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Administrative Appeal Decision - Faria, Leah

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STATE OF NEW YORK - BOARD OF PAROLE

STATEMENT OF APPEALS UNIT FINDINGS & RECOMMENDATION

Inmate Name: Faria, Leah

Facility: Taconic Correctional Facility

NYSID No.: 08639572Y

Appeal Control No.: 04-089-18B

DIN: 00-G-0768

Findings: (Page 1 of 1)

In the instant appeal, Appellant, through counsel, challenges the Board of Parole's decision to deny discretionary release to parole. Among other things, Appellant disputes the sufficiency of the written decision on the grounds that it fails to adequately explain why she was denied parole and departed from the COMPAS instrument's scales without explanation as required by 9 N.Y.C.R.R. § 8002.2(a).

A review by the Appeals Unit reveals that the decision contains confusing language. In addition, the decision does not explain the apparent departure from COMPAS scales. Accordingly, a *de novo* interview is appropriate.

Recommendation:

It is the recommendation of the Appeals Unit that the Board's decision be vacated, and that a *de novo* Parole Board Release Interview be held in front of a different panel of Commissioners.