

Adam Garcia # 82651  
N.W.C.C.  
Carson City, NV 89702

NOV 15 2021

Board of Parole Commissioners  
1677 Old Hot Springs Rd Ste. A.  
Carson City, NV 89706-0677

RE: Workshop Evidence for NOV 29 2021

Dear Board:

I attached a letter from my lawyer Alan Erb, to board and the board's response dtd. Feb, 18, 2021, please note 3<sup>rd</sup> paragraph of board response made by Eric Christiansen: "According to NRS 213.1219 an additional evaluation is required for convicted sex offenders that superceeds the initial Risk Assessment."

NOTHING in that statute mentions an "additional evaluation". "That superceeds the initial risk assessment, this relates to proposed aggravator (2)(g) of Nac 213.518

Please take note into consideration in your upcoming regulation workshop on 11-29-21 This organizational deviation from the law, and place my evidence into record, and answer on the record how this misrepresentation by Christiansen can be explained and take steps to assure the board's future reliance on this falsehood will be foreclosed by regulation.

RECEIVED

Adam Garcia

cc. Attorney General

NOV 23 2021

STATE OF NEVADA  
PAROLE BOARD

**CENTRAL OFFICE**

1677 Old Hot Springs Road  
Suite A  
Carson City, Nevada 89706-0677  
<http://parole.nv.gov>  
(775) 687-5049  
Fax (775) 687-6736

CHRISTOPHER P. DERICCO, *Chairman*  
TONY CORDA, *Member*  
ADAM ENDEL, *Member*  
SUSAN JACKSON, *Member*

DARLA FOLEY, *Executive Secretary*

**STATE OF NEVADA**

STEVE SISOLAK  
Governor



**LAS VEGAS OFFICE**

4000 S. Eastern Avenue  
Suite 130  
Las Vegas, Nevada 89119  
<http://parole.nv.gov>  
(702) 486-4370  
FAX (702) 486-4376

CHRISTOPHER P. DERICCO, *Chairman*  
ERIC CHRISTIANSEN, *Member*  
DONNA VERCHIO, *Member*  
LANICIA BAILEY, *Member*

**BOARD OF PAROLE COMMISSIONERS**

February 18, 2021

Alan R. Erb, Attorney  
P.O. Box 133  
Gardnerville, NV 89706

RE: Inmate: GARCIA, Adam R.  
NDOC #: 82651

Nevada Parole Board Hearing November 16, 2020

Dear Sir,

On November 16, 2020, the above-named inmate appeared via video conference at a scheduled and noticed parole hearing. At that time, the inmate presented his reasons why the State of Nevada should provide him with "an act of grace" by granting him parole pursuant to N.R.S. 213.10705. Subsequently, his request of parole was denied by the vote of four Commissioners.

The Nevada Parole Board has received your letter dated January 11, 2021, whereby you expressed some concern regarding the hearing. Specifically, you advised that your client never had a prior prison sentence and that the Risk Assessment did not accurately represent your client.

In response, our information gleaned from the Pre-Sentence Investigation indicates that Mr. Garcia was in fact sentenced in Bridgeport, California, on February 26, 2002, to 60 months probation and 365 days jail for Indecent Exposure with Prior Offenses, a felony. The Board did not consider that felony conviction in reference to a prison time but did correctly note that arrest as a felony criminal sex offense conviction. In addition, your letter indicated that Inmate Garcia was considered a Low Risk on the Risk Assessment and that the Board erroneously placed Garcia as a High Risk to reoffend. According to N.R.S. 213.1214, an additional evaluation is required for convicted Sex Offenders that superceeds the initial Risk Assessment. Garcia scored a "Well Above Average Risk" to reoffend sexually in the that evaluation causing his score to be adjusted to High Risk.

I hope this correspondence has clarified the issues you have raised. Thank you for your time and effort. Should you have any questions, please do not hesitate to call me at [REDACTED]

  
Eric Christiansen, Commissioner,  
Nevada Parole Board

**Alan R. Erb**  
**Attorney & Counselor**  
**at Law**  
Post Office Box 133  
Gardnerville, Nevada 89410  
(775) 782-7334

January 11, 2021

Board of Parole Commissioners  
1677 Old Hot Springs Road, Suite A  
Carson City, NV 89706

RE: Adam Garcia #82651

Dear Sir or Madam,

Mr. Garcia went before the Southern Nevada Parole Board on November 16, 2020. I had faxed a packet of material that morning, which the Board acknowledged receiving. At the time, I thought I could appear in the Carson City office remotely. I was told the only way I could appear would be to go to Las Vegas. This was impossible.

Very recently, I was advised that Mr. Garcia was denied parole. Obviously, I did not witness the hearing, so I can only speak to what I have been told. I have been in touch with Mr. Garcia, as well as his brother. I have also seen a copy of the Order Denying Parole. Mr. Garcia raised some concerns which I would like to get answers for.

The paperwork indicates a prior prison term. Mr. Garcia told me he has never been in prison before his current sentence. The paperwork indicates a determination of high risk. Mr. Garcia told me he was told at his hearing he was low risk. He has participated in many programs over the last nearly eighteen years of incarceration, as indicated in his packet. I was most impressed by the community and family support Mr. Garcia has.

I would appreciate a response and answers to these questions. I wish I could have attended the hearing, but we are in unusual times. That having been said, I can only rely upon you for these answers. Thank you.

Respectfully,

  
\_\_\_\_\_  
Alan R. Erb

ARE/re  
cc: Mr. Adam Garcia

**RECEIVED**

JAN 12 2021

STATE OF NEVADA  
PAROLE BOARD

**COPY**