

Name: BOTTOM, ANTHONY  
DIN: 77A4283  
Nysid: 03513727Y

Facility: SULLIVAN  
Interview Date: 10/09/2019  
Interview Type: REAPPEAR

Earned Eligibility Certificate : INELIGIBLE  
Supervision Fee: ELIGIBLE  
Certificate of Relief from Disability: INELIGIBLE

Parole Decision:  
DENIED - HOLD FOR 12 MONTHS, NEXT APPEARANCE DATE: 09/2020

Conditions of Release/Staff Instructions/Reasons for Denial:

AFTER AN OVERALL REVIEW OF THE RECORD, AN EXTENSIVE PERSONAL INTERVIEW, AND DUE DELIBERATION, IT IS THE DETERMINATION OF THE PANEL THAT YOUR RELEASE AT THIS TIME REMAINS INCOMPATIBLE WITH THE WELFARE AND SAFETY OF SOCIETY AND WOULD STILL SO DEPRECATE YOUR OFFENSE AS TO UNDERMINE RESPECT FOR THE LAW. YOU STAND CONVICTED OF TWO COUNTS OF DEGREELESS MURDER BY WAY OF VERDICT IN NEW YORK COUNTY. THE INSTANT OFFENSE INVOLVED YOUR ACTIONS, IN CONCERT WITH YOUR CODEFENDANTS, WHERE YOU APPROACHED TWO (2) NEW YORK CITY POLICE OFFICERS FROM BEHIND, WITHOUT NOTICE, AND SHOT THEM SEVERAL TIMES. EACH OFFICER SUSTAINED A GUNSHOT WOUNDS TO THE HEAD AND THROUGHOUT THEIR BODIES, CAUSING THEIR SUBSEQUENT DEATHS. AS THE MORTALLY WOUNDED OFFICERS LAID ON THE GROUND, YOU AND YOUR CODEFENDANTS REMOVED THEIR SERVICE WEAPONS FROM THEIR HOLSTERS AND FLED THE SCENE. ACCORDING TO YOUR STATEMENTS MADE DURING YOUR PAROLE ELGIBILITY INTERVIEW, YOU FLED TO A LOCATION IN THE BRONX, NEW YORK, WHERE YOU FINALIZED YOUR ESCAPE. THE STOLEN POLICE SERVICE WEAPON BELONGING TO ONE OFFICER, ALONG WITH YOUR

FIREARM, WAS PLACED IN THE MAIL VIA THE UNITED STATES POSTAL SERVICE (USPS) AND MAILED TO A LOCATION IN THE STATE OF CALIFORNIA. YOU FLEW TO CALIFORNIA AND RETRIEVED THE WEAPONS. IN FACT, WHEN YOU  
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APPREHENDED BY LAW ENFORCEMENT OFFICERS IN CALIFORNIA, YOU HAD ON YOUR POSSESSION THE STOLEN SERVICE WEAPON OF THE MURDERED NYC POLICE OFFICER TO WHICH THE SERVICE WEAPON BELONGED.

YOUR INSTANT OFFENSE REPRESENTS YOUR ONLY TERM OF NEW YORK STATE (NYS) INCARCERATION. ALTHOUGH YOU MAINTAINED YOUR INNOCENCE FOR MANY YEARS, YOU NOW ACKNOWLEDGE YOUR ROLE IN THE INSTANT OFFENSE. HOWEVER, YOUR CRIMINAL ENGAGEMENTS IN CALIFORNIA ARE EXTENSIVE AND ALSO INCLUDES CRIME AGAINST LAW ENFORCEMENT. YOU HAVE DEMONSTRATED A CONTINUATION OF NEGATIVE BEHAVIORS THAT BEGAN DURING ADOLESCENCE AND ESCALATED QUICKLY THEREAFTER. THE PANEL HAS CONSIDERED YOUR AGE AT THE TIME OF THE INSTANT OFFENSE AND THE EXTERNAL FACTORS IN THE COMMUNITY THAT MAY HAVE INFLUENCED YOUR IMPULSIVE REACTIONS. IN ADDITION, THE PANEL NOTES THE ADVERSE CHALLENGES YOU ENDURED DURING YOUR FORMATIVE YEARS THAT HAVE CREATED A CERTAIN LEVEL OF VULNERABILITY FOR YOU.

NONETHELESS, IN DETERMINING YOUR SUITABILITY FOR REEASE TO THE COMMUNITY, CONSIDERATION HAS BEEN GIVEN TO YOUR COMPAS RISK AND NEEDS ASSESSMENT. YOUR COMPAS INDICATES LOW SCORES FOR RISK OF FELONY VIOLENCE, ARREST RISK, ABSCOND RISK, CRIMINAL INVOLVEMENT, HISTORY OF VIOLENCE, AND PRISON MISCONDUCT, AMONG OTHER LOW RISK INDICATORS. HOWEVER, THE PANEL DEPARTS FROM THE COMPAS RISK AND NEEDS ASSESSMENT BECAUSE YOU COME ACROSS AS STILL BELIEVING IN THE RIGHTEOUSNESS OF YOUR CRIME AND BECAUSE YOUR REMORSE LACKS THE DEPTH THAT IS NECESSARY TO GIVE YOUR LOW RISK OF REOFFENDING THE NECESSARY WEIGHT TO OVERCOME THE REMAINING STANDARDS THAT THIS PANEL FINDS YOU STILL FALL SHORT OF.  
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IN ADDITION, THE PANEL HAS CONSIDERED YOUR APPROPRIATE CASE PLAN. YOU HIGHLIGHTED SEVERAL GOALS, TASKS, AND ACTIVITIES TO SUPPORT YOUR LEVEL OF REHABILITATION. THESE GOALS ARE IN FURTHER SUPPORT OF YOUR ENGAGEMENT IN DOCCS RECOMMENDED PROGRAMS. MOREOVER, CONSIDERATION WAS GIVEN TO YOUR SENTENCING MINUTES, EXTENSIVE LEVEL OF COMMUNITY SUPPORT AND LETTERS OF ASSURANCE. YOUR LETTERS OF SUPPORT ARE FROM SEVERAL FAMILY MEMBERS-INCLUDING YOUR MOTHER. ADDITIONAL SUPPORT LETTERS ARE FROM INDIVIDUALS IN THE COMMUNITY, ACADEMIA, CIVIC ORGANIZATIONS, PROFESSIONALS, ADVOCATES, AND ELECTED OFFICIALS.

THE PANEL ACKNOWLEDGES, HOWEVER, RECEIPT OF AS MANY OR MORE LETTERS IN OPPOSITION TO YOUR RELEASE. THESE LETTERS OF OPPOSITION ARE EXTENSIVE, AND THEY HAVE BEEN SUBMITTED FROM COMMUNITY MEMBERS, CIVIC ORGANIZATIONS, PROFESSIONALS, LAW ENFORCEMENT AND ELECTED OFFICIALS, ALL OF WHICH HAVE BEEN CONSIDERED AS WELL.

YOUR COURSE OF CONDUCT IN TARGETING LAW ENFORCEMENT OFFICERS ACROSS SEVERAL JURISDICTIONS CONCERNS THIS PANEL. THIS PANEL IS EQUALLY CONCERNED ABOUT YOUR OTHER CRIMINAL ENGAGEMENTS AND VIOLENT CRIMES. YOU APPEAR TO HAVE GAINED INSIGHT INTO THE FACTORS THAT CONTRIBUTED TO YOUR FEELINGS, THOUGHTS, AND BEHAVIORS THAT FUELED YOUR REACTION TO YOUR ENVIRONMENT AND SUBSEQUENT NEGATIVE BEHAVIORS, AND THE PANEL APPLAUDS YOU FOR THAT GROWING INSIGHT. YOU HAVE IMPROVED YOUR DISCIPLINE OVER THE YEARS AND HAVE DEMONSTRATED PROSOCIAL BEHAVIORS BY FOLLOWING THE RULES OF THE FACILITY. AS SUCH, YOU HAVE NOT RECEIVED ADDITIONAL MISBEHAVIOR REPORTS SINCE YOUR LAST  
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BOARD APPEARANCE. IN ADDITION, THE PANEL ACKNOWLEDGES THE ADVANCES YOU HAVE MADE IN ACQUIRING EDUCATIONAL ACHIEVEMENTS AS EVIDENCED BY TWO UNDERGRADUATE COLLEGE DEGREES AND SEVERAL CERTIFICATES OF COMPLETIONS FROM VARIOUS PROGRAMS. HOWEVER, DISCRETIONARY RELEASE SHALL NOT BE GRANTED MERELY AS A REWARD FOR GOOD CONDUCT OR EFFICIENT PERFORMANCE OF DUTIES WHILE CONFINED. FURTHER, THE PANEL CONCLUDES THAT A RELEASE IS NOT APPROPRIATE. A RELEASE AT THIS TIME WOULD SO DEPRECATE THE SERIOUSNESS OF THE OFFENSE AS TO UNDERMINE RESPECT FOR THE LAW.

Comments:

FOLLOWING DELIBERATION, THIS DECISION IS BASED ON REVIEW OF THE CASE RECORD AS WELL AS THE INTERVIEW WITH PAROLE BOARD MEMBERS.

SORC : ARIEL ESCOBAR

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