Table 1

STATE OF MONTANA - BOARD OF PARDONS AND PAROLE

EXECUTIVE CLEMENCY REPORT

Name	Crime	Date, County, and Sentence	Executive Order Signed	Board Member Objections	Reason
Foster, Russell	Sex intercourse w/o consent	4-29-1995; Valley; 6 yrs w/4 yrs ss	4-14-2017; Bullock	None	Was 19 years old at time of offense. Married to victim and has 4 children.
Adams, Rick	Crim. Sale of dang. Drugs	9-25-1971; Yellowstone; 2 yrs	3-2-2017; Bullock	None	Crime over 40 yrs ago has been in business for many years
Beach, Barry	Murder	5-11-84 Received at MSP; Roosevelt; 100 yrs			Approved by Governor Bullock
Osborne, Bruce	First degree burglary	9-8-1958; Flathead; 3 yrs	7-8-2014; Bullock	None	Based on nature of offense; lack of further criminal activity; and crime occurred approximately 55 yrs ago
Becker, Lyle	Uttering a Fraudulent Check	3-14-1963; Custer; 2 yrs prob.	7-21-2012; Schweitzer	None	Has lived 45 plus years crime free; currently owns his own business
Rutledge, Donald	Grand Larceny	1-25-1960; Valley; 3 yrs prison	4-11-2010; Schweitzer	None	Has completed college and has raised 3 children. Retired from the Mesa Unified School District after eleven years.
Hill, Jeffrey	Failure to return rental property (f)	12-23-1997; Cascade County; 6 yrs ss.	1-8-2010; Schweitzer	None	Pled guilty on the advise of his attorney but states that he is not guilty and return the rental property.
Goforth, Franklin	Partner/family member assault	6-9-2000; Sanders County; 1 yr jail; 363 days ss	5- 25- 2010; Schweitzer	None	74 years old who had one incident of a domestic dispute that got carried away. He took responsibility for his actions, completed all required treatment and has family support.
Coty, Michael	Assault (m)	9-2-1971; Lewis & Clark County; fine $25.00	12-11-2009, Schweitzer, Pardon	None	Since his retirement, Mr. Coty has served as the Chief of Police in Fromberg, Mt and is presently employed at the Anaconda Job Serve where he operates the Canteen.
Prody, Heather	DUI; Issuing a bad check; Criminal contempt; forgery by accountability	2-6-2001; 3-17-2000; 8-10-1998; 5-3-2000; Yellowstone; Gallatin; Lewis & Clark; 6 months ss; $100.00 fine; deferred sentence,	3-24-2010; Schweitzer, Pardon	None	Ms. Prody's education and social achievements are impressive enough to excuse her prior actions that resulted in (4) misdemeanor convictions.

		$250.00 fine; 6 months ss all but 24 hours; $500.00 fine			
Ford, Robert	Deceptive Practices	9-18-1979; Cascade; 5 yrs ss	6-11-2009, Schweitzer, Pardon	Mike McKee dissented didn't feel Pardon was warranted	Based on nature of offense, lack of criminal history as well as the fact that crime occurred approximately 29 years ago
Jenkins, David	Domestic abuse (m)	9-15-1994; Gallatin; $150.00 fine; $10.00 court costs; $15.00 (m) charge; 25 hours; family counseling; 6 months jail ss.	12-22-08, Schweitzer, Pardon	None	Prohibits from re-entering the military.
Gomez, Christopher	Partner/family member assault	3-18-1993; Yellowstone; $340.00 fine, 1 day jail	12-22-08, Schweitzer, Pardon	None	Has run an exemplary lifestyle subsequent to only conviction. Victim and wife in support. Prohibits from purchasing a weapon and affecting employment.
Harris, Paul	Burglary	3-4-52; Chouteau; 5 years	5-1-2008, Schweitzer, Pardon	None	Owned own business for (50) years, married to same woman since 1958, 6 children
Van Engen, Jonathan	Malicious destruction of property	2-27-73; Fergus; 1 year deferred plus restitution	12-22-08, Schweitzer, Pardon	None	Exemplary adjustment and employment restrictions.
Sanz, Renee	Theft	6-2-95; Yellowstone; $190.00 fine, jail time, 6 months ss on condition of no criminal convictions for 6 months @ $25.00 per day w/JP court	10-1-2007, Schweitzer, Pardon	None	No opposition; received a Bachelor of Science Degree in Business Administration
Baron, Adam	CPODD	8-2-92; Toole; $500.00 fine	11-1-2006; Schweitzer, Pardon	None	Limited criminal history, minor nature of offense; exemplary performance
Richard DeFoe	Theft (m)	4-26-96, Flathead, $520.00 fine and 30 days jail, all but 7 days suspended.	11-3-2006, Schweitzer, Pardon	None	Based on the nature of the offense, limited criminal record, and his employment history.
Vernon Finley	Aggravated assault, 2 cts.	7-20-97, Lake, 10 years suspended, each count concurrent	8-2-05, Schweitzer, Pardon	None	The current conviction is prohibiting him from running for a position on the Salish-Kootenai Tribal Counsel. He has completed various post-secondary degrees and is involved in a very stable relationship w/his wife. He does take full responsibility for his

					actions and is remorseful.
Stephen Jeffrey	Domestic Abuse (m)	11-3-91, Cascade, $315.00 fine, 6 months jail, all but 2 suspended and counseling	8-2-05, Schweitzer, Pardon	None	He is in the military and the current conviction is limiting his possibilities in that area and he additionally wants to return to firearms instruction and hunter safety instruction.
Beverly Hill	Theft	9-14-87, Lewis and Clark, 40 years, all but 6 months suspended, 10 days jail time for next 9 yrs, modified to 1650 hrs of community service	No Action, Schweitzer	None	Board recommends that she be granted a commutation but not a pardon. The Board feels that a record of this offense should remain on her record to remind her and the community of her prior inappropriate behavior
Brian Webb	Domestic abuse (m)	3-7-94, Gallatin, $175.00 fine, 6 months unsupervised probation; 48 hours jail, 25 hrs counseling	10-12-04, Martz, Pardon	None	Exemplary accomplishments since his charge, including employment by Johnson County Sheriffs Department, and community volunteer work
Jerry Lince	Domestic Abuse (m)	8-8-94, Deer Lodge, 180 days with 178 days suspended, $115 fine	4-8-2004, Martz, Pardon	None	Support from community, recommendation from P&P, positive psych
Matthew Prinkki	Theft (m)	12-3-97, Yellowstone, $200 fine, $20 court cost	3-31-2004, Martz, Pardon	None	Non-violent, nature of offense, accomplishments since conviction, minor offense
Austin Richmond	Theft by Accountability (m)	6-22-99, Yellowstone, $220 fine, 8hrs community service	11-12-2002, Martz, Pardon	None	Minor offense, no criminal history, exemplary performance, employment restrictions
Kimmie Sue Eoff Jewitt	Assault	8-10-93, Park, 3yrs Probation	9-14-2000, Racicot, Pardon	None	Governor cited miscarriage of justice
Joy Hartl	Domestic Abuse	11-18-87, Yellowstone, 30 days suspended	2-1-2000, Racicot, Pardon	None	Governor cited miscarriage of justice
Duncan Peder McKenzie	Deliberate Homicide; Aggravated Kidnapping	3-3-75, Cascade, Death	Capital Offense, Board recommended against Executive Clemency, Governor Racicot did not grant clemency	None	McKenzie executed May 10, 1995
Michael Gary Davies	Assault and Battery with a Weapon	4-1-69, Jefferson, 3yrs Probation, 4mos Jail	4-9-93, Racicot, Pardon	None	Demonstrated exemplary performance
Gene Earl Brown	Issuing a Bad Check	11-14-90, Flathead, 10yrs	11-6-92, Stephens, Commutation	None	Substitute non-dangerous for dangerous designation to allow parole eligibility (terminal illness)
John Dickens Armstrong	Aggravated Assault; Intimidation; Deviate Sexual Conduct; Escape	7-30-79, Dawson, 40yrs	10-7-92, Stephens, Commutation	None	Substitute non-dangerous for dangerous designation to allow parole eligibility (life in danger)
Lynn D. Kirsch	Possession of Dangerous	3-22-82, Missoula, 5yrs	10-19-92, Stephens, Pardon	None	10 years of exemplary adjustment

	Drugs with Intent to Sell				
Edward Keith Joliff	Theft	Fergus, 45 days MSP, 3yrs Probation	10-19-92, Stephens, Pardon	None	Demonstrated exemplary performance

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Francis Lee Auld	Negligent Homicide	Missoula, 9yrs w/7yrs 182 days suspended	4-23-92, Stephens, Pardon	None	Demonstrated exemplary performance
Debra Segna	Forgery	Silverbow, 10yrs	11-27-91, Stephens, Pardon	None	Demonstrated exemplary performance
Mark Murnion	Sale of Drugs; Possession of Drugs; Theft	Fergus, 2yrs	4-10-91, Stephens, Pardon	None	Demonstrated exemplary performance
Letha Martz	Issuing Bad Checks	Richland, 3yrs	6-26-90, Stephens, Pardon	None	Demonstrated exemplary performance - employment limitations
Wanda Marie Olsen	Forgery; Possession of Dangerous Drugs	Yellowstone, 2yrs, 6mos	6-12-90, Stephens, Pardon	None	Demonstrated exemplary performance - employment limitations
Robert Richard Reed	Burglary	7-22-83, Custer, 5yrs Probation	5-22-90, Stephens, Pardon	None	Minor offense, no criminal history, and exemplary performance
Arthur Fenton	Issuing Bad Checks	5-10-47, Cascade, 1yr	2-22-90. Stephens, Pardon	None	Length of time elapsed since conviction - exemplary performance
David C. Keith	Aggravated Kidnapping	4-17-85, Lake, Death	12-29-88, Schwinden, Commutation	Chair Burgess dissented - Death sentence appropriate	Substituted Life w/out Parole for Death
Scott Koontz	Burglary	4-25-75, Park, 60 days Prison, 3yrs 6mos Probation	5-13-88, Schwinden, Pardon	None	Exemplary performance
John P. Clair	Murder, 2nd	6-2-55, Lewis & Clark, 75yrs	5-13-88, Schwinden, Commutation	None	Commuted to time served - length of time served, good adjustment
James L. Smith	Manslaughter	5-2-63, Silverbow, 5yrs	2-25-88, Schwinden, Pardon	None	Exemplary performance for over 20 years
William Foster	Attempted Deliberate Homicide; Robbery	4-23-75, Silverbow, 25yrs	2-9-88, Schwinden, Commutation	None	Sentence commuted to time served
Delmer J. Howard	Murder	11-9-54, Silverbow, 18yrs	2-9-88 Schwinden, Pardon	None	Exemplary performance for nearly 30 years
Charles A. Vestre	Issuing Bad Checks	1-19-54, Flathead, 10yrs	10-16-87, Schwinden, Pardon	None	Exemplary performance, time elapsed since offense, minor offense
Patrick E. Durnam	Possession of Dangerous Drugs, 2cts	1-19-78, Gallatin, 7yrs w/3yrs 6mos suspended	7-20-87, Schwinden, Pardon	None	Exemplary performance
Everette T. Howard	Mitigated Deliberate	6-14-77, Missoula, 25yrs	7-20-87, Schwinden, Pardon and	None	Commuted sentence to time served

	Homicide; Burglary	w/15yrs ss; 6-30-64, Silverbow, 3yrs Probation	Commutation		and granted Pardon. Tremendous rehab effort - Masters degree
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Justin Fields	Possession Dangerous Drugs	5-2-75, Yellowstone, 18mos	3-9-87, Schwinden, Pardon	None	Exemplary performance, time elapsed since offense
Eugene E. Patneaude	Sexual Assault	1-14-83, Cascade, 10yrs	12-22-86, Schwinden, Commutation	None	Time commuted from 10yrs to 5yrs - terminal illness (6-8-87 deceased)
William F. Massee	Theft, 5cts	7-1-80, Meagher, 5yrs Probation	8-21-86, Schwinden, Pardon	None	Exemplary performance
Kenneth M. Ingle	Theft	3-1-82, Lincoln, 5yrs Probation	8-21-86, Schwinden, Pardon	None	Exemplary performance
John G. Fairservice	Burglary	3-28-52, Toole, 3yrs Probation	8-21-86, Schwinden, Pardon	None	Exemplary performance, time elapsed since conviction - employment restrictions
Joseph Miller Sr.	Unauthorized Use of a Motor Vehicle; Forgery	5-19-54, Valley, 3yrs; 2-21-51, Roosevelt, 1yr	2-13-85, Schwinden, Pardon	None	Exemplary performance
Robert L. Olson	Grand Larceny; Forgery; Burglary	5-26-72, Lincoln, 14yrs all ss but 5mos; 5-27-68, Toole, 3yrs 6mos; 10-20-66, Toole, 48mos	2-13-85, Schwinden, Pardon	None	Time elapsed since conviction, exemplary performance
Donald E. Ferriter	Disorderly Conduct; DWI	3-8-81, Lewis & Clark, Bond Forfeiture; 7-24-78, Lewis & Clark, Fine	8-13-84, Schwinden, Pardon	None	Business restrictions, exemplary performance
Edwin Rasmussen	Deliberate Homicide	4-30-75, Fergus, 50yrs w/20yrs suspended	7-12-84, Schwinden, Commutation	None	Sentence commuted to 25yrs - end lengthy supervision
Jesse R. Coate	Theft (m)	7-6-83, Rosebud, 30 days Jail suspended	3-16-84, Schwinden, Pardon	None	Exemplary performance
Alex Sam	Armed Robbery	9-30-52, Missoula, 20yrs	3-16-84, Schwinden, Pardon	None	Exemplary performance, time elapsed since conviction
Grace Laverne Chasing Hawk	Negligent Homicide	9-24-75, Yellowstone, 10yrs w/3yrs suspended	1-12-84, Schwinden, Pardon	None	Exemplary performance