

*The Commonwealth of Massachusetts
Executive Office of Public Safety and Security*



PAROLE BOARD

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RECORD OF DECISION

IN THE MATTER OF

ALEXANDER MOLINA

W91619

TYPE OF HEARING: **Review Hearing**

DATE OF HEARING: **September 30, 2021**

DATE OF DECISION: **December 30, 2021**

PARTICIPATING BOARD MEMBERS: Gloriann Moroney, Dr. Charlene Bonner, Tonomey Coleman, Sheila Dupre, Tina Hurley, Colette Santa

STATEMENT OF THE CASE: On February 28, 2008, after a jury trial in Bristol Superior Court, Alexander Molina was found guilty of the second-degree murder of James Gauoette and was sentenced to life imprisonment with the possibility of parole. On the same date, he received a concurrent 4-5-year sentence for possession of a firearm.

Mr. Molina appeared before the Parole Board for a review hearing on September 30, 2021 and was represented by Boston College Law students Elizabeth Lee, Clare McLeod, and Emy Metzger. This was Mr. Molina’s second appearance before the Board, having been denied in 2020. The entire video recording of Mr. Molina’s September 30, 2021, hearing is fully incorporated by reference to the Board’s decision.

DECISION OF THE BOARD: After careful consideration of all relevant facts, including the nature of the underlying offense, the age of the inmate at the time of offense, criminal record, institutional record, the inmate’s testimony at the hearing, and the views of the public as expressed at the hearing or in written submissions to the Board, we conclude that the inmate is a suitable candidate for parole.¹ Reserve to Community Resources for Justice – Transitional Housing or Long-Term Residential Treatment Program (LTRP) after 12 months in lower security. Mr. Molina was 24 years old when he murdered 18-year-old James Gauoette. He has served approximately 16 years. He has engaged in valuable programming and appears to have benefitted from same. His adjustment has been very positive as evidenced by having only two

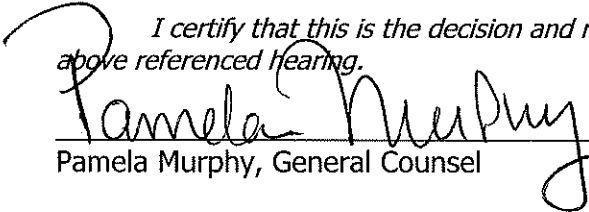
¹ Five Board Members voted to grant parole, and one Board Member voted to deny parole with a review in two years.

sanctioned disciplinary infractions, the last of which was 11 years ago. Mr. Molina has also maintained employment throughout his incarceration. He presented as insightful and put forth a well thought out parole plan. He has solid support in the community. Mr. Molina scored low on the LS/CMI, suggesting he is unlikely to recidivate.

The applicable standard used by the Board to assess a candidate for parole is: "Parole Board Members shall only grant a parole permit if they are of the opinion that there is a reasonable probability that, if such offender is released, the offender will live and remain at liberty without violating the law and that release is not incompatible with the welfare of society." In forming this opinion, the Board has taken into consideration Mr. Molina's institutional behavior, as well as his participation in available work, educational, and treatment programs during the period of his incarceration. The Board has also considered a risk and needs assessment and whether risk reduction programs could effectively minimize Mr. Molina's risk of recidivism. After applying this appropriately high standard to the circumstances of Mr. Molina's case, the Board is of the opinion that Mr. Molina is rehabilitated and merits parole after 12 months in lower security, and subject to special conditions.

Special Conditions: Reserve to Community Resources for Justice – Transitional Housing (CRJ-TH) or LTRP after 12 months in lower security (must complete); Waive work for LTRP or two weeks; Not to enter New Bedford unless approved by PO; Must be at home between 10 p.m. and 6 a.m.; ELMO-electronic monitoring; Supervise for drugs, testing in accordance with agency policy; Supervise for liquor abstinence, testing in accordance with agency policy; Report to assigned MA Parole Office on day of release; No contact with the victim's family; Must have mental health evaluation, adhere to any recommendations; Must have substance abuse evaluation, adhere to plan; Must have mental health counseling for adjustment/transition; Mandatory – follow recommendations of any treatment providers.

I certify that this is the decision and reasons of the Massachusetts Parole Board regarding the above referenced hearing.


Pamela Murphy, General Counsel

12/30/2011
Date