



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

DECISION AND REASONS

NAME: POWERS, Anthony
DOC #: 721689
FACILITY/DATE: Stafford Creek Corrections Center – SCCC
DATE OF HEARING: May 15, 2018
TYPE OF HEARING: LT JUVBRD
PANEL MEMBERS: Lori Ramsdell-Gilkey & Jeff Patnode
FINAL DECISION DATE: June 11, 2018

This matter came before the above named Board Members of the Indeterminate Sentence Review Board (ISRB or the Board) for a release hearing in accordance with RCW 9.94A.730. Mr. Powers appeared in person and was not represented by an attorney. Testimony was provided by Department of Corrections (DOC) Classification Counselor (CC) Robert Aleksinski.

LAST BOARD DECISION:

The last hearing was held on May 15, 2015. The Board found Mr. Powers not releasable at that time, advised him that he could re-petition the Board in May of 2017 and recommended he complete Thinking for a Change, Victim Empathy, and Stress Anger Management.

CURRENT BOARD DECISION:

Based on the burden of proof set out in RCW 9.94A.730 and the totality of evidence and information provided to the Board, the Board does find by a preponderance of the evidence that Mr. Powers is more likely than not to commit any new criminal law violations if released on conditions. Consequently, the Board finds Mr. Powers not releasable. Mr. Powers may re-petition the Board in 36 months. The Board would like to see him complete Thinking for a Change and Bridges to Life prior to seeing him again.

NEXT ACTION: Re-petition the Board in May of 2021.

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, 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 9.94A.730 the Board finds Mr. Powers is more likely than not to commit a new crime if released with conditions. Mr. Powers is determined to be not releasable based on the following:

- **Has not completed the programming previously recommended by the Board.**
- **Mr. Powers has an extensive escalating juvenile offense history involving weapons and violence, culminating in his current Murder convictions.**
- **Current offense was part of a crime “spree” and involved a violent loss of life.**
- **Mr. Powers’ community support is concerning as Mr. Powers met his fiancée when she was employed at Washington State Penitentiary and resulted in a confirmed DOC Staff and inmate relationship. The former CO/fiancée left state service.**
- **Has served less than 1/3 of the stipulated exceptional sentence of 924 months.**

JURISDICTION:

RCW 9.94A.730, enacted in 2014, allows offenders who were under the age of 18 when they committed their crime(s) and were sentenced as adults, to petition the Board for consideration of early release consideration after serving no less than 20 years of total confinement. Mr. Powers’ petition resulted in the hearing on this date.

Anthony Powers is under the jurisdiction of the Board on a 1994 conviction in Clark County; Cause #93-1-01373-6 for Murder in the First Degree. The time start is May 6, 1994. The court set the original confinement term at 924 from a Sentencing Reform Act range of 261 to 347 months. The maximum confinement term is Life. He has served approximately 289 months plus 197 days of jail time credit.

OFFENSE DESCRIPTION:

According to file materials, in October, 1993, Mr. Powers, at age 16, and his 21-year old brother were involved in a series of offenses in the Vancouver, Washington area. It ended with the murder of an 82-year old female, who was strangled and suffered blunt force trauma to her head. After killing this woman the two placed her body in the trunk of her car and one of them drove the victim’s car to Benson State

Park while the other drove a van they had borrowed. They were spotted by police and stopped and questioned. While this was going on a police K9 dog was alerting on the victim's car. A look inside the trunk revealed the victim's body.

At the time of this crime spree, Anthony Powers was on "escape" status from Cascade Youth Center. As part of a plea arrangement numerous charges involving a car-jacking, theft of a firearm and other offenses that occurred in the days prior to the murder were dropped.

PRIOR RISK RELATED/ CRIMINAL CONDUCT:

Mr. Powers has a juvenile criminal history that includes convictions for Taking a Motor Vehicle and First Degree Robbery as well as several offenses that went through diversion. Mr. Powers used a stolen gun during the Robbery.

PROGRESS/BEHAVIOR:

CC Aleksinski testified that since his last hearing Mr. Powers has incurred no new infractions, has been working on improving aspects of the Roots of Success Program, and has been a facilitator for several years. He also completed Getting it Right and Re-entry Life Skills.

Mr. Powers acknowledged his responsibility for the murder as well as other offenses. He stated he was associating with antisocial peers and he looked up to his older brother (co-defendant) who was admired and feared by others due to his gang involvement.

INFORMATION CONSIDERED:

In preparation for the hearing, the Board reviewed Mr. Powers' ISRB file. CC Aleksinski provided a summary of programming, behavior, and other relevant activities (see above) for Mr. Powers. The psychological evaluation indicated Mr. Powers is a *reasonable* candidate for transition. The original sentencing judge imposed an exceptional sentence of 924 months and believes it remains an appropriate sentence today. The prosecutor's office did not submit any recent recommendations.

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LRG:ffo

May 29, 2018

June 11, 2018

June 14, 2018

cc: Stafford Creek Corrections Center
Anthony Powers
CC Robert Aleksinski
File



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

TO: Full Board

FROM: Lori Ramsdell-Gilkey & Jeff Patnode (Fawn Opp, CRT)

RE: POWERS, Anthony DOC #721699

Panel recommends: Not releasable. The panel recommends Mr. Powers complete Thinking for a Change, Victim Empathy, and Stress/Anger Management.

Next action: Re-petition in May of 2021

Agree	Disagree
Lori Ramsdell-Gilkey 6-11-2018 Jeff Patnode 6-11-2018 Elyse Balmert 6-11-2018 Kecia Rongen 6-11-2018	