



U.S. Department of Justice

Federal Bureau of Investigation

In Reply, Please Refer to
File No.

1 Center Plaza
Boston, MA 02108
617-742-5533
May 9, 2002

RECEIVED

MASSACHUSETTS
ADVISORY BOARD
OF PARDONS

Commonwealth of Massachusetts
Advisory Board of Pardons
Attn: Nicole K. Cheries
27-43 Wormwood Street, Suite 300
Boston, MA 02210-1606

RE: Louis Greco & Enrico Tameleo

Dear Ms. Cheries:

Reference is made to your letter addressed to Director Robert S. Mueller, Federal Bureau of Investigation (FBI), Washington, D.C., dated April 4, 2002, a copy of which was sent to this office. FBI Headquarters in Washington, D.C., has directed this office to respond to your letter of April 4, 2002, which requests the official version of those incidents which culminated in the petitioners' arrests.

As you probably know, Mr. Tameleo and Mr. Greco were prosecuted by the Suffolk County District Attorney's Office in connection with the 1965 murder of Edward Deegan. In 1967, Mr. Greco was indicted for the murder of Edward Deegan while Mr. Tameleo was indicted as an accessory before the fact. Both defendants were also indicted for conspiracy to murder Edward Deegan and Anthony J. Stathopoulos. See Commonwealth v. French et al., 357 Mass.356 (1970); Commonwealth v. Salvati, 420 Mass. 499 (1995).

The Chelsea Massachusetts Police Department was the lead investigative agency. Because this was a state prosecution based on a Chelsea Police Department investigation, the FBI is not in a position to provide the official version of those incidents which culminated in the petitioners' arrests. Commonwealth v. French, cited above, provides an excellent summary of the evidence produced at trial and details the role played by each of the defendants in connection with the Deegan murder.

On or about December 19, 2000, copies of FBI documents containing confidential source information were provided to the Suffolk County District Attorney's Office and to the attorney representing Peter Limone. Limone was charged with accessory

before the fact and conspiracy in connection with the Deegan murder and he was also charged with conspiracy to murder Anthony J. Stathopoulos. Some of the FBI documents that were disclosed on December 19, 2000, were used to support motions for a new trial and are on file with the court. See Commonwealth v. Limone, Suffolk Superior Court, Criminal Action NOS. 32367, 32369, 32370.

On January 5, 2001, Suffolk Superior Court Judge Margaret R. Hinkle issued an order allowing Limone's motion for a new trial. Judge Hinkle's order also allowed the Commonwealth's motion to vacate Limone's convictions and grant a new trial. On or about January 30th, the Commonwealth, through the Suffolk County District Attorney's Office, filed a "Nolle Prosequi" after deciding not to retry the case.


Based on conversations with the Suffolk County District Attorney's Office, it is the writer's understanding that the FBI documents disclosed on or about December 19, 2000, represent additional "fodder" for cross examination and that this newly discovered impeachment material justified a new trial. Because the Commonwealth's key witness, Joseph Barboza Baron, was shot and killed on February 11, 1976, it is impossible for the Commonwealth to retry the case. (Baron is dead and can no longer be impeached through cross examination.) This does not necessarily mean however, that Limone or any of the other defendants is innocent - it merely means that they are entitled to a new trial.

Moreover, much of the FBI confidential source information relates to the individuals who were involved in the Deegan murder as principals. This information is not necessarily inconsistent with the crimes for which the defendants were convicted. This is especially true with respect to Tameleo who was convicted of accessory before the fact and conspiracy. (Greco was found guilty of murder in the first degree and guilty on two conspiracy indictments.)

Any questions concerning this matter may be directed to Frank M. Davis at (617) 223-6544.

Sincerely yours

Charles S. Prouty
Special Agent In Charge

By: 
Frank M. Davis
Chief Division Counsel

THE COMMONWEALTH OF MASSACHUSETTS
PARDON PETITION

September 10, 2001
DATE YEAR

TO HER EXCELLENCY, THE GOVERNOR:

I, Louis Greco (by Roberta Werner, executrix)
(NAME OF PETITIONER)

ADDRESS c/o Attorney John Cavicchi, 25 Barnes Ave., E. Boston, MA 02128
(Street Address, City, State, Zip Code)

DATE OF BIRTH 2/4/17 Deceased

HAVING BEEN CONVICTED OF THE CRIME (S) OF Murder of Edward Deegan, conspiracy
to murder, 2 counts.

FOR WHICH I WAS SENTENCED ON July 31, 1968

in the Suffolk Superior Court Court

To Serve A Term Of death

(IF NECESSARY, USE ADDITIONAL PAPER)

DO HEREBY PETITION FOR A PARDON OF SAID CRIME (S), EITHER ABSOLUTE OR UPON SUCH
CONDITIONS AND LIMITATIONS AS MAY BE DEEMED PROPER.

- RETURN TO: -

GOVERNOR'S EXECUTIVE COUNCIL
ROOM 184
STATE HOUSE
BOSTON, MA 02133

NOTICE:

This form must be completed by all pardon petitioners.

Applications must be typewritten or clearly printed in ink. All questions must be answered. If the question does not apply, please indicate by answering N/A (not applicable). If the space provided is not sufficient for complete answers, or if you wish to furnish additional information, please use additional paper and number your answers to correspond with the questions.

<u>THIS SPACE IS FOR AGENCY USE ONLY</u>	Date Petition Received _____
	Date of Hearing _____
	Vote _____
	Report to Governor _____
	Pardon _____

I. PERSONAL DATA

Name Louis Greco by Roberta Werner, executrix

Other Name (s) (if any) _____

Present Address c/o Atty. John Cavicchi, 25 Barnes Ave.,
E. Boston, MA 02128 (Street Number, Street Name)

(City, State, Zip)

Permanent Address (if different from above) _____

(Street Number, Street Name)

(City, State, Zip)

Date of Birth 2/4/17 deceased Place of Birth Revere

Social Security Number n/a / _____ / _____ Sex: Male ~~Female~~

Parent's Names n/a

(Mother) (Mother's Maiden Name)

(Father)

Home Telephone # (617) 567-4697 Atty. John Cavicchi

Please List Previous Addresses For The Past Five Years:

- (1) N/A died prison ward, Lemeul Shattuck Hospital after serving 28
(Street Number, Street Name)
years in prison for a crime he did not commit
(City, State, Zip)
- (2) N/A
(Street Number, Street Name)
(City, State, Zip)
- (3) N/A
(Street Number, Street Name)
(City, State, Zip)

Marital Status: Single N/A Married _____ Divorced _____ Separated _____

Date and Place of Present Marriage _____

Your Maiden Name (If Female) _____

Children _____ Ages _____

II. EDUCATION AND TRAINING

Highest Grade Completed N/A _____

Name of School _____

Type of Degree _____

Location of School _____
(City, Town, State)

III. MILITARY SERVICE

Branch of Service US Army, Decorated Combat Veteran, World War II

Serial Number 31298797

Dates of Active Duty From: 2/22/43 To: 12/31/46

Types of Discharge Honorable

IV. EMPLOYMENT

Present Place of Employment N/A
(Name of Employer)

(Street Number and Name)

(City, State, Zip) (Telephone Number)

Length of Time _____

Type of Employment _____

Previous Employment (Please list employer's name, address and dates of employment for the last ten years.)

N/A

V. PARDON INFORMATION

- 1. Please describe EACH arrest and conviction for which a pardon is sought and give the following information: Location of offense, arresting department, circumstances of arrest, name and location of court and disposition of the case by the court. (If necessary, use additional paper.)

Murder of Edward Deegan, conspiracy to murder Deegan, conspiracy to murder Stathopoulos. The murder took place in Chelsea, on March 12, 1965. Mr. Greco was innocent and the authorities knew it. However, he was sentenced to death and died in prison, despite numerous appeals and two separate votes by the Advisory Board of Pardons.

- 2. If a crime, for which you are seeking a pardon, involved a violation of bail, probation or parole conditions, please indicate which offense listed above involved the violation and describe the circumstances of such violations. (If necessary, use additional paper.)

N/A

- 3. Have you ever been arrested by federal authorities or any other state or local authority, other than Massachusetts?

N/A

(YES)

(NO)

If the answer to the above question is "YES," please list every such arrest and give the following information for each arrest: date of arrest, specific charge(s), location of offense, arresting department, the name and location of the court and the disposition. (If necessary, use additional paper.)

4. Has your probation or parole supervision been terminated prior to this date?

N/A

(YES)

(NO)

5. To the best of your knowledge, are you eligible for relief under the sealing statute, Massachusetts General Laws, Chapter 276, section 100A? (Refer to Governors' Guidelines for summary of statute.)

N/A

(YES)

(NO)

6. Please explain why you are seeking a pardon. Be specific in addressing your compelling need. (If necessary, use additional paper.)

Louis Greco died an innocent man, despite numerous unheeded pleas of
innocence. His innocence was known prior to trial, yet he was tried,
convicted and sentenced to death. Now, the truth is being revealed and
those responsible are facing a Congressional and Justice Department

investigation. It is time for Massachusetts to officially acknowledge
the wrong done to Mr. Greco and his family and remove this blot from his

name. 7. Have you met the time requirements outlined in Paragraph 1. a. of the
Governor's Pardon Guidelines?

N/A

(YES)

(NO)

If not, please state the reasons for which you are requesting that the Governor waive these time requirements. (If necessary, use additional paper.)

VI. FIREARMS PERMIT

1. Federal and State law prohibits you from obtaining a firearms permit where the pardon specifically prohibits you from carrying, transporting, possessing, and/or receiving firearms. Are you requesting authorization to possess a firearm?

N/A

(YES)

(NO)

2. If the answer to the preceding question is "YES," have you included with your petition a letter from the Chief of Police of your city or town indicating that he or she would approve your application for a gun permit?

(YES)

(NO)

VII. COMMUNITY ACHIEVEMENTS

Petitioner must demonstrate a substantial period of good citizenship since conviction. Good citizenship shall mean both incident free behavior (but dispositions which are not exculpatory, such as, continuances without a finding, filings, or no-contest pleas, may not be considered incident free behavior) and specific achievements. Please indicate examples of stable and constructive conduct and specific achievements. (If necessary, use additional paper.)

Mr. Greco's herosim during the Second World War and institutional history during his long, unjust period of incarceration were well known to the Advisory Board of Pardons.

VIII. REFERENCES

Have you included with your pardon application at least three (3) letters of recommendation from persons other than you or your family attesting to your good character and reputation?

These documents were part of his record before the Advisory Board of Pardons

_____ (YES) _____ (NO)

Please list the names and addresses of the individuals who are writing letters of recommendation on your behalf.

see above. Se also official reports filed with this petition.

(Name)	(Address)	(Relationship)
_____	_____	_____
_____	_____	_____
_____	_____	_____

PLEASE NOTE:

1. If you retain an attorney, a duplicate of the registration filed by your counsel, or other representative with the Secretary of State pursuant to Massachusetts General laws, Chapter 127, Section 167 must accompany this petition.
2. All information presented in sections I through VIII of this application must be completed and mailed with your petition to the Governor's Executive Council.
3. A letter from a person other than yourself or a family member, should be included with your pardon application verifying your compelling and specific need and period of good citizenship.
4. It is also your obligation to provide written verification of your specific compelling need, such as a letter of verification from an employer and/or licensing authority, or a letter of rejection from an employer or licensing authority which indicates that you would not be hired and/or licensed unless you have been pardoned.

The information provided in this petition is true to the best of my knowledge.

Roberta C. Werner
(Signature of Petitioner)
Executrix of
the estate of Louis Greco

9/1/01
(Date)

(revised 2/88)

John Cavicchi
Attorney at Law
25 Barnes Avenue
East Boston, MA 02128
Tel. 617-567-4697
Email: jecavicchi@aol.com

May 8, 2003

The Hon. Mitt Romney
Governor
Executive Department
State House
Boston, MA 02133

Re: Louis Greco Proclamation (Deegan Murder
Case)

Dear Governor Romney:

On September 10, 2001, I filed a petition for a posthumous pardon for Louis Greco, a decorated, disabled World War II war hero who was framed for murder and died in prison before I could secure his release. As you know, the case is the subject of both a Justice Department and Congressional investigation. Last year, after a meeting with former Chairman of the Advisory Board of Pardons, Judge Michael Pomarole, I agreed that, despite the precedent of the Board's recommendation of posthumous pardons for Halligan and Daly, there was no actual provision to justify such an action by the Board of Pardons. The file was referred to former Acting Governor Jane Swift's legal counsel and I met with Assistant Legal Counsel Jed Nosal. I also delivered documents and the video cassette of Mr. Greco's nationally televised polygraph examination.

Subsequently, Mr. Nosal advised me that he was leaving the matter for your administration, for a gubernatorial proclamation. I believed that the matter would be addressed promptly. However, I have since learned that not only is this not the case, but also that the rules have changed requiring the matter to be first presented to the Advisory Board of Pardons.

Therefore, in accordance with the new rules, I am requesting your office to refer the matter and documents (including the video cassette) back to the Board of Pardons.

Mr. Nosal also advised me to seek a Resolve in the Legislature. I drafted a Resolve and it was filed on December 4, 2002 (No. 3929). However, I have since learned that the text of the Resolve, a copy of which was delivered to your office, has disappeared from the file of the House of Representatives.

Very truly yours,

John Cavicchi
John Cavicchi

John Cavicchi
Attorney at Law
25 Barnes Avenue
East Boston, MA 02128
Tel. 617-567-4697
Email: jecavicchi@aol.com

June 2, 2003

Ms. Nicole Cheries
Supervisor
Advisory Board of Pardons
Fort Point Place
27-43 Wormwood St. Suite 300
Boston, MA 02210-1606

Re: Louis Greco Proclamation:

Dear Nicole:

"How does Louie Greco like going from Miami to Death Row. He wasn't even there."

I am enclosing the relevant portions of the Deposition of Frank Salemme regarding the request for a Proclamation which you advised your office is now processing. I have also learned that the Justice Department does not intend to call Mr. Salemme as a witness in the upcoming Stephen Flemmi trial and I have asked Congress to make public his entire testimony. Perhaps the Advisory Board of Pardons would make the same request.

Sincerely,

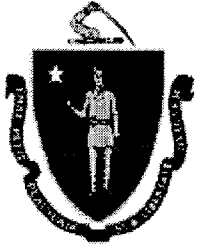
John Cavicchi
John Cavicchi

7/10/03 -

Govt does not oppose release
of this info -

Please process

Thank you
John



The Commonwealth of Massachusetts

Advisory Board of Pardons

P. O. Box 4547

Salem, Massachusetts 01970

(978) 740-6488

July 18, 2003

Attorney John Cavicchi
25 Barnes Avenue
East Boston, MA 02128

RE: Louis Greco

Dear Attorney Cavicchi:

After careful objective analysis, the Advisory Board of Pardons denied further consideration of your request for a proclamation without prejudice.

In reaching its decision, the Board concluded that given the standards for recommending proclamations, it would be premature for the Board to act at this time, as there are presently Justice Department and Congressional investigations pending regarding this case.

A copy of the Board's report will be forwarded to His Excellency, the Governor, for review.

Sincerely,

Nicole K. Racki
Executive Clemency Coordinator

ADVISORY BOARD OF PARDONS