



## **Decision and Reasons Summary**

**Note: This is a summary of the Decision and Reasons dated July 14, 2025, and should not be substituted for the full document.**

<b>Incarcerated Individual</b> <b>Powers, Albert</b>	<b>DOC#</b> <b>286714</b>	<b>Date:</b> <b>June 24, 2025</b>	<b>Case Type:</b> <b>PAR</b>
<b>Decision:</b>  Not Parolable	<b>Additional Release Information:</b> <input checked="" type="checkbox"/> Add 24 months to Minimum Term. <input type="checkbox"/> Extends to Maximum Expiration. <input type="checkbox"/> Reaffirms prior Decision to hold to Max Ex. <input type="checkbox"/> As of the ERD of the current cause/count. <input type="checkbox"/> As of the date of this decision. <input type="checkbox"/> Continued to next available Docket for .		

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

### **Recommendations:**

- ☐ Sex Offense Treatment and Assessment Program (SOTAP), if eligible.
- ☐ Substance Abuse Treatment, Assessment and Follow Recommendations.
- ☐ Continue with Mental Health Treatment, including any prescribed medications.
- ☐ 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.
- ☒ Continue to develop a release plan/community support.
- ☒ Other: If you are physically unable to participate in programming due to medical issues, and no feasible accommodation is available, please document your efforts to pursue programming and/or accommodations in order to present them to the Board at your next hearing.
- ☒ Other: You may consider seeking an Extraordinary Medical Placement (EMP) as outlined in RCW 9.94A.728.



### **Decision and Reasons**

<b>Incarcerated Individual</b> <b>Powers, Albert</b>	<b>DOC#</b> <b>286714</b>	<b>Facility</b> <b>Coyote Ridge Corrections Center</b>	<b>Type of Hearing</b> <b>.100</b>
<b>Date of Hearing</b> June 24, 2025	<b>Final Decision Date</b> July 14, 2025 Amended July 23, 2025	<b>Panel Members</b> <b>Meghan Kelly-Stallings</b> <b>Kecia Rongen</b>	

- **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 Albert Powers not parolable and adds 24 months to the minimum term.

**Original Prosecutor/Judge Recommendation:**

Life was recommended by the Judge and Prosecutor.

**Current Prosecutor/Judge Recommendation:**

No new recommendation was received.

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



- **JURISDICTION**

Albert Powers is under the jurisdiction of the of the Board for his 1982 conviction in Snohomish County Cause #82-1-00712-3 for Assault in the First Degree, Count I, Robbery in the First Degree, Count II, and Unlawful Possession of a Firearm, Count II. The minimum term for Count I was set at 120 months from a Sentencing Reform Act (SRA) range of 100 to 133 months, with a maximum term of Life. The minimum term for Count II was set at 92 months from an SRA range of 75 to 92 months, with a maximum term of Life. The minimum term for Count III was set at 8 months from an SRA range of 3 to 8 months, with a maximum term of 10 years, with that conviction reaching its maximum expiration date on September 1, 1996. Mr. Powers attempted to escape from prison in 1986 but was found on prison grounds eight days later. He successfully escaped from prison in 1990 and fled to California. He committed a robbery soon afterwards and was convicted and sentenced to five years. He was returned to Washington in February 1994. Mr. Powers has served approximately 511 months in prison and 69 days in jail in Washington.

- **LAST BOARD DECISION**

The Board last saw Mr. Powers on November 14, 2018, for a .100 hearing at which time he was found not parolable, and 90 months were added to his minimum term. The Board encouraged Mr. Powers to participate in DOC programming if his health allowed him to do so.

- **OFFENSE DESCRIPTION**

Mr. Powers robbed a grocery store at gunpoint and left with over \$2000 in cash. As he was tracked down by police, Mr. Powers fired his gun numerous times and hit a police officer in the wrist and torso. Mr. Powers was found several hours later and taken into custody.



- **OTHER RISK RELATED BEHAVIOR<sup>1</sup>**

In 1977, Mr. Powers was convicted in California of Kidnapping with Use of Firearm and Burglary. He was paroled in 1981. In 1986, while incarcerated for the index crime, Mr. Powers attempted to escape from Washington State Penitentiary. He was found incapacitated eight days later, having apparently fallen from one of the buildings during his escape. In 1990, he escaped from the McNeil Island Corrections Center Annex. He fled to California where he committed and was convicted of robbery. He was returned to Washington custody in 1994.

- **EVIDENCE CONSIDERED**

The Board considered the evidence presented at the hearing and reviewed Albert Powers's ISRB file. The hearing was audio recorded and will be retained according to the retention schedules. Testimony was provided by the following individuals:

- **Classification Counselor: Haley Shepard**
- **Albert Powers**

The file review included the following documents:

☒ Criminal case records: **Police reports dated 9/30/1994, summarizing facts of 1982 offense.**

☒ Psychological Evaluations: **Mental health screening dated 7/24/2012, Psychological Report prepared by Gerry Weber, Ph.D., dated 8/16/2013, Psychological Evaluation prepared by Dr. Lisa Robtoy dated 6/25/2018, Psychological Evaluation prepared by Dr. Lisa Robtoy dated 2/10/2025.**

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<sup>1</sup> Risk related means, behavior that may be unadjudicated, charged and/or convicted that may contribute to an individual's risk to reoffend sexually because it shows a pattern of illegal sexual behavior and is often included in validated risk assessments included for scoring purposes. Other criminal convictions that include violence against a person show a criminal versatility in an individual, thus increasing risk for any offense, including a sex offense. Illegal behavior related to, or abuse of drugs or alcohol can decrease a person's ability to control their impulsivity and engage in problem solving and utilize coping strategies to reduce their risk.



- ☐ DOC Treatment and behavioral reports dated:
- ☒ Risk Assessments (Static, SOTIPS etc.): **See VII, part e. below. Additional assessments performed include *Saint Louis University Mental Status examination (SLUMS)*, HCR-20v3**
- ☐ Findings and Conclusion (F&C) Dated:
- ☒ Prior Decision & Reasons (D&R) Dated: **12/3/2018**
- ☐ DOC OMNI Records
- ☒ Other: **Mr. Powers's Individual Release Plan and attached note dated 5/15/2025, letter from Chelaina Crews, MSW, Snohomish County Public Defender Association.**

- **FINDINGS**

- In preparation for this hearing, Albert Powers was advised of his hearing rights.
- Albert Powers appeared by video conference. Albert Powers was represented by attorneys Emily Hiskes and Ana Faoro. Also in attendance was a social worker Chelaina Crews.
- The Board has considered all potential Conditions of Supervision it may lawfully impose, including all potential conditions 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
  - Prohibited Contacts
  - Submit to Polygraphs



- The Board has considered the evidence favorable to Albert Powers's release determination, including the following:
  - ☒ Treatment/Programming: **Mr. Powers was employed between 2021 and 2024 as a Library Aide until he was no longer physically able to perform the job.**
  - ☒ Protective Factors: **Mr. Powers is wheelchair-bound. He suffers from several long term or chronic conditions which have caused him to experience vertigo and muscle atrophy. These conditions significantly limit his physical abilities, including the ability to perform self-care tasks.**
  - ☐ Risk Assessment Scores:
  - ☒ Other Evidence: **Letter from Social Worker Chelaina Crews stating that Mr. Powers has been found "functionally eligible" for the Community First Choice (CFC) program, which would cover the cost of his placement in an adult family home (AFH). He is also eligible for Veterans Administration health care benefits and pension, which will provide him with approximately \$160 per month beyond the contribution to his AFH.**
  - ☒ Other Evidence: **The Board's 2018 Decision and Reasons (D&R) stated: "*Mr. Powers does not want to be released and that he would be willing to commit another crime to prevent release or to be returned to the community.*" In preparation for his recent evaluation with Dr. Robtoy, Mr. Powers reviewed the D&R and wanted to clarify that his statement was taken out of context, and that he is not motivated to commit a crime or hurt other people, and that he is actually motivated to be released from prison.**
- The Board has considered the evidence against Albert Powers'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 programs or resources designed to assist in reducing an incarcerated individual's risk of re-offense (e.g., anger management,



substance abuse treatment). **While Mr. Powers has been in poor health for several years, and a 2024 MRI suggests that he has suffered at least one traumatic brain injury, for many years DOC staff documented their suspicions that Mr. Powers was malingering, falsely claiming to be physically unable to participate in programming.**

☒ Serious and repetitive disciplinary infractions during incarceration. **Two escapes in 1986 and 1991. More than 20 serious infractions during 40 years in prison, the most recently in 2016.**

☐ Evidence of an incarcerated individual's continuing intent or propensity to engage in illegal activities (e.g., victim harassment, criminal conduct while incarcerated, continued use of illegal substances).

☐ Statements or declarations by the incarcerated individual that he or she intends to re-offend or does not intend to comply with conditions of parole.

☐ Evidence that an incarcerated individual presents a substantial danger to the community if released.

☒ Other: **Mr. Powers's Psychological Evaluation included the following assessments:**

- ***Hare Psychopathy Checklist-REVISED (PCL-R)*** indicates the extent to which the individual has psychopathic tendencies.
  - **When this assessment was last performed in 2018, Mr. Powers scored a 26, in the high range, indicating that he has a high degree of personality traits and/or beliefs associated with psychopathy.**
- ***Violence Risk Assessment Guide-Revised (VRAG-R)*** is a 12-item actuarial scale designed to predict violent recidivism.
  - **When this assessment was last performed in 2018, Mr. Powers scored in Bin 6 out of 9, which correlates with a 34% chance to reoffend with a violent offense within 5 years, and 60% within 12 years.**
- ***Personality Assessment Inventory (PAI)*** is a self-administered objective test of personality and psychopathology.



- **When last administered in 2018, it was noted that Mr. Powers was prone to somatization and character pathology.**
- The Conditions of Supervision, and any favorable evidence noted above considered by the Board would not sufficiently reduce the likelihood of Albert Powers committing new offenses.
  - **Dr. Robtoy's evaluation states that Mr. Powers is a reasonable candidate to be considered for release, but that she expects his personality structure may "complicate his performance on parole."**
  - **Mr. Powers has not pursued any risk-reduction programming for nearly 20 years. While his health has been poor for several years, he likely could have pursued programming earlier in his prison sentence but elected not to. As such, Mr. Powers has not yet demonstrated that his rehabilitation is complete, as required by statute.**

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, the Board finds that Albert Powers is not parolable.

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.





## **RECOMMENDATIONS**

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- ☐ Sober Support Groups.
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MKS ch

Date Typed: 7/9/2025

cc: Facility: **Coyote Ridge Corrections Center**  
**Albert Powers**, Incarcerated Individual  
File



TO: Full Board

FROM: **Board Member (CH)**

RE: **Powers, Albert DOC #286714**

Panel recommends: Not releasable. Add 24 months to minimum term.

Next Action: Schedule a .100/.420/JUVBRD Hearing approximately 120 days prior to ERD.

AGREE (initial and date)	DISAGREE (initial and date)
Corey McNally 7/14/2025	Choose an item. Click to enter a date.
Jeff Patnode 7/14/2025	Choose an item. Click to enter a date.
Jill Getty 7/14/2025	Choose an item. Click to enter a date.
Meghan Kelly-Stallings 7/14/2025	Choose an item. Click to enter a date.
Kecia Rongen 7/14/2025	Choose an item. Click to enter a date.