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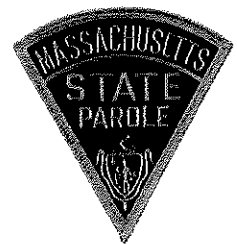
The Commonwealth of Massachusetts
Executive Office of Public Safety and Security

PAROLE BOARD

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Tina M. Hurley
Chair

Lian Hogan
Executive Director

RECORD OF DECISION

IN THE MATTER OF

MICHAEL MAUNEY
W101821

TYPE OF HEARING: Initial Hearing

DATE OF HEARING: September 10, 2024

DATE OF DECISION: December 12, 2024

PARTICIPATING BOARD MEMBERS: Edith J. Alexander, Dr. Charlene Bonner, Tonomey Coleman, Tina M. Hurley,¹ James Kelcourse, Rafael Ortiz²

VOTE: Parole is granted to Interstate Compact after 18 months in lower security.³

PROCEDURAL HISTORY: On December 14, 2005, in Suffolk Superior Court, Michael Mauney pleaded guilty to second-degree murder, assault with a dangerous weapon, carrying a dangerous weapon on school grounds, and carrying a firearm while intoxicated. Mr. Mauney was sentenced to life in prison with the possibility of parole on the murder charge to be followed by 4 years and 364 days to 5 years imprisonment on the assault and firearms possession charges.

Mr. Mauney, now 46-years-old, appeared for his initial hearing before the Board on September 10, 2024. He was represented by Attorney Michael Waryasz. The Board's decision fully incorporates, by reference, the entire video recording of that hearing.

STATEMENT OF THE CASE: On August 29, 2001, at approximately 9:35 p.m., 26-year-old Kenya Alexander was leaving a weekly meeting at Codman Square Health Center in Dorchester. As Mr. Alexander opened the door to enter the passenger side of his girlfriend's car, Michael

¹ Board Member Hurley was not present for the hearing, but reviewed the video recording of the hearing and the entirety of the file prior to vote.

² Board Member Coughlin recused herself from participation in this matter.

³ One Board Member voted to deny parole with review in two years.

Mauney approached him and, from close range, fired a .380 semi-automatic handgun. Struck at least once by the gunshots, the victim began to flee down Norfolk Street towards the corner of Epping Street. Mr. Mauney chased the unarmed victim and continued to fire at him until his weapon was empty. Kenya Alexander was later pronounced dead at Boston Medical Center from his wounds.

As Mr. Mauney fired the last three shots towards the victim, a police officer with the Boston Police Drug Control Unit witnessed the events and exited his unmarked vehicle. He announced "Boston Police" and ordered Mr. Mauney to drop his weapon. The defendant then turned towards the officer and pointed his gun. Fearing for his safety, the officer discharged a round from his department-issued firearm, missing the suspect. At this time, the defendant took up cover behind a parked vehicle and continued to point the gun in the direction of the police officer. The officer fired an additional two rounds when the suspect refused to drop the weapon and continued in a threatening posture with his gun. Two more police officers quickly arrived on scene and surrounded the suspect. After continued commands from police officers, Mr. Mauney eventually place his gun on the ground and surrendered to police.


APPLICABLE STANDARD: Parole "[p]ermits shall be granted only if the Board is of the opinion, after consideration of a risk and needs assessment, that there is a reasonable probability that, if the prisoner is released with appropriate conditions and community supervision, the prisoner will live and remain at liberty without violating the law and that release is not incompatible with the welfare of society." M.G.L. c. 127, § 130. In making this determination, the Board takes into consideration an incarcerated individual's institutional behavior, their participation in available work, educational, and treatment programs during the period of incarceration, and whether risk reduction programs could effectively minimize the incarcerated individual's risk of recidivism. M.G.L. c. 127, § 130. The Board also considers all relevant facts, including the nature of the underlying offense, the age of the incarcerated individual at the time of the offense, the criminal record, the institutional record, the incarcerated individual's testimony at the hearing, and the views of the public as expressed at the hearing and/or in written submissions to the Board (if applicable).

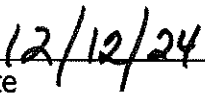
DECISION OF THE BOARD: This is Mr. Mauney's first appearance before the Board. Mr. Mauney has [participated in] programming to address his need areas. He states the most influential programs to him were Restorative Justice and AACC. He invested in educational opportunities, earning his bachelor's degree from Boston University in 2019. He is working towards his paralegal certificate. He described his avid reading efforts, and he has contributed to the institutional environment by being a tutor. He has been employed for the past 12 years in the Maintenance Department. Mr. Mauney has considerable support.

The Board considered the testimony of Dr. Daniel Brenner in support of parole. Suffolk County ADA Montez Haywood testified in opposition to parole. Three family members of Mr. Alexander provided opposition testimony.

SPECIAL CONDITIONS: Approve home plan before release; Release to Interstate Compact – Kentucky; Waive work for 2 weeks; Curfew-must be home between 10 P.M. and 6 A.M. for the first 90 days; Electronic monitoring for the first 90 days; Must take any prescribed medication, if prescribed; Supervise for drugs with testing in accordance with Agency policy; Supervise for liquor abstinence with 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 and must follow recommended treatment plan; Counseling for transition issues, anxiety, and depression.

I certify that this is the decision and reasons of the Massachusetts Parole Board regarding the above-referenced hearing. Pursuant to G.L. c. 127, § 130, I further certify that all voting Board Members have reviewed the applicant's entire criminal record. This signature does not indicate authorship of the decision.


Tina M. Hurley, Chair


Date