

Testimony by Brian Bagley, DIN: 17B0112
New York State Senate Committee on Crime Victims, Crime & Correction Hearing on how
the Elder Parole and Fair & Timely Parole Bills Will Improve Parole Release Laws &
Public Safety in NY State.

Ms. Salazar:

I write this letter to you regarding my support of the aforementioned bills. My testimony is as follows:

I just turned 55 in November. Although I only have 6 years on the charges that I was accused and convicted of, I would not be eligible for parole until 2047 just short of my 80th birthday, if I live that long. I have always maintained my innocence and never took a plea for anything. My direct appeal was turned down along with the court of appeals. I filed a resentencing motion, and before my hearing for arguments was assigned, the judge in my case denied my motion.

The injustice system is broken. It needs to be fixed. If I were on the outside, I could have better opportunities to try and clear my family's good name. The prosecution and the judges have too much freedom without any recourse to their actions. The assistant district attorney in my case knowingly introduced fake testimony against me. The judge sat back and listened to and complied with whatever the DA told him to do. I proved this in my 440.10 motion and it needs to be addressed, however I cannot do it with my hands tied behind my back and sitting within these walls, falsely and wrongly convicted, while the judge sits and collects his insurance money on me.

Thank you,
Brian Bagley
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Sullivan Correctional Facility