

The Commonwealth of Massachusetts
Executive Office of Public Safety and Security



PAROLE BOARD

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RECORD OF DECISION

IN THE MATTER OF
MYLES MIRANDA
W57000

TYPE OF HEARING: Review Hearing

DATE OF HEARING: April 12, 2022

DATE OF DECISION: July 7, 2022

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

STATEMENT OF THE CASE: On August 17, 1994, after a jury trial in Barnstable Superior Court, Myles Miranda was convicted of armed robbery while masked. He was sentenced to life in prison with the possibility of parole. The Massachusetts Appeals Court affirmed the convictions and orders denying his motions for new trial and reconsideration.¹

Mr. Miranda appeared before the Parole Board for a review hearing on April 12, 2022. He was represented by student attorneys from Harvard Law School. This was Mr. Miranda's fourth appearance before the Board having been denied in 2009, 2014, and 2019. The entire video recording of Mr. Miranda's April 12, 2022, 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 vote that the inmate is a suitable candidate for parole.

Reserve to Long Term Residential Program (LTRP) after completion of six months in lower security. On September 25, 1993, Mr. Miranda and his co-defendants committed a bank

¹ See *Commonwealth v. Ali*, 43 Mass. App. Ct. 549 (1997), *Commonwealth v. Miranda*, 46 Mass. App. Ct. 1122 (1999).

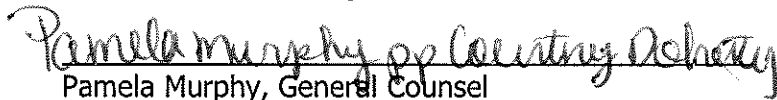
robbery in Cotuit. He has served approximately 28 years for this offense. He has had minor disciplinary infractions since his last hearing - a marked improvement in his adjustment. He has continued to engage in Narcotics and Alcoholics Anonymous and has maintained employment with Utilities. He is enrolled in the General Maintenance Program. He has been sober for his entire incarceration. He has addressed issues of addiction and criminal thinking. The Board notes he presented at this hearing as more insightful. Mr. Miranda presented a solid parole plan which will allow him to slowly transition into the community. He has obtained significant vocational skills that will assist him as he reenters society. Mr. Miranda has been incarcerated most of his adult life. He has served approximately 43 years in total.

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

Special Conditions: Reserve to Long Term Residential Program (LTRP) – must complete; Waive work for two weeks or program; 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 or association with co-defendants; No contact with victim's family; No contact with victim(s); Must have mental health counseling for adjustment/transition; AA/NA at least 3 times/week.

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


Pamela Murphy, General Counsel

7/7/22
Date