

STATE BOARD OF PARDONS AND PAROLES

Sioux Falls, South Dakota  
July 13 ,14, 15, and 16, 2020

Parole Board meetings were held on July 13 ,14, 15, and 16, 2020 at various locations in the State of South Dakota. A Parole Board meeting was held on July 16, 2020 at the South Dakota Board of Pardons and Paroles Office commencing at 8:05 AM with the following present:

Myron Rau, Board Chair  
Ken Albers, Vice Chair  
Kirstin Aasen, Member  
Gregg Gass, Member  
Peter Lieberman, Member (via Zoom)  
Ed Ligtenberg, Member  
Chuck Schroyer, Member  
Gordy Swanson, Member  
Rev. Patricia White Horse – Carda, Member  
Brad Lewandowski, Director SD Board of Pardons and Paroles  
Karena Cassidy, Senior Secretary  
Stacy Cole, Corrections Analyst  
Val McGovern, Corrections Specialist  
Jessica Beeck, Corrections Analyst Intern  
Lexi Hanson, Corrections Analyst Intern

Quorum Present? Yes

REPRESENTATIONS: Catherine Schlimgen, Staff Attorney representative, was available via Zoom for questions.

SPECIAL GUESTS: Ian Miller, Case Manager, Liz Effling, Corrections Specialist, Riley DeGroot, Case Manager, Dusti Werner, Risk Reduction Manager, Brenna Carlson SOMP Program Manager, Jeff Neil SOMP and Tom Lais Senior Case Manager.

MINUTES: Board Member Ligtenberg made a motion to approve the minutes from the June 2020 meeting of the Board. Board Member Aasen seconded the motion. All members voting aye; the motion carried.

HEARING PANELS: Gordon Swanson and Kirsten Aasen held parole hearings via Zoom for South Dakota State Penitentiary the morning of Monday, July 13, 2020. Gordon Swanson and Kirsten Aasen held parole hearings via Zoom for Rapid City – Black Hills Community Work Center the afternoon of Monday, July 13, 2020. Ken Albers held parole hearings at the South Dakota State Penitentiary on Wednesday July 15, 2020. Gregg Gass held parole hearings at the Jameson Annex Visit Room on Wednesday, July 15, 2020.

AGENDA ITEMS:

APPEARED/REVIEWED BEFORE THE FULL BOARD (NINE MEMBERS) IN SIOUX FALLS THURSDAY JULY 16, 2020:

The following offender appeared before the full board for a Parole hearing. Board Member Gass made a motion to grant parole. Board Member White Horse - Carda seconded the motion. Board Members Rau, Gass, Aasen, Schroyer, Lieberman, Albers and White Horse - Carda voting aye with Board Members Ligtenberg and Swanson voting nay, the motion carried.

Rocky Clark

The following offender appeared before the full board for a Parole hearing. Vice Chair Albers made a motion to deny parole. Board Member Ligtenberg seconded the motion. Board Member White Horse – Carda, Swanson, and Gass voting nay, all other members voting aye, the motion carried.

Zachary Krueger

The following offender appeared before the full board for a Parole hearing. Board Member Ligtenberg made a motion to grant parole. Board Member Gass seconded the motion. Board member Lieberman and White Horse – Carda unavailable All other members voting aye, the motion carried.

Asa Wooden Knife

The following Parolee was paper reviewed by the full board for an early final discharge. Vice Chair Albers made a motion to grant the final discharge. Board Member Schroyer seconded the motion. Board members Gass, Swanson, Ligtenberg and White Horse – Carda voting nay. All other members voting aye, the motion carried.

Trevor Conklin

The following Parolee was paper reviewed by the full board for an early final discharge. Vice Chair Albers made a motion to deny the final discharge. Board Member Swanson seconded the motion. All board members voting aye, the motion carried.

Carrie Walker

Director's Report: Director Lewandowski was available and updated the board on the following:  
Parole Board Office:

The Supreme Court appointed Attorney Kirsten Aasen, Rapid City, to the Parole Board on 5/20/20; she began training immediately and began participating in hearings in June. Welcome, Kirsten! Peter Lieberman, retired judge from the Second Circuit, was appointed by the Governor as a Parole Board Member effective 2/6/2020. He has completed much of the training and began participating in hearings in June.

The office received 10 pardon applications in June and hearings are being scheduled two months out. Pardon notices are being sent through email and expedited/offender pardons reviewed by a panel.

Staff and board members communicated regularly regarding changes to hearing processes due to COVID; Zoom accounts were purchased and all of June's hearings were conducted over video. Intern Eilish O'Toole accepted a position with DOC Juvenile Division and her last day in the board office was 5/22. The position was listed and closed in June; interviews were conducted, and Jessica Beeck and Alexa Hanson were hired and began on 6/24. Welcome, Jessica and Alexa!

Director of Field Services Report: Kayla Stuckey was unavailable, and Brad Lewandowski provided an update to the board.

Safety and Training:

Due to the COVID 19 pandemic, all Field Offices are still closed to the public. Agents are able to meet with offenders outside of the office, keeping in mind COVID precautions. Agents are meeting with offenders in the parking lot, outside of residences and places of employment. Agents are still utilizing creative ways to complete other contacts such as picture messages, facetime, etc. Agents are also limiting detainments to assist in limiting exposure to jails and DOC institutions. Agents are working with offenders currently on detainment or in CTP to find community placements/residences as quick as possible.

EBP Case Planning training for the West Region was held on 6/25/20. SE Region Spring Firearms training was held on June 10<sup>th</sup> at the Tea/Ellis Range. Qualification is set for 7/29/20. NE Region Spring Firearms training was conducted on June 2<sup>nd</sup> in Huron. Qualification is set for 7/23/20.

West Region Spring Firearms training was conducted on June 3<sup>rd</sup>. Qualification is set for 7/17/20.

Southeast Region Staff Update: Mitchell JCA Grosdidier is assisting with the supervision of 29 indirect/minimum/medium cases for the Sioux Falls office. One agent is still on extended leave effective 8/30/2019. The Southeast Region supervised 24 extended confinement cases this month. Agent LaBrie started on May 26<sup>th</sup> and is in phase 1 of training. Initial Firearms training is scheduled from 7/8/20-7/10/20. EPICS training is scheduled for 8/4/20-8/5/20. He has completed most administrative mandatory trainings. The 2 open FTE positions remain open and close on 7/8/20. Proficient agents (not including agents in training or supervisor) have an average caseload of 77.90. Northeast Region Staff Update: Proficient agents (agents out of training, not including supervisor) have an average caseload of 89.67. Huron Agent Michael Harrison retired with his last day being May 1<sup>st</sup>. Supervisor Brian Carrels has been providing management of the Huron Caseload. The Huron position will be relocated to the Brookings Field Office. This position closed on June 11<sup>th</sup>, 2020. The SWO Agent position remains open. It has been posted until the position is filled. Agent Beyl continues coverage of 87 SWO cases. Agent Seim has assumed additional cases that were previously supervised by Agent Beyl. The Interview process remains ongoing for the PA position in the Mitchell Field Office. The position for Parole Agent in the Brookings Area closed on June 11, 2020. The Interview Process is ongoing. Agent Kollars supervises 7 cases under the Flandreau Santee Sioux Tribal Program. Aberdeen Agent Lillie Tacke started on 06/24/2020. She has completed most administrative mandatory trainings. She is scheduled to complete EPICS training from 8/4-8/5 in Sioux Falls. No other trainings have been scheduled as this time.

West Region Staff Update:

The West Region supervised 19 extended confinement cases this month.

Proficient agents (agents out of training, not including supervisor) have an average caseload 76.22. Parole Case Manager position closed on 6/30/20 with interviews tentatively set to start the week of 7/13/20. Juvenile Correction Agent Leighty is helping Spearfish with 52 Offenders.

Legal Issues: Catherine Schlimgen was available and provided the following updates for the board:

Legislative changes DOC may submit

Board Training and COMS Updates: Traci Fredrikson was unavailable. No updates available.

Policy Review: Policy 8,1,A.7 – Early/Partial Discharges, Return Street Time for Offenders on Community Supervision. The Board members continued this discussion and will approve at a later date.

RECUSALLS:

N/A

Decisions: Board Member Ligtenberg made a motion to ratify and affirm all decisions: Vice Chair Albers seconded the motion. All members voting aye; the motion carried.

ATTACHMENTS – DECISIONS: Please refer to the attached listing entitled Board Decisions for all parole violations, suspended sentence violations, non-compliance, discretionary parole, earned discharge, and rescission decisions made by the Board this month.

Adjournment: Vice Chair Albers made motion to adjourn the July 16, 2020 meeting of the Board. Board Member Rev. White Horse – Carda seconded the motion. All members voting aye; the motion carried. The meeting adjourned at 11:01 AM Thursday, July 16, 2020. The next board meeting is scheduled for August 13, 2020 at 8:00 a.m.

SD BOARD OF PARDONS AND PAROLES

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Myron Rau, Board Chair or Ken Albers, Vice Chair

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Brad Lewandowski, Director

Submitted by:  
Karena Cassidy  
Senior Secretary