

INDETERMINATE SENTENCE REVIEW BOARD
BOARD MEETING
SUMMARY MINUTES

December 3, 2018

A regular meeting of the Indeterminate Sentence Review Board was held in the ISRB Office Building located at 4317 Sixth Avenue SE, Lacey, commencing at 10:30 a.m.

Present were:

Board Members:

Staff:

Kecia Rongen
Lori Ramsdell-Gilkey
Jeff Patnode
Elyse Balmert

Robin Riley, Executive Assistant

A. To the Table Case – Members had a full Board discussion of this ISRB case.

PRE-84

- POWERS, Albert
- DOC #286714
- Purpose: Full Board Discussion
- Date: December 3, 2018
- List of Documents Reviewed
 - ISRB File
- An updated prosecutor recommendation was not received.

- Mr. Powers was seen for a .100 hearing at the Coyote Ridge Corrections Center on November 14, 2018. He refused representation at his hearing.

- **Summary Discussion**
Mr. Patnode presented this case.

Mr. Powers is under the jurisdiction of the Board in Snohomish County Cause 82-1-00712-3 for Assault in the First Degree, Robbery in the First Degree and Unlawful Possession of a Firearm.

The crime involved Mr. Powers robbing a grocery store at gunpoint. Police were called and a track was established with a K-9. When the officer and the dog were in the wooded area where Mr. Powers was hiding, he fired several times and hit the officer in the side and wrist. He was found half buried later

and taken into custody. Mr. Powers was 27 years old at the time and is currently 63 years of age.

Mr. Powers has prior criminal history in California for Kidnapping with Use of Firearm and Burglary. He was paroled in 1981. While he was serving the index crimes he escaped from the Washington State Penitentiary. He was found eight days later lying behind the prison hospital. He had fallen from one of the buildings. He escaped again in 1991 and traveled to California where he was incarcerated for a new Robbery. He was returned to Washington custody in 1994.

Risk assessment scores rate him as a moderate to high risk to re-offend.

Mr. Powers had serious infractions in 2015 and 2016 and is an ongoing management issue due to his theft of many items and an assault on an officer.

Mr. Powers has completed limited programming.

Mr. Powers has no release plan and would like to remain in prison.

- **Decision**

The full Board finds Mr. Powers not parolable and adds 120 months to his minimum term.

- **Reasons**

- **Mr. Powers has incurred multiple serious infractions since his last hearing to include significant theft as well as an assault on another offender.**
- **Mr. Powers states he does not want to be released and that he would be willing to commit another crime to prevent release or to be returned to prison if he was in the community.**
- **In his most recent Psychological Evaluation on June 25, 2018, Dr. Robtoy noted “Mr. Powers’ scores on the present risk assessment measures place him in the High to High Moderate range to reoffend. While he is aging and appears to be physically very frail, which can be seen as protective factors from recidivism, his mental capacities remain sharp and unfortunately he possesses personality characteristics consistent with those found in psychopathic personalities. He did not appear to mask or minimize his criminal thought process during the present evaluation, and instead appeared to enjoy talking about his criminal history and various behaviors he continues to engage in. The issue remains his behavior continues to demonstrate his unwillingness to change or even follow simple rules if he does not agree with them”.**

- **Next Action:**
Schedule .100 Hearing 120 days prior to his parole eligibility review date (PERD). A new psychological evaluation is required for the next hearing.

Recommendations:

Mr. Powers should curtail his infraction behavior and manage his behavior appropriately. He has limited access to programming due to health reasons but should program as he is able.

- **Vote:**

Jeff Patnode	Agree with recommendation
Kecia Rongen	Agree with recommendation
Lori Ramsdell-Gilkey	Agree with recommendation
Elyse Balmert	Agree with recommendation