



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

---

Name: COYKENDALL, Kenneth	DOC#: 256513	Case Type: PAR	Date: 10/30/2024
------------------------------	-----------------	-------------------	---------------------

**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 60 months to Minimum Term**

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

**Recommendations:**

- **Comply with DOC Emergency Medical Placement (EMP) Guidelines**



## DECISION AND REASONS

---

NAME:	COYKENDALL, Kenneth
DOC #:	256513
FACILITY:	Washington State Penitentiary
DATE OF HEARING:	October 30, 2024
TYPE OF HEARING:	.100
PANEL MEMBERS:	Jill Getty & 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 Kenneth Coykendall **not parolable** and adds 60 months to the minimum term.

The Court originally did not recommend a minimum term for this offense, and the Prosecuting Attorney recommended 15 years.

The ISRB recently received a letter from the King County Prosecuting Attorney’s Office dated September 24, 2024, stating that they did not believe that Mr. Coykendall was rehabilitated. However, they recognized his deteriorating condition and the need for additional medical support while he remained incarcerated.

**NEXT ACTION: Schedule a .100 Hearing approximately 120 days prior to PERD.**

## **II. JURISDICTION**

Kenneth Coykendall is under the jurisdiction of the Board on a November 2, 1977 conviction in King County Cause #81692 for Kidnapping in the First Degree, Count III. The time start is November 2, 1977. The minimum term (MT) was set at 14.5 months. On November 12, 1979 it was adjusted downward to 12 months. On October 3, 1980 it was adjusted down to 6 months from a Sentencing Reform Act (SRA) range of 71 to 96 months. The statutory maximum term is Life. Mr. Coykendall served approximately 116 months in prison and 0 days of jail time during the initial period of confinement.

Revoke(s): Coykendall was first paroled on July 8, 1987 and revoked on July 15, 1992. The new MT was set at 60 months. The current time served on revocation was 224 months.

Mr. Coykendall was next “paroled” on March 16, 2011 to a consecutive confinement term. He was later released to the community on July 10, 2020 and revoked on May 18, 2022. The new MT was set at 36 months. The current time served on revocation is 29 months.

## **III. LAST BOARD DECISION**

The Board last met with Mr. Coykendall on June 16, 2022, in an Onsite Revocation Hearing. At that time, he was found guilty of violations including possession of an unapproved internet capable device x5 and failing to abide by his internet monitoring agreement X3. His parole was revoked, and the Board recommended that he be assessed for any level of participate in the DOC Sex Offense Treatment and Assessment Program (SOTAP). In addition, it was noted that he may benefit from other programs to improve decision making and/or cooperation with supervision, and that a mental health assessment and possible services may also be appropriate.

## **IV. OFFENSE DESCRIPTION**

Mr. Coykendall, age 31, approached a 27-year-old female neighbor. He entered her apartment under the guise of borrowing sugar. Once inside, he lunged at her, grabbed her by the throat, and pushed her on to the bed. He struck her repeatedly, removed her clothing, and carried her

into his apartment bound and gagged. In his own apartment, he sexually assaulted the victim over a matter of hours before eventually allowing her to return to her own apartment.

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

**1992: Rape 1<sup>st</sup> Degree, King County Cause #92-1-04187-8.** Mr. Coykendall, age 46, sexually assaulted a known 29-year-old female classmate/friend that he knew from community college. On the day of the offense, he told the victim that he wanted to date her. The victim stated that she was not interested in becoming romantically involved and wanted to remain friends. As the victim was getting ready to leave, Mr. Coykendall invited her to see his nearby trailer, stating he would take her to the bus afterward. The victim agreed. At his trailer he showed the victim his bedroom and pushed her down on to the bed. He held the victim at knifepoint and laid down on top of her. He loosened his grip on the knife and the victim struggled with him for control of it. Mr. Coykendall then choked the victim with his hands until she lost consciousness. When she woke, Mr. Coykendall was removing her clothing. He then gagged her, and sexually assaulted her. At some point, the victim was able to break free and get out of the trailer. Mr. Coykendall chased the victim naked through the trailer park. Neighbors called police. He was on active parole on the current offense when this incident occurred. As a result, his parole on the current offense was revoked. The Board later “paroled” Mr. Coykendall to begin serving confinement on this offense in 2011.

Mr. Coykendall also has prior convictions for: Assault 4<sup>th</sup> Degree, Possession of Stolen Property 1<sup>st</sup> Degree, Taking a Motor Vehicle x2, Mail Theft, Possession of Fictitious Instruments of Financial Fraud x6, Forgery x2, and Credit Card Theft x2.

#### **VI. EVIDENCE CONSIDERED**

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

**Douglas Adams, Psychologist 4 Dr. Cassidy Gebhart, Cascade Guardian Services Sherry Wamba, and Kenneth Coykendall.**

The file review included the following documents:

- End of Sentence Review Committee (ESRC) Reports: **Dated 7/12/24**
- Criminal case records: **Pre-Sentence/Intake Summary dated 1977, Statement of Prosecuting Attorney/Probable Cause Statements dated 1977, and Certification of Probable Cause dated 1992.**
- Psychological Evaluations: **Dated 10/6/23**
- DOC Treatment and behavioral reports dated:
- 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.*
  - *Saint Louis University Mental Status examination (**SLUMS**) is a brief screening tool to assess cognitive functioning.*
- Findings and Conclusion (F&C), Prior Decision & Reasons (D&R): **D&R dated 1/27/11 and F&C dated 6/21/22**
- DOC OMNI Records
- Other: **Letter from King County Prosecuting Attorney dated 9/24/24**

**VII. FINDINGS**

1. In preparation for this hearing, Mr. Kenneth Coykendall was advised of his hearing rights.
2. Kenneth Coykendall did not appear by video conference due to medical incapacitation. He 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
- 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 Kenneth Coykendall's release determination:

- Treatment/Programming. **Participated in Bible Study and Defy Ventures, some involvement with mental health services/medical staff.**
- Protective factors.
- Risk Assessment Scores.
- Other evidence: **Medical issues that may mitigate risk, approved for an Emergency Medical Placement (EMP) in 9/2024, and has community release resources.**

5. The Board has considered evidence against Kenneth Coykendall'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 available program or resources designed to assist and offender to reduce the risk of re-offense (e.g., anger management, substance abuse treatment). **Refused DOC SOTAP in 2022 and has not participated in other change programming.**
- Serious and repetitive disciplinary infractions during incarceration. **32 serious infractions since revocation: Assault of Staff x5, Threatening x9, Sexual Harassment of Staff x4, Throwing Objects x3, and other behavior such as Indecent Exposure, Discriminatory Harassment, Staff Interference, Refusing to Proceed/Disperse, etc. He has also received numerous Behavior Observations for conduct such as yelling/name calling and abusive language.**
- 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). **In a 10/2023 Psychological Evaluation, Dr. Robtoy noted that Mr.**

**Coykendall had not demonstrated evidence of rehabilitation since his revocation. In addition, she estimated his risk for violent recidivism to be very high.**

- 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.

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

- **Mr. Coykendall has not participated in any additional offense related programming since his revocation to mitigate risk. However, the 2023 Psychological Evaluation noted that in his current state he would not be able to participate effectively.**
- **He has demonstrated ongoing problematic behavior since his revocation, and an inability to follow facility rules indicating he may also have difficulty abiding my conditions of parole. However, within the last two months he has decompensated significantly. According to reports from staff, he is not currently ambulatory and is non-verbal. Staff also testified that his problematic behavior has been the result of significant medical/cognitive issues.**
- **He was previously approved for an Emergency Medical Placement (EMP) by DOC in September 2024, and that appears to be the more appropriate release mechanism for Mr. Coykendall as he does not currently meet statutory parole requirements.**

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 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**

- **Comply with DOC Emergency Medical Placement (EMP) Guidelines**

JG: ch

11/1/2024

cc: Facility: WSP  
Kenneth Coykendall, Incarcerated Individual  
File





TO: Full Board

FROM: **JG** (ch)

RE: COYKENDALL, Kenneth DOC # 256513

Panel recommends: **Not Parolable**; and adds 60 months to the minimum term.

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

Agree	Disagree
<b>Jill Getty, 11.13.2024</b> <b>Corey McNally, 11.13.2024</b> <b>Elyse Balmert, 11.13.2024</b> <b>Jeff Patnode, 11.13.2024</b> <b>Kecia Rongen, 11.13.2024</b>	