

Fordham Law School

FLASH: The Fordham Law Archive of Scholarship and History

Parole Interview Transcripts and Decisions

Parole Information Project

December 2019

Parole Interview Transcript/Decision - FUSL000021 (2008-01-29)

Follow this and additional works at: <https://ir.lawnet.fordham.edu/trans>

Recommended Citation

"Parole Interview Transcript/Decision - FUSL000021 (2008-01-29)" (2019). Parole Information Project
<https://ir.lawnet.fordham.edu/trans/47>

This Parole Document is brought to you for free and open access by the Parole Information Project at FLASH: The Fordham Law Archive of Scholarship and History. It has been accepted for inclusion in Parole Interview Transcripts and Decisions by an authorized administrator of FLASH: The Fordham Law Archive of Scholarship and History. For more information, please contact tmelnick@law.fordham.edu.

Fordham Law School

FLASH: The Fordham Law Archive of Scholarship and History

Parole Interview Transcripts and Decisions

Parole Information Project

Parole Interview Transcript & Decision - FUSL0000021

Follow this and additional works at: <https://ir.lawnet.fordham.edu/trans>

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

STATE OF NEW YORK
EXECUTIVE DEPARTMENT
DIVISION OF PAROLE

ORIGINAL

IN THE MATTER OF THE INITIAL APPEARANCE

[REDACTED]

DIN # [REDACTED]

NYSID # [REDACTED]

HELD ON : January 29, 2008

FACILITY: Cayuga Correctional Facility

BEFORE: COMMISSIONER DEBRA J. LOOMIS
COMMISSIONER HENRY LEMONS, JR.
COMMISSIONER MICHAEL A. HAGLER

REPORTED BY: ELIZABETH R. BRUCIE, RPR
Hearing Reporter

1 BY COMMISSIONER HAGLER:

2 Q Good afternoon.

3 A Good afternoon.

4 Q Are you [REDACTED]

5 A Yes.

6 Q I am Commissioner Hagler, this is Commissioner
7 Loomis, and Commissioner Lemons.

8 COMMISSIONER LEMONS: How are today, sir.

9 A All right.

10 Q You are appearing, this is your initial appearance
11 before the Parole Board; is that correct?

12 A Yes.

13 Q You are serving a 20 to life sentence for murder in
14 the second degree, crime for which you plead guilty in 1989;
15 is that correct?

16 A Yes.

17 Q And the person that you murdered was your mother?

18 A Yes.

19 Q Why would you kill your mother?

20 A I just, there is no explanation I can give you. I
21 just, just, just so out of control. Our relationship, you
22 know up until that point had been so crazy that, I just don't
23 know I could have reacted like that. But I just can't
24 explain that.

25 Q I mean I'm not going to read the entire thing, it

██████████ ██████████ ██████████ ██████████

1 is horrendous. Says here you strangled her until she passed
2 out. Then you got a knife and slit her throat. Then you got
3 a bicycle chain and strangled her again with that.

4 A Well, one part of that, that bicycle chain I don't
5 even know when that ever got into my paperwork, that's never
6 been in my paperwork. I gave them a whole confession to it.
7 What I did. I don't know when that got interjected into
8 there like that.

9 Q All right. But you strangled her with your hands?

10 A Yes yes.

11 Q You cut her throat?

12 A Yes.

13 Q And then you weren't sure if she was dead so you
14 filled the bath tub up with water and then drowned her?

15 A Yes.

16 Q And then you covered her up, with a bed quilt, and
17 you took the family Bible and opened it up, and wrote on the
18 top of the page with marker God Bless You Mother, Amen. And
19 then you placed her birth certificate in the Bible, just in
20 case her body wasn't found and she was so badly decomposed?

21 A No, I think the birth certificate, she always, she
22 kept in there any way. I think that was already in there.

23 Q And then you subsequently took off and ended up in
24 Washington, DC?

25 A Yes.

1 Q And you were on parole at the time that this
2 occurred?

3 A Yes.

4 Q What were you on parole for?

5 A I think a robbery.

6 Q Robbery. And like I said, this is your third state
7 prison term?

8 A Yes.

9 Q '81 you plead guilty to burglary third and got one
10 to three. '85 plead guilty to robbery second, got two to
11 four?

12 A Yes.

13 Q And then this current charge you are doing 20 to
14 life?

15 A Yes.

16 Q What have you done here since you have been in
17 custody?

18 A Well I took all my mandatory programming, like ART
19 and ASAT and stuff like that. And basically majority of my
20 bid at maximum security facilities I was in industries. You
21 know like trying to basically support myself. You know,
22 during my incarceration.

23 Q Doing what?

24 A In Eastern I was doing silkscreen work. In Auburn
25 I was doing, working standing furniture, making license

██████████ ██████████ ██████████ ██████████

1 plates and stuff like that. And Elmira I was doing printing,
2 I was a printer.

3 Q Okay. So you haven't, you had some tickets but not
4 recently?

5 A Not, not, most of my tickets was in the beginning
6 of my bid. When I came to this facility here, I had like
7 about almost ten years without a ticket. Then I caught
8 three, like all minor infractions here.

9 Q Tier IIs?

10 A Yes.

11 Q Three of them in '05?

12 A Yes.

13 Q All here?

14 A Yes.

15 Q Well if you were paroled, what, where do you plan
16 on living?

17 A I probably have to live in a shelter.

18 Q You have no family support at this point?

19 A I got cousins that still live in Long Island. And
20 you know, I probably would, I don't know how long I would
21 have to be in a shelter for. Eventually I think I could move
22 in with them.

23 Q And you have no definite employment plans lined up
24 other than skills that you just mentioned about printing and
25 typing? Is your father still alive?

1 A No.

2 Q He was deceased before your mother?

3 A No. He deceased on this bid. But prior to that I
4 only seen him one time in my whole life so some, one of my
5 cousins had wrote me and told me that he had passed away, I
6 think about '97.

7 COMMISSIONER HAGLER: Commissioners, do
8 you have any questions?

9 COMMISSIONER LOOMIS: Nothing further.

10 COMMISSIONER LEMONS: Do you have any
11 brothers and sisters?

12 A No, sir.

13 COMMISSIONER LEMONS: Was your mother a
14 small woman or was she big person or was she ambulant.

15 A I think she was like about medium.

16 Q [REDACTED], is there anything else you feel we
17 should know that we haven't covered here today?

18 A No, basically just you know, I am like, there is
19 not day that goes by this 20 years I did, that I don't feel
20 the pain or sorry for what I did. I mean there is no, when I
21 first came in and when the incident happened, you know I
22 thought I was, I guess at that time I thought I was justified
23 in what I was doing because I was angry or whatever. But you
24 know, over the years that I didn't really constantly look at
25 it. I just know that there is no justification, what I did.

██████████ ██████████ ██████████ ██████████

1 And you know, I am just hoping to make it home one day. Try
2 to, you know, start over.

3 Q All right. You were seen for mental health?

4 A Yes.

5 Q They did not believe that you warranted being an
6 active case, right, on any medication or?

7 A No.

8 Q Any other therapy?

9 A No.

10 Q All right. We'll look at everything here and give
11 you a decision in a couple days.


12 A All right.

13 Q Thank you.

14 (Inmate excused.)

15 (After due deliberation by the Parole
16 Board Panel, the following decision was rendered:)

17
18
19
20
21
22
23
24
25


DECISION

1
2
3 COMMISSIONER HAGLER: Hold 24 months,
4 January 2010.

5 After careful review of your record,
6 personal interview and deliberation, parole is denied. Your
7 institutional accomplishments and release plans are noted.
8 This panel remains concerned however about the extreme
9 gravity of your instant offense where you murdered your
10 mother. You strangled her, cut her throat and strangled her
11 a second time with a bicycle chain. You then placed her in
12 bathtub and drowned her in order to ensure she was dead.
13 This is your third state prison term. You were on parole for
14 robbery second degree at the time you committed this murder,
15 which when considered with other required and relevant
16 factors leads to the conclusion that your discretionary
17 release at this time is inappropriate.

18 If released at this time there is a
19 reasonable probability that you would not live and remain at
20 liberty without violating law. Your release at this time is
21 incompatible with the welfare and safety of the community.

22 (The above decision was reached after due
23 deliberations and Commissioners concur.)
24
25

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

C E R T I F I C A T I O N

I hereby certify that the proceedings and evidence are contained fully and accurately in the notes taken by me on the above cause and that this is a correct transcript of the same to the best of my ability.

Elizabeth R. Brucie

ELIZABETH R. BRUCIE