



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

DECISION AND REASONS

NAME: Sattler, Richard
DOC #: 127145
FACILITY: Washington State Penitentiary
DATE OF HEARING: July 24, 2018
TYPE OF HEARING: .100
PANEL MEMBERS: Lori Ramsdell-Gilkey and Jeff Patnode
FINAL DECISION DATE: August 13, 2018

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. Sattler's ISRB file. No new recommendation has been received. Mr. Richard Sattler was present and was represented by his attorney George Marlton. Classification Counselor Cindy Meyer provided a summary of programming, behavior and other relevant activities. Corrections Mental Health Counselor Santos De Leon provided testimony regarding his work with Mr. Sattler.

The original recommendation from the Prosecuting Attorney was a minimum of Life.

LAST BOARD DECISION:

At the June 27, 2016 hearing the Board found Mr. Sattler not parolable and added 24 months to his minimum term. The Board recommended he focus on following facility rules, seek a smoking cessation program, maintain adequate personal hygiene and remain as active and mobile as possible.

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. Sattler is not parolable and adds 30 months to his minimum term.

NEXT ACTION:

Schedule .100 hearing 120 days prior to parole eligibility review date (PERD). **The Board would like to see Mr. Sattler transferred to an appropriate DOC facility with medical care on the west side of the state as soon as possible.** He will need to work with staff and likely DSHS to begin planning for his eventual release to a community setting. Any community based facility willing to consider Mr. Sattler will most likely want to meet with him in person prior to final acceptance.

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 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. Sattler not parolable for the following reasons:

- **Has incurred 7 additional serious infractions since last hearing**
- **Has not participated on programming**
- **Struggles with activities of daily living (ADL's)**

RECOMMENDATIONS:

Mr. Sattler should refrain from making threatening statements and cease incurring infractions and negative behavior observations.

JURISDICTION:

Richard Sattler is under the jurisdiction of the Board on a May 26, 1970 conviction in King County under Cause #52990 for Murder in the First Degree. The time start was May 26, 1970.

The minimum term was set at 316 months from a Sentencing Reform Act (SRA) range of 236 to 316 months. The maximum term is Life. He has served approximately 36 months on a revocation for a total of approximately 554 month in prison and 119 days of jail time.

Mr. Sattler was paroled from prison on July 29, 2013. On June 3, 2015 his parole was revoked. He was basically thrown out of three different living situations due to non-compliance with the rules of the facilities. He was found guilty of multiple violations to include; keeping cigarettes in his room, refusing to change soiled clothing, and physically assaulting a staff member. Mr. Sattler was not able to return to the last adult family home, and an alternative placement could not be secured for Mr. Sattler. Consequently, his supervision was revoked and he was returned to prison. With his assault on a staff person at the last facility and his increased dementia issues, locating a release address will be very difficult.

OFFENSE DESCRIPTION:

According to file materials, on January 26, 1970, Mr. Sattler, at his age of 24, murdered his adult cousin. Mr. Sattler came to Washington from California looking for work and called relatives looking for a place to stay while he was here. None of the family members were able or willing to accommodate him so he took a room at a hotel. He was invited to a family dinner in Bellevue four days after arriving in Washington. He was picked up by the victim, spent the day and evening with the extended family, and was returned to his hotel by the victim, who accompanied him to his room. Shortly thereafter, Mr. Sattler shot the victim eight times and then checked out of the hotel. He was apprehended in California after turning himself in on the advice of a priest.

PRIOR CRIMINAL / RISK RELATED CONDUCT:

None known.

PROGRESS/BEHAVIOR:

Classification Counselor Cindy Meyer testified Mr. Sattler is currently living in the health services building. Prior to relocating to that unit he incurred several infractions for not keeping up on his

hygiene and making numerous verbal threats to harm staff (Mr. Sattler interjected that though he may have made verbal threats to staff he would never follow through on those threats. He described himself as a bag of wind). In addition, several negative behavioral observations have been entered by staff. Mr. Sattler expressed that he was very unhappy living in his current unit and he wants to be moved. The Counselor stated there really is not another unit at their facility that would be able to accommodate Mr. Sattler.

Corrections Mental Health Counselor (CMHC) Santos De Leon testified he has been working with Mr. Sattler for about the last 18 months. He noted Mr. Sattler has been diagnosed with Dementia in addition to his long term schizophrenia. His medication regime has been changed and he appears to be doing a bit better and is sleeping better. Still, CMHC De Leon does not find Mr. Sattler to even be competent enough to sign a consent for treatment form. He has requested a legal Guardian be assigned to Mr. Sattler but thus far such a person has not been located. He does have a sister in Arizona but she is unable to travel here to assist him. CMHC stated that there are few places on the east side of the state that would be able to accommodate Mr. Sattler if he were released. He recommended he be considered for release on the west side of the state.

According to the most recent psychological evaluation Mr. Sattler will require placement in a highly structured living facility such as a skilled nursing home that is both equipped to aid with Mr. Sattler's ADL's, as well as manage his behavior if and when he becomes agitated and/or confused as he can become quite threatening and at times assaultive.

LRG: ch
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cc: Institution
Attorney
File



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

TO: Full Board

FROM: Lori Ramsdell-Gilkey (Christine)

RE: SATTLER, Richard DOC #127145

Panel recommends: Not Parolable and adds 30 moths to minimum term.

Next action: Schedule .100 120 days prior to parole eligibility review date (PERD). **The Board would like to see Mr. Sattler transferred to an appropriate DOC facility with medical care on the west side of the state as soon as possible**

Agree	Disagree
Lori Ramsdell-Gilkey 8-13-2018 Jeff Patnode 8-13-2018 Elyse Balmert 8-13-2018 Kecia Rongen 8-13-2018	