

The Commonwealth of Massachusetts  
Executive Office of Public Safety and Security



PAROLE BOARD

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Chair

Kevin Keefe  
Executive Director

RECORD OF DECISION

IN THE MATTER OF

MICHAEL HARDY  
W54925

**TYPE OF HEARING:** Review Hearing

**DATE OF HEARING:** February 11, 2021

**DATE OF DECISION:** July 28, 2021

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

**STATEMENT OF THE CASE:** On August 12, 1993, in Suffolk Superior Court, Michael Hardy pleaded guilty to second degree murder for the shooting death of Adriano Barros. He was sentenced to life in prison with the possibility of parole.

Mr. Hardy appeared before the Parole Board for a review hearing on February 11, 2021. He was not represented by counsel. This was Mr. Hardy's fourth appearance before the Board, having been denied in 2009, 2013, and 2017.<sup>2</sup> The entire video recording of Mr. Hardy's February 11, 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 a unanimous decision that the inmate is a suitable candidate for parole. Reserve to Long Term Residential Program after nine months in lower security. Mr. Hardy has served approximately 29 years for the murder of Adriano Barros. He appears to have gained insights into his causative risk factors through participation in meaningful treatment and programming. He has positive supports to assist with reentry. He was able to articulate how his social history played a role in his criminal

<sup>1</sup> Board member Karen McCarthy was present at the hearing but was not a board member at the time of the vote. Chair Moroney recused.

<sup>2</sup> Mr. Hardy's initial parole eligibility date was August 7, 2007. Mr. Hardy postponed his July 10, 2007 initial hearing.

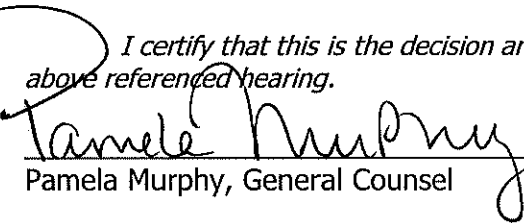
offending. Overall positive adjustment. Mr. Hardy has earned his General Equivalency Diploma and participated in multiple programs.

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

**Special Conditions:** Reserve to Long Term Residential Program (LTRP) after nine months in lower security; Waive work for LTRP; Must be home between 10 p.m. to 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 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.*

  
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Pamela Murphy, General Counsel

1/28/2021  
Date