



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

DECISION AND REASONS

NAME: Reed, Kenneth
DOC #: 257825
FACILITY: Washington State Penitentiary (WSP)
DATE OF HEARING: March 22, 2022
TYPE OF HEARING: .100
PANEL MEMBERS: Elyse Balmert and TaTeasha Davis
FINAL DECISION DATE: April 4, 2022

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. Reed's ISRB file. Mr. Reed declined to participate in this Hearing and declined being represented by an Attorney. Testimony was provided by Department of Corrections (DOC) Classification Counselor (CC) Gregory Robinson.

Original: Both the Judge and Prosecutor recommended 99 years.

In a letter dated October 11, 2021, Christopher Culp, Presiding Judge for Okanogan County Superior Court recommended that Mr. Reed not be released, stating he has no basis to second guess the decision of the original sentencing judge.

LAST BOARD DECISION:

At his January 2022 Hearing, Mr. Reed refused to meet with the Board. His Hearing was continued for March to allow Mr. Reed another chance to meet with the Board.

At Mr. Reed's last .100 Hearing, on March 21, 2017. The Board found him not parolable and added 90 months to his minimum term. The Board recommended that Mr. Reed continue to participate in his mental health treatment and continue to manage his behavior.

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. Reed is not parolable and adds 60 months to his minimum term.

NEXT ACTION:

Schedule a .100 Hearing 120-days prior to PERD. A psychological evaluation should be completed prior to the next Hearing. The Board is willing to see Mr. Reed earlier if he agrees to participate in the psychological evaluation and attend his Hearing with the Board.

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. Reed not parolable for the following reasons:

- **It is unlikely at this time that conditions of release would sufficiently reduce the risk of re-offense therefore he is found to not be fully rehabilitated and a fit subject for release.**
- **He chose, once again not to appear at his Board hearing leaving the Board with no opportunity to evaluate whether he is ready for release and/or risk to the community. Therefore, the Board has determined he is not fully rehabilitated and a fit subject for release.**
- **Per Dr. Robtoy's 2021 psychological evaluation,**
 - **Mr. Reed has very minimal community support, and no desire to be found**

releasable. Should the Board find him releasable, he is approved for the ORCS program, which would aid in terms of locating appropriate housing options and other treatment/services he will need. He would likely require placement in a nursing home equipped to manage his medical needs as well as his psychiatric needs. It is difficult to determine from the limited interview how well Mr. Reed might cope with the stress associated with a change in his environment. There is a possibility that he may experience an increase in paranoia or other symptoms, which historically has resulted in Mr. Reed engaging in violence. However, at this point in his life he is probably unable to commit serious bodily injury.

- The risk assessment tools used in this evaluation estimate that Mr. Reed is low moderate risk in terms of violent recidivism. He does not have many personality characteristics commonly associated with Antisocial Personality Disorder. Instead, his violent behavior appears driven by paranoia related to his mental illness, where he believes he is acting preemptively to protect himself. Mr. Reed's risk rating would probably increase if he were to become noncompliant with mental health treatment.

RECOMMENDATIONS:

Mr. Reed should continue to follow his mental health plan and attend his next Hearing.

JURISDICTION:

Kenneth Reed is under the jurisdiction of the Board on a November 9, 1977, conviction in Okanogan County Cause #06355 for Assault in the First Degree. The time start is November 9, 1977. The minimum term was set at 20 years from a Sentencing Reform Act (SRA) range of 77 to 102 months. The statutory maximum term is Life. Mr. Reed has served approximately 532 months in prison and 53 days of jail time to date.

Current Offense:

While in the Okanogan County jail, awaiting trial on Murder and Robbery charges, Mr. Reed and another cellmate, discussed the possibility of escape through an opening made possible by removal of a portion of the jail cell bar. Later that same evening, he assaulted the other inmate with the cell bar. During the assault, other cellmates overheard Mr. Reed state that he had killed an old man and taken his money and car and words to the effect, "I'm going to do away with you just like I've done Tim Joy." Mr. Reed nearly killed his cellmate during this assault. He is currently under the Board's jurisdiction for the First-Degree Assault.

PRIOR CRIMINAL CONDUCT:

In April 1977, the victim, needed a laborer on his farm located near the Colville Indian Reservation. The victim visited a local employment agency and was introduced to the defendant, Mr. Reed, who agreed to accept the offer of employment. He transferred his personal effects to victim's car, and the two men returned to the farm, where Mr. Reed took up residence. On April 20, 1977, the victim was found dead on the kitchen floor of his home. His body exhibited numerous stab wounds, two of which were fatal. There was also evidence he had been assaulted with a blunt instrument. Although several persons had previously noted Mr. Reed's presence at the farm, he could not be located upon discovery of the body. The police also noted the victim's car was missing and that Mr. Reed had apparently departed without pay. The car was subsequently found abandoned in the Seattle area. Mr. Reed was later arrested in Oregon and returned to the Okanogan County jail. Mr. Reed has stated that he killed his employer because the spirit told him that his employer had killed three teenage girls" and as such Mr. Reed felt compelled to exact vengeance or to simply remove the man from potential threat to others. Mr. Reed was acquitted of Murder 1° and Robbery 1° charge of his employer, due to insanity.

Mr. Reed's Criminal History began in May of 1964, when he received a vehicle code arrest for which he was fined. His next arrest was in August of 1964 for being AWOL from the Army. In May of 1965 he was arrested for 17 different traffic tickets. In February of 1966, he received a traffic violation for driving with a suspended license and was fined. Mr. Reed was in a "Road

Camp” in Modesto, California for drunk driving when he felt he was having a recurrence of a LSD flashback. Mr. Reed left the camp and entered the residence of an older couple. He demanded an automobile and a gun.

Apparently after much erratic behavior and incoherent demands, Mr. Reed attempted to attack the elderly gentleman with a hammer. The victim received assistance from a neighbor. While trying to get Mr. Reed back to the camp, he threatened an assault on the arresting police officer. Mr. Reed continued to advance on that officer with a knife, prompting the policeman to discharge his shotgun into Mr. Reed's abdomen. Mr. Reed spent five years in the California penal system in disposition for those offenses, (and he apparently was actively hallucinating during that period).

PROGRESS/BEHAVIOR:

CC Robinson testified that he asked Mr. Reed if he was going to attend his Hearing and if he wanted to have an attorney represent him. Mr. Reed indicated he did not and that he just wants to stay at WSP. CC Robinson provided a summary of Mr. Reed’s programming (vocation/education and offender change) since his last Hearing. He has not completed any programming and is not currently employed. Mr. Reed has not incurred any Serious Infractions since his last Hearing and his last one was in 2013. Mr. Reed is on the inpatient unit for medical reasons and spends his days watching television. CC Robinson reports that 90% of Mr. Reed’s days are spent sleeping.

EB:nt

April 4, 2022

cc: WSP
File



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

TO: Full Board

FROM: Elyse Balmert (Nadine)

RE: Reed, Kenneth DOC #257825

Panel recommends: Not Parolable Add 60 Months to PERD.

Next action: Schedule .100 120-days prior to PERD.

Agree	Disagree
Kecia Rongen 4-4-2022 Elyse Balmert 4-4-2022 TaTeasha Davis 4-4-2022 Lori Ramsdell-Gilkey 4-4-2022 Jeff Patnode 4-4-2022	