



STATE OF WASHINGTON
INDETERMINATE SENTENCE REVIEW BOARD

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DECISION AND REASONS

NAME: STANPHILL, Parker
NUMBER: 908387
INSTITUTION: Washington State Penitentiary (WSP)
TYPE OF MEETING: .100 Hearing
DATE: November 15, 2017
PANEL MEMBERS: JP & KR
FINAL DECISION DATE: November 27, 2017

This matter came before Jeff Patnode and Kecia Rongen, who are members of the Indeterminate Sentence Review Board (ISRB or the Board) on the above date for a release hearing in accordance with the provisions of RCW 9.95.100. Mr. Stanphill appeared in person and was represented by attorney Michael Kahrs. Testimony was provided by Department of Corrections (DOC) Classification Counselor (CC) Richard Alaniz and Mr. Stanphill.

BOARD DECISION:

This was a Deferred Decision. Based on the requirements of RCW 9.95.009(3) and RCW 9.95.100 and the totality of evidence and information considered by the Board, the Board finds that Mr. Stanphill is not parolable and adds 65 months to his minimum term.

NEXT ACTION:

Schedule a .100 hearing 120 days prior to Mr. Stanphill's PERD.

JURISDICTION:

Parker Stanphill is under the jurisdiction of the Board on an October 8, 1976 conviction for Rape; Franklin County Cause #3306. The time start is November 19, 1994. The minimum term was set at 78 months on a Sentencing Reform Act (SRA) range of 67-89 months. The maximum term is Life. Mr. Stanphill has served approximately 275 months in prison.

NATURE OF INDEX OFFENSE(S):

On March 25, 1975, Mr. Stanphill, at his age 20 and using the alias of Chuck Nelson, set up a 'blind date' with the victim, an unknown 18 year old female. The pretense of the date was to attend a party with other individuals. When the party did not materialize, the victim went to her car but returned at Mr. Stanphill's insistence. He then dragged the victim into a bedroom, slapped her and put a pillow over her face stating he would kill her unless she had sex with him. The victim tried to dissuade Mr. Stanphill by indicating she was having her period, however, Mr. Stanphill pinned her to the bed and forcibly raped her. After committing this offense, Mr. Stanphill immediately fled to Arizona where he committed another rape. He then fled from Arizona to California where he was later apprehended. Mr. Stanphill has admitted to the index offense, although he denies using a gun at any point during the commission of the offense.

PRIOR CRIMINAL CONDUCT:

According to file materials, Mr. Stanphill has an extensive criminal history that has been previously documented in detail in prior Decisions and Reasons. As a 17 year old juvenile, he was convicted of rape in August of 1972 and again in January of 1973 in California. He also had convictions for petty theft and burglary and for being a fugitive from justice in 1973. As an adult, Mr. Stanphill was convicted of Non-Support in August of 1973. In April of 1975, at his age of 20, Mr. Stanphill was convicted of Rape in the First Degree in Arizona for a violent sexual assault on a woman he had just met. Mr. Stanphill left Arizona after

the offense and was arrested in California on in June of 1975 and later convicted. Mr. Stanphill has been arrested for three other sexual assaults in 1974-75; however, it does not appear that he was convicted for those assaults.

HISTORY/COMMENTS:

Mr. Stanphill's last hearing was held on March 24, 2011 at which time he was found not parolable and 60 months were added to him minimum term. The Board recommended Mr. Stanphill re-apply for SOTAP and remain infraction free.

Since his last hearing Mr. Stanphill has incurred 17 serious infractions as detailed below:

June 2011 - #716, **Drug/Alcohol Use.**

August 2011 - #603, **Controlled Substance/Paraphernalia** and #610, **Possession of Medication > More than a Daily Dose.**

October 2011 - #603, **Controlled Substance/Paraphernalia.**

October 2011 - #607, **Refuse UA Test.**

January 2012 - #202, **Abusive Language.**

May 2012 - #607, **Refuse UA Test.**

May 2012 - #663, **Strong-arming/Intimidation.** Threatening toward medical staff.

February 2015 - #752, **Positive Drug/Alcohol Test.** Positive for Benzodiazepine, which was not a prescribed medication.

January 2016 - #752, **Positive Drug/Alcohol Test.** Positive for Buprenorphine (Sub Oxone), which was not a prescribed medication.

February 2017 - #657, **Four General Infractions.**

March 2017 – 3/25/17 - #657, **Four General Infractions.**

March 2017 - #658, **Fail to Comply.** Violated cell confinement.

May 2017, #752, **Positive Drug/Alcohol Test.**

May 2017 – 6/13/17 - #603, **Unauthorized Drug/Paraphernalia.** Investigation determined direct involvement in introduction, purchase, transfer, and sale of Sub Oxone at AHCC.

June 2017, #603, **Unauthorized Drug/Paraphernalia.** Positive urine sample for Buprenorphine (Sub Oxone).

June 2017 - #810, **Fail to Maintain.** Terminated from the SOTAP due to his behavior, resulting in disciplinary action (drug use) to include transfer for custody reasons.

CC Alaniz testified that Mr. Stanphill does have a large number of serious infractions during his prison stay as noted above and for which he gave details. He has completed a number of programs since arriving at WSP, however has was most recently terminated from SOTAP and transferred to WSP. He stated since his arrival at the WSP he has not incurred an infraction and has not been a management problem. CC Alaniz also stated Mr. Stanphill is not currently working as there are limited work opportunities in his current unit.

Mr. Stanphill gave a brief disclosure of his offenses, primarily matching file materials. He did use language that is indicative of minimizing his responsibility but overall addressed his offense behavior appropriately. He stated he felt he was doing well in SOTAP overall and was terminated for reasons unrelated to the program. He stated he has made bad choices and he is wanting to get out of prison before he dies. He took responsibility for his infraction behavior but continued to use language that indicated he had good reasons for his behavior. Mr. Stanphill stated he is 100% committed to completing SOTAP and changing his drug use behavior.

Mr. Kahrs agreed with Mr. Stanphill in that it appears his best route toward release is for Mr. Stanphill to get back into SOTAP and complete the program.

INFORMATION CONSIDERED:

In preparation for Mr. Stanphill's hearing and its decision in this case, the Board completed a review of Mr. Stanphill's ISRB file. The Board considered all information contained in those files, including but not limited to: the most recent DOC facility plan; information regarding institutional behavior and programming; any letters of support and/or concerns sent to the Board; the Pre-Sentence Investigation report; the most recent psychological evaluation prepared by Deborah Wentworth, Ph.D. dated July 14, 2017. The Board also considered the testimony of the witnesses listed above.

The Franklin County Prosecutor in a letters dated 10-26-2017, recommended the Board not release Mr. Stanphill.

REASONS:

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 9.95.009 (3) and RCW 9.95.100 the Board finds Mr. Stanphill not parolable.

Since the Board last saw Mr. Stanphill, he has struggled with meeting the Board's recommendations. He entered the SOTAP program for a third time in September of 2016 but was subsequently terminated from the program on June 28, 2017, though there were some positive notes in his final termination summary. He was removed from the program for drug use and transferred to WSP. He reportedly will be reconsidered for re-enrollment after six months of appropriate behavior.

Additionally, Dr. Wentworth's 2017 evaluation noted, "Mr. Stanphill's overall level of risk places him in the high range to reoffend." Also noted was the risk assessment scores and the "moderate level of antisocial personality traits place him in the high range of risk to engage in behavior that would result in recidivism. His lack of engagement with criminogenically-focused treatment and ongoing behaviors do not bode well for a successful transition to the community at this time." Additionally, "Despite aging within a structured and safe setting of prison, his lack of participation in recommended treatment programs and employment training are cause for concern," noted Dr. Wentworth.

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Mr. Stanphill is aware of the programming and behavior that is required to be considered for release by the Board. He has committed to re-applying to SOTAP, completing the program, and remaining infraction free. The Board is hopeful that Mr. Stanphill can deliver on his commitment.

JP: ch
November 28, 2017
November 30, 2017

CC: Institution
Parker Stanphill
Attorney Michael Kahrs
File



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

DATE: 11-28-17

TO: Full Board

FROM: *JP/KR*

RE: STANPHILL, Parker #908287

Panel recommends: Not Parolable and adds 65 months to MT.

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

Agree	Disagree
Jeff Patnode 11-27-17 Elyse Balmert 11-27-17 Lori Ramsdell-Gilkey 11-27-17 Kecia Rongen 11-27-17	