

*The Commonwealth of Massachusetts*  
*Executive Office of Public Safety and Security*

**PAROLE BOARD**

*12 Mercer Road*  
*Natick, Massachusetts 01760*



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*Telephone # (508) 650-4500*

*Facsimile # (508) 650-4599*

**Tina Hurley**  
*Chair*

**Kevin Keefe**  
*Executive Director*

**RECORD OF DECISION**

**IN THE MATTER OF**

**TROY ASHLEY**

**W82222**

**TYPE OF HEARING:**      **Review Hearing**

**DATE OF HEARING:**      **May 3, 2022**

**DATE OF DECISION:**      **December 5, 2022**

**PARTICIPATING BOARD MEMBERS<sup>1</sup>:** Tina Hurley, Dr. Charlene Bonner, Tonomey Coleman, Colette Santa

**STATEMENT OF THE CASE:** On July 25, 2003, in Barnstable Superior Court, Mr. Ashley pled guilty to second degree murder in the death of Frederick Brown and was sentenced to life in prison with the possibility of parole. On the same day, Mr. Ashley pled guilty to Armed Assault to Murder and Assault with a Dangerous Weapon, to wit: a firearm on a second victim who survived. He received concurrent terms of 12 to 15 years in state prison.

Mr. Ashley appeared for his second parole hearing on May 3, 2022 and was represented by Attorney John Rull. Mr. Ashley was denied parole after his initial hearing in 2018. The entire video recording of Mr. Ashley's May 3, 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.

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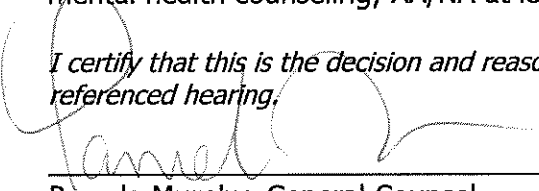
<sup>1</sup> Former Chair Gloriann Moroney and Board Member Sheila Dupre were no longer board members at the time of the vote.

Reserve to Mission Care or secure nursing facility. On October 14, 2001, 32-year-old Troy Ashley shot and killed 42-year-old Frederick Brown and attempted to shoot another victim. He currently resides and participates in the RTU program. He is employed as a unit runner. The Board notes that he is an open mental health case and sustained a TBI when he was 18 years old. He has completed programming and his institutional adjustment has improved over the last five years. He has been compliant with this treatment for many years and has been sober for approximately seven years. The offense appears to be related to Mr. Ashley's intoxication, mental health issues, and the traumatic brain injury. He will benefit from the structure of a placement like Mission Care. The Board only recently received confirmation that SHIP would not provide residential services to Mr. Ashley. The Board encourages Mr. Ashley to pursue DMH services.

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

**Special Conditions:** Reserve to Mission Care or secure nursing facility; Waive work for disability; Curfew at PO's discretion; ELMO-electronic monitoring at PO's discretion; 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; No contact with victim(s); Counseling for adjustment/transition; Must have mental health counseling; 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.*

  
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Pamela Murphy, General Counsel

12/5/22  
Date