

Fordham Law School

## FLASH: The Fordham Law Archive of Scholarship and History

---

Parole Administrative Appeal Decisions

Parole Information Project – CURRENT

---

May 2022

### Administrative Appeal Decision - Clark, Dilan (2022-01-07)

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

---

#### Recommended Citation

"Administrative Appeal Decision - Clark, Dilan (2022-01-07)" (2022). Parole Information Project  
<https://ir.lawnet.fordham.edu/aad/884>

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

STATE OF NEW YORK – BOARD OF PAROLE

**APPEALS UNIT FINDINGS & RECOMMENDATION**

**Name:** Clark, Dilan

**DIN:** 16-A-1031

**Facility:** Fishkill CF

**AC No.:** 07-007-21 B

**Findings:** (Page 1 of 1)

---

Appellant challenges the June 2021 determination of the Board, denying release and imposing a 18-month hold. Appellant's instant offense is for sneaking into the bedroom of his adopted mother when she was sleeping and stabbing her to death. Appellant was 14 years old at the time. Appellant raises many issues. One of the issues raised is a claim that the decision lacks details.

A review of the Board decision indicates a lack of articulation as to why parole release is being denied. As such, since the decision is not properly detailed, a de novo interview is warranted.

**Recommendation:** Vacate and remand for de novo interview.

ADMINISTRATIVE APPEAL DECISION NOTICE

Name: Clark, Dilan

Facility: Fishkill CF

NYSID: [REDACTED]

Appeal Control No.: 07-007-21 B

DIN: 16-A-1031

Appearances: Steven Levine Esq.  
Dutchess County Public Defender  
45 Market Street  
Poughkeepsie, New York 12601

Decision appealed: June 2021 decision, denying discretionary release and imposing a hold of 18 months.

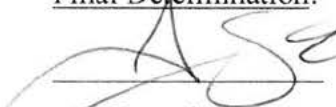
Board Member(s) who participated: Mitchell, Segarra


Papers considered: Appellant’s Letter-brief received October 21, 2021

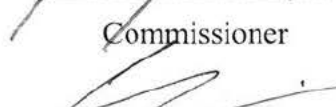
Appeals Unit Review: Statement of the Appeals Unit’s Findings and Recommendation

Records relied upon: Pre-Sentence Investigation Report, Parole Board Report, Interview Transcript, Parole Board Release Decision Notice (Form 9026), COMPAS instrument, Offender Case Plan.

Final Determination: The undersigned determine that the decision appealed is hereby:


 Affirmed  Vacated, remanded for de novo interview  Modified to \_\_\_\_\_  
 Commissioner


 Affirmed  Vacated, remanded for de novo interview  Modified to \_\_\_\_\_  
 Commissioner


 Affirmed  Vacated, remanded for de novo interview  Modified to \_\_\_\_\_  
 Commissioner

**If the Final Determination is at variance with Findings and Recommendation of Appeals Unit, written reasons for the Parole Board’s determination must be annexed hereto.**

This Final Determination, the related Statement of the Appeals Unit’s Findings and the separate findings of the Parole Board, if any, were mailed to the Appellant and the Appellant’s Counsel, if any, on

1/7/2022  
LB