



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

DECISION AND REASONS

NAME: ANDERSON, Michael
DOC #: 287309
FACILITY: Airway Heights Corrections Center (AHCC)
DATE OF HEARING: February 23, 2021
TYPE OF HEARING: .100
PANEL MEMBERS: Lori Ramsdell-Gilkey & Kecia Rongen
FINAL DECISION DATE: March 8, 2021

This matter came before the above-named Board Members of the Indeterminate Sentence Review Board (ISRB or the Board) for a .100 hearing in accordance with RCW 9.95.100. In preparation for the hearing, the Board reviewed Mr. Anderson's ISRB file. Michael Anderson appeared in person via video conferencing and was represented by Attorney Genevieve Mann. Testimony was provided by Department of Corrections (DOC) Classification Counselor (CC) Brenda DeShazer and Sex Offender Treatment and Assessment Program (SOTAP) Specialist Larry Bearden. The Board Members were located at their office in Lacey, Washington. Mr. Anderson's long-time attorney and friend, George Critchlow, was also present at the hearing.

At sentencing, the Judge imposed multiple Life terms. The Prosecutor recommended Mr. Anderson spend the rest of his natural life in prison.

In 2020, the Benton County Prosecutor corresponded with the Board. While he made no recommendation himself, he advised that one of the victims had informed him she was against any release.

LAST BOARD DECISION:

At the September 18, 2018 hearing, the Board re-determined the minimum term on Counts V and VI of Spokane County Cause #79-1-00490-2. Each count was set at 60 months, to run concurrent to each other.

CURRENT 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. Anderson is parolable.

NEXT ACTION:

Submit an offender release plan (ORP) for consideration. The Board is hopeful the DOC Voucher process can be expedited to ensure Mr. Anderson releases on his ERD.

REASONS FOR DECISION:

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 9.95.100, the Board finds Mr. Anderson parolable for the following reasons:

- Successfully completed recommended offense related treatment since the last Board meeting to include the Sex Offender Treatment and Assessment Program (SOTAP) and the Champions Therapeutic Community (substance abuse);
- Has maintained very positive prison behavior for the past 15 years, incurring no serious infractions and remaining employed as a valued worker in the Correctional Industries (CI) Warehouse;
- Transferred to a camp setting and did very well;
- Level 2, Low/Moderate risk sex offender;
- Positive psychological report that notes that although the actuarial statistics indicate a

Moderate risk for violent re-offense, the manner in which he has lived his life for many years would indicate this is probably an overestimate of his actual risk;

- **Appears to have undergone a personal transformation many years ago and demonstrates this daily in his interactions with others;**
- **Has positive support from his wife, children and grandchildren in the community.**

RECOMMENDATIONS:

Mr. Anderson will need to accept all assistance available to him to help in adjusting to the community. He understands he is required to complete the community phase of the SOTAP. He should surround himself with prosocial persons and remain clean and sober for the rest of his life.

JURISDICTION:

Michael Anderson is under the jurisdiction of the Board on multiple convictions in Benton and Spokane County. It should be noted that none of the actual offenses occurred in Spokane County, but due to a change of venue, the Franklin County cases were heard in Spokane County.

Mr. Anderson previously completed serving time on/was paroled from the Benton County cases as well as Count XI Robbery First Degree, under Spokane County Cause #79-1-00490-2. He then paroled to and began serving time on Spokane County Cause #79-1-00490-2, Kidnapping in the First Degree, Counts XII, XIII, XIV and XV, as well as Robbery in the First Degree, Count IV, until his Board set parole/transfer date of June 14, 2018.

He then began serving time on the Counts V and VI under the Spokane County Cause. These counts each had a 10-year minimum term at sentencing, however the Board re-determined these and set a 5-year minimum term (concurrent with each other) and a max of Life. Mr. Anderson has served a total of 518 months in prison.

OFFENSE DESCRIPTION:

Mr. Anderson is under the Board's jurisdiction for a series of robberies, rapes, assaults, and kidnappings that occurred during a three-month period. On February 4, 1978, 25-year-old Michael Anderson entered a Pasco motel and asked a female night clerk if he could see a room, then forced her into the room at gun point. After some scuffling he then took her to the main section of the motel at gun point. He woke the managers and forced the male manager to open the safe and took a large amount of money.

Two days later, at another motel in Pasco, a woman was checking in late at night and moving luggage into her room when Mr. Anderson walked through the open door of her motel room. He threatened her with bodily harm and told her he had a gun and he would use it, that he had killed before and would kill again. He struck her, made her remove her clothing and raped her. He then went through her purse and took her cash and credit cards. Subsequently he was arrested following the robbery of a Safeway store in Pasco.

Approximately two months later Mr. Anderson escaped from the Franklin County Jail. The day after his escape he snuck into a home in Pasco and was hiding when the victim, who returned home, discovered him hiding in the basement. She began to scream, at which time he grabbed her, knocked her down, kicked her, and pistol whipped her with his gun. Mr. Anderson subdued and tied up the woman's three children as they arrived home, as well as a neighborhood friend, and the woman's husband, whom he also robbed at gunpoint. During this time he held the gun to the children's heads and cocked the trigger repeatedly, threatening the children (ages 11, 12 and 14). Sometime during the night he took the woman and, using the family vehicle traveled from Franklin County into Benton County and raped her. Then he robbed a store in Kennewick where he kidnapped another person and fled with the two hostages to Seattle, where he was apprehended by a Seattle Police SWAT Team.

The last series of incidents, which occurred in Franklin County, and are described above, were moved to Spokane County on a change of venue.

PRIOR CRIMINAL / RISK RELATED CONDUCT:

Mr. Anderson's criminal history is very extensive and officially begins at age 16 when he was convicted of auto theft and was sent to a boy's home in Illinois. He escaped twice from this facility and was apprehended after at least one additional auto theft.

From age 18 on, records indicate that he had at least 12 arrests in Illinois for crimes including criminal trespass, armed robbery, theft, unlawful use of weapons, battery, and escape. In 1974 he was convicted of Attempted Murder, Aggravated Battery, and Robbery, and was sentenced to five years maximum in the penitentiary. Mr. Anderson admitted shooting a man in the course of a robbery and that the victim almost died. He released from prison in Illinois in March of 1977 and travelled to Washington State several months later.

PROGRESS/BEHAVIOR:

CC DeShazer testified that Mr. Anderson is doing very well. Since his last hearing with the Board he completed Thinking for a Change (T4C), Champions, and the SOTAP. He has been working the in the CI Warehouse and is reported to be a "fantastic" worker. Staff found him to be very helpful during the COVID-19 pandemic.

Mr. Anderson was able to discuss what he learned in each of the recently completed programs. He identified his dynamic risk factors regarding sexual offending. He takes full responsibility for his prior criminal behaviors and makes no excuses. He voices a commitment to living a productive and meaningful life upon release much as he has during his incarceration. Mr. Anderson would like to release to the Lincoln House in Spokane to assist in his transition. He will need to use the DOC Housing Voucher.

Attorney Mann stated Mr. Anderson has been committed to programming and self-improvement for many years. She said he is fully rehabilitated and a fit subject for release. He has worked hard to understand what led to his criminal activity. He has undergone a sincere personal transformation.

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Mr. George Critchlow described his involvement with Mr. Anderson over the past 40 years. He believes Mr. Anderson's transformation is complete and he continues to support him.

LRG:ffo

March 1, 2021

March 11, 2021

cc: AHCC
Michael ANDERSON
Genevieve Mann, Attorney
File



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DEPARTMENT OF CORRECTIONS
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P.O. BOX 40907, OLYMPIA, WA 98504-0907

TO: Full Board

FROM: Lori Ramsdell-Gilkey (Fawn)

RE: ANDERSON, Michael DOC# 287309

Panel recommends: Find Parolable

Next action: Submit Offender Release Plan (ORP).

Agree	Disagree
Lori Ramsdell-Gilkey 3-8-2021 Elyse Balmert 3-8-2021 Jeff Patnode 3-8-2021 TaTeasha Davis 3-10-2021 Kecia Rongen 3-8-2021	