



*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

**WARREN MONGO
W31491**

TYPE OF HEARING: Review Hearing

DATE OF HEARING: February 25, 2020

DATE OF DECISION: June 2, 2020

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

STATEMENT OF THE CASE: On December 13, 1967, in Suffolk Superior Court, Warren Mongo pleaded guilty to the second-degree murder of 70-year-old Mary Francis. He was sentenced to life imprisonment with the possibility of parole. That same day, a charge of unarmed robbery was filed. Mr. Mongo was 17-years-old at the time of the offense.

Mr. Mongo appeared before the Parole Board for a review hearing on February 25, 2020 and was represented by Attorney Amy Belger. This was Mr. Mongo's first appearance before the Board since his final revocation hearing in 2017. Mr. Mongo was previously released on parole in 1985, 2000, 2004, and 2015 but was revoked several times due to parole violations. The entire video recording of Mr. Mongo's February 25, 2020 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 Gavin House. Subject has been incarcerated for approximately 2.5 years since he violated parole. Mr. Mongo recognizes he needs structure to be successful in the community. Mr. Mongo has a strong parole plan and a solid support network to aid him as he reintegrates. Release is not incompatible with the welfare of society.

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 the context of an offender convicted of first or second degree murder, who was a juvenile at the time the offense was committed, the Board takes into consideration the attributes of youth that distinguish juvenile homicide offenders from similarly situated adult offenders. Consideration of these factors ensures that the parole candidate, who was a juvenile at the time they committed murder, has "a real chance to demonstrate maturity and rehabilitation." *Diatchenko v. District Attorney for the Suffolk District*, 471 Mass. 12, 30 (2015); See also *Commonwealth v. Okoro*, 471 Mass. 51 (2015). The factors considered by the Board include the offender's "lack of maturity and an underdeveloped sense of responsibility, leading to recklessness, impulsivity, and heedless risk-taking; vulnerability to negative influences and outside pressures, including from their family and peers; limited control over their own environment; lack of the ability to extricate themselves from horrific, crime-producing settings; and unique capacity to change as they grow older." *Id.*

In forming this opinion, the Board has taken into consideration Mr. Mongo'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. Mongo's risk of recidivism. After applying this appropriately high standard to the circumstances of Mr. Mongo's case, the Board is of the unanimous opinion that Mr. Mongo is rehabilitated and merits parole at this time.

Special Conditions: Reserve to Gavin House for minimum six months; Waive work for Gavin House; Must be at home between 10 p.m. and 6 a.m. or at PO's discretion; ELMO-electronic monitoring or 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; Must have mental health counseling for adjustment/transition; AA/NA at least 3 times/week and sponsor; MAP w/ John Christian; Sober/recovery coach.

IMPORTANT NOTICE: The above decision is an abbreviated administrative decision issued in an effort to render an expedited resolution in response to the COVID-19 pandemic. Mr. Mongo, through counsel, has waived his right to a full administrative decision.

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



Pamela Murphy, General Counsel

6/2/2020

Date