



# Sacramento County District Attorney's Office

**ANNE MARIE SCHUBERT**  
District Attorney

Stephen J. Grippi  
Chief Deputy

Michael A. Neves  
Assistant District Attorney

October 8, 2019

Non-Violent Parole Review Process  
Board of Parole Hearings  
Correspondence – NV  
Post Office Box 4036  
Sacramento, CA 95812-4036

**RE: Oliver, Brian; CDCR # BC4984; XREF 239403; DOCKET #16FE021004; SCP-16-330657  
CHARGE: HS 11379 (with strike and 3-year prior); SENTENCE: 9 YEARS STATE PRISON**

Inmate Brian Oliver is a well-established felon who has repeatedly demonstrated his disrespect for the law by selling large quantities of narcotics over the course of nearly two decades. Despite the many opportunities Inmate Oliver has had to reform his criminal behavior over the years, he has repeatedly shown a pattern of behavior indicative of his disregard for the health and well-being of others. The circumstances surrounding his current conviction and his lengthy criminal record demonstrate that he poses an unreasonable risk of danger to the community.

As it relates to his current commitment, on November 2, 2016, while Inmate Oliver was on Post Release Community Supervision, [REDACTED] Probation Officer [REDACTED] observed Inmate Oliver driving a light blue colored Cadillac. Inmate Oliver was contacted shortly thereafter as he pulled to the side of the road and exited the vehicle. A search of his person revealed a plastic baggie containing 56.23 grams of methamphetamine in his front sweater pocket. A cell phone and \$463 cash were located in his pants pocket. On January 19, 2017, Inmate Oliver pled no contest to transporting methamphetamine for sale. He further admitted his prior strike and prior conviction for selling methamphetamine. On March 2, 2017, the Court imposed his current nine (9) year state prison sentence.

The aforementioned conduct was hardly Inmate Foster's first foray into criminal behavior. At the time he was sentenced on his present commitment offense, he had been involved in serious and dangerous criminal behavior for nearly two decades.

Beginning in 1997, Inmate Oliver was convicted of first degree residential burglary (the prior strike referred to above) in violation of Penal Code Section 459 and being in possession of methamphetamine in violation of Health and Safety Code Section 11377. For these offenses, he was ordered to serve two (2) years in state prison for the residential burglary, and 32 months in state prison for possession of narcotics. No sooner was he released from custody when he was arrested for possessing methamphetamine for purposes of sale. Because of his prior strike, he was ordered to serve 32 months in state prison on March 13, 2000. Upon his release, Inmate Oliver sustained two separate violations of parole and was committed to state prison on both occasions in 2002. He continued to fail to abide by the terms of his parole, and he was again committed to state prison for two additional violations of parole in 2004 and 2005.

Despite the many opportunities to reform his behavior, Inmate Oliver opted instead to continue engaging in the highly dangerous world of selling and transporting dangerous narcotics. On June 21, 2006, he was convicted of possessing methamphetamine for purposes of sale and sentenced to serve another 32 months in state prison.

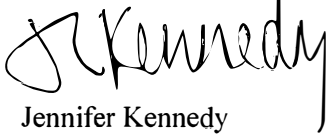
**OLIVER, BRIAN | CDCR # BC4984**

Within a very short time of his release, on July 8, 2009, Inmate Oliver was convicted of violating Health and Safety Code Section 11379 – transporting methamphetamine – and sentenced to serve six (6) years in state prison. His drug dealing lifestyle continued upon his release and he was again convicted of possessing methamphetamine for purposes of sale on September 22, 2014. The Court imposed a four (4) year state prison commitment for that offense. It was while on Post Release Community Supervision for this offense that Inmate Oliver was found in possession of methamphetamine for sale resulting in his present commitment.

As Inmate Oliver's record clearly indicates, he has an ongoing disrespect for the law, as well as the health and safety of the public. It is abundantly clear that should Inmate Oliver be released early, he will undoubtedly return to the criminal conduct and drug dealing lifestyle that he knows too well and has engaged in for nearly two decades. Each time that Inmate Oliver has been given an opportunity to reform his behavior, he has seized that opportunity to sell dangerous drugs and place others in harms way for his own personal gain. He has proven time and time again that he simply cannot – and will not – change his drug dealing criminal behavior.

Because 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 Oliver's current prison conduct since the time he was sentenced a mere two years ago. However, from the record that is available, he should not be released as he poses a significant, unreasonable risk of danger to the community. For these reasons, early parole should be denied.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Jennifer Kennedy". The signature is fluid and cursive, written over the typed name.

Jennifer Kennedy  
Deputy District Attorney  
Sacramento County District Attorney's Office