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Sacramento County District Attorney's Office

THIEN HO  
District Attorney

August 21, 2024

Non Violent Parole Review Process  
Board of Parole Hearings  
Correspondence – NV  
P.O. Box 4036  
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**Re: LUCERO, Maybelline CDCR# WH3077 Court Docket: 21FE015181 & 23FE004273**

Inmate Lucero is a well-established dangerous felon who has shown a disregard for the safety of others as well as the law. She should not be paroled. The circumstances surrounding her current convictions and her prior criminal record show that she has no intention of living a crime-free life, and that she poses an unreasonable risk of violence to the community.

Inmate Lucero's committing offenses are just the latest in her long criminal history. On September 1, 2021—while she was on felony formal probation for Sacramento County case docket 18FE013453—a search warrant was executed on Inmate Lucero's registered vehicle and storage unit. A few days prior to this, officers conducted surveillance and observed Inmate Lucero driving said vehicle to said unit where she had accessed the latter.

Officers with the Sacramento County Probation Department conducted a vehicle stop on Inmate Lucero's white Mercury sedan. She was the driver and sole occupant of the vehicle, which was also registered to her. A search of her vehicle revealed the following: 14 grams of methamphetamine, 1.4 ounces of DMT, \$1,370 in various denominations, a cellphone, and a purse. In said purse was a keychain with five (5) keys on it.

Inmate Lucero's storage unit was located at a self-storage facility in Sacramento. The owner of the facility confirmed Inmate Lucero had been renting the unit from him since 2018, and that she was the only person to have ever paid for the unit and he has only seen her access the unit. Officers also obtained a lease agreement for the unit with Inmate Lucero's name and signature as the tenant. Officers used the keys on Inmate Lucero's keychain to open the locks on the unit. A search of the unit revealed the following: nearly six (6) pounds of suspected methamphetamine across multiple baggies, one and half ounces of suspected DMT across multiple baggies, and nine and half ounces of suspected psilocybin mushrooms across multiple containers. Officers also located chemicals used to make DMT, an unloaded 9mm handgun under said baggies of methamphetamine, multiple handgun magazines, a box of ammunition, a large quantity of clear plastic baggies, and multiple digital scales.

A Criminalist with the Sacramento County District Attorney's Criminal Laboratory tested and weighed some of the baggies of suspected controlled substances and confirmed the following: 2,583 grams—or 2.583 kilograms—of methamphetamine, and 29.04 grams of psilocybin mushrooms. Finally, officers downloaded and extracted a cellphone located in Inmate Lucero's vehicle. The number for said phone was the same number Inmate Lucero used for checking in with her probation officer. Officers located multiple messages indicating Defendant was selling controlled substances.

On the eve of trial for the aforementioned case, on Thursday, March 16, 2023, Inmate Lucero was out-on-bail and ordered to appear for Monday, March 20, 2023. Inmate Lucero failed to appear for her own jury trial as she had fled the state over the weekend, and the trial court issued a no bail bench warrant for Inmate Lucero's arrest. Inmate Lucero was finally apprehended out of state in May of 2023 and brought back to Sacramento to face an additional charge for violating Penal Code section 1320.5, failure to appear and section 12022.1, out-on-bail enhancement.

Finally, on March 19, 2024 – less than half a year's time from this Board of Parole's notice – Inmate Lucero pled to and was sentenced to eight (8) years for violating Health and Safety Code section 11378, methamphetamine sales, Penal Code section 1370.4(b)(1), weight enhancement for said methamphetamine sales, Health and Safety Code section 11351, cocaine sales, Penal Code section 1320.5, failure to appear for her own jury trial, and Penal Code section 12022.1 as Inmate Lucero was out-on-bail when she committed the latter offense. It has been less than half a year since Inmate Lucero was sentenced to an aggregate total of eight (8) years in state prison. Despite this, Inmate Lucero is being inappropriately considered for early parole.

Leading up to these convictions, Inmate Lucero has had a continuous criminal history dating back to 2008. In July 1, 2008, Inmate Lucero was convicted for the following crimes: Health and Safety Code section 11378, Possession of a Controlled Substance for Sales, section 11379, Transporting of a Controlled Substance, and section 11370.1(a), Possession of a Controlled Substance and armed with a loaded firearm.

On February 5, 2019, Inmate Lucero was convicted for violating Health and Safety Code section 11352(a), Transporting/Sales of a Controlled Substance. There, officers searched Inmate Lucero's vehicle and located the following: 140 grams of methamphetamine, 123 grams of heroin, chemicals and substances used to produce DMT, three digital scale, \$6,000 in various denominations, and a large quantity of clear plastic baggies. For this crime, Inmate Lucero was placed on formal probation with an expiration date of 2022 in Sacramento County case docket 18FE01345. Inmate Lucero committed her commitment offenses *while on this grant of probation*.

Inmate Lucero has learned absolutely nothing from her prior convictions and releasing her early—after less than half a year's time for an eight (8) year prison sentence—will not benefit the community. Inmate Lucero has demonstrated her inability to be crime-free, and to stay away from firearms. Further, by repeatedly engaging in the sale of controlled substances, she has consistently put the community in danger. Inmate Lucero has shown that even while on felony probation she will not follow the law. Under these circumstances granting her early release would be wholly inappropriate.

As we are given 30 days to respond, and are not provided with any disciplinary history that may have occurred since Inmate Lucero began serving her prison sentence *less than half a year ago*, I cannot fully comment on Inmate Lucero's institutional behavior, or whether Inmate Lucero has participated in any rehabilitative programming. However, from the record that is available it is clear that Inmate Lucero should not be released as she poses a significant, unreasonable risk of violence to the community. Parole should be denied.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Danny Lee", with a long horizontal stroke extending to the right.

Danny Lee  
Deputy District Attorney  
Sacramento County District Attorney's Office