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NYS DEPARTMENT OF CORRECTIONS AND COMMUNITY SUPERVISION

BOARD OF PAROLE

PAROLE BOARD INTERVIEW

In the Matter of

DIN NO. [REDACTED]

NYSID NO. [REDACTED]

TYPE OF INTERVIEW: Reappearance

LOCATION: Orleans Correctional Facility
(Video-conferenced to Buffalo Area Office,
460 Main Street, Buffalo, New York 14202)

DATE: Wednesday, November 18, 2020

DECISION DATE: Wednesday, November 18, 2020

BEFORE: COMMISSIONER W. WILLIAM SMITH JR.
COMMISSIONER JOSEPH P. CRANGLE

AT FACILITY: S. Meeder, SORC

HEARING REPORTER: Carrie A. Fisher

1 EXAMINATION BY COMMISSIONER CRANGLE:

2 Q Hi, sir. Can you state your name for the record?

3 A [REDACTED].

4 Q How are you doing, [REDACTED] I am Commissioner Crangle.

5 Alongside me here is Commissioner Smith, okay?

6 COMMISSIONER SMITH: Hello.

7 THE INMATE: How are you, Commissioner Smith?

8 COMMISSIONER SMITH: Good.

9 Q Good.

10 A Good afternoon, gentlemen.

11 Q All right, sir. This is a reappearance for you today. It
12 looks like you were denied your last interview was in --

13 A 2018 I believe.

14 Q I got 2019; is that right?

15 A Okay, yeah, at the end I think it was, something like that.

16 Q Okay. Yeah, it was scheduled for October 2018 but it was
17 postponed. I believe you were in the middle of an appeal
18 maybe or something. It says for appeal.

19 A Yeah, I am sorry.

20 Q That's okay.

21 A I think it had something to do with I was in the middle of a
22 transfer and I was going to be going somewhere else and then
23 I didn't, I stayed there.

24 Q Okay. Well, in any event.

25 A In any event, right.

1 Q I don't believe I have interviewed you in the past. It's a
2 new day, new opportunity for you. We're going to be going
3 over a lot of the same stuff you may have heard before but
4 we also go over some new things, okay?

5 A Sure.

6 Q Obviously over a period of time things change, okay? I
7 wanted to note too that we have this parole packet here.

8 A Excellent.

9 Q Okay?

10 A Yes, yes.

11 Q And very impressive and I appreciate you having things
12 separated, okay, in this binder. It makes it easier to go
13 through.

14 A Yes, that's my intention is I would like to go through some
15 things.

16 Q Well, it's duly noted.

17 A And it will speed up the process, yes.

18 Q So good job on that.

19 A It has my apology letter in there, my impact statement.

20 Q Yep. We will go through that, okay?

21 A Okay, yep.

22 Q For record purposes, you're in for murder second 25 to life
23 and a burglary first 5 to 15 sentence; is that right?

24 A Yes.

25 Q Out of Suffolk County. We have your sentencing minutes.

1 They're part of the record. You did plead guilty and the
2 record states, I am just going to give an overview summation
3 here, on or about March 9th, 1994, you went into the home of
4 your next door neighbor, next door neighbor at the time?

5 A Yes, [REDACTED]

6 Q She was approximately 25 years old who was caring for the
7 home while her father was away and you went into the home
8 and you grabbed her, wrestled with her, strangled her
9 unconscious. Once she did pass away, it is noted here that
10 during the struggle you had sexually fondled her. And then
11 after strangling her to death, you ended up taking her to a
12 nearby park and buried her in a shallow grave; is that
13 right?

14 A Well, there are some inconsistencies within the PSI report
15 and those were taken from some statements that I made to the
16 detectives.

17 Q Okay. Well, I purposely just gave a general summation
18 because, you know, getting detailed, we weren't there and
19 neither was the writer. You were there.

20 A Right, yes.

21 Q So if you want to open it up a little more?

22 A No, at this --

23 Q Tell us what you did in your own words, why don't you do
24 that?

25 A At this juncture, it's only going to justify my actions. It

1 was a senseless act of cruelty and at this point, no, I
2 don't need to further go into any of that. You are correct
3 in stating those facts and I signed those statements for the
4 last 27 years in my quarterly reports.

5 Q Okay.

6 A So I can't refute those or dispute.

7 Q And I know you have gone through this over the 27 years in
8 your mind I am sure, right?

9 A Well, mostly.

10 Q 27 plus years.

11 A Right..

12 Q Going back in time, if you can rewind the tape, what
13 triggered you to grab a woman that was basically in her own
14 home and kill her?

15 A Those were not my intentions. Those weren't my intentions
16 and it --

17 Q It escalated?

18 A It did. It escalated. If my intentions were to do that, I
19 wouldn't have shut the light off. I shut the light off. It
20 was originally to be a scaring tactic to her to show her not
21 to leave her garage doors open, but that's also justifying
22 my actions.

23 Q Can I ask you something?

24 A Yes.

25 Q Was it a bad neighborhood? I mean, a lot of people leave

1 their garage door open.

2 A Right.

3 Q What was the big deal about the fact that she --

4 A The big deal is I was supposed to take care of the house and
5 mind it but she was there to look after the house once in a
6 while when her father was away and she kept leaving the
7 garage doors open. She was not shutting them, and then I go
8 over and I shut the garage doors. [REDACTED] asked me to look
9 after the house too. [REDACTED] who is the owner of the house,
10 this is his daughter who was coming out.

11 Q Can I ask you something before we continue?

12 A Sure, yeah.

13 Q You were at the time working on a house next door?

14 A Yes, I was, that's correct.

15 Q Were you also living there while you were working?

16 A Yes, I was.

17 Q And the owner of the home was whom?

18 A No, the owner of the house that I was living is a friend of
19 mine.

20 Q Okay.

21 A He lived in another house at the time.

22 Q What type of work were you doing on it?

23 A I totally renovated the whole house.

24 Q Did you, okay. And you got to know the neighbor, the
25 father?

- 1 A Yes, I did, mmmm, sure.
- 2 Q So go ahead. You were responsible to tend to the house?
- 3 A Not tend to it but just look after it, that's all.
- 4 Q So you went in to scare her?
- 5 A That's it.
- 6 Q And how did it escalate to strangling her?
- 7 A Well, I should have never been over there to shut her light
8 off and then confront her at the door and I received what I
9 deserved. She kicked me in the crotch. And from that point
10 on, it grew into a very terrible situation. It was a
11 senseless act of cruelty.
- 12 Q Were you under the influence of anything?
- 13 A Yes, I was. That's no excuse.
- 14 Q I know but I want to get some insight on your behavior at
15 that time.
- 16 A Yes.
- 17 Q Under the influence of what?
- 18 A I was under the influence of marijuana, cocaine.
- 19 Q Okay. How old were you back then, [REDACTED]
- 20 A And alcohol. I was 39 years old.
- 21 Q Okay.
- 22 A At the time, I had separated from my wife. I was homeless.
- 23 Q This was really your only arrest and conviction.
- 24 A Yes, and at that point I was renovating the home and I was
25 trying to keep positive with my life but really what I did

1 is I went through a pretty rough divorce and I was homeless.
2 I was helpless. I felt ashamed to the community because of
3 being divorced, you know, losing my house and it was a
4 terrible moment in time for me.

5 Q How long was this going on for, [REDACTED] You admit driving the
6 body to a park area; is that right?

7 A Yes, that was the next morning, yeah.

8 Q Okay. And would you say they didn't discover the body for
9 about three weeks?

10 A Yes, that's correct.

11 Q Is it true that you took them to the scene of the crime?

12 A Yes, it is.

13 Q Or where the burial was?

14 A Yes, that's true.

15 Q Okay. You went with the detective?

16 A I went with several detectives, yes.

17 Q Okay.

18 A They came to my house and they were asking for some prints,
19 and from that point on I knew that they knew what was going
20 on.

21 Q You were questioned through the three weeks?

22 A Yes, I was, yes.

23 Q Okay.

24 A But they didn't have any evidence. They didn't have any
25 physical evidence. There was no witnesses.

- 1 Q What was going --
- 2 A What was going through my mind?
- 3 Q Yes, during that three-week period.
- 4 A Pure hell, pure hell. I drank myself to sleep every night.
- 5 I was trying to come to terms about what I had done and it
- 6 was very difficult to do until I finally realized that I
- 7 needed to take responsibility for my actions and bring some
- 8 sort of closure to the husband and [REDACTED] family and that's
- 9 when I decided to tell the truth about what occurred to the
- 10 best of my abilities and then leading them to the body in
- 11 . And from that point on, we closed
- 12 the case in one night and that was the end of my whole
- 13 procedure with the police initially.
- 14 Q Okay.
- 15 A Until I went through the court process and then the grand
- 16 jury.
- 17 Q How long have you been at Orleans for?
- 18 A A little over a year.
- 19 Q Where were you before that?
- 20 A I was in Livingston Correctional Facility.
- 21 Q Okay.
- 22 A Livingston Correctional Facility. I had just came from
- 23 Gowanda where I had spent 15 months in a therapeutic
- 24 program.
- 25 Q You did the extensive sex offender program?

- 1 A Yes, yes, SOCTP.
- 2 Q Okay, good job.
- 3 A And I had very good reviews, motivated, highly motivated
- 4 evaluations.
- 5 Q Can I ask you something?
- 6 A Yes.
- 7 Q Once you state that you got kicked in the groin and it just
- 8 escalated from there, what triggered the sexual behavior?
- 9 Through your therapy did you ever discover what made you --
- 10 A Yes.
- 11 Q Tell me, you know.
- 12 A There is a belittling process. I wanted to belittle her.
- 13 Q Why?
- 14 A Because of all the abuse I had taken from having terrible
- 15 relationships over the years, of not being in control of my
- 16 relationships, to being lied to and deceived. I had always
- 17 seemed to find promiscuous relationships, and those are the
- 18 most vulnerable relationships. They don't last.
- 19 Q Did you have sex with her?
- 20 A With who?
- 21 Q With the victim?
- 22 A No, no, I didn't.
- 23 Q Intercourse?
- 24 A No, I didn't, no.
- 25 Q What did you -- did you fondle her as you were strangling

1 her?

2 A Yes, yes, yes. Afterwards, yes, I did and to me that was
3 like just that I could do it. I had the opportunity to do
4 it and I did it and I was aghast at what I had done. I was
5 really disgusted with what I had done. And from that point
6 on, I carried her body to the van and that night was
7 probably one of the worst nights of my life.

8 Q Did you wrap her in anything?

9 A No, no, I don't know where those extra shallow grave and all
10 that stuff comes from. I have no idea.

11 Q Did you just lay her on the ground and leave?

12 A It was tall grass in and that's
13 where I left her body.

14 Q Why did you choose that area?

15 A The thing that came to the -- that was the easiest thing
16 that came to mind and it was a terrible, terrible decision,
17 a senseless act of cruelty.

18 Q At sentencing you had an opportunity to speak and you chose
19 not to.

20 A I was prepared. I was prepared to give a speech and say
21 something meaningful. I discussed this with my lawyer
22 Mr. and he stated that it would be a good thing that I
23 didn't say anything at that point because the husband was
24 going to give testimony of how he felt on what I had done to
25 his wife and truly at that point in time there was nothing I

1 can say that I can change.

2 Q Do you remember them speaking in court?

3 A I remember [REDACTED] speaking vividly and it was very
4 upsetting. It seemed to take forever, but I didn't blame
5 him one bit for what he said and I felt his pain and anguish
6 and I believe that in my apology letter I stated how I felt
7 and who I talked to initially.

8 I have written two apology letters, one to [REDACTED]
9 [REDACTED] she wanted to know what occurred, and I believe
10 [REDACTED] was her sister-in-law, [REDACTED] sister-in-law. I am
11 not sure, I believe that's what she originally explained to
12 me when I received the letter from my counselor, Witchovski,
13 in Elmira Correctional Facility when he asked me if I wanted
14 to write a letter to Ms. [REDACTED] and explain to her what
15 occurred. And at that point, I was still processing what I
16 had done and I did the best I could with the letter that I
17 wrote her. He read the letter and he passed it on to her.

18 And I don't know how many years passed where I
19 recently wrote a letter to the [REDACTED] and [REDACTED] family --
20 [REDACTED] family and stated how I felt and how I
21 could ask for forgiveness but not for myself but for them to
22 continue to heal.

23 Q Okay. Well, I appreciate that. Going back to what you said
24 earlier about how things were prior to you -- involving this
25 crime, you had relationships that weren't too healthy?

1 A They were not, they were not.

2 Q Was there a control issue?

3 A Over the years and having these relationships hurt me so
4 much because they weren't solid relationships. They were
5 all about sex and I have taken a lot of abuse from the
6 relationships because I was always on the short end of the
7 stick might you say and the woman turning the relationship
8 and moving onto another relationship so there was never
9 anything that was solid. It was not promiscuous. It was
10 just toxic relationships one right after the other.

11 Q Okay. Because it's just hard to grasp and, you know, from
12 the sound of it what you were saying earlier --

13 A It comes from --

14 Q Hold on. It's hard to grasp to think that, you know,
15 basically you hardly even -- you know, your record is pretty
16 much clean before all this and not even a misdemeanor
17 conviction, right?

18 A Right.

19 Q And you have a history of some issues with relationships and
20 it just appears -- I am not trying to talk you into saying
21 this, but it appears that you took out a lot of your anger
22 or frustrations out on the victim here.

23 A Yes, I did.

24 Q It was still sexually related, do you follow me?

25 A I don't -- I had plenty of time to do much more than what I

1 did and I didn't do it because I was disgusted with myself,
2 so it wasn't sexually orientated. It wasn't.

3 Q Do you --

4 A I have taken a lot of hurt and I just never addressed those
5 issues over so many years.

6 Q Do you think you have now?

7 A Yes. When I was in the SOCTP program, I went over all of
8 that, all of those emotions that I never addressed and
9 probably came to terms with. I had just taken it all out on
10 an innocent human being. It could have been anybody else.
11 I don't know why I chose her.

12 Q How long did you know her father for?

13 A Not long at all, few months, four or five months.

14 Q Did you ever meet her husband?

15 A No. Never did, no. Didn't even know she was married.

16 Q Okay.

17 A And I never knew there was a dog in the house.

18 Q How did you turn the electricity off?

19 A All the breakers in those garages were the same. They were
20 in the garage.

21 Q I see. [REDACTED] I want to note for the record that we have
22 your risk assessment in the file. You're familiar with the
23 COMPAS risk assessment?

24 A Yes, yes.

25 Q You helped create it with the questions that you had to

1 answer.

2 A Yes.

3 Q Pretty much low scores across the board. The only one that
4 has a high score is a nine out of ten, ten being the
5 highest, you have a nine in the need category for reentry to
6 substance abuse.

7 A Yes.

8 Q You mention in the day you were heavily involved with drugs.
9 After the offense you said you basically put yourself to
10 sleep by drinking?

11 A Yes, yes, I did.

12 Q Today, 2020, where are you with your substance abuse issues,
13 your addiction? I don't see any drug tickets, am I correct
14 on that?

15 A None whatsoever. I don't have a dirty urine in over 27
16 years. I don't have any fights either. When I came behind
17 these walls, I knew I needed to change. I knew that my
18 addictions played a key role in me being behind these walls.
19 It wasn't a direct role because of my actions. There are a
20 lot of people who are alcoholics and drug addicts that don't
21 do what I did necessarily, but it did occur. Mr. Coppola
22 mentioned that the last time I talked to him about nine
23 being rather high.

24 Q Right.

25 A Unless I was fooling the Department of Corrections all these

1 years, he doubted that very much and thought it should be
2 lower, I do too but, you know, I continue to go to AA and NA
3 meetings. I have also been through a college program where
4 I did very well in the drug and alcohol substance abuse.
5 You have those in my records too. You have my college
6 records. I got an A, if that means anything. I take this
7 work that I am doing now in my life very seriously and it's
8 all about change, it's how I think, it's how I build new
9 values, how I build principles to guide those values.

10 Q Okay.

11 A So I have not wasted my time with incarceration. I knew
12 that I needed to make some serious changes in my life and
13 how I thought and how I felt and how I behaved. It's much
14 more than that too. It's also how you perceive things.

15 Q Well --

16 A And that helps you to think, it really does, because a lot
17 of people make judgment calls on how they think but never
18 take into consideration of what they see and how meaningful
19 that is when you do stuff.

20 Q I see that you typed out a thorough letter to the board
21 that's dated November, okay, of 2020. You have two separate
22 pages here, one to us and also to the family of the victim,
23 right?

24 A Yes, that's correct, yes.

25 Q Okay. You do take note which not many inmates do is, you

1 know, you say "if the privilege of parole is given."

2 A Exactly.

3 Q Some people think that it's their right to get released by
4 the board and it's a privilege to be released.

5 A Exactly.

6 Q Okay?

7 A And if you don't put the work in and make a change for
8 yourself, I don't see it. I believe that if you're broken,
9 you need to be fixed. I think if anybody is broken, they
10 don't need to be released to society and I have worked with
11 many individuals behind these walls over the years and I
12 have helped them to see that and come to understand that
13 they need to work and they need to change their behaviors.

14 I facilitate a lot of anger issue programs, ART. I
15 also facilitated the domestic violence program here at
16 Orleans and also the hidden addictions program. I
17 facilitate those programs.

18 Q And I note you have --

19 A Until the pandemic, I am sorry. There is a second delay in
20 our talking. It's kind of --

21 Q Is there? I am sorry.

22 A That's all right.

23 Q I take note that you have a letter in the file that connects
24 you with Hudson Link, correct?

25 A That's correct, yes. I have known for over ten years

1 and without him I would have never had a bachelor's degree.
2 He set up a pre-college degree in Sing Sing and at that time
3 I was participating in the Christian Ministry Program which
4 was for one year and he said, "relax, I am going to get this
5 college program in place and you should be well prepared to
6 get into the college program and pass the entry examination
7 tests," and was right. He did develop the pre-college
8 program. I went through it, passed, and I was able to pass
9 the entry examination test and enter the program.

10 Q Is it Mercy College?

11 A Yes, I have graduated with honors from Mercy College.

12 Q Very good.

13 A And also he has been a role model to me over the years,
14 Sean, and he said that the alumni will be there for me when
15 I get released from prison if given the opportunity and he
16 has come true to his word.

17 Q I note for the record in a newsletter here from the --

18 A Yes, that's from my support team members.

19 Q Okay. Graduating from Sing Sing in 2016?

20 A Yes.

21 Q Very good.

22 A And the next one is the bachelor's degree, the next article.

23 Q And --

24 A What I was trying to steer you to there for a minute, if I
25 may, is the letter from , that is -- it should be right

1 after the history of accomplishments I have had incarcerated
2 from March '94 to 2020, right after that is a letter from
3 Sean, Hudson Link for Higher Education that offers me a
4 residence.

5 Q Okay.

6 A Do you see that letter?

7 Q You have a residence all set up?

8 A Yes. Do you see the letter I am talking about?

9 Q Yep, yep. Speaking of letters, let me ask you this, [REDACTED]

10 A Yes.

11 Q What do you -- everything that you put forth here is, again,
12 very well done and we appreciate you taking the time to put
13 the packet together but what do you -- besides obviously
14 your education accomplishments but what letter here sticks
15 out that you feel most proud of, not that you wrote, that
16 others have written?

17 A That others have written, I think there is several letters
18 in here. One in particular is from my former wife who I
19 have been with for 43 years.

20 Q What section?

21 A [REDACTED] I am in section 1. [REDACTED] letter is right
22 towards the end between Christian Sciences Judicial
23 Committee and a letter from [REDACTED] Her name is
24 [REDACTED]

25 Q Yep, I have it right here. It's even notarized.

1 A I have been with [REDACTED] for 43 years. [REDACTED] knows me more
2 than anybody else, sir. [REDACTED] has stuck with me throughout
3 my incarceration. She believes in me. She has seen the
4 changes in me. She sees what kind of man I am and she
5 trusts me. Does that mean we'll spend rest of our lives
6 together? I would like to do that, but first what I would
7 like to do is establish myself.

8 Q She has taken the time to even visit you, correct?

9 A Yes, throughout my whole incarceration except for up here.
10 It's too far away and I don't want her to make that trip.
11 It's ridiculous. She is out on Long Island.

12 Q Okay.

13 A I have a letter in here from my brother [REDACTED]. He is
14 another strong supporter of mine, my brother [REDACTED].

15 Q Okay.

16 A He has a letter in here.

17 Q Is he older or younger than you, [REDACTED]

18 A My brother is 70 years old.

19 Q Is he? How is he doing?

20 A He is retired and he is looking to spending some time with
21 me and he is very proud of me for working towards a
22 bachelor's degree and coming to my graduation and seeing the
23 change in me also. He believes in me and he is looking
24 forward to it.

25 Q He mentions the number of visits he has had --

1 A Yes.

2 Q -- at Sing Sing and you have the weekly phone calls.

3 A Yes, yes. I never wanted my brother to be a part of my life
4 simply because he was raising children and I didn't want him
5 to be subjected to this time I was spending behind bars. As
6 soon as his children grew old enough, then I reconnected
7 with my brother and it's like we never skipped a beat and I
8 look forward to spending some time with him.

9 Q Okay. I also want to note just for record purposes and let
10 you know that we don't see many letters from various
11 corrections officers and they are indeed -- you have
12 multiple letters from COs.

13 A Yes.

14 Q One that talks about the fact that, you know, you offered to
15 volunteer and work, right?

16 A That's correct.

17 Q So --

18 A That was the training officer for Sing Sing Correctional
19 Facility.

20 Q Right. We don't see many of those so that's to your credit.
21 Along with your -- going back to your file with your
22 disciplinary record, no problems with DOCCS overall and you
23 have done well.

24 What I want to do is I need to take a break and see if
25 my colleague, Commissioner Smith, has any comments or

1 questions for you.

2 A Okay.

3

4 BY COMMISSIONER SMITH:

5 Q This occurred in '94, correct?

6 A Yes, it did, sir.

7 Q And you so you would have been not quite yet 38? I think
8 you were 38 at the time?

9 A Going on 39.

10 Q Were you employed at that time?

11 A No, I wasn't. I had my own business and I was renovating
12 that home for my friend. I had lost my job with the Parks
13 Department. They were downsizing the Parks Department and
14 that was pretty much the beginning of the end of my
15 marriage.

16 Q How long did you work for the Parks Department?

17 A Eight years. They were downsizing. Koch at that time had
18 left office and Dinkins came into office and took over a lot
19 of Koch's policies of downsizing civil service throughout
20 the agencies in New York City.

21 Q So you don't have any pension?

22 A No, I have no pension whatsoever.

23 Q Okay. I think usually it's ten years you have to have.

24 A Yes, and I wasn't -- I wasn't permanent. I was provisional.

25 Q All right. No other questions. Thank you.

1 A You're welcome.

2

3 BY COMMISSIONER CRANGLE:

4 Q Okay, thank you. And I also want to note for the record you
5 have a letter here from 2017 it's dated but we can still
6 consider it, you know, even though it's a couple years old
7 when you worked at an ICP Immediate Care Program?

8 A Oh yes, I facilitated the MHU program there and I -- it was
9 a program called IDDT. It was ART and ASAT combined.

10 Q You worked in a -- you helped out?

11 A I facilitated therapeutic programs. I helped them with
12 hygiene, writing letters. Also I teach them how to socially
13 connect with people.

14 Q Okay. I am referring to the letter from

15 A [phonetic], yes.

16 Q Yep. Two pages long, speaks highly of you.

17 A Yes, I worked hand in hand with Mr.

18 Q The New Beginnings --

19 A Housing Initiative..

20 Q Right.

21 A That was the letter I was talking to you about. It's the
22 letter that I got from the director of the program stating
23 that he couldn't give me a residence at that program at the
24 time but Sean who is the executive director of the program
25 sent me that letter and guaranteed me a residence in a home

1 and that's what I want to focus on is that program which is
2 very important to me because not only does it directly
3 connect me to the alumni, I also have a job two blocks away
4 from where I will be living.

5 Q That would be good because everything is right there. You
6 have the supportive living and a job opportunity?

7 A And my support group is right there within the location,
8 10-15 minutes away is all my support.

9 Q Okay.

10 A And not only that I am eight minutes away from the hospital
11 that I need treatment for my cancer so that's very important
12 too. I already have my social worker's name. She is
13 waiting for my fax number from this facility so I can
14 forward the information on my cancer and my treatment.

15 Q What is the status of your medical needs?

16 A I have lymphoma. I have lymphoma. I need six treatments.

17 Q And where were you diagnosed with that?

18 A In September on my birthday.

19 Q Of 2020?

20 A Yes, sir.

21 Q Okay. The treatments are, what -- you don't have to get
22 into detail what does it involve?

23 A Chemotherapy.

24 Q Where are you getting it?

25 A They -- it's called CHOP-CHOP now and what they do is

1 they -- it's five different chemicals that they treat you
2 with, very similar to what they call chemotherapy but it's
3 much more refined and it attacks the specific lymph node
4 glands that are affected. I have three lymph node glands
5 that are affected with cancer.

6 Q Okay. Where is the treatment done though physically?

7 A The treatment is done in Westchester County Medical and then
8 they will release me to my residence and it's done every
9 three weeks.

10 Q Okay.

11 A Unlike the facility, they want to treat me and they want to
12 keep me confined to the infirmary.

13 Q Are you getting treatment now?

14 A No, I postponed the treatment.

15 Q Okay.

16 A I didn't know how that was going to affect my thought
17 process. I didn't know how it was going to affect my health
18 initially.

19 Q Okay.

20 A I had consultations with both oncologists at Erie County
21 Medical and also here and I waived my choices that I had and
22 that's why I postponed the treatment for now until I
23 hopefully have the opportunity to treat this in a better way
24 to alleviate stress and anxiety and also be available all
25 the proper food that I need, exercise, and live a normal

1 life and just being in different environment that's more
2 positive, you know. It has a lot to do with lowering stress
3 and anxiety which, you know, is a major killer in society
4 today.

5 Q Sure, there is no doubt about it. Overall when you look
6 into the future, if you were granted an opportunity to go in
7 the community, with all the education that you have now,
8 what would you like to do for work if it was your choice?

9 A That's a great question. Initially I will be working in the
10 office, the alumni office. Also Sean has a construction
11 company, I am a master carpenter and so being able to --
12 there is commendable behavior reports that state my
13 carpentry skills but what I am getting at is this, what I
14 really want to do, my hopes and dreams, is to be able to set
15 up a troubled youth trade school.

16 Q Okay.

17 A A troubled youth trade school that focuses on helping
18 individuals and getting empowered, empowering them and
19 allowing them to stay away from drugs and alcohol and going
20 down that road that I went down and I believe I have enough
21 credentials to do that. I can counsel them initially but
22 what I'd really like to do is finish my college, get my
23 master's degree as a social worker, and then I will be able
24 to really set up this business which I have some people
25 looking at real estate in New York City that believe in me

1 and feel that I am capable of not only designing and
2 constructing the building to be a troubled youth trade
3 school but hopefully to build it so it's safe, you know,
4 socially safe because the pandemic that's going on right now
5 and that's my dream. That's really what I would like to do.

6 Q All right. Well, sir, we have covered a lot of ground. As
7 you know from probably previous interviews, we do have a
8 district attorney's letter that's in your file that we
9 consider.

10 A I understand.

11 Q Is there anything you feel that I left out with you?

12 A There is also a letter at the back from the Principal
13 Foundation who are going to be keeping me with funds
14 initially. They're going to supply me with funds to get my
15 feet on the ground.

16 Q Okay.

17 A They will be working with my support team and ensuring me to
18 have a safe and productive transition along with my alumni
19 so I have a lot of support there.

20 Q Okay.

21 A I have a lot of people who believe I deserve a second chance
22 in life.

23 Q Do you believe justice has been served?

24 A I can't answer that question. I can't put any kind of value
25 on human life, sir. I can't do that.

1 Q Okay. I will accept that answer.

2 A I couldn't put a value on human life. I think about [REDACTED]
3 every day, I do. As I grow old, I know how precarious life
4 is. I value life more than I ever have in my whole life,
5 and I know what I robbed from [REDACTED] I know what I robbed
6 from [REDACTED] the dreams and hopes that they had for a
7 future family. I know what I have done to the community. I
8 can't take any of that back. All I can do is become a
9 better and productive man in society someday.

10 Q Okay.

11 A And not let down the people who feel that I need -- I
12 deserve a second chance at life. That's all I can say,
13 Commissioner.

14 Q Well, I appreciate you taking the time and going through
15 everything in detail and we have a lot more to look at,
16 Commissioner Smith and I, with your packet because you
17 definitely have taken the time to give us stuff that has
18 been in the past but what has been going on since you last
19 appeared, okay?

20 A Yes.

21 Q I want to reassure you that we take everything into
22 consideration, not just the offense. We have to weigh
23 everything. You know the statute and the regulations that
24 we have to consider, okay?

25 A Yes.

1 Q There is community opposition to your release. I do note
2 that you did have a letter sent to the apology bank. We
3 have to consider that as well, okay?

4 A Yes. I'd also like to mention that since my last hearing
5 that I have been busy connecting with social agencies, Worth
6 Rises, they're going to support my artwork which has been
7 circulating throughout the United States for the last year.

8 Also that when I was working in the garden squad here
9 in Orleans that I supplied a food bank in Orleans, Albion,
10 and knew what kind of product that they needed and by
11 reaching out to this food bank, finding out what they really
12 needed, and there is a letter in there from the director of
13 the organization that not only supplies food bank but also
14 shelters and feeding the hungry.

15 Q You mentioned --

16 A So --

17 Q You mentioned artwork?

18 A Yes.

19 Q What's your line of art?

20 A I am an assemblagist. I take natural resources and I do
21 landscaping and seascapes and architectural designs and I
22 have -- I am pretty good at it. It's a unique artwork and I
23 want to do that on the side too.

24 Q Okay. Well, you definitely have kept yourself busy on the
25 inside so that's to your credit. We wish you well. Stay

1 healthy. Stay safe.

2 A. I am going to try.

3 Q All right. Thanks.

4 A Thank you. You have a good day.

5 INTERVIEW CONCLUDED

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1 (After due deliberation by the Parole Board Panel, the
2 following Decision was rendered:)

3 DECISION

4
5 Denied 24 months. Next appearance 11-2022.

6 After a personal interview, record review and
7 deliberation, it's the determination of this panel that parole
8 release is not warranted at this time.

9 You stand convicted of murder in the second degree
10 and burglary in the first degree where according to the record
11 you brutally killed your neighbor's daughter. The record
12 states that you strangled her and sexually abused the victim.
13 Thereafter, you drove the body to a nearby park and buried her
14 in a shallow grave.

15 Consideration has been given to your case plan and
16 an assessment of your risk and needs for success on parole.
17 The COMPAS indicates you have a high score in the category of
18 substance abuse. You stated you were heavily involved with
19 drugs during the time of your criminal actions. The panel
20 takes note of your low scores in the other COMPAS categories.
21 However, these low scores do not dismiss the deviant and
22 violent actions you committed on March 3rd, 1994.

23 The panel has considered your release plans,
24 education achievements, multiple letters of support and
25 certificate of achievements. Your overall institutional

1 record has been considered including, but not limited to, your
2 positive programming as well as your clean disciplinary record
3 is also noted. The parole board commends your personal growth
4 and productive use of time. However, disciplinary release on
5 parole shall not be granted merely as a reward for good
6 conduct or efficient performance of duties while confined.

7 Your actions were heinous and a total disregard for
8 human life. This panel is concerned with the extreme violent
9 nature of your actions as well as your ongoing course of
10 conduct that you engaged in before, during, and after the
11 commission of your murder offense. The panel notes that there
12 is both official and community opposition to your release.
13 The victim's family will forever be impacted by your actions.
14 The panel has reviewed the comments stated at sentencing.

15 When considering all relevant factors, a review of
16 records and interview lead the panel to conclude that your
17 release would be incompatible with the welfare of society and
18 would so deprecate the seriousness of your crime as to
19 undermine respect for the law.

20 (All Commissioners concur.)
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