



The Commonwealth of Massachusetts  
Executive Office of Public Safety



**PAROLE BOARD**  
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Chairman

**DECISION**

**IN THE MATTER OF**

**GERARD BEAULIEU**

**W37117**

**TYPE OF HEARING:** Review Hearing  
**DATE OF HEARING:** September 11, 2012  
**DATE OF DECISION:** December 5, 2012

**PARTICIPATING BOARD MEMBERS:** Cesar Archilla, Sheila Dupre, Dr. Charlene Bonner, Ina Howard-Hogan, Roger Michel, Lucy Soto-Abbe, Josh Wall

**DECISION OF THE BOARD:** After careful consideration of all relevant facts, including the nature of the underlying offense, prior criminal history, Mr. Beaulieu’s institutional record, the views of the public as expressed at the hearing or in written submissions to the Board, we conclude by a unanimous vote that the inmate is not a suitable candidate for parole at this time. Parole is denied with a review in five years.

**I. STATEMENT OF FACTS**

On the evening of February 4, 1979, at approximately 6:30 p.m., Mr. Beaulieu, after drinking throughout the course of the day, entered the home of the victim under false pretenses. The victim was a 16-year-old girl. Mr. Beaulieu knew the victim’s mother, but had never met the victim and assumed her approximate age to be that of a “teenager.” He called the home and learned that the victim’s mother was not home. He then devised a plan to gain entry to the home by requesting to use the phone. The victim assumed that he was a friend of her mother’s and allowed him entry. After gaining entry, he forced the victim on the bed, tied her with a phone cord, threatened her at knife point and raped her. He then forced her into his car and on two more occasions, after stopping the car, raped her again. After raping her for the third time, Mr. Beaulieu became concerned about the consequences of what he had done and decided that he would have to kill her. Mr. Beaulieu drove her to a wooded area, and while forcing her into the woods at knife point, she began to scream. He reacted to her screams by stabbing her repeatedly. The victim was able to push Mr. Beaulieu, who was reportedly

unsteady having consumed a large amount of alcohol, and he fell. At that point the victim was able to run away and was assisted by passing motorists and taken to the hospital.

Gerald Beaulieu pled guilty to three counts of rape on May 21, 1979. Mr. Beaulieu received three concurrent life sentences, which made him eligible for parole at 15 years. On that same date, Mr. Beaulieu received a concurrent sentence of 10 to 12 years for armed assault in a dwelling, and concurrent sentences of 7 to 10 years for sodomy, assault and battery with a dangerous weapon, kidnapping, and assault with intent to murder.

## **II. INSTITUTIONAL HISTORY**

During Mr. Beaulieu's initial period of incarceration he was returned to higher custody due to the nature of his offense, pending processing for a Sexually Dangerous Person evaluation. At that time he was housed in protective custody and was described as "unmotivated" with no program participation. In 1985 he was found "not sexually dangerous," and was transferred to lower security. Although he received positive work evaluations, Mr. Beaulieu failed to participate in recommended substance abuse and educational programming. Mr. Beaulieu did complete his G.E.D.; however, in 1994 he was again returned to higher custody for failing to progress in recommended sex offender treatment. In 1997, Mr. Beaulieu requested to be transferred to facilities that would allow him to re-engage in treatment and he completed all phases of sex offender treatment in 2002. In 2007 Mr. Beaulieu withdrew from the recommended Sex Offender Maintenance Competent Program because he "needed a break." He re-engaged in 2009. Mr. Beaulieu currently participates in the maintenance phase of sex offender treatment (one group per week) and he participates in Alcoholics Anonymous groups when they are offered (approximately one time per week). He is not employed, and states numerous medical issues related to knee and back problems as being an impediment to his ability to work. Mr. Beaulieu has received a minimal amount of disciplinary reports throughout his incarceration, with the last one in 1991.

## **III. PAROLE HEARING ON SEPTEMBER 11, 2012**

Mr. Beaulieu admits to the stated facts and reported that his motivation for committing the crime at that time included the following: "A lot of the crime was motivated by revenge towards my girlfriend [who had ended their relationship]. I started drinking more and more and in my crazy thinking I thought if I went out and forced someone to have sex with me, it would make her feel so guilty that she would come back to me." Mr. Beaulieu also verbalized other factors, such as his alcohol addiction and his own abuse history, as being relevant to his commission of the offenses.

Mr. Beaulieu's criminal record commenced in 1967. He committed serious offenses in 1971 when he received a one year suspended sentence for kidnapping, assault and battery, and threats. These offenses occurred after Mr. Beaulieu followed a female out of a bar who had rejected his advances earlier in the evening. He stated that he felt "humiliated" by her rejection earlier in the evening, and admits to following her with the intention of forcing himself on her. He grabbed her by the hair and forced her to the ground, he then hit her with a rock to keep her quiet. Mr. Beaulieu ultimately reported that he "freaked out" and decided to run.

In 1977 Mr. Beaulieu was charged with rape, unnatural acts, and assault and battery. These charges were dismissed. Mr. Beaulieu admits that he forced a woman he had previously had sex with to engage in sexual acts, despite her protest. When asked why the charges were dismissed, Mr. Beaulieu stated that "she dropped the rape charge." He stated that after committing this sexual assault, his ex-girlfriend "took me back, that's why I thought it would

work again" when he decided to sexually assault the 16-year-old victim of the governing offenses.

The Board questioned Mr. Beaulieu at length about his history of sexual offenses, including those he was charged with, and those he was not charged with. Mr. Beaulieu insisted that in previous hearings, his admissions of having victimized numerous women have been misrepresented by the Board. He was asked to clarify his previous statements and reported that the majority of women who have previously been identified as his "victims" were women who he met in a bar, admittedly attempted to buy them drinks to impair their judgment, and then he would have sex with them. When asked to explain if he felt these women were willing participants or not, he stated "they were women who wanted the sex as much as I did. It's not that they couldn't consent, they wanted it and that is still what I think." The Board specifically questioned Mr. Beaulieu regarding a person's ability to consent when his intention was to contribute to and to use their intoxicated state to enable him to have sex with these women. He maintained his position that they wanted the sex as much as he did, thus they were not to be viewed as victims. Mr. Beaulieu has provided inconsistent views during his parole hearings on the issue of consent.

Concerning the extreme violence he has demonstrated in victimizing people, the Board questioned Mr. Beaulieu about his insight into his anger and process of rehabilitation. Mr. Beaulieu reported that he was unsure of why he was so angry or why his violence was sexual. He did report his own history of abuse as being a contributing factor. He stated that he is no longer angry or sexually dangerous, and that he has no anger toward women. Mr. Beaulieu also largely attributed his violent sexual offenses to his alcohol addiction. At points during the hearing, Mr. Beaulieu insisted that he would not be capable of committing such offenses in the absence of alcohol, and minimized any other contributing factors that would cause him to perpetrate such violence on others.

Mr. Beaulieu has had several points in his treatment where he has decided to withdraw or failed to progress. Mr. Beaulieu admits that he has needed "a break" from such treatment during his incarceration, but insists that he has completed the program. He specifically noted that he dropped out of treatment after receiving his last parole decision because he was "frustrated with the Board." He recently re-engaged in treatment in 2009, and the Board noted concern about his history of inconsistent compliance. In addition, Mr. Beaulieu currently attends minimal programming, and he does not work. His lack of productivity was also noted as a concern.

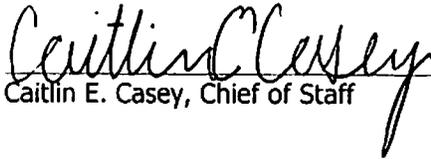
Speaking in opposition to Mr. Beaulieu's release was the victim's daughter, who also read a letter from her mother. In addition, the Middlesex Assistant District Attorney Christina Lucci testified in opposition to Mr. Beaulieu's parole. Mr. Beaulieu did not have anyone present in support of his parole release. When asked if he would like to make a closing statement to the Parole Board, Mr. Beaulieu declined and stated "I'm all set."

#### **IV. DECISION**

Mr. Beaulieu has a history of extreme violence and sexual offenses against women. But for the ability of the victim of his current offense to escape, he admits that he would have killed her after brutally raping her three times. Mr. Beaulieu's view today of his past sexual behavior toward other women remains very concerning. He has provided conflicting testimony over the years as to what constitutes consent and victimization in sexual situations and his current view presents a direct concern for the safety of women he would meet in the community. Mr. Beaulieu relies largely on his ability to maintain sobriety as his reason for release; he equates

his past addiction to alcohol as either the primary or sole precipitant to the violent sexual offenses that he admits to committing. Mr. Beaulieu, at this time, despite many years of participation in sex offender treatment, does not appear to have full insight into his precipitants for his violence and sexual offending, thus he does not demonstrate that he has been rehabilitated. The Board is also concerned about his lack of support system, inconsistent commitment to treatment and his pattern of victimization of women as significant public safety concerns. It is the unanimous decision of the Parole Board that Mr. Beaulieu's release to society at this time is not compatible with the welfare of society. Mr. Beaulieu should remain fully engaged in sex offender treatment and all other available programs that relate to violence prevention and substance abuse. Mr. Beaulieu needs more rehabilitative work to understand the causes of his sexual violence.

*I certify that this is the decision and reasons of the Massachusetts Parole Board regarding the above referenced hearing. This signature does not indicate authorship of the decision.*

  
Caitlin E. Casey, Chief of Staff

12/5/12  
Date