

The Commonwealth of Massachusetts  
Executive Office of Public Safety and Security



PAROLE BOARD

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RECORD OF DECISION

IN THE MATTER OF

EDUARDO ALVAREZ  
W40093

**TYPE OF HEARING:** Review Hearing  
**DATE OF HEARING:** October 26, 2021  
**DATE OF DECISION:** February 17, 2022

**PARTICIPATING BOARD MEMBERS:** Dr. Charlene Bonner, Tonomey Coleman, Sheila Dupre, Tina Hurley, Colette Santa<sup>1</sup>

**STATEMENT OF THE CASE:** On November 17, 1983, in Suffolk Superior Court, Eduardo Alvarez pleaded guilty to second degree murder and received a sentence of life with the possibility of parole. On the same date, Mr. Alvarez pleaded guilty to armed robbery, for which he received an 18-to-20-year sentence, and assault by means of a dangerous weapon, to wit; a knife, for which he received a sentence of three to five years. Both additional sentences were ordered to run concurrently with the life sentence.

Mr. Alvarez appeared before the Parole Board for a review hearing on October 26, 2021 and was represented by Northeastern University Law students Benjamin Pitta and Katie Lamirato. This was Mr. Alvarez's sixth appearance before the Board, having been denied after hearings in 2000, 2005, 2010, 2016, and 2019. Mr. Alvarez postponed his hearings in 1998 and 2015. The entire video recording of Mr. Alvarez's October 26, 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 by unanimous vote that the inmate is a suitable candidate for parole. Reserve to his United States Immigration and Customs Enforcement (ICE) detainer. Mr. Alvarez was seen by the Board in 2019 and accepted recommendations. He has served 39 years and has satisfied all program requirements. He has an overall positive adjustment. He has developed a re-entry plan to

<sup>1</sup> Chair Moroney recused.

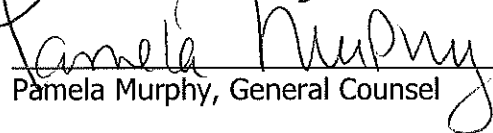
include participation in the PEACE Institute to address reintegration needs. He has remained drug and alcohol free for 32 years.


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. Alvarez'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. Alvarez's risk of recidivism. After applying this appropriately high standard to the circumstances of Mr. Alvarez's case, the Board is of the unanimous opinion that Mr. Alvarez is rehabilitated and merits parole at this time.

**Special Conditions:** Reserve to United States Immigration and Customs Enforcement (ICE) detainer; Approved home plan before release (in the event Mr. Alvarez is released from ICE custody); Waive work for two weeks; 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 victim(s) family; Must have a substance abuse evaluation – adhere to plan; Must have mental health counseling for adjustment/transition.

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

  
\_\_\_\_\_  
Pamela Murphy, General Counsel

  
\_\_\_\_\_  
Date