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Sacramento County District Attorney's Office

THIEN HO  
District Attorney

June 20, 2023

Non Violent Parole Review Process  
Board of Parole Hearings  
Correspondence – NV  
P.O. Box 4036  
Sacramento, CA 95812-4036

**Re: Smith, Rondell**  
**CDCR No. BN3384**  
**Court Docket No. 18FE014085**

Inmate Smith is a well-established dangerous felon, with multiple convictions since receiving his strike priors. The circumstances surrounding his current conviction and his prior criminal record show that he has no intention of living a crime-free life and thus poses unreasonable risk of violence to the community.

Inmate Smith is currently committed on a residential burglary that occurred in May of 2018. While the owners were away, surveillance camera footage captured three suspects arrive at the residence. The start by knocking on the front door and waiting for several minutes to see if anyone responds. Once they confirm that no one is home to thwart their plan, Inmate Smith pulls out a crowbar and pried open the front door. The group then leaves for a few minutes. Once they confirm that there is no alarm system that would have alerted the police, they enter the residence stealing various items, disconnecting the surveillance system in the process. Members of the group—not including Inmate Smith—subsequently return to the residence two more times over the next few hours to steal more, even burglarizing a vehicle that was parked out front. Sacramento Police Department Detectives eventually find some of the stolen property at an associate of Inmate Smith's. His own mother identifies him from the surveillance footage from the burglarized home.

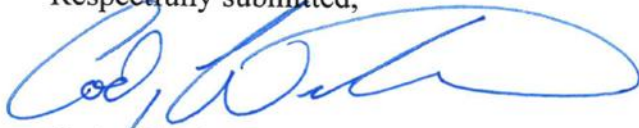
One month later, Inmate Smith was involved in a second residential burglary. Surveillance footage again captured Inmate Smith go into garage through an open door. He then stole a lawnmower and a weed-trimmer. This second residential burglary was dismissed as part of Inmate Smith's plea to the commitment offense but is instructive on the kind of life that Inmate Smith was living while out of custody. He was sentenced to 13-years state prison on his residential burglary conviction.

These offenses are far from Inmate Smith's first contact with the criminal justice system. On the contrary, his commitment offense constituted his 17<sup>th</sup> adult criminal conviction. In addition to the 17 adult convictions, he violated his probation, post-release community supervision, or parole a total of nine times. He has been sentenced to state prison a total of six times, for a grand total of 37 years and 8 months. He now sits before this Board with a total of three strike priors. He was eligible for 25 to life at the time of his commitment offense but was given a break due to the age of his record. But now, he has shown, that he has no intention of living out the rest of his life crime free.

The timeline of Inmate Smith's criminal offenses is also illustrative as to the risk of violence he poses to the community. Inmate Smith's first adult felony conviction was his first strike offense—a robbery, violation of Penal Code § 211—in October of 1988. Less than eight months later, he committed his second-strike offense—a residential burglary, violating Penal Code § 459. He was sentenced to four years in state prison. After his release, he violated parole in 1991. Then by 1994, he returned right back to state prison for possession a firearm in violation of Penal Code § 12021(A). Upon his release, he had two parole violations, then went back to state prison in 1997 for six years for transportation of controlled substances. Barely six calendar years later, he was brought back to state prison for evading a peace officer, in violation of Vehicle Code § 2800.2(A). He was sentenced to nine years in prison for this offense. Within 10 years of this conviction, he returned to prison again for possession of a stolen vehicle in 2013. After five violations of post-release community supervision between 2014 and 2017, he then was arrested for the commitment offense. When looking at his criminal history, and custody time, he has not remained crime free for any significant amount of time except while he is incarcerated.

As we are only given 30 days to respond, and we are not provided with any recent disciplinary history or any other information aside from the one-page notice of parole review, I cannot comment on Inmate Smith's prison conduct. However, from the record that it available, it is clear that Inmate Smith poses a significant, unreasonable risk of violence to the community. Parole should be denied.

Respectfully submitted,



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Deputy District Attorney  
Sacramento County District Attorney's Office