



SOUTH DAKOTA BOARD OF PARDONS AND PAROLES
MINUTES

Jameson Annex
1600 N Drive
Sioux Falls, SD 57104

Parole Board meetings were held on August 24th and 30th and September 11th, 12th, 13th and 14th, 2023 in various locations in the State of South Dakota. A Full Board meeting was held on Wednesday, September 13th, commencing at 11:30 A.M. with the following present:

Present:

Myron Rau, Board Chair
Kirsten Aasen, Vice Chair
Peter Lieberman, Member
Jan Steele, Member
Patricia Meyers, Member (MS Teams)
Vaughn Beck, Member
Charles Schroyer, Member
Ken Albers, Member
Kurt Hall, Member
Val McGovern, Parole Board Corrections Specialist
Brad Lewandowski, Director of Parole
Kati Albers, Parole Admin Supervisor
Stacy Cole, Parole Admin Corrections Specialist
Eilish O'Toole, Parole Admin Corrections Analyst
Karena Cassidy, Parole Admin Senior Secretary
Georgia Will, Parole Admin Program Assistant

Quorum Present? Yes

Absent: N/A

SPECIAL GUESTS: Thomas Gilchrist- SOMP, Brent Kempema- AG Office, Brittany Shelburg- Case Manager, Sam Yost- Case Manager, Miranda Ward- Case Manager, Ryan Howey- Case Manager, Meredith Jones- Case Manager, Riley DeGroot- Case Manager, Andrew Rodriguez- Parole Agent, Hector Santiago-Crespo-Parole Agent, Jordan Moos- Case Manager, Brenna Carlson- SOMP, Jessica Luke- Case Manager, Kim Lippincott- Case Manager

AGENDA ITEMS:

APPEARED/REVIEWED BEFORE THE FULL BOARD IN SIOUX FALLS WEDNESDAY, September 13th, 2023:



The following offender appeared before the full board for a Parole hearing. Board Member Aasen made a motion to **deny parole** and to set his next discretionary hearing for 24 months, the motion was seconded by Board Member Albers. All board members voted aye, the motion carried.

McCahren, Braiden

Legal Counsel: Brent Matter

Proponents: Nancy McCahren, Heather Kadinger, Lauren Kadinger, Alyssa, Knutson, Uugene Jones, K. Olson, M. Jones, L. Knutson, J. O Neal, Cody H.

Opponents: Sage Briggs, Kenya Briggs, Cody Williams, Jody Williams, Harry Briggs

The following offender appeared before the full board for a Parole hearing. Board Member Lieberman made a motion to **grant parole**, Board Member Myers seconded the motion. All board members voted aye, motion carried.

Reuer, Roger

The following offender appeared before the full board for a Parole hearing. Board Member Beck made a motion to **deny parole** and to set the next discretionary hearing for 4 months to full board, Board Member Aasen seconded the motion. All board members voted aye; the motion carried.

Erks, Jacob

Proponents: Amber McBrien, Cyrus Paulson Jr, Andrew Paulson

The following offender appeared before the full board for a Parole hearing. Board Member Albers made a motion to **deny parole** and set out his next review for 1 year with no major write ups. Board Member Lieberman seconded the motion. All board members voted aye; the motion carried.

Kruger, Lewis

The following offender appeared before the full board for a Parole hearing. During the interview Board Member Aasen made a call to question motion, all board members voted aye. Board Member Albers made a motion to **grant parole**, the motion was seconded by Board Member Steele. All board members except Board Member Lieberman voted aye, and the motion carried.

Bertrand, Harold

Proponents: Sage, B., T. Bertrand



The following offender appeared before the full board for a Parole hearing. Board Member Lieberman made a motion to **grant parole** Board Member Beck seconded the motion. All board members voted aye, motion carried.

White, Eric

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Parole Board meetings were held on August 24th and 30th and September 11th, 12th, 13th and 14th, 2023 in various locations in the State of South Dakota. A Full Board meeting was held on Thursday, September 14th, commencing at 8:34 A.M. with the following present:

Present:

Myron Rau, Board Chair
Kirsten Aasen, Vice Chair
Peter Lieberman, Member
Jan Steele, Member
Patricia Meyers, Member (MS Teams)
Vaughn Beck, Member
Charles Schroyer, Member
Ken Albers, Member
Kurt Hall, Member
Val McGovern, Parole Board Corrections Specialist
Brad Lewandowski, Director of Parole
Kati Albers, Parole Admin Supervisor
Stacy Cole, Parole Admin Corrections Specialist
Eilish O'Toole, Parole Admin Corrections Analyst
Karena Cassidy, Parole Admin Senior Secretary
Georgia Will, Parole Admin Program Assistant

Quorum Present? Yes

Absent: N/A

SPECIAL GUESTS: Brenna Carlson- SOMP, Kayla Stucky- Field Service Director, Sam Yost, Case Manager, Isabella Niemeyer- USF Shadow



APPEARED/REVIEWED BEFORE THE FULL BOARD IN SIOUX FALLS THURSDAY, September 14th , 2023:

The following offender appeared before the full board for a **case review hearing**. After discussion with the parole board, a motion was made by Board Member Albers to revoke parole. Board Member Lieberman seconded the motion. Board Members Lieberman, Schroyer, Beck, and Hall voted aye, Board Members Steel, Albers, Meyers, Vice Chair Aasen, and Chair Rau voted nay. The motion failed. Board Members had further discussion and collectively decided that Mr. Haase's parole would continue with stipulations placed on him. Haase was instructed that he was to have no sexual relations with a female unless approved by his group and that he is not to be alone with any woman, other than his girlfriend. The board also indicated that Ms. Marrow could no longer be his chaperone. The final stipulation placed on him was that he be given a specific issue polygraph and be asked whether he had any sexual contact with a correctional officer at Mike Durfee State Prison. It was decided that he would see the board in October 2023 for follow-up.

Haase, Troy

Proponent: Kay Marrow

HEARING PANELS: Board Members Albers and Beck were virtual on Monday, September 11th, and Tuesday, September 12th. The JPA panel in the visit room on Wednesday, September 13th was not needed due to low numbers, therefore Board Members Meyers, Lieberman and Schroyer did not have a session that morning.

BOARD TRAINING: Val McGovern briefly reviewed the electronic signing of the parole board slips. Pam Ludwig and Kati Albers trained the board on CD/Behavioral Health diagnosis/appropriate board placements.

MINUTES: Board Member Beck made a motion to approve the minutes for the August 2023 meeting of the Board. Board Member Steele seconded the motion. All members voted aye; the motion carried.

BOARD REPORT: Val McGovern was available and updated the board on the following:

A special session was conducted on August 30th, 2023, to review PV Waivers, NC Waivers, Commutation, and Early Discharge cases, the number of hearings held was 64.

- The revised non-compliance dispo/waiver process had 4 cases reviewed at the 8/30/23 Special Session. This process will facilitate more time during parole board week so that board members

can have more manageable hearing numbers. This also allows offenders that admit and are not contesting their alleged non-compliance to have a faster resolution and outcome to their case.

-There were 14 pardon applications received in the month of July and the current set out period



is to February 2023. There are currently 36 pending clemency cases pending a decision by Governor Noem.

- Governor Noem fully approved 11 pardon applications on August 22nd, 2023, and denied 3 applications.

- Val McGovern has continued to complete validation inquiries submitted by the Department of Public Safety to ensure fidelity in NCIC entries/clears. There has also been follow-up regarding renewal/updating certifications with Criminal Justice Information Services (CJIS), there is now an annual requirement of certification, and parole admin staff and board members will need to remain in compliance with this expectation.

- Val McGovern continues to audit the Top 50 absconder warrants in NCIC to assure they are active.

- Val McGovern has received her recertification from the Law Enforcement Officers Standards and Training Commission to carry out the duties to be a Terminal Operation and perform her essential duties for NCIC. This will expire 8/24/2025.

- Board Members will now electronically sign parole board sheets, this will bring ease to the File Director transition.

- The News Media policy 8.1.A.1 has been updated to coincide with the DOC medial policy. The media will no longer be granted access into the facility until prior approval is granted by the Secretary of Corrections, Warden, Public Information Officer or designated individuals. They will also need prior approval to bring in cameras, microphones, or any other form of recording devices.

FIELD SERVICES REPORT: Assistant Director Kayla Stucky updated the board on the following:

Open positions: 7 agent positions: 2 Sioux Falls (2 positions are posted; 1 conditional offer has been accepted), 3 Rapid City (1 conditional offer made and accepted with start date of 9/4/2023; the other 2 positions are not currently listed) 1 Watertown (this position has been closed and will be re-listed with a new wage), 1 Pierre (1 conditional offer rescinded and position has been reposted); .5 secretary positions: Part-time Spearfish (not listing at this time). 1 Parole Agent Supervisor position (West Region; Interviews conducted; conditional offer accepted).

- West Region staff are currently reporting to Associate Director Stucky.

- Rose Sullivan began her agent duties in Rapid City on August 9.

- Agents in training: 6: 2 Sioux Falls: Agent Behrens (4 month), Agent Kittelson (3.5 months)), 1 in SWO (Agent Jimenez (3.5 months), 2 in Rapid City (Agent Specialist Torres (5.5 months), Agent Rose Sullivan (1 month)), 1 Mitchell (Agent Warwick (5 month))Support Staff in training: 1 (Apgar (3.5 months))

- Extended Leaves: 1 Sioux Falls (returning late October)

- Agents on light duty: 1 Mitchell

- Resignations: 0

- Upcoming Resignations: 0

- Interviews occurred for Sioux Falls agent positions.

POLICY REVIEW: Val McGovern discussed with the board the policies of DOC.



There were not any parole board policies up for review, however, the board was informed of the revised Offender Discipline System policy 1.3.A.02 and were encouraged to read it.

Discussion:

N/A

RECUSALS: N/A

FULL BOARD CASES:

The following offender had a paper review. Board Member Beck made a motion to **deny parole** and set out his next review for 2 years. Board Member Albers seconded the motion. All board members voted aye; the motion carried.

Wren, David

ATTACHMENTS – DECISIONS: Please refer to 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.

ADJOURNMENT: The meeting adjourned at 11:32 A.M. The next full board meeting is scheduled for October 18th, 2023.

BOARD OF PARDONS AND PAROLES

Myron Rau, Board Chair or Kirsten Aasen, Vice Chair

Val McGovern, Corrections Specialist

Submitted by:
Val McGovern
Corrections Specialist
Board of Pardons and Paroles