

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



PAROLE BOARD

*12 Mercer Road
Natick, Massachusetts 01760*

*Telephone # (508) 650-4500
Facsimile # (508) 650-4599*

Charles D. Baker
Governor
Karyn Polito
Lieutenant Governor
Thomas A. Turco III
Secretary

Gloriann Moroney
Chair
Kevin Keefe
Executive Director

RECORD OF DECISION

**IN THE MATTER OF
LEONARD ORCUTT
W88790**

TYPE OF HEARING: Review Hearing

DATE OF HEARING: October 15, 2020

DATE OF DECISION: March 10, 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 1, 2006, in Plymouth Superior Court, Leonard Orcutt was convicted of three counts of unarmed robbery. The following day he was convicted in the same court of being a habitual offender. He was sentenced to concurrent terms of life in prison with the possibility of parole.

Mr. Orcutt appeared before the Parole Board for a review hearing on October 15, 2020 and was represented by Boston College Law students Claudia Ajluni and Evelyn Jackson. This was Mr. Orcutt's second appearance before the Board having been denied 2015. The entire video recording of Mr. Orcutt's October 15, 2020 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 the Gavin House or Community Resources for Justice – Transitional Housing – Brooke after nine months in lower security. Mr. Orcutt has served 20 years for committing three bank robberies in one day yielding several thousand dollars. Mr. Orcutt has continued to maintain a positive adjustment. Since his last hearing he has completed several programs to include the Correctional Recovery Academy and has participated in in the American Veteran's in Prison program, Alcoholics Anonymous, and the 12 Step program. Additionally, he has audited Boston University (B.U.) courses and obtained a Bachelor of Arts degree from B.U. Release to a structured program after

a gradual transition meets the legal standard. Mr. Orcutt needs to demonstrate that he can be successful in a lesser restrictive environment.

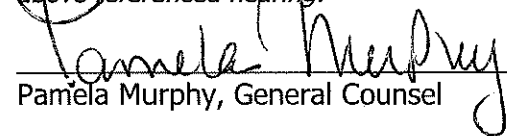
The applicable standard used by the Board to assess a candidate for parole is: "Parole Board Members shall only grant a parole permit if they are of the opinion that there is a reasonable probability that, if such offender is released, the offender will live and remain at liberty without violating the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

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

Special Conditions: Reserve to Gavin House or CRJ-Transitional House; Brooke House after nine months in lower security; Waive work for LTRP or two weeks; Curfew 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); Must have mental health counseling for adjustment/transition; AA/NA - 90 meetings in 90 days then at least 3 times/week; Mandatory - Sobrieter. Must complete Gavin House or CRJ-Transitional Housing; Brook House.

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. Orcutt, 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

3/10/2021
Date