



**Indeterminate Sentence Review Board  
Decision and Reasons Summary**

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Name: DEMOS, John	DOC#: 287455	Case Type: PAR	Date: 5/14/2024
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**Note: This is a summary of the Decision and Reasons dated 6/10/2024, and should not be substituted for the full document.**

**Decision:**

**Not Parolable. Add 60 months to Minimum Term**

**Next Action: Schedule a .100 Hearing approximately 120 days prior to PERD. An updated psychological evaluation should be completed prior to the next hearing.**

**Recommendations:**

- **Sex Offense Treatment and Assessment Program (SOTAP) or Moving Forward, if eligible**
- **Mental Health Treatment, if eligible**
- **Remain infraction free and have positive interactions with staff**
- **Develop a realistic release plan/community support**



## DECISION AND REASONS

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NAME:	DEMOS, John
DOC #:	287455
FACILITY:	Stafford Creek Corrections Center
DATE OF HEARING:	May 14, 2024
TYPE OF HEARING:	.100
PANEL MEMBERS:	Jill Getty & Elyse Balmert
FINAL DECISION DATE:	June 10, 2024

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### **I. DECISION/LEGAL STANDARD**

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](#). This statute directs the Board to not release an individual unless in the Board's opinion his or her rehabilitation has been completed and he or she is a fit subject for release. Consequently, the Board finds John Demos **not parolable** and adds 60 months to the minimum term.

At sentencing both the Judge and the Prosecutor recommended a minimum term of 20 years. In addition, on May 3, 2024, the ISRB received a letter from the King County Prosecuting Attorney's Office stating they did not feel that Mr. Demos was fit for release.

**NEXT ACTION: Schedule a .100 Hearing approximately 120 days prior to PERD. An updated psychological evaluation should be completed prior to the next hearing.**

### **II. JURISDICTION**

John Demos is under the jurisdiction of the Board on a June 9, 1978, conviction in King County Cause #84717 for Burglary in the First-Degree Count II. The time start is September 9, 1978. The minimum term was set at 48 months from a Sentencing Reform Act (SRA) range of 36 to 48

months. The statutory maximum term is Life. Mr. Demos has served approximately 548 months in prison and 83 days of Phelan time during the initial period of confinement.

Other Causes/Counts: Mr. Demos was also sentenced under this cause number on Attempted Rape in the First Degree, Count I. This Count had a 10-year max and expired on October 20, 1988.

### **III. LAST BOARD DECISION**

Mr. Demos last met with the Board on May 20, 2020, in a .100 Hearing. At that time, he was found not parolable, and 60 months was added to his minimum term. The Board recommended that he focus on his mental well-being, and plans for the future including how he would care for himself upon release.

### **IV. OFFENSE DESCRIPTION**

Mr. Demos at age 25, sexually assaulted an unknown adult woman. Mr. Demos was working at a hostel as a janitor, and during the night entered the room of the sleeping resident. He got into the victim's bed and began touching her vagina. He put one hand over her mouth and told her not to scream or he would cut her. The victim rolled off the bed and ran for the door. She found it had been locked and began to scream. Mr. Demos opened the door and ran from the building. Other residents saw him and identified him. He was on active parole at the time of this offense.

### **V. OTHER RISK RELATED BEHAVIOR**

Mr. Demos has criminal history dating back to 1970 in Michigan, when he received a conviction for Telephone Harassment, which involved making obscene phone calls. He also has an Assault against a woman, which resulted in a prison sentence. There is not enough information available to know if this was a sexually motivated offense.

Yakima County Cause #18819; Count I, Attempted Robbery and Ct. II, Assault in the Second Degree, with Intent to Commit Rape: This offense occurred on September 10, 1974 in a

department store. Mr. Demos approached a female clerk in an isolated area of the store and told her he wanted money. He kept one hand in his pocket as if he had a handgun and led her to a storage room. He then told her he had a gun and began to put his hand up under her skirt. She began screaming and Mr. Demos exited the store. The victim told police she could tell that he had an erection when he began to fondle her. Mr. Demos was on active parole on this cause, when he committed the current offenses in 1978.

## **VI. EVIDENCE CONSIDERED**

The Board considered the evidence presented at the hearing and reviewed **John Demos'** ISRB file. The hearing was audio recorded and will be retained per retention schedules. Testimony was provided by the following individuals: **Classification Counselor Levi Olden and John Demos.**

The file review included the following documents:

- End of Sentence Review Committee (ESRC) Reports: **Dated 3/10/20**
- Criminal case records: **J&S dated 6/9/78; Statement of Prosecuting Attorney dated 6/9/78**
- Psychological Evaluations: **Psychological Evaluation dated 8/29/23**
- DOC Treatment and behavioral reports dated: **Mental Health Encounter Report dated 1/16/24**
- Risk Assessments (Static, SOTIPS etc.):
  - **Static-99R** is an actuarial risk prediction instrument designed to estimate the probability of sexual and violent recidivism. It is the most widely used sex offender risk assessment instrument in the world.
  - **Violence Risk Assessment Guide-Revised (VRAG-R)** is a 12-item actuarial scale designed to predict violent recidivism.
  - **Hare Psychopathy Checklist-REVISED (PCL-R)** indicates the extent to which the individual has psychopathic tendencies.
  - **HCR-20v3** is an instrument that organizes known risk factors into three categories: historical, clinical, and risk management. Using past, present, and future factors the HCR-20v3 assesses dynamic risk for recidivism.
- Findings and Conclusion (F&C), Prior Decision & Reasons (D&R): **D&R dated 6/8/20**
- DOC OMNI Records
- Other: **Individual Release Plan**

## VII. FINDINGS

1. In preparation for this hearing, Mr. John Demos was advised of his hearing rights.
2. John Demos appeared in person. He was represented by attorney Darrell Lahtinen.
3. The Board has considered all potential Conditions of Supervision it may lawfully impose, including all identified by the End of Sentence Review Committee (ESRC), DOC psychological evaluations, and [RCW 9.94A.704](#). These conditions include, but are not limited to, the following:
  - DRUG / ALCOHOL RESTRICTIONS
  - ELECTRONIC MONITORING
  - MENTAL HEALTH TREATMENT COMPLIANCE
  - PARTICIPATION IN DRUG/ALCOHOL TREATMENT
  - PARTICIPATION IN SEX OFFENSE TREATMENT
  - PROHIBITED CONTACTS
  - SEXUALLY EXPLICIT MATERIAL
  - SUBMIT TO POLYGRAPHS
  - UNAPPROVED RELATIONSHIPS
4. The Board has considered the following evidence favorable to John Demos's release determination:
  - Treatment/Programming. **Completed Thinking for a Change (T4C), participating in Education Re-entry Services; institutional employment; prior co-occurring Substance Use Disorder (SUD) treatment in 2017.**
  - Protective factors.
  - Risk Assessment Scores.
  - Other evidence:
5. The Board has considered evidence against John Demos's conditional release ([WAC 381-60-160](#)), examples of adequate reasons for a finding of non-parolability include, but are not limited to:
  - Lack of participation in programs or resources designed to assist an offender to reduce the risk of re-offense (e.g., anger management, substance abuse treatment). **Mr. Demos continues to deny committing any offenses with sexual elements and has not participated in the Sex Offense Treatment and Assessment Program**

**(SOTAP) or Moving Forward; he has had some involvement with mental health services, but it was noted that he is not interested in working on mental health needs.**

- Serious and repetitive disciplinary infractions during incarceration. **Mr. Demos has received nine new serious infractions since his last hearing. All infractions have been related to filing false PREA allegations against staff or threatening staff with filing PREA claims as retaliatory behavior.**
- Evidence of an inmate's continuing intent or propensity to engage in illegal activity (e.g., victim harassment, criminal conduct while incarcerated, continued use of illegal substances).
- Statements or declarations by the inmate that he or she intends to re-offend or does not intend to comply with conditions of parole.
- Evidence that an inmate presents a substantial danger to the community if released: **In Mr. Demos' 2023 Psychological Evaluation, Dr. Robtoy stated that Mr. Demos continued to present as sexually preoccupied, and possessed current attitudes and beliefs that were supportive of sexual assault. Dr. Robtoy felt that Mr. Demos had ongoing treatment needs related to his sexual attitudes, behaviors, and/or sexual deviancy. In addition, Dr. Robtoy opined that Mr. Demos was high/moderate risk for future violence, and felt that he was a questionable, if not poor candidate for release.**

6. The Conditions of Supervision, and any favorable evidence noted above considered by the Board would not sufficiently reduce the likelihood of John Demos committing new offenses because:

- **Mr. Demos has been classified as a Level 2 for community notification. He has not completed sex offense specific treatment to develop skills to mitigate his risk for sexual re-offense, and according to a 2023 Psychological Evaluation he continues to demonstrate sexual preoccupation and attitudes supportive of sexual assault.**
- **Also, in the 2023 Psychological Evaluation he is estimated to be a high/moderate risk for future violence, and an overall questionable to poor candidate for release.**
- **He continues to demonstrate an unwillingness to follow institutional rules indicating that conditions of supervision would not be effective.**

7. Based on the requirements of [RCW 9.95.009\(3\)](#) and [RCW 9.95.100](#) and after weighing all of the totality of the evidence, including the community custody conditions and any favorable evidence noted above by the Board, the Board finds that Mr. Demos is not parolable and adds 60 months to his minimum term.

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](#).

#### **VIII. RECOMMENDATIONS**

- **Sex Offense Treatment and Assessment Program (SOTAP) or Moving Forward, if eligible**
- **Mental Health Treatment, if eligible**
- **Remain infraction free and have positive interactions with staff**
- **Develop a realistic release plan/community support**

JG: ts

5/28/2024

cc: Facility: SCCC  
John Demos, Incarcerated Individual  
File



TO: Full Board

FROM: **JG** (ts)

RE: DEMOS, John DOC # 287455

Panel recommends: **Not Parolable and add 60 months to MT**

Next action: Schedule a .100 Hearing approximately 120 days prior to PERD

Agree	Disagree
<b>Jill Getty 06/10/2024</b> <b>Elyse Balmert 06/10/2024</b> <b>Jeff Patnode 06/10/2024</b> <b>Lori Ramsdell-Gilkey 06/10/2024</b>	