



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

**DECISION AND REASONS**

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NAME: EVANS, Timothy  
DOC #: 660124  
FACILITY: Airway Heights Corrections Center (AHCC)  
DATE OF HEARING: March 23, 2021  
TYPE OF HEARING: .100  
PANEL MEMBERS: Lori Ramsdell-Gilkey & Jeff Patnode  
FINAL DECISION DATE: April 15, 2021

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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. Evans's ISRB file. Timothy Evans appeared in person via video conferencing and was represented by Attorney George Marlton. Testimony was provided by Department of Corrections (DOC) Classification Counselor (CC) Gregory Hopkins and Psychology Associate Susan Crowe at Airway Heights, Washington. The Board Members were located at their office in Lacey, Washington.

Due to the Washington Supreme Court Decision re: Brooks, the Court declared that Pre-SRA offenders who committed their crime as a juvenile are eligible to be released under the juvenile board statute 9.94A.730. Mr. Evans was notified of this during his hearing and asked if he would like to be considered for release under that statute. Mr. Evans declined and wanted to be considered for release under 9.95.100.

The sentencing judge recommended Mr. Evans serve 360 months in prison and the prosecutor recommended 480 months.

**LAST BOARD DECISION:**

At the January 16, 2019 hearing, the Board found Mr. Evans not parolable and added 26 months to his minimum term. They recommended he improve his prison behavior, complete the Thinking for a Change (T4C) program, and work on a detailed release plan.

**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. Evans is parolable.

**NEXT ACTION:**

Submit an offender release plan (ORP) for consideration.

**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. Evans parolable for the following reasons:

- **Mr. Evans has improved his prison behavior;**
- **He entered the T4C program as recommended and was on week 12 when it was put on hold due to the COVID-19 pandemic;**
- **He has actively participated in mental health counseling and is responsible for storing and taking his prescribed medications;**
- **He has a progressive disease that requires him to use a walker and should be a mitigating factor.**

**RECOMMENDATIONS:**

It will be critical that Mr. Evans immediately enter mental health counseling in the community and continue to take his medications as prescribed. He should take advantage of any re-entry

services available. He should establish open and honest communication with his Community Corrections Officer and ask for assistance as needed.

**JURISDICTION:**

Timothy Evans is under the jurisdiction of the Board on a 1981 conviction in Clark County, Cause #81-1-00360-5 for Murder in the First Degree. His time start is September 29, 1981. His initial duration of confinement was set by the Board/Judge at 300 months. The standard range of the Sentencing Reform Act at the time was 257 to 343 months. His maximum term is Life. He has served approximately 473 months in prison and 101 days of jail time.

**OFFENSE DESCRIPTION:**

Mr. Evans at age 17, was living with his girlfriend and got into an argument with his landlord. He shot the landlord in the head, killing him. He left a note for the other residents indicating the victim had become ill and that he had taken him to the hospital. Mr. Evans' girlfriend helped him move the body to a shed, and the two of them fled the area using the victim's car. They were arrested the following day. The juvenile court declined jurisdiction, and Mr. Evans was prosecuted as an adult. The cause also included Second Degree Theft which had a 60-month concurrent sentence that has since reached its expiration date.

**PRIOR CRIMINAL / RISK RELATED CONDUCT:**

Mr. Evans' has an extensive juvenile history. In 1977 he was incarcerated at Naselle Youth Camp as "incorrigible". In February 1978 he assaulted a group life counselor at the camp by threatening the counselor with a baseball bat. He forced the counselor to open the door of the isolation cell, which allowed other juvenile inmates to escape. At that point he was transferred to Green Hill School for the Assault and Escape. His current offense occurred while he was on juvenile parole.

**PROGRESS/BEHAVIOR:**

CC Hopkins testified Mr. Evans has been doing well. He currently resides on K unit and is not a behavior problem. He has incurred two positive behavioral observations and five negative ones.

He has incurred three serious infractions since last seen by the Board. None of a violent nature. He participated in the T4C program until the COVID lockdown (he was in week 12). He had a job as a Unit Porter before the lockdown. He had visitors as well until the lockdown. He hopes to release to the House of Mercy (HOM) in Spokane if approved.

Mr. Evans wanted the Board to know he liked what he learned in T4C and how to present himself in a more positive light. He also wanted the Board to know he has been participating in therapy with PA Crowe and it has been very beneficial. He stated he knows that he will need to be very vigilant in remaining drug free. Though he hasn't used drugs in over 10 years he understands he is still an addict. He plans on attending sober support groups. Mr. Evans is knowledgeable of his mental illness and the medications he takes. Because of Mr. Evan's medical issues, he is not likely to be able to obtain employment in the community. He plans on applying for Social Security Disability assistance. We discussed the psychological report, that was not entirely positive, with him. He felt it was a fair evaluation and understood the concerns.

PA Crowe testified she has worked with Mr. Evans since March of 2020 when she completed his mental health appraisal update. She stated he got back on an antipsychotic and is doing very well. She stated they would set him up for a mental health intake appointment with a community provider before he releases. Though she has not been able to work with him in person much due to the COVID pandemic he has been very motivated to complete a good deal of work. He has persistently requested workbooks and homework to complete related to PTSD and anxiety. He completes all the work. He will be seeing her in person later this week and they will look at the work he has completed on his own. PA Crowe stated Mr. Evans is very compliant taking his meds and seems comfortable with the current plan. He keeps his own medication on his person. PA Crowe stated he would leave prison with a 30-day supply of his medications.

Mr. Evans said he began really focusing on his mental health issues and anxiety so he would have good tools to use in the community. He appears to understand that the way people in the community behave is quite different than the prison mentality.

Attorney Marlton asked about the medications Mr. Evans takes for his illness. He said they are working well though it is likely he will end up in a wheelchair. Mr. Marlton asked about his support system. He stated he has a cousin and her police officer husband. He has a younger sister in Spokane who will assist him. Mr. Evans is interested in the HOM as a release address as it is a structured program and religious based, which he likes. Mr. Evans said he cares about himself and others around him and now wants to release and live a life on the outside. He plans on continuing to grow on the outside and surround himself with positive people. He knows that remaining in the community will require work and he is ready to put in the effort.

LRG:ffo

March 26, 2021

cc: AHCC  
Timothy EVANS  
George Marlton, Attorney  
File



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

TO: Full Board

FROM: Lori Ramsdell-Gilkey (Fawn Opp, CRT)

RE: EVANS, Timothy DOC# 660124

Panel recommends: Find Parolable.

Next action: Submit ORP.

<b>Agree</b>	<b>Disagree</b>
Lori Ramsdell-Gilkey 4-12-2021 Jeff Patnode 4-12-2021 TaTeasha Davis 4-12-2021 Elyse Balmert 4-15-2021 Kecia Rongen 4-15-2021	