



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

Terrence Reidy
Secretary

Gloriann Moroney
Chair

Kevin Keefe
Executive Director

RECORD OF DECISION

IN THE MATTER OF

MARKENDY JEAN
W89653

TYPE OF HEARING: Review Hearing

DATE OF HEARING: June 10, 2021

DATE OF DECISION: November 16, 2021

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

STATEMENT OF THE CASE: On April 6, 2007, in Middlesex Superior Court, a jury found Markendy Jean guilty of murder in the second degree and sentenced him to life in prison with the possibility of parole. On that same date, he was convicted of a firearm offense and received a three-to-five-year sentence to be served concurrently with the life sentence.

Mr. Jean appeared before the Parole Board for a review hearing on June 10, 2021 and was represented by Attorney John Rull. This was Mr. Jean's second appearance before the Board having been denied after his 2018 hearing. The entire video recording of Mr. Jean's June 10, 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 the inmate is a suitable candidate for parole.¹ Reserve to Interstate Compact New York after six months in lower security. Mr. Jean has served 18 years for the murder of Bobby Scott. Since his initial parole hearing in 2018, he has continued to address his causative factors through participation in Transforming Anger, Alternatives to Violence and Restorative Justice. In addition, he has completed course work through Mount Wachusett Community College, the Tuft's program. He remains employed in the barbershop and has remained disciplinary report free. He appears to have a solid support network and parole plan.

¹ Five Board Members voted to grant parole, and one Board Member voted to deny parole with a review in two 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. Jean'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. Jean's risk of recidivism. After applying this appropriately high standard to the circumstances of Mr. Jean's case, the Board is of the opinion that Mr. Jean is rehabilitated and merits parole at this time after six months in lower security and subject to special conditions.

Special Conditions: Reserve Interstate Compact – New York to an approved home plan after six months in lower security; 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; Substance abuse evaluation – adhere to plan; 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