy District Attorney
Sacramento County District Attorney's Office