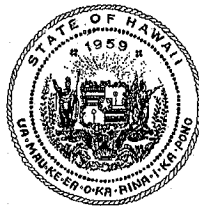


JOSH GREEN, M.D.
GOVERNOR
KE KIA'ĀINA



STATE OF HAWAII | KA MOKU'ĀINA 'O HAWAI'I
HAWAII PAROLING AUTHORITY
Ka 'Ākena Palola o Hawai'i
1177 Alakea Street, First Floor
Honolulu, Hawaii 96813

EDMUND "FRED" HYUN
CHAIR

GENE DEMELLO, JR.
MILTON H. KOTSUBO
JENNIFER M. MERKLE
LINDA L. RICH
MEMBERS

COREY J. REINCKE
ACTING ADMINISTRATOR

No. _____

May 29, 2024

Mr. Benjamin Creps
Staff Attorney
Public First Law Center
700 Bishop Street, Ste. 1701
Honolulu, Hawaii 96813

Dear Creps:

The Hawaii Paroling Authority (HPA) is in receipt of your payment of \$5.00 for documents and a CD recording of Mr. John A. Freudenberg's parole consideration hearing held on September 25, 2023.

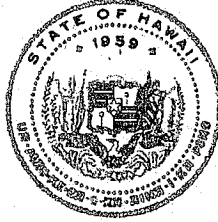
Enclosed are the documents and recording as requested.

Sincerely,

Corey Reincke
Acting Administrator

Enclosures

HPA file: (John A. Freudenberg – A0147212)



**Hawaii Paroling Authority
Fact Sheet**

OFFENDER: FREUDENBERG, JOHN A.

SID: A0147212

Crime Number	Conviction Date	Sentence Date	Credits	Court Max			Court Min			HPA Min			Orig. Max	Sentence Expiration			Life w/o		
				Y	M	D	Y	M	D	Y	M	D		Adj Max	Crt Min	HPA Min			
Offense : 707-0736		Sexual Abuse First Degree, Ct. XVI																	
Circuit: 1		Judge: Tsukiyama, Donald K. PR: CONSEC. WITH:																	
57327	ct.16	11/30/1983	2/8/1984	565	10	0	0	0	0	0	0	0	0	0	0	0	7/19/1992	7/19/1992	7/19/1992
Offense : 707-0730		Attempted Rape First Degree, Ct. XVII																	
Circuit: 1		Judge: Tsukiyama, Donald K. PR: CONSEC. WITH:																	
57327	ct.17	11/30/1983	2/8/1984	565	0	0	0	0	0	0	0	0	14	0	0	0	7/18/1996	7/18/1996	X
Offense : 708-0810		Attempted Burglary First Degree, Ct. XVIII																	
Circuit: 1		Judge: Tsukiyama, Donald K. PR: CONSEC. WITH:																	
57327	ct.18	11/30/1983	2/8/1984	565	20	0	0	0	0	0	0	0	14	0	0	0	7/17/2002	7/17/2002	7/18/1996
Offense : 708-0810		Attempted Burglary First Degree, Ct. XIX																	
Circuit: 1		Judge: Tsukiyama, Donald K. PR: CONSEC. WITH:																	
57327	ct.19	11/30/1983	2/8/1984	565	20	0	0	0	0	0	0	0	14	0	0	0	7/17/2002	7/17/2002	7/18/1996
Offense : 708-0810		Burglary First Degree, Ct. II																	
Circuit: 1		Judge: Tsukiyama, Donald K. PR: CONSEC. WITH:																	
57327	ct.2	11/30/1983	2/8/1984	565	20	0	0	0	0	0	0	0	14	0	0	0	7/17/2002	7/17/2002	7/18/1996
Offense : 708-0810		Attempted Burglary First Degree, Ct. XX																	
Circuit: 1		Judge: Tsukiyama, Donald K. PR: CONSEC. WITH:																	
57327	ct.20	11/30/1983	2/8/1984	565	20	0	0	0	0	0	0	0	14	0	0	0	7/17/2002	7/17/2002	7/18/1996



Hawaii Paroling Authority Fact Sheet

OFFENDER: FREUDENBERG, JOHN A.

SID: A0147212

Crime Number	Conviction Date	Sentence Date	Credits	Court Max			Court Min			HPA Min			Orig. Max	Sentence Expiration			Life	Life w/o
				Y	M	D	Y	M	D	Y	M	D		Adj Max	Crt Min	HPA Min		
Offense : 707-0730		Rape First Degree, Ct. XXI																
Circuit: 1		Judge: Tsukiyama, Donald K. PR: CONSEC. WITH:																
57327	ct.21	11/30/1983	2/8/1984	685	0	0	0	0	0	0	14	0	0				3/20/1996	X
Offense : 707-0736		Sexual Abuse First Degree, Ct. XXII																
Circuit: 1		Judge: Tsukiyama, Donald K. PR: CONSEC. WITH:																
57327	ct.22	11/30/1983	2/8/1984	565	10	0	0	0	0	0	10	0	0	7/19/1992	7/19/1992		7/19/1992	
Offense : 707-0736		Sexual Abuse First Degree, Ct. XXIII																
Circuit: 1		Judge: Tsukiyama, Donald K. PR: CONSEC. WITH:																
57327	ct.23	11/30/1983	2/8/1984	565	10	0	0	0	0	0	10	0	0	7/19/1992	7/19/1992		7/19/1992	
Offense : 708-0810		Burglary First Degree, Ct. XXIV																
Circuit: 1		Judge: Tsukiyama, Donald K. PR: CONSEC. WITH:																
57327	ct.24	11/30/1983	2/8/1984	565	20	0	0	0	0	0	14	0	0	7/17/2002	7/17/2002		7/18/1996	
Offense : 708-0810		Burglary First Degree, Ct. XXV																
Circuit: 1		Judge: Tsukiyama, Donald K. PR: CONSEC. WITH:																
57327	ct.25	11/30/1983	2/8/1984	565	20	0	0	0	0	0	14	0	0	7/17/2002	7/17/2002		7/18/1996	
Offense : 708-0810		Burglary First Degree, Ct. XXVI																
Circuit: 1		Judge: Tsukiyama, Donald K. PR: CONSEC. WITH:																
57327	ct.26	11/30/1983	2/8/1984	565	20	0	0	0	0	0	14	0	0	7/17/2002	7/17/2002		7/18/1996	



Hawaii Paroling Authority Fact Sheet

OFFENDER: FREUDENBERG, JOHN A.

SID: A0147212

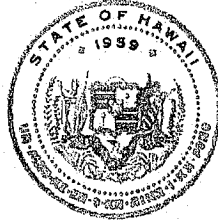
Crime Number	Conviction Date	Sentence Date	Credits	Court Max			Court Min			HPA Min			Orig. Max	Sentence Expiration			Life	Life w/o	
				Y	M	D	Y	M	D	Y	M	D		Adj Max	Crt Min	HPA Min			
Offense : 708-0810		Burglary First Degree, Ct. XXVII																	
Circuit: 1		Judge: Tsukiyama, Donald K. PR: CONSEC. WITH:																	
57327	ct.27	11/30/1983	2/8/1984	565	20	0	0	0	0	0	0	14	0	0	7/17/2002	7/17/2002	7/18/1996		
Offense : 707-0730		Attempted Rape First Degree, Ct. XXVIII																	
Circuit: 1		Judge: Tsukiyama, Donald K. PR: CONSEC. WITH:																	
57327	ct.28	11/30/1983	2/8/1984	565	0	0	0	0	0	0	14	0	0			7/18/1996	X		
Offense : 708-0810		Burglary First Degree, Ct. XXIX																	
Circuit: 1		Judge: Tsukiyama, Donald K. PR: CONSEC. WITH:																	
57327	ct.29	11/30/1983	2/8/1984	565	20	0	0	0	0	0	14	0	0	7/17/2002	7/17/2002	7/18/1996			
Offense : 707-0733		Sodomy First Degree, Ct. III																	
Circuit: 1		Judge: Tsukiyama, Donald K. PR: CONSEC. WITH:																	
57327	ct.3	11/30/1983	2/8/1984	565	0	0	0	0	0	0	14	0	0			7/18/1996	X		
Offense : 707-0730		Rape First Degree, Ct. XXX																	
Circuit: 1		Judge: Tsukiyama, Donald K. PR: CONSEC. WITH:																	
57327	ct.30	11/30/1983	2/8/1984	685	0	0	0	0	0	0	14	0	0			3/20/1996	X		
Offense : 708-0810		Burglary First Degree, Ct. XXXI																	
Circuit: 1		Judge: Tsukiyama, Donald K. PR: CONSEC. WITH:																	
57327	ct.31	11/30/1983	2/8/1984	685	20	0	0	0	0	0	14	0	0	3/19/2002	3/19/2002	3/20/1996			



Hawaii Paroling Authority Fact Sheet

OFFENDER: FREUDENBERG, JOHN A.**SID: A0147212**

Crime Number	Conviction Date	Sentence Date	Credits	Court Max			Court Min			HPA Min			Orig. Max	Sentence Expiration			Life	Life w/o
				Y	M	D	Y	M	D	Y	M	D		Adj Max	Crt Min	HPA Min		
Offense : 707-0733		Sodomy First Degree, Ct. XXXII																
Circuit: 1		Judge: Tsukiyama, Donald K. PR: CONSEC. WITH:																
57327	ct.32	11/30/1983	2/8/1984	685	0	0	0	0	0	0	14	0	0				3/20/1996	X
Offense : 707-0733		Sodomy First degree, Ct. XXXIII																
Circuit: 1		Judge: Tsukiyama, Donald K. PR: CONSEC. WITH:																
57327	ct.33	11/30/1983	2/8/1984	685	0	0	0	0	0	0	14	0	0				3/20/1996	X
Offense : 708-0810		Burglary First Degree, Ct. XXXIV																
Circuit: 1		Judge: Tsukiyama, Donald K. PR: CONSEC. WITH:																
57327	ct.34	11/30/1983	2/8/1984	685	20	0	0	0	0	0	14	0	0	3/19/2002	3/19/2002		3/20/1996	
Offense : 707-0733		Sodomy First Degree, Ct. IV																
Circuit: 1		Judge: Tsukiyama, Donald K. PR: CONSEC. WITH:																
57327	ct.4	11/30/1983	2/8/1984	565	0	0	0	0	0	0	14	0	0				7/18/1996	X
Offense : 707-0736		Sexual Abuse First Degree, Ct. V																
Circuit: 1		Judge: Tsukiyama, Donald K. PR: CONSEC. WITH:																
57327	ct.5	11/30/1983	2/8/1984	565	10	0	0	0	0	0	10	0	0	7/19/1992	7/19/1992		7/19/1992	
Offense : 708-0810		Burglary First Degree, Ct. VI																
Circuit: 1		Judge: Tsukiyama, Donald K. PR: CONSEC. WITH:																
57327	ct.6	11/30/1983	2/8/1984	565	20	0	0	0	0	0	14	0	0	7/17/2002	7/17/2002		7/18/1996	



Hawaii Paroling Authority Fact Sheet

OFFENDER: FREUDENBERG, JOHN A.

SID: A0147212

Crime Number	Conviction Date	Sentence Date	Credits	Court Max			Court Min			HPA Min			Orig. Max	Sentence Expiration			Life	Life w/o	
				Y	M	D	Y	M	D	Y	M	D		Adj Max	Crt Min	HPA Min			
Offense : 708-0810		Burglary First Degree, Ct. VII																	
Circuit: 1		Judge: Tsukiyama, Donald K. PR: CONSEC. WITH:																	
57327	ct.7	11/30/1983	2/8/1984	565	20	0	0	0	0	0	0	14	0	0	7/17/2002	7/17/2002	7/18/1996		
Offense : 708-0810		Attempted Burglary First Degree, Ct. VIII																	
Circuit: 1		Judge: Tsukiyama, Donald K. PR: CONSEC. WITH:																	
57327	ct.8	11/30/1983	2/8/1984	565	20	0	0	0	0	0	14	0	0	7/17/2002	7/17/2002	7/18/1996			
Offense : 707-0730		Rape First Degree, Ct. IX																	
Circuit: 1		Judge: Tsukiyama, Donald K. PR: CONSEC. WITH:																	
57327	ct.9	11/30/1983	2/8/1984	565	0	0	0	0	0	0	14	0	0			7/18/1996	X		
Offense : 707-0730		Attempted Rape First Degree, Ct. I																	
Circuit: 1		Judge: Tsukiyama, Donald K. PR: CONSEC. WITH:																	
57543	ct.1	11/30/1983	2/8/1984	510	0	0	0	0	0	0	14	0	0			9/11/1996	X		
Offense : 708-0810		Burglary First Degree, Ct. II																	
Circuit: 1		Judge: Tsukiyama, Donald K. PR: CONSEC. WITH:																	
57543	ct.2	11/30/1983	2/8/1984	510	20	0	0	0	0	0	14	0	0	9/10/2002	9/10/2002	9/11/1996			
Offense : 707-0733		Attempted Sodomy First Degree, Ct. III																	
Circuit: 1		Judge: Tsukiyama, Donald K. PR: CONSEC. WITH:																	
57543	ct.3	11/30/1983	2/8/1984	510	0	0	0	0	0	0	14	0	0			9/11/1996	X		

Previous Board Actions

- 02/03/84 Admitted under Cr. #57372, Cts. I - XII, XIV -XXXIV with restitution ordered in amount to be determined by the Adult Probation Division and manner of payment handled by the Hawaii Paroling Authority.
Admitted under Cr. #57543, Cts. I - III.
- 02/22/84 Received request for victim notification.
- 07/17/84 At written request of attorney and agreed upon by inmate hearing for fixing of minimum sentence deferred to December 1984.
- 12/06/84 Minimum term fixed at 20 Years, each to run concurrently in Cr. #57327, Cts. I - IV, VI - IX, XII, XIV-XV, XVII - XXI, XXIV - XXXIV; and 10 Years, each to run concurrently in Cts. V, X-XI, XVI, XXII - XXIII. Parole shall not be granted until arrangements for payment of restitution is made.
Minimum term fixed at 20 Years, each to run concurrently in Cr. #57543, cts. I-III.
- 08/21/87 Per in-house review, minimum term remains appropriate. An administrative review will be scheduled for December 1987.
- 12/31/87 (Review) Interview to be scheduled July 1990 to be scheduled July 1990 to evaluate programming, institutional adjustment and continued appropriateness of minimum terms. The HPA recognizes excellent institutional adjustment and that inmate is probably amenable to treatment. If inmate continues with excellent progress and receives treatment for sexual offender problems it is possible that minimum terms would be substantially reduced following July 1990 review.
- 07/13/90 Minimum sentences in Cr. #57327, Cts. I - IV, VI -IX, XII, XIV - XV, XVII - XXI, XXIV - XXXIV reduced to 14 Years. Minimum sentence in Cr. #57543, Cts. 1-3 reduced to 14 Yrs. each count. HPA recommends participation in work furlough, sex offender treatment.
- 01/11/91 Per Chairman parole hearing to be scheduled at expiration of minimum sentence under #57327 - July 1996.
- 07/19/96 Hearing for parole consideration continued to September 1996. Chair to review assessment by Pollards to determine whether to recommend work furlough to Nolan.(lp)
- 09/13/96 Parole denied. Participation in work furlough while incarcerated will significantly enhance success on parole. Rehearing for parole consideration scheduled for March 1997. (jm)
- 03/14/97 Parole denied. Participation in work furlough while incarcerated will significantly enhance success on parole. Must successfully complete work furlough and extended furlough before parole can be considered. Rehearing for parole consideration scheduled for March 1998. (jm)
- 03/09/98 Parole denied. Parole plan not acceptable. Also, participation in work furlough while incarcerated will significantly enhance success on parole. Rehearing for parole consideration scheduled for March 1999. (jm)

Previous Board Actions

- 03/10/99 Parole hearing continued to June 1999 at request of inmate who will acquire legal counsel of his choice. (jm)
- 06/09/99 Parole denied. Has not presented a parole plan. Parole hearing scheduled for June 2000.(ft)
- 06/14/00 Parole denied. Has no parole plan. Parole hearing scheduled for June 2001.(ft)
- 06/27/01 Continue parole hearing for September 2001 at inmate's request. (jm)
- 10/01/01 Continue to November 2001 at request of inmate. (jm)
- 11/14/01 Continue minimum hearing to May 2002.
Need psychological assessment (at request of attorney) for Board's review and possible Victory Ohana placement. (jm)
- 05/08/02 Reschedule to July 2002 at request of attorney. (jm)
- 07/10/02 Parole denied. Participation in work furlough with strict monitoring will enhance success on parole. Rehearing for parole scheduled for July 2003. (jm)
- 04/21/03 Received letter from attorney requesting six months extension.
Per Board, request granted. Parole hearing rescheduled to January 2004. (jm)
- 01/22/04 Reschedule parole hearing to March 2004 at request of attorney. (jm)
- 03/10/04 Reschedule parole hearing to May 2004. (jm)
- 05/06/04 Parole denied. Participation in Laumaka work furlough will enhance success on parole. Rehearing for parole scheduled for May 2005.
(jm)
- 05/11/05 Reschedule parole hearing to August 2005 at request of attorney. (jm)
- 08/23/05 Parole denied. HPA not convinced he can comply with terms and conditions of parole. Rehearing for parole scheduled for August 2006. (jm)
- 08/09/06 Reschedule parole hearing to December 2006 at request of attorney. (jm)
- 12/13/06 Reschedule parole hearing to January 2007. Attorney unable to make it.
(jm)
- 01/25/07 Parole denied. HPA is not convinced that he can substantially comply with the terms and conditions of parole. Rehearing for parole scheduled for December 2007. HPA recommends participation in work furlough. (jm)
- 11/06/07 Per Chair, request to postpone parole hearing to July 2008 is granted. (jm)
- 12/10/07 Continue parole hearing to July 2008 at request of inmate. (jm)
- 07/14/08 Parole denied. HPA is not convinced that he can substantially comply with the terms and conditions of parole. Rehearing for parole scheduled for work furlough. HPA recommends participation in November 2008. (jm)
- 11/19/08 Parole denied. HPA is not convinced that he can substantially comply with the terms and conditions of parole. Rehearing for parole scheduled for March 2009. HPA recommends participation in work furlough. (jm)
- 03/10/09 Parole denied. HPA is not convinced that he can substantially comply with the terms and conditions of parole. Rehearing for parole scheduled for September 2009. HPA recommends participation in work furlough. (jm)
- 09/14/09 Continue parole hearing to December 2009 at request of inmate. (jm)
- 12/09/09 Continue parole hearing to March 2010 at request of inmate.
(jm)
- 03/17/10 Parole denied. HPA is not convinced that he can substantially

Previous Board Actions

- comply with the terms and conditions of parole. Rehearing for parole scheduled for December 2010. HPA recommends participation in work furlough. (jm)
- 12/13/10 Reschedule parole hearing to March 2011 at request of inmate. (jm)
- 03/04/11 Continue parole hearing to September 2011 at request of attorney. (jm)
- 09/13/11 Continue parole hearing to March 2012 at request of inmate and attorney. (jm)
- 03/14/12 Continue parole hearing to June 2012. Defense attorney to send prosecutor's office SOT records/reports. (jm)
- 06/13/12 Continue parole hearing to August 2012. HPA to consult with PSD re: work furlough. Prosecutor to follow up w/courts re: release of treatment records. (jm)
- 08/06/12 Continue parole hearing to September 2012 after motion scheduled before court on 8/30/12. (jm)
- 09/07/12 Parole denied. Participation in work furlough will enhance success on parole. Rehearing for parole scheduled for December 2012. (jm)
- 12/12/12 Continue parole hearing to April 2013. (jm)
- 04/22/13 Parole denied. Participation in work furlough while incarcerated will significantly enhance success on parole. Rehearing for parole scheduled for September 2013. (jm)
- 09/16/13 Parole denied. Participation in work furlough while incarcerated will significantly enhance success on parole. Rehearing for parole scheduled for August 2014. (jm)
- 08/18/14 Parole denied. Participation in work furlough while incarcerated will significantly enhance success on parole. Rehearing for parole scheduled for July 2015. (jm)
- 07/15/15 Reschedule parole hearing to September 2015 at request of attorney. (jm)
- 09/21/15 Reschedule parole hearing to January 2016 at request of attorney. (jm)
- 11/30/15 Received amended presentnce credits under Cr. #57327, counts 1-29 from 560 days to 565 days and counts 30-33 from 680 days to 685 days. Cr. #57543 from 505 days to 510 days. (ksb)
- 01/08/16 Reschedule parole hearing to July 2016, at attorney request. (jfm)
- 02/01/16 Reschedule parole hearing to March 2016. Inmate accepted by Texas. (jm)
- 03/07/16 Parole tentatively approved with Chair to fix date of release contingent upon acceptance by Texas. No award is made under Act 201. Parole term shall be the maximum allowed by law. See file for special conditions. (jm)
- 05/23/16 Parole previously approved is deferred due to Texas denying application for interstate compact. Reconsideration hearing scheduled for June 2016. (jm)
- 06/08/16 Continue parole hearing to September 2016 at request of inmate and attorney. PO to submit report re: verification of new parole plans (in Texas). (jm)
- 09/19/16 Reschedule parole reconsideration hearing to December 2016 at request of attorney. (jm)
- 12/13/16 Reschedule parole reconsideration hearing to March 2017 at request of inmate. (jm)
- 03/14/17 Deferral affirmed and previous decision granting parole is rescinded. Parole denied. Participation in work furlough while incarcerated will significantly enhance success on parole. Rehearing for parole scheduled for September 2017. Strong parole plan/electronic

Previous Board Actions

- monitoring. (jm)
- 09/12/17 Parole denied. Participation in work furlough (electronic monitoring, SOT aftercare, curfew) while incarcerated will significantly enhance success on parole. Rehearing for parole scheduled for August 2018. (jm)
- 08/08/18 Parole denied. Participation in work furlough while incarcerated will significantly enhance success on parole. Rehearing for parole scheduled for July 2019. (jm)
- 07/10/19 Parole denied. Participation in work furlough while incarcerated will significantly enhance success on parole. Rehearing for parole scheduled for June 2020. (jm)
- 09/04/19 Received letter from attorney. Per Chair, schedule earlier parole hearing. (jm).
- 11/08/19 Parole denied. Participation in work furlough while incarcerated will significantly enhance success on parole. Rehearing for parole scheduled for October 2020. (jm)
- 10/29/20 Reschedule parole hearing to March 2021 at request of inmate. (jfm)
- 03/08/21 Continue parole hearing to September 2021 at request of inmate. (jm)
- 09/17/21 Parole denied. Participation in work furlough while incarcerated will significantly enhance success on parole. Rehearing for parole scheduled for August 2022. (ga)
- 08/15/22 Reschedule parole hearing to September 2022. Inmate transferred from HCF to KCF. (jm)
- 09/19/22 Reschedule parole hearing to December 2022. Inmate wants attorney. (ga)
- 12/01/22 Reschedule parole hearing to February 2023 at request of attorney. Inmate does not wish to appear. (ga)
- 02/23/23 Reschedule parole hearing to September 2023 at request of attorney and inmate. Attorney waived inmate's presence. (ga)

DEPARTMENT OF THE PROSECUTING ATTORNEY
CITY AND COUNTY OF HONOLULU

ALII PLACE
1060 RICHARDS STREET • HONOLULU, HAWAII 96813
PHONE: (808) 768-7400 • FAX: (808) 768-7515

STEVEN S. ALM
PROSECUTING ATTORNEY



THOMAS J. BRADY
FIRST DEPUTY PROSECUTING ATTORNEY

October 11, 2022

RECEIVED

NOV 03 2022

HAWAII PAROLING AUTHORITY

Via Interoffice Mail

Mr. Edmund Hyun, Chair
Hawaii Paroling Authority
1177 Alakea Street, First Floor
Honolulu, Hawaii 96813

Re: Prosecutor's Recommendation for Use at HPA Parole Hearing

Prisoner: John FREUDENBERG Case No(s). 1PC000057327 &
1PC000057543

Charge(s): Rape in the First Degree (7 Counts);
Sodomy in the First Degree (5 Counts)

Date sentenced: 02/08/1984 Judge: Donald Tsukiyama

HPA Min. Sentence Date: n/a HPA Max. Sentence Date: **Life with the possibility of parole**

PROSECUTOR'S RECOMMENDATION:

Inmate John FREUDENBERG ("Inmate Freudenberg") should serve the full term of his incarceration. Based on the enclosed letters dated August 10, 2021 and September 1, 2017, it is the recommendation of this office that the Hawaii Paroling Authority deny Inmate Freudenberg's parole request.

Very truly yours,

Christopher T. Van Marter
Supervising Deputy Prosecuting Attorney

enclosures

CTV: vbo

cc: Mr. Max Otani, Dir. of DPS;
Ms. Josie Limos
File

DEPARTMENT OF THE PROSECUTING ATTORNEY
CITY AND COUNTY OF HONOLULU

ALII PLACE
1060 RICHARDS STREET • HONOLULU, HAWAII 96813
PHONE: (808) 768-7400 • FAX: (808) 768-7515

STEVEN S. ALM
PROSECUTING ATTORNEY



THOMAS J. BRADY
FIRST DEPUTY PROSECUTING ATTORNEY

July 11, 2022

Via Interoffice Mail
Mr. Edmund Hyun, Chair
Hawaii Paroling Authority
1177 Alakea Street, First Floor
Honolulu, Hawaii 96813

RECEIVED
JUL 12 2022
HAWAII PAROLING AUTHORITY

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Very truly yours,

Christopher T. Van Marter
Supervising Deputy Prosecuting Attorney

enclosures

CTV: vbo

cc: Mr. Max Otani, Dir. of DPS;
Ms. Josie Limos - [REDACTED]
File

DEPARTMENT OF THE PROSECUTING ATTORNEY
CITY AND COUNTY OF HONOLULU

ALI'I PLACE
1060 RICHARDS STREET • HONOLULU, HAWAII 96813
PHONE: (808) 768-7400 • FAX: (808) 768-7515



STEVEN S. ALM
PROSECUTING ATTORNEY

THOMAS J. BRADY
FIRST DEPUTY
PROSECUTING ATTORNEY

August 10, 2021

Mr. Edmund "Fred" Hyun
Chairperson
Hawai'i Paroling Authority
1177 Alakea Street, First Floor
Honolulu, Hawai'i 96813

Re: Inmate Scheduled for HPA Parole Hearing September 2021
Inmate: John Freudenberg
Case No.(s) 1PR191000018
HPA Maximum Sentence Date: Life in Prison

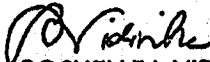
Dear Mr. Hyun,

Given the heinous nature of the numerous sexual assault offenses that this inmate committed against multiple innocent women, the Department of the Prosecuting Attorney maintains its strenuous objection to the release of inmate John Freudenberg on parole. We respectfully refer the Hawai'i Paroling Authority to our previous correspondences dated September 1, 2017 and August 25, 2020.


This inmate is a serial rapist who terrorized our community by violently victimizing 16 different women over the course of 1 year. This inmate gained entry into the homes of the victims and terrorized the women by choking and threatening to kill them, and raping and sodomizing them while holding them at knife point. The depraved actions of this inmate left the victims with physical injuries and a lifetime of emotional scars. The depraved actions of this inmate left his victims feeling vulnerable and unsafe in their own homes, and unable to shake the horrifying details of their assaults.

Because of the sheer volume of victims and extremely violent nature of this inmate's criminal behavior, this inmate was sentenced to 12 life terms of imprisonment. His sentence reflects the sentencing Court's intent to provide just punishment for this inmate and protect our community from his callous, predatory behavior. This inmate's incarceration is necessary to protect the public, and any request for his release on parole should be denied.

Mr. Edmund "Fred" Hyun
Chairperson
Page 2 of 2
August 10, 2021


ROCHELLE I. VIDINHA
Deputy Prosecuting Attorney
City and County of Honolulu

rc

cc: Max Otani, Director
Department of Public Safety
Josie Limo 

P. 3/8/21

DEPARTMENT OF THE PROSECUTING ATTORNEY
CITY AND COUNTY OF HONOLULU

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STEVEN S. ALM
PROSECUTING ATTORNEY

THOMAS J. BRADY
FIRST DEPUTY
PROSECUTING ATTORNEY

3/8

TB

February 10, 2021

Mr. Edmund "Fred" Hyun
Chairperson
Hawaii Paroling Authority
1177 Alakea Street, First Floor
Honolulu, Hawaii 96813

Re: Inmate Scheduled for HPA Parole Hearing March 2021
Inmate: John Freudenberg
Case No.(s) 1PR191000018
HPA Maximum Sentence Date: Life in Prison

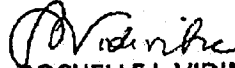
Dear Mr. Hyun,

The Department of the Prosecuting Attorney maintains its strenuous objection to the release of inmate John Freudenberg on parole, based upon the heinous nature of the numerous sexual assault offenses he committed against multiple innocent females in the Manoa community. We respectfully refer the Hawaii Paroling Authority to our previous correspondences dated September 1, 2017 and August 25, 2020.


This inmate is a serial rapist who, over the course of 1 year, victimized 16 different women after gaining entry into their homes. This inmate terrorized the victims by choking and threatening to kill them, and holding knives to their necks while he raped and sodomized them. The depraved actions of this inmate left his victims emotionally scarred and an entire community shaken.

The fact that this inmate was sentenced to 12 life terms is a reflection of the seriousness of the offenses that he committed, and the intent of the sentencing court to protect our community from his callous, predatory behavior. His continued incarceration is necessary to protect the public, and any request for parole by this inmate should be denied.

Mr. Edmund "Fred" Hyun
Chairperson
Page 2 of 2
February 10, 2021


ROCHELLE I. VIDINHA
Deputy Prosecuting Attorney
City and County of Honolulu

rc

cc: Max Otani, Director
Department of Public Safety
✓ Josie Limos 

DEPARTMENT OF THE PROSECUTING ATTORNEY
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CHRISTOPHER YOUNG
FIRST DEPUTY
PROSECUTING ATTORNEY

KEITH M. KANEISHIRO
PROSECUTING ATTORNEY



September 1, 2017

Mr. Edmund Hyun
Chairman
Hawai'i Paroling Authority
1177 Alakea Street, First Floor
Honolulu, Hawai'i 96813

Re: Information Scheduled for HPA Parole Hearing on
September 12, 2017: Halawa Correctional Facility
Inmate: John Albert Freudenberg, Criminal No. 57327 and 57543

Dear Mr. Hyun:

Thank you for allowing the Department of the Prosecuting Attorney an opportunity to be heard on the request for parole by inmate John Freudenberg.

When we last met on Mr. Freudenberg's case on March 14, 2017, several comments were made which the State would like to address in an effort to reaffirm our position which has, and continues to be, a complete objection to the early release of Mr. Freudenberg from his life sentence.

While we will not rehash all the arguments made during the prior parole hearing, we would highlight the following:

1. Mr. Freudenberg argues that the State is surreptitiously commuting his life with the possibility of parole to life without the possibility of parole. Here, defense misses the point. Presently, Mr. Freudenberg has served 35 years out of 12 life sentences imposed by the court. Thirty five (35) years does not equate to 12 life sentences. It does not even equate to one (1). Yes, his sentence was with possibility of parole, but it can hardly be said that 35 years of incarceration is unreasonable given the nature of the offenses.

So the question is when is parole appropriate, if ever? We submit, parole is not appropriate at this time. His 12 life sentences is an absolute reflection of the severity of the crimes he committed and the number of victims he terrorized and sexually assaulted. While Mr. Freudenberg may believe, he has paid his "debt" to his victims and society, his statement is self-serving. It lacks any appreciation of the impact his crime has had on his victims, this State and the reason the court imposed the lengthy sentence.

As we see it, 35 years for each victim, is hardly payment of a "debt" owed. There were 15 victims and these were separate and very distinct instances of harm committed over the course of approximately 1 year. With each instance, Freudenberg had an opportunity to stop his behavior, and conform to the requirements of the law. However, with each instance he grew more bold, and more exhilarated by his actions. Given these special circumstances, each instance, each victim is deserving of far more than the time he has currently served. Indeed, the court recognized this when it handed down its sentence.

2. Freudenberg seeks parole without having had the benefit of work furlough, arguing that the Department of Public Safety is refusing to allow him an opportunity to establish a track record of law-abiding behavior. However, Freudenberg forgets the importance of why he was given 12 life sentences. He poses a danger not only to his victims, but also to the community at large. The Department of Public Safety ("DPS") as well as the prosecutor's office has an absolute obligation to assure and advocate for the safety of the community at large.

We do not want history to repeat itself, and while we cannot predict it will or not, we cannot ignore what did happen and unsuspecting women, who were safely within their homes, lost all sense of security. While the facts of each case have been re-stated repeatedly, and the trauma of each incident may have faded for some, the Board can be reassured that many victims and many within our community have not forgotten. Yes, we strenuously object to his release. Yes, he is a danger. Yes, public safety is at risk if allowed back into our community.

3. The fact that the Board recommended the Inter-State Compact transfer of Freudenberg to Texas does not mean that he should therefore be released here. As Mr. Tua pointed out, "resources" played a role in the Board's decision to release Freudenberg to Texas jurisdiction. The fact that DPS is unable to come up with a viable work furlough plan is evident that we lack adequate resources within our own community to vigorously monitor Freudenberg if released. This is concerning since he will be released within our community should be granted.

Freudenberg unfairly characterizes this as a sinister plan to keep him incarcerated; once again, failing to recognize just what is at stake. Community safety. If we as a State do not have adequate resources to safely monitor him under the work furlough program, then why should he be considered for parole? More important, Mr. Freudenberg was to develop his own plan for release, which of course, the Board will evaluate and scrutinize. A plan that has not been shared with the State as of this writing.

We assert there is no reason to consider him for parole until proper resources become available and a safe plan developed to monitor him. There is no reason to put the community at risk, when we already know what he did and is capable of. More important, there is no reason to risk public safety when we know we lack the resources (work furlough) to monitor him.

Who knows what resources will become available, next year, in 5 years, in 10 years. Surely, we cannot afford to put the cart before the horse in this situation.

4. Mr. Freudenberg also argues that he has done well, by completing sex offender treatment 5 times, and now helps with the sex offender program and works as an electrician, keeping "this place lit". Attributes, he is proud of. However, his contribution to society, behind prison walls is something that he can continue to pursue. What is the harm of having him do all the things, he apparently is good at, right here in this facility? Giving him an opportunity to use his "talents" outside the facility, does little for the community in comparison to the risk his release has on public safety. The fear it strikes in the heart of the community is real, it was back then, it is now. While this may make it difficult for Freudenberg, we should not forget we all got here, because of him.

The Department of the Prosecuting Attorney strongly objects to the parole of Mr. Freudenberg for the reasons stated above and respectfully asks the Board to consider the impact his release will have on public safety.

Respectfully,



Lynn Costales

Deputy Prosecuting Attorney

DEPARTMENT OF THE PROSECUTING ATTORNEY
CITY AND COUNTY OF HONOLULU

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DWIGHT K. NADAMOTO
ACTING PROSECUTING ATTORNEY



LYNN B.K. COSTALES
ACTING FIRST DEPUTY PROSECUTING
ATTORNEY

August 25, 2020

Via Messenger

Mr. Edmund Hyun, Chair
Hawaii Paroling Authority
1177 Alakea Street, First Floor
Honolulu, Hawaii 96813

Re: Prosecutor's Recommendation for Use at HPA Parole Hearing

Prisoner: John FREUDENBERG Case Nos. 57327, 57543

Charge(s): Rape in the First Degree; Sodomy in the First Degree

Date sentenced: 02/08/1984 Judge: Hon. Donald Tsukiyama

HPA Max. Sentence Date: Life in prison

This office maintains its position that Inmate John FREUDENBERG ("Inmate") should serve the full term of his incarceration and that any request for parole by the Inmate should be denied. Inmate FREUDENBERG is a serial rapist, who victimized multiple women over time essentially paralyzing the Manoa community as police actively sought to apprehend him. To reflect the extent of his offences, Inmate FREUDENBERG was sentenced to 12 life terms. Accordingly, Inmate FREUDENBERG is not an appropriate candidate for parole because he continues to pose a danger to the community as demonstrated by the copious amount of sexual assaults he has committed. Despite his completion of the sex offender treatment program, treatment does not guarantee that he will not re-offend. Given Inmate FREUDENBERG's disregard for the public's safety, his multiple victims, and inability to control his deviant behaviors, the likelihood of recidivism is ever present. It is the recommendation of this office that the Hawaii Paroling Authority deny Inmate FREUDENBERG's parole request and require him to serve the full term of his incarceration.

Very truly yours,

Scott K. Bell
CC/SA/EA Division Chief

SKB: vbo

cc: Mr. Nolan Espinda, Dir, DPS;

Ms. Josie Limos

File

HPA PRE-PAROLE
REPORT NO. 23

PO ASSIGNED: Maria "Maya" Datulayta

DATE: 9/11/2023

Page 1 of 1

NAME (ALIAS): FREUDENBERG, John A. SID: A0147212 DOB: [REDACTED] FACILITY: KCF-3

1. LIVING ARRANGEMENTS:

Name: [REDACTED] Relationship: [REDACTED]
Street Address: [REDACTED] Phone: [REDACTED] Residence verified [REDACTED]

Comments: [REDACTED]

2. EMPLOYMENT/VOCATIONAL:

Secured Employment with: [REDACTED] Position: [REDACTED]
Pay rate: [REDACTED] Contact person: [REDACTED]
Phone: [REDACTED] Employment verified: [REDACTED]

Comments: [REDACTED]

3. TREATMENT: Inmate completed: [REDACTED]

<u>Programs</u>	<u>Completion Date</u>	<u>Facility</u>
[REDACTED]	[REDACTED]	[REDACTED]

<u>Other Program</u>	<u>Completion Date</u>	<u>Facility</u>
[REDACTED]	[REDACTED]	[REDACTED]

Programs inmate is willing to participate on parole: [REDACTED]

3. FINANCIAL: [REDACTED]

Restitution: [REDACTED] Gate Money: [REDACTED]

5. OTHER: [REDACTED]

6. ASSESSMENT: Inmate's parole plan is: [REDACTED]

[REDACTED]

7. INSTITUTIONAL: Inmate's classification is [REDACTED] Reclassification Date: [REDACTED]

Misconducts: [REDACTED]

8. PRIOR PAROLE/PROBATION ADJUSTMENT: [REDACTED]

No. of adult parole revocations: [REDACTED]

PO: Maria "Maya" Datulayta [Signature] DATE: 9/11/23

PS: [Signature] DATE: 9/12/2023

23 SEP 19 PM 11:30