



STATE OF WASHINGTON
DEPARTMENT OF CORRECTIONS
INDETERMINATE SENTENCE REVIEW BOARD
P.O. BOX 40907, OLYMPIA, WA 98504-0907

DECISION AND REASONS

NAME: BOGGS, George
DOC #: 127261
FACILITY: Monroe Correctional Complex – Twin Rivers Unit (TRU)
TYPE OF HEARING: .100 Hearing
HEARING DATE: September 14, 2016
PANEL MEMBERS: LRG & JP
FINAL DECISION DATE: October 3, 2016

This matter came before Lori Ramsdell-Gilkey and Jeff Patnode, who are members of the Indeterminate Sentence Review Board (ISRB or the Board), on the above date for a release hearing in accordance with the provisions of RCW 9.95.100. Mr. Boggs appeared in person and was represented by attorney Richard Linn. Testimony was provided by Department of Corrections (DOC) Classification Counselor (CC) Kristen Humble, DOC Correctional Officer Brian Cole, and Mr. Boggs.

BOARD DECISION:

Based on the requirements of RCW 9.95.009(3) and RCW 9.95.100 and the totality of evidence and information considered by the Board, the Board finds that Mr. Boggs is not parolable and adds 90 months to his minimum term.

NEXT ACTION:

Schedule a .100 hearing 120 days prior to Mr. Boggs' PERD. The Board requests an updated psychological evaluation be completed prior to the next hearing.

JURISDICTION:

George Boggs is under the jurisdiction of the Board on a September 3, 1970, conviction in Pierce County Cause #39137 for Murder in the First Degree. The time start is September 3, 1970. Mr. Boggs was originally sentenced to death. He was later resentenced and the minimum term was set at 240 months on an adjusted Sentencing Reform Act (SRA) range of 245 to 328 months. The maximum term is Life. Mr. Boggs was also convicted of one count of Arson in the Second Degree. This count expired on September 2, 1980. Mr. Boggs served approximately 20 years and four months on the Murder and was paroled on January 4, 1991. Within 2 months his parole was suspended and he was convicted of an SRA Assault in the Third Degree, Count I, and Assault in the Second Degree, Count II, under Thurston County Cause #91-1-00159-0. His parole was revoked on November 27, 1991. Mr. Boggs has served approximately 334 months in prison and 148 days of jail time. The SRA Assault convictions have a 17 month minimum term that is consecutive to the parole violation, and he has not yet begun serving on them.

NATURE OF INDEX OFFENSE:

According to file material, in April of 1970, George Boggs (age 20) assaulted and murdered a known 51 year old woman. After a night of drinking and drug use he went to the woman's home. At some point he took a pair of women's stockings and wrapped them around her neck. He beat the woman and file material indicates he raped the woman. He apparently killed her by driving a letter opener through her neck. Afterwards, he lit a couple of fires within the residence and left.

PRIOR/ADDITIONAL CRIMINAL CONDUCT:

According to file material Mr. Boggs had one prior DWI conviction many years ago and a conviction for Aggravated Assault in 1969 that occurred while he was in the US Army. It appears this may have started as an attempted murder due to the seriousness of the offense.

The two SRA assaults mentioned above were initially charged as five counts of Rape. He brutally beat two women and reportedly raped them as well, however he was found guilty of lesser offenses. These offenses occurred shortly after he was released on parole and after having participated in a "Cadillac" version of a transition plan.

HISTORY/COMMENTS:

Mr. Boggs's last hearing was held on March 4, 2015. At that time the Board found him not parolable and added 36 months to his minimum term. The Board recommended he reenter the Sex Offender Treatment Program.

Mr. Boggs' Classification Counselor reported he is not working or programming at this time. She reported he has submitted a request to be accepted back into the SOTAP. Since his last hearing he has incurred two infractions, one for refusing to submit a UA (urinalysis) and one for sexual harassment of another inmate. Mr. Boggs stated he did not "refuse" to submit to the UA, he was simply unable to produce a sample within the set time limits.

Mr. Boggs was not asked to provide an in depth description of the offenses as the Board is very aware of the circumstances. He expressed some remorse for having murdered the victim and had no explanation for his behavior. He claimed not to recall "having sex with" the victim and wondered about the possibility of getting a DNA test done. He was informed this would not likely happen as the DNA test would not exonerate him from the murder which he admits to. Mr. Boggs twice referenced his now ex-wives when attempting to explain his assaults on these women. He claimed his first wife cheated on him and got pregnant with another man's child while he was in the military and the other filed for divorce just before his release on parole. It may be possible he has some unresolved hostility towards these women. He also admitted that he believes that most women who go to bars are "whores", and women who leave bars with men to have sex are whores and may be punished by God.

When asked what he does with his time in prison Mr. Boggs said he stays in his cell a lot and watches television. He said he is sometimes involved with the Native American group and does some drumming and goes to the sweat lodge. He stated he has had both knees replaced, had a heart valve replaced and lost one kidney. Mr. Boggs is not involved with mental health services. The Correctional Officer confirmed Mr. Boggs stays to himself and is a low key inmate. Mr. Boggs

stated the he believes he should complete SOTAP and try to figure out what's going on with him. He stated a desire to understand his motivation for his offending and indicated on a scale of 1-10 as to readiness for release that he is about a "5".

We did discuss the Psychological Evaluations and the fact that the most recent one completed in January of 2015, was not very positive towards his prospects for release. The evaluator recommended against movement to a camp or work release setting. The report indicated Mr. Boggs has made little progress in prison other than a reduction in infractions.

INFORMATION CONSIDERED:

In preparation for Mr. Boggs's hearing and its decision in this case, the Board completed a review of his/her ISRB file. The Board considered all information contained in that file, including but not limited to: the most recent DOC facility plan; information regarding institutional behavior and programming; any letters of support and/or concerns sent to the Board; and several psychological evaluations. The Board also considered the testimony of the witnesses listed above. In addition, the Board received recent correspondence from the Pierce County Prosecutors office that recommended Mr. Boggs not be released.

REASONS:

This was a deferred decision following a full Board discussion using a structured decision-making framework that takes into consideration; the statistical estimate of risk, criminal history, parole/release history, ability to control behavior, responsivity to programming, demonstrated offender change, release planning, discordant information, and other case specific factors. Based on the requirements of RCW 9.95.009 (3) and RCW 9.95.100 the Board finds Mr. Boggs not parolable. The Forensic Risk Assessments completed over the years have not improved. Recent assessments still indicate he is a moderate to high risk for re-offense and he continues to show "antisocial proclivities, bizarre thought patterns, moodiness and hostility." His total lack of insight into his criminal behavior is very concerning. There is simply nothing to indicate the same return to criminal behavior and drug and alcohol use will not occur again if released at this time.

Mr. Boggs should become more invested in seeking out programming that could benefit him rather than simply sit in his cell all day. The Board recommends participation in Redemption, Bridges to Life and Anger Management if these are available to him. If he fails to do this his risk will likely remain too high to consider release.

LRG:jas

September 23, 2016

cc: Institution
George Boggs
Richard Linn, Attorney
File



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P.O. BOX 40907, OLYMPIA, WA 98504-0907

DATE: September 23, 2016

TO: Full Board

FROM: LRG & JP (Jody)

RE: BOGGS, George *DOC#127261*

Panel recommends: Find Mr. Boggs not parolable and add 90 months to his minimum term.

Next action: Schedule a .100 hearing 120 days prior to his PERD.

Agree	Disagree
Tom Sahlberg 9/26/16 Lori Ramsdell-Gilkey 9/26/16 Jeff Patnode 9/26/16 Kecia Rongen 10/3/16	