



*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*

Charles D. Baker
Governor

Karyn Polito
Lieutenant Governor

Thomas A. Turco III
Secretary

Gloriann Moroney
Chair

Kevin Keefe
Executive Director

RECORD OF DECISION

IN THE MATTER OF

**WARREN DOUGAN
W37872**

TYPE OF HEARING: Review Hearing

DATE OF HEARING: February 23, 2021

DATE OF DECISION: June 30, 2021

PARTICIPATING BOARD MEMBERS: Dr. Charlene Bonner, Tonomey Coleman, Sheila Dupre, Tina Hurley, Colette Santa¹

STATEMENT OF THE CASE: On December 17, 1975, in Suffolk Superior Court, after a trial by jury, Mr. Dougan was convicted of rape and sentenced to life in prison. Mr. Dougan was also found guilty of armed robbery, for which he received a 10 to 15-year concurrent sentence. On the same date, Mr. Dougan was convicted of unnatural/lascivious acts for which he received three to five years to be served from and after his life sentence and kidnapping for which he received 9 to 10 years to be served from and after his three to five year sentence. On June 23, 1988, in Suffolk Superior Court, Mr. Dougan's from and after sentences were revised to run concurrently with his life sentence.

On appeal, the Massachusetts Appeals Court reversed the judgments and set aside the verdicts. Mr. Dougan was released on bail on May 31, 1978. On February 14, 1979, the Supreme Judicial Court affirmed the judgments of the Superior Court. The sentences were re-imposed and Mr. Dougan was returned to custody on October 8, 1980.

Mr. Dougan appeared before the Parole Board for a review hearing on February 23, 2021 and was represented by Attorney Martin Leppo. This was Mr. Dougan's first appearance before the Board since his final revocation hearing in 2020. Mr. Dougan was previously released on parole in 1998, 2014, and 2015 but was revoked due to parole violations. The entire video recording of Mr. Dougan's February 23, 2021 hearing is fully incorporated by reference to the Board's decision.

¹ Chair Moroney recused.

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 decision that the inmate is a suitable candidate for parole. Upon clearance by the Suffolk County District Attorney's office, reserve to an approved home plan. Mr. Dougan has been re-incarcerated for 16 months. Mr. Dougan recognizes his missteps on parole supervision. He understands that he needs to communicate with his parole officer and be forthright going forward. Mr. Dougan has continued to engage in the Sex Offender Treatment Program maintenance program since his return to custody. Re-parole is not incompatible with the welfare of society, re-incarceration has served its purpose. Mr. Dougan is 74 years old.

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

Special Conditions: Upon clearance by the Suffolk County District Attorney's office, reserve to an approved home plan; Waive work for retirement/age; 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 security threat group association/affiliation; No contact with victim's family; no contact with victim; Mandatory adhere to "Sex A" (sex offender) conditions.

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



Pamela Murphy, General Counsel


Date