

The Commonwealth of Massachusetts
Executive Office of Public Safety and Security



PAROLE BOARD

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Executive Director

RECORD OF DECISION

IN THE MATTER OF

JAVISH MARRERO

W84632

TYPE OF HEARING: **Review Hearing**

DATE OF HEARING: **January 14, 2021**

DATE OF DECISION: **June 15, 2021**

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

STATEMENT OF THE CASE: On December 9, 2004, in Middlesex Superior Court, Javish Marrero pleaded guilty to the second-degree murder of Souvanna Chittaphong and was sentenced to life in prison with the possibility of parole. Mr. Marrero was also sentenced to a concurrent term of 7 to 10 years for armed assault to rob.

Mr. Marrero appeared before the Parole Board for a review hearing on January 14, 2021 and was represented by Harvard University Law students George Rochen and Anne Woronnecki. This was Mr. Marrero's second appearance before the Board, having been denied in 2017. The entire video recording of Mr. Marrero's January 14, 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 Interstate Compact New Jersey after 12 months in lower security. Mr. Marrero served 18 years for the murder of Souvanna Chittaphong. Since his last hearing, Mr. Marrero has remained program compliant and employed. In addition, he earned his Hi-set and remained active in NA/AA, and religious services. Mr. Marrero has a solid support network that will aid him as he reintegrates. A period of transition in a lesser security environment will increase his likelihood of success upon reentry into the community.

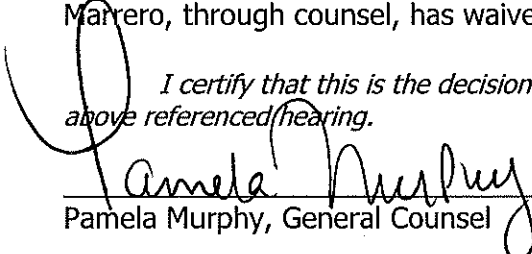
The applicable standard used by the Board to assess a candidate for parole is: "Parole Board Members shall only grant a parole permit if they are of the opinion that there is a reasonable probability that, if such offender is released, the offender will live and remain at liberty without violating the law and that release is not incompatible with the welfare of society."

In forming this opinion, the Board has taken into consideration Mr. Marrero'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. Marrero's risk of recidivism. After applying this appropriately high standard to the circumstances of Mr. Marrero's case, the Board is of the unanimous opinion that Mr. Marrero is rehabilitated and merits parole at this time.

Special Conditions: Reserve Interstate Compact – New Jersey after 12 months in lower security; Approved home plan before release; 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 mental health counseling for adjustment/transition; AA/NA at least 3 times/week .

IMPORTANT NOTICE: The above decision is an abbreviated administrative decision issued in an effort to render an expedited resolution in response to the COVID-19 pandemic. Mr. Marrero, through counsel, has waived his right to a full administrative decision.

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



Pamela Murphy, General Counsel

6/15/2021
Date