

INDETERMINATE SENTENCE PAROLE RELEASE REVIEW
(Penal Code Section 3041.2)

KAYLEE WEISENBERG, [REDACTED]
Second Degree Murder

AFFIRM: _____

MODIFY: _____

REVERSE: _____ X _____

STATEMENT OF FACTS

In 2010, 22-year-old Kaylee Weisenberg was driving while under the influence of methamphetamine and struck and killed California Highway Parole Officer Brett Oswald.

DECISION

In making this decision, as required by youth offender parole laws, I carefully examined the record for evidence demonstrating Ms. Weisenberg's increased maturity and rehabilitation. I acknowledge that Ms. Weisenberg committed this crime when she was 22 years old and that she has since been incarcerated for 12 years. I also acknowledge that Ms. Weisenberg faced adverse childhood experiences that shaped her life and choices. I gave great weight to all the factors relevant to Ms. Weisenberg's diminished culpability as a youthful offender, including her impulsivity, inability to anticipate the consequences of her actions, and other hallmark features of youth.

I further acknowledge that Ms. Weisenberg has made efforts to improve herself in prison. Ms. Weisenberg has participated in self-help programming, earned her GED and two associate degrees, completed vocational training, and is participating in an intensive community reentry preparation program. I have given great weight to her subsequent growth in prison during my consideration of her suitability for parole. However, these factors are outweighed by negative factors that demonstrate she remains unsuitable for parole at this time.

Ms. Weisenberg has a significant history of substance use that began when she was 12 years old and progressed over time. When she was 16 years old, she was introduced to methamphetamine, which she reported using daily at the time of her crime. During her evaluation, Ms. Weisenberg reported that she repeatedly tried to stop using substances, but was unable to avoid relapse. At her parole

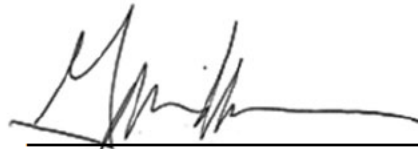
hearing, she also admitted to the panel that she regularly drove on a suspended license and under the influence of methamphetamine, alcohol, and Xanax. She told the panel, "I had criminal thinking patterns that justified my criminal behavior, justified driving behind the wheel, intoxicated. I had complete disregard for the law, for other people's wellbeing, for safety of others and myself."

[REDACTED] While Ms. Weisenberg has made progress in maintaining her sobriety, [REDACTED] Ms. Weisenberg is expected to face significant stressors if released on parole, including exposure to substances in a less controlled environment. I have concluded that Ms. Weisenberg must do additional work to further develop the tools she will need before she can be safely released. I encourage Ms. Weisenberg to focus on deepening her skills to manage her risk factor for substance abuse relapse, including further developing her insight into her triggers for substance abuse.

CONCLUSION

I have considered the evidence in the record that is relevant to whether Ms. Weisenberg is currently dangerous. When considered as a whole, I find the evidence shows that she currently poses an unreasonable danger to society if released from prison at this time. Therefore, I reverse the decision to parole Ms. Weisenberg.

Decision Date:
May 3, 2023



GAVIN NEWSOM
Governor, State of California