



Sacramento County District Attorney's Office

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Non Violent Parole Review Process
Board of Parole Hearings
Correspondence – NV
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Re: Newcomb, Raymond Thomas Jr. CDCR # AK5288 Court Docket: 11F02600

Inmate Newcomb is a well-established felon, and should not be paroled. The circumstances surrounding his current conviction and his prior criminal record show that he poses an unreasonable risk of violence to the community.

Inmate Newcomb's current commitment arises out of a crime spree that included a combined total of four completed residential burglaries and two attempted residential burglaries of separate locations. Defendant admitted to committing or was otherwise identified as having committed all of the charged offenses, and was allowed to plead to a negotiated deal of two counts of Penal Code Section 459 1st – Residential Burglary – and he further admitted that he had previously been convicted of Residential Burglary, a strike offense under the Three Strike law.

On 8/17/10, the victim and his family arrived home to find an axe laying on the living room floor. The victim soon discovered that the axe had been used to hack into and through the side garage door. As the victim walked around the house, he noticed several thousand dollars' worth of property was missing. According to the probation report in 11F02600, the victim told the probation officer that his family was scared to return to their house in that condition. They remained fearful that someone was potentially still inside the home.

On 12/18/10, Victim returned to the home she owned and noticed that the interior blinds and a window were open inside, despite her having left them closed when she was last there. Additionally, a side door was open to the garage, and there were three latches on that door that showed signs of force applied – in that they were bent.

On 12/19/10, Victims came home to their residence to find that their garage door had been kicked in and the house had been ransacked. Officers were able to determine that the bathroom window was the first point of attempted entry, and when that was unsuccessful the garage door was kicked in, as well as the interior door frame to the house which was damaged. Victims reported to probation as documented in the probation report for 11F02600 that they felt

violated, and their sense of security was taken from them. In addition to over \$1000 dollars' worth of items that were reported missing were several computer discs with irreplaceable family and baby photos that were never recovered.

On 12/20/10, the Victim returned home to his house and discovered the garage door had been kicked in, and there were pry marks on the sliding glass door that led to the backyard. According to the probation report in 11F02600, the victim was interviewed by probation and indicated that while he was satisfied with the plea deal, he specifically was concerned because he feels the defendant will be released from prison much sooner due to the new prison legislature.

On 12/21/10, the Victim returned to his home and discovered that the door to the garage had been kicked in, and the home had been ransacked and items were taken. The victim was able to identify the defendant as a man he had seen outside of the home as he left it before the burglary. As contained in the probation report for 11F02600, the victim told the probation officer that it was a very traumatic experience returning to his home, but is thankful that he wasn't home.

On 12/23/10, the victim was home inside of her residence with her eight year old grandson when she heard her doorbell ring. Victim did not answer the door, and the ringing of the doorbell and then door knocking continued. When the victim got up to see who was at the door, she looked through a window and saw an adult male outside who yelled to an unknown person "No one is home." Shortly, the victim heard someone attempting to kick in the side door to her garage. The victim called 911 and while she was on the phone, she saw Defendant in her backyard. According to the probation report in 11F02600, the victim told the probation officer that this incident was very traumatic for the family, including the young grandson who was in the home. When the grandson heard her scream, the child ran and hid in a closet. The child later indicated he thought his grandmother was hurt, and that the suspect had a gun.

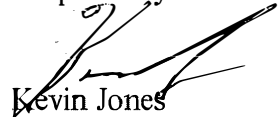
None of the above crimes were the first time Newcomb broke into someone's home. Inmate Newcomb was convicted on September 25, 2006, of a separate first degree felony burglary in Sacramento County. He received 210 days in jail and four years of felony probation. According to probation chronological entries, his adjustment to probation was deemed poor. He failed to show up for eleven scheduled office visits between September of 2006 and January of 2010.

Residential burglary involves the invasion of privacy that every person holds most dear – that where they and their family choose to live and feel safe. Destroying property by kicking in doors and using a weapon such as an axe to break in – these are tactics and decisions the Inmate has made with ease and frequency. His conduct has been shown to take the trauma to his victims to an even higher level when they are home inside during the burglary, as shown on 12/23/10, when the victim and her eight year old grandson were inside. Put simply, the trauma inflicted by the Inmate upon his victims and society should not be minimized with an early release.

As we are given 30 days to respond, and we are not provided with any disciplinary history or any other information aside from the one page notice of parole review, I cannot comment on inmate Newcomb's' prison conduct. However, from the record that is available it is

clear that inmate Newcomb should not be released as he poses a significant, unreasonable risk of violence and criminality to the community. Parole should be denied.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Kevin Jones', written over a horizontal line.

Kevin Jones
Deputy District Attorney
Sacramento County District Attorney's Office