The Commonwealth of Massachusetts
Executive Office of Public Safety and Security
PAROLE BOARD
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RECORD OF DECISION

IN THE MATTER OF

RICARDO BACIGALUPO

W61248

TYPE OF HEARING: **Review Hearing**

DATE OF HEARING: **October 6, 2022**

DATE OF DECISION: **January 11, 2023**

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

STATEMENT OF THE CASE: On September 11, 1996, after a jury trial in Hampden Superior Court, Ricardo Bacigalupo was convicted of the second-degree murder of 82-year-old Charles Glenney. He was sentenced to life in prison with the possibility of parole.

Mr. Bacigalupo appeared before the Parole Board for a review hearing on October 6, 2022. He was represented by Attorney John Rull. Mr. Bacigalupo was denied parole after his initial hearing in 2010 and after his review hearings in 2013 and 2018. The entire video recording of Mr. Bacigalupo's October 6, 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 that by unanimous vote the inmate is a suitable candidate for parole.

Reserve to Interstate Compact Pennsylvania after six months in lower security. Mr. Bacigalupo murdered 82-year-old Charles Glenney. Mr. Bacigalupo now fully accepts responsibility for his crime and acknowledged that he had been dishonest about the circumstances of the offense in the past. The Board notes that he has done significant rehabilitative programming and education and vocational training since the last hearing. While incarcerated, he has completed Violence Reduction, Criminal Thinking, Toastmasters, and Alternatives to Violence. He has also done ACCI coursework and engaged in the DBT group. At this hearing he appeared remorseful

and demonstrated insight that he had lacked in prior hearings. Mr. Bacigalupo presented a strong parole plan, and he has significant family support. He will benefit from a gradual transition through lower security.

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. Bacigalupo'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. Bacigalupo's risk of recidivism. Applying this standard to the circumstances of Mr. Bacigalupo's case, the Board is of the unanimous opinion that Ricardo Bacigalupo is rehabilitated and, therefore, merits parole at this time.

Special Conditions: Reserve to Interstate Compact Pennsylvania; Waive work for two weeks; 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 family; 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

1/11/23
Date