



# Sacramento County District Attorney's Office

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Attn: Non-Violent Second Striker  
Board of Parole Hearings  
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RE: Salcedo, Francisco; CDCR # AT4445

September 1, 2015

In 1977, when our Legislature created the Career Criminal Prosecution program and defined a "career criminal" (*see* Penal Code §§ 999b-999g), the type of offender they envisioned was Francisco Salcedo. Since 2003, inmate Salcedo has been involved in criminal activity continuously, with adult convictions for robbery, narcotics possession, theft, and trespassing. While inmate Salcedo's current commitment offense is classified as serious, rather than a violent, felony, the nature of his crime was not only extremely invasive in nature – entering the residence of his victims and going through their personal property – but inherently carries a high degree of risk for potential violence in the event of a confrontation with a resident. It should be noted that inmate Salcedo not only committed a residential burglary, but in the commission of that crime, inmate Salcedo stole two firearms and ammunition.


A review of his criminal history demonstrates a willingness not only to engage in criminal activity, but to engage in crimes of violence as well, with prior convictions for robbery in 2005 and 2010. Significantly, despite leaving Southern California following his second robbery conviction (having accumulated criminal convictions in Los Angeles County, Orange County, and San Bernardino County) and re-locating to the Sacramento area, inmate Salcedo has continued to engage in criminal activity, burglarizing the victims' residence and, among other property, stealing a pair of loaded firearms. Despite the "change in scenery" and the accompanying opportunities for a "fresh start" and a crime-free lifestyle, inmate Salcedo has chosen to continue to prey on the community. It is abundantly clear that inmate Salcedo, a man who was convicted of a crime of violence as recently as 2010, will persist to engage in dangerous crimes that risk the safety of the public at large. Whether he robs someone by force or burglarizes their home, inmate Salcedo has proven he will place his own criminal self-interest above the safety of the public at large.

Having demonstrated an inability to maintain a crime-free lifestyle for any appreciable period of time, it is only when inmate Salcedo is forcibly removed from free society and incarcerated that the public is free of his criminal activity. Releasing inmate Salcedo is one of the quickest ways to guarantee an increase of crime in the community: his repeated violations of the law provides certain proof that inmate Salcedo will re-offend and endanger the citizens of California once he is released from prison custody.

Finally, it should be noted that inmate Salcedo is only now eligible for this Board's consideration because of leniency shown to him by the Sacramento County District Attorney's Office. At the time of his plea and sentencing, inmate Salcedo was a defendant with two separate convictions for robbery (in 2005 in Los Angeles County and in 2010 in Orange County), violent felonies under Penal Code § 667.5(c), and was eligible to be sentenced to a term of 25 years to life upon conviction for the current commitment offense. However, because of the relative low dollar value of the property taken, his age at the time of the offense, as well as inmate Salcedo's willingness to accept responsibility for his crime, the District Attorney's Office elected not to pursue an indeterminate sentence, comfortable in the knowledge that inmate Salcedo would get the lengthy determinate term provided by the Three Strikes Law that he deserved. Granting inmate Salcedo early release will be, in effect, giving him the same sentence as an individual with the same commitment offense with no prior violent felony convictions and will deprive the People of the State of California of the plea bargain struck with inmate Salcedo.

In short, permitting Salcedo is not an appropriate candidate for early release at this time. Inmate Salcedo is an individual who has repeatedly shown that he will violate the laws of the State of California and endanger the citizens of this state. Inmate Salcedo is the exact type of offender that the Career Criminal Prosecution program and the Three Strikes Law was meant to address, and in the interest of justice and public safety, the Sacramento County District Attorney's Office strongly opposes his early release.

Respectfully,



B. NG. DDA

Brad Ng  
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Career Criminal Prosecution