



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

Name: Boggs, George	DOC#: 127261	Case Type: PAR	Date: 11/5/2024
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Note: This is a summary of the Decision and Reasons dated 11/13/2024, and should not be substituted for the full document.

Decision:

Not Parolable. Add 90 months to Minimum Term

Next Action: Schedule a .100 Hearing approximately 120 days prior to PERD. The Board may consider seeing him sooner upon being notified of the successful completion of the Sex Offense Treatment and Assessment Program.

Recommendations:

- **Sex Offense Treatment and Assessment Program (SOTAP), if eligible**
- **Substance Abuse Treatment, Assessment and Follow Recommendations**
- **Sober Support Groups**
- **Other Programs, if eligible. Such as: Thinking for a Change, Redemption, Bridges to Life, Alternatives to Violence, Domestic Violence Treatment**
- **Remain infraction free and have positive interactions with staff**
- **Participate in next Hearing**
- **Develop a release plan/community support**



DECISION AND REASONS

NAME:	BOGGS, George
DOC #:	127261
FACILITY:	Monroe Correctional Complex - Twin Rivers Unit
DATE OF HEARING:	November 5, 2024
TYPE OF HEARING:	.100
PANEL MEMBERS:	Corey McNally & Elyse Balmert
FINAL DECISION DATE:	November 13, 2024

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 George Boggs **not parolable** and adds 90 months to the minimum term.

At the original 1970 sentencing the Judge and Prosecutor both recommended Mr. Boggs never be released. A letter dated October 9, 2024 from the Pierce County Prosecutor's Office reiterated their belief that Mr. Boggs never be released from prison.

NEXT ACTION: Schedule a .100 Hearing approximately 120 days prior to PERD. The Board may consider seeing him sooner upon being notified of the successful completion of the Sex Offense Treatment and Assessment Program.

II. JURISDICTION

George M. Boggs is under the jurisdiction of the Board for a September 3, 1970 conviction in Pierce County Cause **#391137 for Murder in the First Degree Count I and Arson in the Second**

Degree count II. The time start is September 3rd, 1970. The minimum term was set at 240 months on an adjusted Sentencing Reform Act (SRA) range of 245 to 328 months on Count I and 60 months for Count II, to be served concurrently. The maximum term is Life. Mr. Boggs served approximately 244 months in prison on the original Cause and 148 days of jail time prior to his first release.

Mr. Boggs was paroled on January 4th 1991. He was revoked on March 21, 1991, and a new MT was set at 60 months. Current time served on revocation is 403 months.

While out in the community on parole in 1991, Mr. Boggs committed new offenses. He was sentenced under Thurston County Cause #91-1-00159-0 for Assault 3rd Degree and Assault 2nd Degree for which he received 12 months and 15 months respectively. This time is to be served consecutive to his index offense.

III. LAST BOARD DECISION

The Board last saw Mr. Boggs in a .100 hearing on July 6th, 2023 and found him not parolable and added 24 months to his minimum term. Additionally, the Board requested a Forensic Psychological Evaluation to be completed before the next hearing to determine if Mr. Boggs met criteria as a Sexually Violent Predator under RCW 71.09.

IV. OFFENSE DESCRIPTION

According to file material, on April of 1970, George Boggs (age 20) assaulted and murdered a known 51 year old woman. After a night of drinking and drug use, he went to the woman's home. At some point he took a pair of women's stockings and wrapped them around her neck. File material indicates he beat and raped the victim. He then killed her by stabbing a letter opener through her neck. Afterward, he lit fires within the residence and left. Autopsy found evidence of sexual assault and bite marks on the victim's genitalia.

V. OTHER RISK RELATED BEHAVIOR

According to file material, Mr. Boggs has one prior DWI many years ago. He was convicted of Aggravated Assault in 1969 while he was in the US Army serving in Korea. Mr. Boggs reportedly beat and strangled a young Korean woman so severely the blood vessels in her eyes burst and her eardrums burst as well. Records indicate her injuries were almost fatal.

VI. EVIDENCE CONSIDERED

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

The file review included the following documents:

- End of Sentence Review Committee (ESRC) Reports: Dated **Law enforcement alert and referral for a Forensic Psychological Evaluation dated 3-11-21.**
- Criminal case records: **Report of Prosecuting Attorney 4-9-1973**
- Psychological Evaluations: **Sexually Violent Predator Evaluation-Mark Patterson Ph.D 10-27-24, Psychological Evaluation- Lisa Robtoy Psy.D 2-12-23.**
- DOC Treatment and behavioral reports dated: **Sex Offender Treatment Program Initial Treatment plan and Termination Summary 10-2-14.**
- Risk Assessments (Static, SOTIPS etc.):
 - **Stable-2007** is an empirically derived actuarial risk tool commonly used to assess treatment and supervision needs of sex offenders.
 - **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.
 - **Static-2002R** is an empirically derived risk tool designed to evaluate the risk of sexual reconviction based on commonly available demographic and criminal history information.
 - **Violence Risk Scale-Sex Offender (VRS-SO)** is a research-based tool that assesses dynamic risk factors or long-term vulnerabilities (i.e., criminogenic needs) related to sexual recidivism.
 - **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.

- Prior Decision & Reasons (D&R): **7-24-23**
- DOC OMNI Records
- Other:
 - **Letter from Prosecutor 10-9-24**
 - **Statements of concerned citizens occurring on 10-14-24.**

VII. FINDINGS

1. In preparation for this hearing, Mr. George Boggs was advised of his hearing rights.
2. George Boggs appeared by video conference. George Boggs was represented by attorney Darrel 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
 - GEOGRAPHIC RESTRICTIONS
 - 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 George Boggs's release determination:
 - Treatment/Programming. **Mr. Boggs completed Redemption 10-14-24.**
 - Protective factors.
 - Risk Assessment Scores. **The Static 99R and Static 2002 place him in the average risk range.**
 - Other evidence:
 - **Mr. Boggs has not received a serious infraction since 2015.**

- **Mr. Boggs has serious medical conditions that limit his mobility and reduce the likelihood of him physically controlling another person.**
 - **Forensic Psychological Evaluation completed by Dr. Patterson 10-27-24 states Mr. Boggs does not meet criteria as a sexually violent predator under RCW 71.09.**
 - **Mr. Boggs admits to his aggression toward women and states he would be willing to complete treatment to address this behavior.**
5. The Board has considered evidence against George Boggs's conditional release ([WAC 381-60-160](#)), examples of adequate reasons for a finding of non-parolability include, but are not limited to:
- Active refusal to participate in available program or resources designed to assist and offender to reduce the risk of re-offense (e.g., anger management, substance abuse treatment).
 - **Mr. Boggs has refused to participate in SOTAP and claims the sexual behaviors in his index offense and his parole violations were consensual.**
 - **Per the Forensic Psychological Evaluation when discussing alternative sex offender treatment plans: "Mr. Boggs indicated that he does not think he would need to participate in treatment in the community. As such he is not amenable to outpatient sex-offender specific treatment. Based on my evaluation of Mr. Boggs, I would not expect him to participate adequately in community-based sex offender specific treatment. "(pg. 89)**
 - **All of Mr. Boggs' offenses involve substances and/or alcohol. He has earned infractions related to substances. He has been assessed as needing intensive outpatient treatment and he has not participated in the recommended treatment.**
 - Serious and repetitive disciplinary infractions during incarceration.
 - 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.
 - **VRS-SO rates him to be 97th percentile or risk and is considered well-above average risk to reoffend.**
 - **Stable 2007 places him well above average risk to sexually reoffend.**
 - **VRAG-R places him in the high-risk category to reoffend.**
 - **He denies a sexual component to his offenses.**

- **According to the Forensic Psychology Evaluation “He meets criteria for Sexual Sadism Disorder and Antisocial Personality Disorder which have predisposed him to violent sexual offending. His mental disorder and personality disorder have adversely affected his emotional and volitional capacities and have resulted in his serious difficulty controlling his sexually violent behavior in the past, and those disorders may continue to affect his emotional volitional capacities.” (pg. 88)**
 - **He has a prior failure on supervision which resulted in 2 additional violent crimes.**
 - **He has not participated in any change programming to mitigate his risk to reoffend.**
 - **2023 Psychological Evaluation by Dr. Robtoy indicates he is a questionable 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 George Boggs committing new offenses because:
- **Although Mr. Boggs does not meet criteria as a Sexually Violent Predator under RCW 71.09, his active refusal to participate in rehabilitative programming demonstrates he has not been fully rehabilitated and therefore is not a fit subject for release.**
 - **The dynamic risk assessments completed to include the VRS-SO, VRAG-R and Stable 2007 all indicate he is a high risk to reoffend. Dynamic risk is reduced through change programming which Mr. Boggs has not participated in.**
 - **His medical issues and lack of infraction behavior do not overshadow his lack of rehabilitation and do not sufficiently mitigate his risk to reoffend.**
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. Boggs is not rehabilitated and therefore not releasable. The Board adds 90 months to his minimum term and may consider seeing him early upon being notified of the successful completion of the Sex Offense Treatment and Assessment Program.

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), if eligible**
- **Substance Abuse Treatment, Assessment and Follow Recommendations**
- **Sober Support Groups**
- **Other Programs, if eligible. Such as: Thinking for a Change, Redemption, Bridges to Life, Alternatives to Violence, Domestic Violence Treatment**
- **Remain infraction free and have positive interactions with staff**
- **Participate in next Hearing**
- **Develop a release plan/community support**

CM: vj

11/8/2024

cc: Facility: MCC-TRU
George Boggs, Incarcerated Individual
File



TO: Full Board

FROM: **CM** (vj)

RE: BOGGS, George DOC # 127261

Panel recommends: **Not Parolable and adds 90 months to the minimum term.**

Next action: Schedule a .100 Hearing approximately 120 days prior to PERD. The Board may consider seeing him sooner upon being notified of the successful completion of the Sex Offense Treatment and Assessment Program.

Agree	Disagree
Corey McNally, 11.13.2024 Jill Getty, 11.13.2024 Jeff Patnode, 11.13.2024 Elyse Balmert, 11.13.2024 Kecia Rongen, 11.13.2024	