



Sacramento County District Attorney's Office

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May 1, 2019

Non Violent Parole Review Process
Board of Parole Hearings
Correspondence – NV
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Re: Rodriguez, Andrew
CDCR No. BD4169
Court Docket No. 17FE008700

Inmate Rodriguez is an 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.

In 1999, Inmate Rodriguez was convicted of his strike offense, criminal threats. Originally Inmate Rodriguez was charged with firearm offenses, including shooting from a motor vehicle and assaulting two victims with a firearm. These charges were dismissed as part of the plea agreement.

In 2002, he was convicted of felony drug sales, receiving sixteen months in state prison. As part of that plea agreement, a possession of a firearm offense was dismissed. Initially paroled in May 2003, Inmate Rodriguez violated his parole and was returned to state prison to finish his term. Once released on parole, he quickly reoffended. Inmate Rodriguez was convicted of a second felony drug sales offense, as well as transportation. Coupled with a firearm enhancement, he was sentenced to serve eight years in state prison.

Inmate Rodriguez's history of drug sales and possession of firearms increase his risk of violence to the community. Drug sales and transportation are often associated with violence and the use of weapons. Inmate Rodriguez has repeatedly armed himself with firearms, an unreasonable risk of violence to the community.

It may appear that the current commitment offenses of possessing a counterfeiting apparatus is a step down from criminal threats and drug sales, but in reality, it simply demonstrates that Inmate Rodriguez is just victimizing people in a different way. Inmate Rodriguez had a sophisticated system to counterfeit U.S. currency, including high grade paper, counterfeit detection pens, double sided tape, paint brushes and two watermark stamp pads. Considering Inmate Rodriguez's criminal past there is every reason to expect he will commit additional crimes and likely arm himself again. When Inmate Rodriguez was arrested for the crime he is presently

incarcerated for, he told police “I’m not going back to jail without a fight and I am going to make you guys have to kill me.” Providing him with a reduced prison sentence only serves to reward his conduct and further punish the victims and citizens of Sacramento County. Inmate Rodriguez has only been in state prison for just under two years in this case, after receiving an aggregate sentence of four years. Providing Inmate Rodriguez with a reduced sentence despite his unreasonable risk of violence would only serve to endanger the public.

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 Rodriguez’s prison conduct. However, from the record that is available it is clear that Inmate Rodriguez should not be released as he poses a significant, unreasonable risk of violence to the community. As Inmate Rodriguez has been in state prison for just under two years, it is unreasonable to conclude that he has transformed his behavior in such a short period of time after not doing so for the past twenty years. Parole should be denied.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Michelle Carlson". The signature is fluid and cursive, with a prominent initial "M" and a long, sweeping underline.

Michelle Carlson
Deputy District Attorney
Sacramento County District Attorney’s Office