



The Commonwealth of Massachusetts  
Executive Office of Public Safety and Security



PAROLE BOARD

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Executive Director

RECORD OF DECISION

IN THE MATTER OF

ROBERTO ACEVEDO  
W51343

**TYPE OF HEARING:** Review Hearing

**DATE OF HEARING:** July 27, 2021

**DATE OF DECISION:** April 26, 2022

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

**STATEMENT OF THE CASE:** On October 21, 1991, in Essex County Superior Court, Roberto Acevedo pleaded guilty to the second-degree murder of Robert Lee Rogers. He was sentenced to life in prison with the possibility of parole. On the same date, Mr. Acevedo also received concurrent sentences of 15 to 20 years for armed assault with intent to murder; 15 to 20 years for kidnapping; 15 to 20 years for armed robbery; 7 to 10 years for assault by means of a dangerous weapon; 3 to 5 years for assault by means of a dangerous weapon; and 3 to 5 years for possession of a firearm.

Mr. Acevedo appeared before the Parole Board for a review hearing on July 27, 2021 and was represented by Attorney Sean Smith. This was Mr. Acevedo's fourth appearance before the Board having been denied in 2006, 2011 and 2016. The entire video recording of Mr. Acevedo's July 27, 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 unanimous vote that the inmate is a suitable candidate for parole. Reserve to Department of Developmental Services (DDS). Mr. Acevedo has served approximately 30 years for the murder of Robert Rogers, which occurred while he was out on bail for violent offenses. He has had an overall positive adjustment and completed multiple programs. Mr. Acevedo suffers from advanced atypical Parkinson's disease and is diagnosed with mild mental retardation and major depressive disorder. Despite his medical and cognitive issues, he has attended multiple

programs and worked towards his rehabilitation. He has strong family support and proposed re-entry plan to meet his needs. The Board considered the testimony and report of Dr. Laboy which supports a plan involving DDS.

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

**Special Conditions:** Reserve to Department of Developmental Services (DDS) Residential Program; Waive work for disability; Must be at home between 10 p.m. and 6 a.m.; ELMO-electronic monitoring at PO discretion if medically possible; Must take prescribed medication; 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; Must have mental health counseling for major depression; Mandatory – comply with DDS evaluation for services and all recommendations; Sign releases of information; Follow treatment recommendations of all providers.

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

Pamela Murphy P.P. (SMD)  
Pamela Murphy, General Counsel

4/26/22  
Date