

## SD Board of Pardons and Paroles

1600 N. Drive, Sioux Falls, SD 57104



### MINUTES

#### Meeting of the Board of Pardons and Paroles October 2024

The Board of Pardons and Paroles hearing panels held meetings on September 26<sup>th</sup>, 2024, and October 7<sup>th</sup> and 8<sup>th</sup>, 2024 at the following facilities in the State of South Dakota:

- South Dakota State Penitentiary
- Jameson Annex
- Mike Durfee State Prison
- South Dakota Women's Prison
- Rapid City Minimum Center
- Board of Pardons and Paroles Office

A Full Board meeting was held at Jameson Annex on October 9<sup>th</sup>, commencing at 8:30 a.m.

#### **I. Call to Order**

The meeting was called to order by Chair Rau. A quorum was present. Present were the following board members:

- Myron Rau, Board Chair
- Kirsten Aasen, Vice Chair
- Ken Albers, Member
- Vaughn Beck, Member
- John Brown, Member
- Kurt Hall, Member (via TEAMS)
- Peter Lieberman, Member
- Patricia Meyers, Member (via TEAMS)
- Jan Steele, Member

Support staff in attendance: Stacy Cole – Board Corrections Specialist; Karena Cassidy – Board Senior Secretary; Kennedy Goblirsch – Board Intern

Special guests in attendance in person: Ian Miller – Senior Case Manager; Jordan Moos – Case Manager; Travis Uecker – Case Manager; Leisha Job – Case Manager; Amanda Phillips – Unit Case Manager

Special guests in attendance on Teams: Georgia Will – Board Program Assistant; Eilish O'Toole – Board Corrections Analyst; Rex Squyres – Board Program Assistant; Kim Lippincott – Senior Case Manager; Ryan Howey – Case Manager; Lee Schroeder – Case Manager; Jeff Neill – SOMP; Brenna Carlson – SOMP Program Manager.



## II. Call for Public Input

No public input.

## III. Parole Hearings

### A. *Hoerner, Dylan*

Board Members proceeded with the scheduled hearing of *Dylan Hoerner*. The hearing was a paper review, and the offender was not present.

Chair Rau proceeded with summarization. Following summarization, testimony, evidence review, questions and discussion, the following action was taken:

Motion:	Motion to deny parole and set out to expiration.
Made:	Albers
Seconded by:	Brown
Votes in Favor:	Rau, Aasen, Albers, Beck, Brown, Hall, Lieberman, Meyers, Steele
Votes Opposed:	None
Results:	Motion carried.

### B. *Anderson, Steven*

Board Members proceeded with the scheduled hearing of *Steven Anderson*. The offender was present. Guest(s): Ken Anderson [in person].

Chair Rau turned the proceedings over to himself and Board Member Albers for summarization. Testimony was provided by the offender. Testimony was provided by staff - Brenna Carlson, SOMP Program Manager. Following summarization, testimony, evidence review, questions and discussion, the following action was taken:

Motion:	Motion to continue to January 2025 pending completion of a psychosexual evaluation.
Made:	Albers
Seconded by:	Aasen
Votes in Favor:	Rau, Aasen, Albers, Beck, Brown, Hall, Lieberman, Meyers, Steele
Votes Opposed:	None
Results:	Motion carried.

### C. *Antoine, Loren*

Board Members proceeded with the scheduled hearing of *Loren Antoine*. The offender was present.

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Chair Rau turned the proceedings over to himself and Board Member Albers for summarization. Testimony was provided by the offender. Following summarization, testimony, evidence review, questions and discussion, the following action was taken:

Motion:	Motion to grant parole.
Made:	Lieberman
Seconded by:	Aasen
Votes in Favor:	Rau, Aasen, Albers, Beck, Brown, Lieberman, Meyers, Steele
Votes Opposed:	Hall
Results:	Motion carried.

### D. *Kruger, Lewis*

Board Members proceeded with the scheduled hearing of *Lewis Kruger*. The offender was present. Guest(s): Barbara Kruger [in person].

Chair Rau turned the proceedings over to Board Members Hall and Meyers for summarization. Testimony was provided by the offender. Testimony was provided by guest Barbara Kruger. Testimony was provided by staff – Jeff Neill, SOMP. Following summarization, testimony, evidence review, questions and discussion, the following action was taken:

Motion:	Motion to deny parole and set the next review date for October 2026.
Made:	Beck
Seconded by:	Albers
Votes in Favor:	Rau, Albers, Beck, Brown, Hall, Lieberman, Steele
Votes Opposed:	Aasen, Meyers
Results:	Motion carried.

### E. *Arrow, Joshua*

Board Members proceeded with the scheduled hearing of *Joshua Arrow*. The offender was present. Guest(s): Janeth and Jon Leslie [in person].

Chair Rau turned the proceedings over to himself and Board Member Aasen for summarization. Testimony was provided by the offender. Testimony was provided by guests Janeth and Jon Leslie [in person]. Following summarization, testimony, evidence review, questions and discussion, the following action was taken:

Motion:	Motion to deny parole and set out to Suspended Sentence Release Date.
Made:	Beck
Seconded by:	Hall
Votes in Favor:	Rau, Aasen, Beck, Brown, Hall, Lieberman, Meyers, Steele

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Votes Opposed:	Hall
Results:	Motion carried.

### F. *Rust, Mitchell*

Board Members proceeded with the scheduled hearing of *Mitchell Rust*. The offender was present. Guest(s): Jackie Rust and Janet Rust [Teams].

Chair Rau turned the proceedings over to Board Members Hall and Lieberman for summarization. Testimony was provided by the offender. Testimony was provided by guests Jackie Rust and Janet Rust [Teams]. Following summarization, testimony, evidence review, questions and discussion, the following action was taken:

Motion:	Motion to grant parole.
Made:	Hall
Seconded by:	Beck
Votes in Favor:	Rau, Albers, Beck, Brown, Hall, Lieberman, Meyers, Steele
Votes Opposed:	Aasen
Results:	Motion carried.

## IV. Adjourn

The Full Board adjourned from parole matters at 1:40 p.m.

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## MINUTES

Meeting of the  
Board of Pardons and Paroles  
October 2024

A Full Board meeting was held at Jameson Annex on October 10<sup>th</sup>, commencing at 8:30 a.m.

### **I. Call to Order**

The meeting was called to order by Chair Rau. A quorum was present. Present were the following board members:

- Myron Rau, Board Chair
- Kirsten Aasen, Vice Chair
- Ken Albers, Member
- Vaughn Beck, Member
- John Brown, Member
- Kurt Hall, Member (via TEAMS)
- Peter Lieberman, Member
- Jan Steele, Member

Absent was the following board member: Patricia Meyers

Support staff in attendance: Stacy Cole – Board Corrections Specialist; Karena Cassidy – Board Senior Secretary

Special guests in attendance: Kayla Stucky, Associate Director of Field Operations; Jon Hult – South Dakota Searchlight

Special guests in attendance on Teams: Eilish O’Toole – Board Corrections Analyst; Georgia Will – Board Program Assistant;

### **II. Call for Public Input**

No public input.

### **III. Minutes**

Board Members reviewed the minutes for the September 2024 meetings of the Board. Motion by Steele, second by Aasen to approve the September 2024 minutes. All members present in person voted aye. Motion carried.

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### **IV. October Hearing Panels**

Board Member Kirsten Aasen was absent on Monday. Board Members Kurt Hall and Patricia Meyers appeared via Teams all week.

### **V. November Proposed Schedule**

Board Members reviewed the proposed schedule for November. Board Members indicated whether they would be appearing via Teams and had no further changes to the proposed schedule.

### **VI. Board Report / Field Services Report**

Parole Services Associate Director Kayla Stucky appeared before the board to provide an update on staffing and field services activities.

Board Members reviewed the board report and monthly metrics. There was a Special Session held on September 26<sup>th</sup>; there were early discharges, waivers (parole/SSV/non-compliance), parole revocation hearings, non-compliance hearings, suspended sentence revocation hearings, paper reviews of pardon applications, and paper reviews of commutation applications. Governor Noem did not act on any pardon or commutation applications in the month of August. There were 18 pardon applications received in September and the current set-out period is to December 2024.

### **VII. Items for Discussion**

Board Members discussed the quality of the information being pulled on investigative summary reports (ISRs). Board Members expressed concerns that an individual's complete criminal history may not be pulling correctly on the ISR. Board Members also expressed concerns that pending DHO hearing information does not show up on the ISR.

Board Members discussed an upcoming parole revocation involving an individual who is a registered sex offender and requested additional training on how sex offenders are supervised both within in the institution and while out on parole.

### **VIII. Break**

Board Members recessed for a brief break.

### **IX. Full Board Cases / Potential Upcoming Paper Review Cases**

Board Members were advised of the calendar for upcoming full board cases in November and December. Board Members were advised of five in-person parole hearings that are currently

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scheduled for November. Additional hearings may be moved up to the November schedule if there is time available. Board Members were advised of five pardon hearings in November.

### **X. Special Session Decisions**

Motion by Beck, second by Aasen to ratify the special session clemency decisions. All members present voted aye. Motion carried.

### **XI. Attachments – Decisions**

Incorporated by reference is the attached listing, entitled Parole Board Actions, for all parole violations, suspended sentence violations, non-compliance, discretionary parole, earned discharge, and rescission decisions made by the Board this month.

### **XII. Adjourn**

The Full Board meeting adjourned at approximately 9:33 a.m. The next full board meeting is scheduled for November 14<sup>th</sup>, 2024.

BOARD OF PARDONS AND PAROLES

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Myron Rau, Board Chair or Kirsten Aasen, Vice Chair

Submitted by:  
Karena Cassidy  
Senior Secretary  
Board of Pardons and Paroles