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# The Commonwealth of Massachusetts

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## Press Release

### Not guilty plea in housebreak that left 89-year-old injured

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A 35-year-old Roslindale man pled not guilty today to charges that he assaulted an 89-year-old man inside his Dedham home, assaulting and seriously injuring him on May 27, 2016.

Nicholas M. Durfee, of 149 Poplar St. #2, Roslindale, pled not guilty to Unarmed Assault to Rob, Assault and Battery on a person over age 60 and Breaking and Entering in the Daytime to Commit a Felony at his Dedham District Court Arraignment.

The injured Upland Road resident managed to gain the attention of two passers-by and asked them to contact police.

"Dedham police responded to the victim's home just before 3 p.m to find him injured but able to communicate with them," District Attorney Morrissey said after the arraignment. "He was able to provide useful information. Dedham Police secured the scene and enlisted the help of the State Police Crime Scene Services Section to collect potential physical evidence within the residence."

The investigation led by Dedham police developed sufficient evidence to obtain a warrant from the Dedham District Court on June 5, 2016, and made that known to other law enforcement. The Violent Fugitive Apprehension Section of the State Police apprehended Durfee in the vicinity of the Shattuck Hospital in Boston yesterday afternoon.

The victim was transported to the hospital via Fallon ambulance. He sustained life-threatening injuries and remains hospitalized.

The Commonwealth requested that Durfee's bail be revoked on an open case out of Somerville District Court and that Judge Michael Pamerole additionally hold Durfee on \$250,000 cash bail, and that he be subject to home confinement should he post that bail. The Court ordered \$100,000 cash bail with home confinement and denied the motion to revoke bail.

Durfee is due back July 8, 2016, for pre-trial conference.

*All defendants are presumed innocent until proven guilty beyond a reasonable doubt.*