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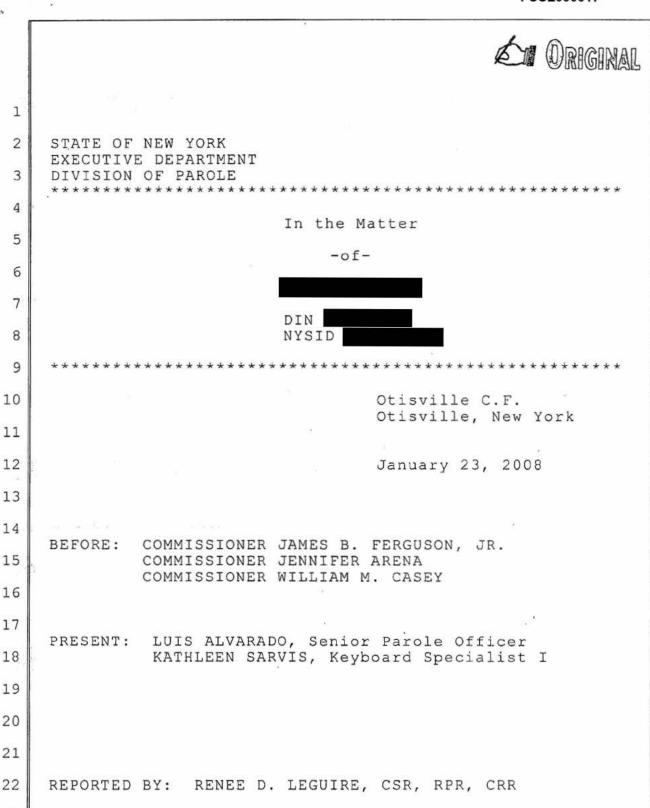
Parole Interview Transcript/Decision - FUSL000017 (2008-01-23)

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BY COMMISSIONER CASEY:

- Q. How are you doing.
- A. I'm doing okay. I'm cold.
- Q. I'm Commissioner Casey. This is Commissioner Ferguson and Commissioner Arena.

COMMISSIONER ARENA: Good afternoon, sir.

COMMISSIONER FERGUSON: Hello.

THE INMATE: Hello.

- Q. You're here on a reappearance.
- A. Yes.
- Q. Could you give me briefly a rundown of how you came to be here?
- A. I came to be here probably for my drug history. I was a drug addict, and being a drug addict, at that time I thought like a drug addict, and I acted like a drug addict. I want you to kind of understand what I was going through, a drug addict was going through at that time. If I'm with someone and I'm getting high with that person and that person let's say he's OD and I tried to resuscitate that person. It's not I'm trying to resuscitate him necessarily to bring him back to life, I was trying to resuscitate that person to find out where he got that bag from so I could OD, too. So that's a sickness. That's a sickness, and I realize that.

- Q. What year was this that you started using crack?
- A. I started using drugs in the '70s, and I continued using drugs, abused drugs for a long time. So I know that my drug condition or addiction played a part in me sitting in front of you here today. I know that.
- Q. Okay. Why don't you tell me about the crime. What did you do?
- A. The crime was that I used to -- before -- I worked with the mentally retarded from '74 to '80 -- or '79. I forgot which one. I was let go because of my education. I didn't have the credentials at that time to hold that position I had. I was a house manager at that time, so I was let go, and I got another job working with the car thing, a salvage department. I was fired because of my drug use, and I needed some money. I got in touch with my codefendant. He had pistols, and we went to rob the place.
- Q. The place you had been employed in and fired from?
- A. Yes, yes, yes. And during the robbery two people got shot and died.
 - Q. And a third individual was wounded?
 - A. Yes.

Fig. 54....

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- Q. Was there a reason they were shot?
 - A. No rational reason, sir, no -- nothing. No rational reason. I mean, if I sat down here and tried to rationalize shooting someone, then, you know, I would have to say I was a monster, and I don't view myself as a monster, but I did a crazy and stupid thing and a monstrous thing, but that's not the person I am. That's not the person I am today.
 - Q. Did both of you have weapons?
 - A. Yes.

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- Q. And both of you shot the people?
- A. Yes.
- Q. When you came to prison, did you participate in any programming?
- A. Yes, yes, I have. I have participated in programs called -- many, many, many, many programs, and what -- I think there's a few that really, really helped. AVP is one. It's a voluntary program, and I -- it's an Alternatives to Violence Program. It's a volunteer program. The first time I took it was in 1986, and I'm still very much involved in the program as a facilitator. It's a program that helped me deal with my anger, not only anger, it helped you deal with every other kind of your primary issues that you had or some of them you have. You know? I have been involved

in the PACE program. I am one of the guys who actually created the PACE program. I wrote the curriculum for the PACE program. I wrote the proposal to have the PACE program in Eastern, and that's what it was. It was only supposed to have been for Eastern, but it expand to other prisons. I'm involved in a YAP program, our Youth Assistance Program here. I'm very much involved in that. I have just wrote a proposal to extend that, too. I know the dep' was asking us, well, how do we know it's working? How do we know when these children come in that they are actually listening to us? So how do we -- and that was good because we didn't know it was working. We had no way to track them.

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So there's a proposal out there right now, and we asked them to work on a three-prong system.

They come here, and sometimes they're court mandated.

They come here first. They go through our program, and then when they go home. We've got a bunch of guys that's out in the street that was paroled, and they're going to work with them on that end as a big brother or mentoring system and then we will come back here and we will give them a graduation, and they'll give their testimonies. That's the vision we have for that program right now.

- Q. It's a good program.
- A. Yes, it is a good program.
 - Q. How did you do with discipline?
 - A. My discipline in prison?
 - Q. Since you've been away.
- A. My discipline record is decent. It's good. I would say it's good for --
 - Q. Any Tier IIIs?
 - A. No.

- Q. All right.
- A. No. No, I have a couple of Tier IIs for out of place.
- Q. Okay. If you were to be released on parole, do you have a place to live, and do you have any kind of employment you think you could line up?
- A. Yes. I have two places that I -- you know, I put in for California. That's where my family's at now. That's where my family's at. They are deeply involved in the church out there. I want to go out there and get involved in the church or do sign language because I have the sign language skill here, too, that the state have taught me. You know, they gave me skills of sign language, and I was an interpreter for the sign language in Woodbourne, in Eastern for a long time, and if I'm not paroled out in

California, New York -- I know New York has more resources for me. I have probably a bigger network in New York, but they also -- NYTS, New York Theological Seminary, I'm a graduate of, they all said that they would help me, Exodus program, the Network program in the street, AVP in the street, the Quakers, I'm involved with all of them, said, "No matter where you go, we will assist you." So I do have that.

Q. All right. I don't have any more questions just because of the time. You know what I'm saying?

COMMISSIONER CASEY: Commissioners?

COMMISSIONER FERGUSON: I don't have any questions. Is there something else you wanted to add sir?

THE INMATE: Yes. Yes, I know you asked about the programs and I don't want you to think that any program I've taken, you know, was at the expense of people losing their lives. So I don't want you to kind of minimize that, that the programs is more important or something. No, no. The programs I took is not — and I didn't take these programs or still involved in these programs to help me get out of prison. I didn't do that. I took these programs to stay involved in these programs so once I'm out they would help me stay out. Those are the tools. Those are real good tools

to help me stay out. For 27 years -- for 27 years the crime has been eating at me, eating at me, eating at me. I sat down with the counselors here, my guidance counselors, even the dep', in a reconciliation program, and I expressed these feelings to them, and they all told me the same thing, let go. Let it go," but you can't let something like that go. You know, it hurts every night in my -- you know, it hurts in the heart and in the stomach, in the pit of the stomach. That's where it hurts. That's where it hurts.

Q. Okay.

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COMMISSIONER FERGUSON: All right, sir. Thank you. Commissioner, do you have any other questions?

COMMISSIONER ARENA: No, thank you. COMMISSIONER FERGUSON: Okay. I don't have any other questions.

COMMISSIONER CASEY: Okay. Thank you. appreciate your candor and enlightening us.

THE INMATE: Excuse me?

COMMISSIONER CASEY: I appreciate your candor and enlightening us to what you're doing.

THE INMATE: All right. Thank you.

25 COMMISSIONER FERGUSON: Good afternoon.

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                   COMMISSIONER ARENA: Have a good
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     afternoon.
                   THE INMATE: Thank you.
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                   (The inmate left the room.)
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                   (After due deliberation by the Parole
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    Board panel, the following Decision was rendered:)
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DECISION

COMMISSIONER CASEY: Denied. 24 months. 2

MR. ALVARADO: 1/10.

COMMISSIONER CASEY: Your instant offense involving the shooting deaths of two innocent persons and the serious wounding of another during an armed robbery demonstrates that you have no respect for others or society.

Your criminal record, disciplinary records and programming are noted. Your apparent lack of remorse indicates that you lack concern for the victims.

Parole is denied.

(The commissioners concurred.)

(Whereupon, the proceedings were

concluded.)

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LEGUIRE SHORTHAND REPORTERS

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CERTIFICATION

I, RENEE D. LEGUIRE, a Certified Shorthand Reporter, Registered Professional Reporter, Certified Realtime Reporter, and Notary Public in and for the State of New York, do hereby certify that the foregoing record taken by me at the time and place as noted in the heading hereof is a true and accurate transcript of same to the best of my ability and belief.

Brée D. Lequire

RENEE D. LEGUIRE, RPR, CRR, Certified Shorthand Reporter

Date: February 6, 2008