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District Attorney Recommendations

Parole File Documents

District Attorney Recommendation - FUSL000139 (2016-10-31)

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DISTRICT ATTORNEY
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FUSL000139

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Richard A. Brown
District Attorney

October 31, 2016

SORC
Department of Corrections & Community Supervision
Wende Correctional Facility
3004 Wende Road,
Alden, NY 14004-1187

RE: [REDACTED]
DIN No.: [REDACTED]
NYSID: [REDACTED]
Ind. No.: [REDACTED]

Dear SORC:

It has come to the attention of the Queens District Attorney's Office that the defendant is to reappear before the New York State Parole Board in November, 2016, for parole release consideration. Due to the heinous brutality of the crime for which the defendant was convicted, the People respectfully request that the defendant be denied parole release and remain incarcerated for the remainder of his life.

In the late 1980's, the crack plague raged in Queens County, New York. The events which led to the horrendous and cold-blooded murder of [REDACTED] began in 1988 when a resident of Queens County complained to the police about brazen and open crack cocaine sales outside his home by a drug gang, run by [REDACTED] and his underling [REDACTED]. The resident agreed to cooperate with NYPD and the Queens District Attorney's Office and as a result had his home firebombed twice. The New York City Police Department then placed the complainant's residence under 24 hour guard.

[REDACTED] apparently furious with his recent conviction on gun charges, decided he wanted to send a message to society. He was quoted as saying, "We lose one, you lose one." The order was delivered to the defendant, [REDACTED] then hired 3 low-level drug players, [REDACTED] and [REDACTED], to carry out the assassination. It was agreed that after the officer was killed they would receive \$8,000 to split amongst themselves.

On February 26th, 1988, at Inwood Street and 107th Avenue, Police Officer [REDACTED] a recent graduate of the New York City Police Department's Academy assigned to the 103rd precinct, was working the midnight tour. [REDACTED] just four days past his 22nd Birthday, sat alone in his patrol car during the early morning hours guarding the home of the witness.

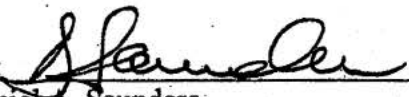
During trial it was revealed that co-defendant [REDACTED] and his girlfriend drove [REDACTED] 1000139 [REDACTED]'s vehicle earlier that night when [REDACTED] stated, "That cop is going to die tonight." According to statements made by the defendant's co-conspirators and trial testimony, as [REDACTED] sat alone in his patrol car, [REDACTED] approached the passenger side window in order to distract him while [REDACTED] approached the driver's side window with a gun, and placing it inches from the officer's head, shot him 5 times. According to the Medical Examiner, any of the 5 shots could have killed him. Powder burns around some of the wounds proved the officer was shot at very close range.

According to pre-trial statements, [REDACTED] ran back to the car where [REDACTED] waited. As [REDACTED] drove, [REDACTED] laughed and said to [REDACTED], "You blew his brains out. One of the bullets came through the door. I seen the cops brains. His hair was flying like a blow dryer and I seen blood and saw fragments." [REDACTED] also stated when he was leaning on the cops car laughing he didn't put his fingers on the car to avoid leaving fingerprints. [REDACTED] laughed at how each time the cop was shot his head would go up and then back down.

On March 29, 1989, the defendant and codefendants [REDACTED] were found guilty of Murder 2° and other related charges for the execution death of [REDACTED]. After the verdict was read, the defendant smiled and laughed. As he was being led back to the holding cell, a defiant [REDACTED] muttered "I'll be back." On May 16, 1989, the defendant was sentenced to a maximum term of 25 years to life. In addition, on June 6, 1989, during a separate trial, codefendant [REDACTED] was found guilty of Murder 2° and other related charges and sentenced to 25 years to life. [REDACTED] who ordered the execution was convicted in the United States District Court for the Eastern District of New York for his role in the murder of [REDACTED] and is currently serving his federal prison sentence of life imprisonment without parole.

In light of the sentence imposed for this vicious and cold-blooded execution style murder of [REDACTED] the District Attorney strenuously opposes the release of this defendant and recommends he serve the maximum term of the sentence imposed. The murder of [REDACTED] was a premeditated plan to assassinate a New York City Police Officer. For the safety and well being of law-abiding citizens, the defendant should never be allowed to return to society again.

Very truly yours,

By: 
Daniel A. Saunders
Executive Assistant District Attorney

DAS/LJD