

Maura Healey
Governor

Kim Driscoll
Lieutenant Governor

Terrence Reidy
Secretary

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



Tina M. Hurley
Chair

RECORD OF DECISION

IN THE MATTER OF

PAUL CIPPERLY

W56667

TYPE OF HEARING: Review Hearing

DATE OF HEARING: November 17, 2022

DATE OF DECISION: January 19, 2023

PARTICIPATING BOARD MEMBERS: Tina Hurley, Dr. Charlene Bonner, Tonomey Coleman, Dr. Maryanne Galvin, James Kelcourse, Colette Santa

STATEMENT OF THE CASE: On June 10, 1994, in Middlesex Superior Court, Paul Cipperly was found guilty of armed robbery, as well as three counts of assault by means of a dangerous weapon to wit: handgun. On June 14, 1994, following a bench trial, Mr. Cipperly was found guilty of being a habitual criminal. He was sentenced to life in prison for armed robbery as a habitual criminal and given three 4 to 5-year sentences for the assault by means of a dangerous weapon charges, which were ordered to run concurrent with each other and with his life sentence. On July 23, 1996, in Essex Superior Court, Mr. Cipperly was found guilty of assault by means of a dangerous weapon and armed robbery. He was sentenced to 4 to 5 years and 15 to 20 years, respectively, ordered to run concurrent with his life sentences. All crimes for which Mr. Cipperly is now incarcerated were committed while on parole supervision.

Mr. Cipperly appeared before the Parole Board for a review hearing on November 17, 2022. He was not represented by counsel. Mr. Cipperly was denied parole after his 2008 initial hearing and after his 2015 and 2019 review hearings. The entire video recording of Mr. Cipperly's November 17, 2022, hearing is fully incorporated by reference to the Board's decision.

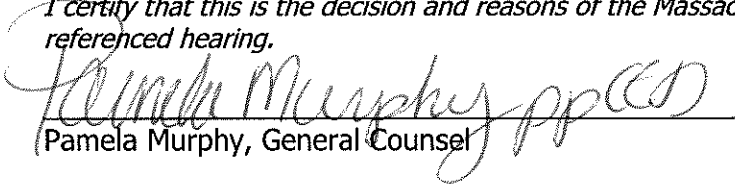
DECISION OF THE BOARD: After careful consideration of all relevant facts, including the nature of the underlying offense, the age of the inmate at the time of offense, criminal record, institutional record, the inmate's testimony at the hearing, and the views of the public as expressed at the hearing or in written submissions to the Board, we conclude by unanimous vote that the inmate is a suitable candidate for parole.

Reserve to LTRP after nine months in lower security. On April 24, 1993, Mr. Cipperly and a codefendant committed an armed bank robbery and was sentenced as a habitual offender. The Board considered the expert evaluation of Dr. DiCataldo. Mr. Cipperly completed the RTU program and has been sober for 35 years. He has satisfied all program requirements and participated in CRA, GPMP, and Violence Reduction. Mr. Cipperly has engaged in counseling and reports that continued counseling would be part of his parole plan. The Board notes he has family support.

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." 120 C.M.R. 300.04. In forming this opinion, the Board has taken into consideration Mr. Cipperly'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. Cipperly's risk of recidivism. Applying this standard to the circumstances of Mr. Cipperly's case, the Board is of the unanimous opinion that Paul Cipperly is rehabilitated and, therefore, merits parole at this time.

Special Conditions: Reserve to LTRP; Waive work for program; Curfew – Must be at home between 10pm and 6am; 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); No contact with victim's family; Must have mental health evaluation and follow recommendations; Must have substance abuse evaluation and follow recommendations.

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


Pamela Murphy, General Counsel

1/19/23
Date