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May 22, 2020

VIA E-MAIL

Heather Joy Baker, Clerk
Supreme Court of New Jersey
Richard J. Hughes Justice Complex
25 Market Street
P.O. Box 970
Trenton, New Jersey 08625

Re: In the Matter of the Request to Modify Prison Sentences,
Expedite Parole Hearings, and Identify Vulnerable
Prisoners, OTSC Docket No. 084412

Addendum to State's Brief Regarding Updated Status

Dear Ms. Baker:

Please accept this addendum on behalf of Respondents, the Office of the Attorney General, Department of Corrections, and the State Parole Board (collectively, the "State").

The State previously advised that upwards of 673 inmates had either been paroled or furloughed as a result of Executive Order 124 ("EO 124"). See State Br. at 11, and n. 3. Given that both review processes took place simultaneously for expediency purposes and pursuant to the Executive Order's directive, the Division of Law has subsequently reviewed the lists to determine whether any



duplication existed and to provide an updated status of those inmates on List 1 - 4.

Six hundred and seven (607) inmates have been approved for either home confinement or parole. Of these, two hundred and fifty (250) have been approved for home confinement and four hundred forty-five (445) have been approved for parole. There are eighty eight (88) duplicate approvals. See Certification of Suzanne Lawrence, Chief of Staff ("Lawrence Cert.") and Certification of Lawrence Gregorio, Director of Release ("Gregorio Cert.").

Of the inmates approved, three hundred and thirty-seven people have been released either to home confinement or on parole. One hundred eighty three (183) have been placed on home confinement, including nine (9) today and seventeen (17) who have since been returned to custody for violations of the conditions of home confinement. Lawrence Cert. at ¶4. One hundred and seventy-four (174) inmates have been released on parole. Gregorio Cert. at ¶5. There are twenty (20) duplicate names on these lists. Gregorio Cert. at ¶7

As the above paragraphs show, sixty-seven inmates (67) have been approved for home confinement but not yet released. Of those, thirteen (13) are awaiting medical clearance; thirty (30) are awaiting COVID-19 test results; seven (7) have conditional approvals pending final housing review and approval; nine (9) declined home confinement after being approved; and eight (8) were

otherwise no longer in custody, including those who reached their maximum sentence date before release. Lawrence Cert. at ¶4.

At this time, the Department of Corrections Commissioner has completed his review of all inmates who requested and were eligible for emergency medical furlough pursuant to Lists 1 - 4 of EO 124. Lawrence Cert. at ¶5.

Two thousand one hundred and fifty-six (2,156) inmates have been denied parole or had their prior parole denial affirmed upon reconsideration, have not yet reached their parole eligibility date, or have not yet been considered for parole. The number of parole-eligible inmates that have not yet been considered for parole totaled two-hundred and fifty-six (256) as of this morning; the SPB continues to evaluate these remaining individuals as quickly as is feasible. Gregorio Cert. at ¶4. One hundred and seventy-four (174) inmates have been released on parole. Gregorio Cert. at ¶5. Two hundred and seventy-one (271) inmates have been granted parole, or had their prior parole denial vacated, but have not yet been released. Gregorio Cert. at ¶6.

In short, the State has expeditiously reviewed thousands of inmates for medical furlough and parole pursuant to EO 124 and hundreds of inmates have now been released.

Respectfully submitted,

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