



Office of the District Attorney Stanislaus County

Birgit Fladager
District Attorney

Assistant District Attorney
David P. Harris

Chief Deputies
Annette Rees
Douglas K. Raynaud
Marlisa Ferreira
Stephen R. Robinson

Bureau of Investigation
Lt. David Hutchinson
Lt. Froilan Mariscal

PRESS RELEASE

For Immediate Release

Date: June 15, 2018
Re: Ty Toey
Parole Denied

For More Information Contact:

John Goold, Public Information Liaison
Phone: (209) 525-6909

Modesto, California - Stanislaus County District Attorney Birgit Fladager announced today that Ty Toey, age 42, of Stockton was found unsuitable for parole during a June 8, 2018 hearing of the State Board of Parole Hearings conducted at Solano State Prison in Vacaville, California. Deputy District Attorney Merrill Hoult appeared at the hearing on behalf of the People.

In 1994, Toey was a member of a Stockton criminal street gang known as the Asian Street Walkers. On January 11, 1994, Toey and other gang members came to Modesto armed with guns. Once they arrived, they decided to rob a 14-year-old girl and grabbed a necklace from her neck. When the girl's boyfriend attempted to help her, Toey shot the boyfriend in the leg. Another man from Toey's group also began shooting and two of Toey's gang friends were killed in the gunfire.

On March 16, 1995, a Stanislaus County jury convicted Toey of two counts of murder, two counts of attempted murder, two counts of assault with a deadly weapon and robbery. The jury found true special allegations related to the use of a gun for each count. He was sentenced to 67 years and 8 months in state prison.

Since being sent to state prison, Toey has committed various rule violations including theft of state property, refusing to work and manufacturing alcohol. Toey has refused to participate in self-help courses and has not taken part in drug or alcohol rehabilitation.

During the hearing, Deputy District Attorney Hoult argued for continued confinement based on the Toey's lack of remorse, his lack of insight into the crime and the continuing safety risk he poses to the community if released. The Board of Parole Hearings agreed and denied parole for 3 years. The Board could have denied parole for 5, 7, 10 or 15 years.

At the time of his sentencing in 1995, Toey would have been eligible for parole only after he served 50 years of his sentence. However, due the recent passage of Senate Bill 261 that was passed by the State Legislature and signed by Governor Brown, he may be released earlier. This bill allows "youthful offenders" to be released early on parole in certain circumstances, such as when the multiple murders they committed occurred when they were under the age of 23. Toey was 18 at the time of the killings.

This was Toey's first parole hearing. He will be eligible for another parole hearing in 2021, however that date may be accelerated earlier based upon changes in the law.

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