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72-05-04-0074

Special Prosecution Grant-Final Evaluation Report April 1975

#### I. Introduction

The primary goals of the special prosecution grant are to reduce the time required for processing cases in Fulton County Superior Court and to increase the conviction rate for impact crimes. Identified impact crimes are burglary, aggravated assault, murder, rape, and robbery. The aims are to be achieved through the hiring of four additional assistant attorneys. This additional manpower is supposed to have a measurable impact on the above goals within twelve months after its inception. For purposes of evaluation baseline data were derived as follows:

> SEP 1 7 1076 Average Court Processing Time - 88 days Conviction Rate 79.4%

The above major goals will be realized if the following occur as a result of this project:

1) Reduce the court processing time for impact defendants in the Fulton County Superior Court from an average of 88 days to an average of 78 days within 12 months from project implementation. Court processing is defined as the time from the date bound over to the Grand Jury to the date of disposition in the Superior Court.

2) Increase the conviction rate for impact defendants from 79.4% to 83.4%. Conviction is defined as guilty verdict by jury for an impact crime or a plea of guilty by the defendant to the impact crime charged in the indictment. II. Methodolgy

The analyses performed in this report are slightly different from those previously reported because additional data are available. During January and February 1975 all cases previously reported as "Open" were re-examined. Some \*This report includes all data available at this time.



of these had since been "Closed" and thus were added to the statistics previously reported. Others of these cases remain open. Tables I and II present the same types of data previously reported but updated for later findings.

It appears that cases open for more than about 180 days are those over which the district attorney's office has little or no control - bond forfeitures, for example. Therefore, two additional analyses are added to this report: one shows the precentage of cases closed as a function of time. The other analysis presents findings relative to cases still open in early 1975 - some open for more than 16 months.

III. Results

Table I presents the monthly disposition of impact defendants for the period of September, 1973 through November, 1974. This project was not fully operational until January 1974, but earlier data are included for comparison. The conviction rate for the period January-November 1974 was 78%. This compares to a base line conviction rate of 79.4%. In order to measure the trend in the conviction rate a linear regression was also run on these data. The regression equation which best fits these data is:

y = 77.2 + .25x,

where y is the conviction rate and x is the number of months since project inception. The small positive slope of .25 indicates that the conviction rate 'has increased since the project began, but the result is not significant. Table II presents the court processing time for the same period. The

average court processing time for the period January-November 1974 was 78 days. However as indicated previously this figure tends to be misleading because it includes cases over which the district attorney's office has little or no control. Table III shows the distribution of cases by length of court processing time. From September, 1973, through November, 1974, 85% of all cases which were



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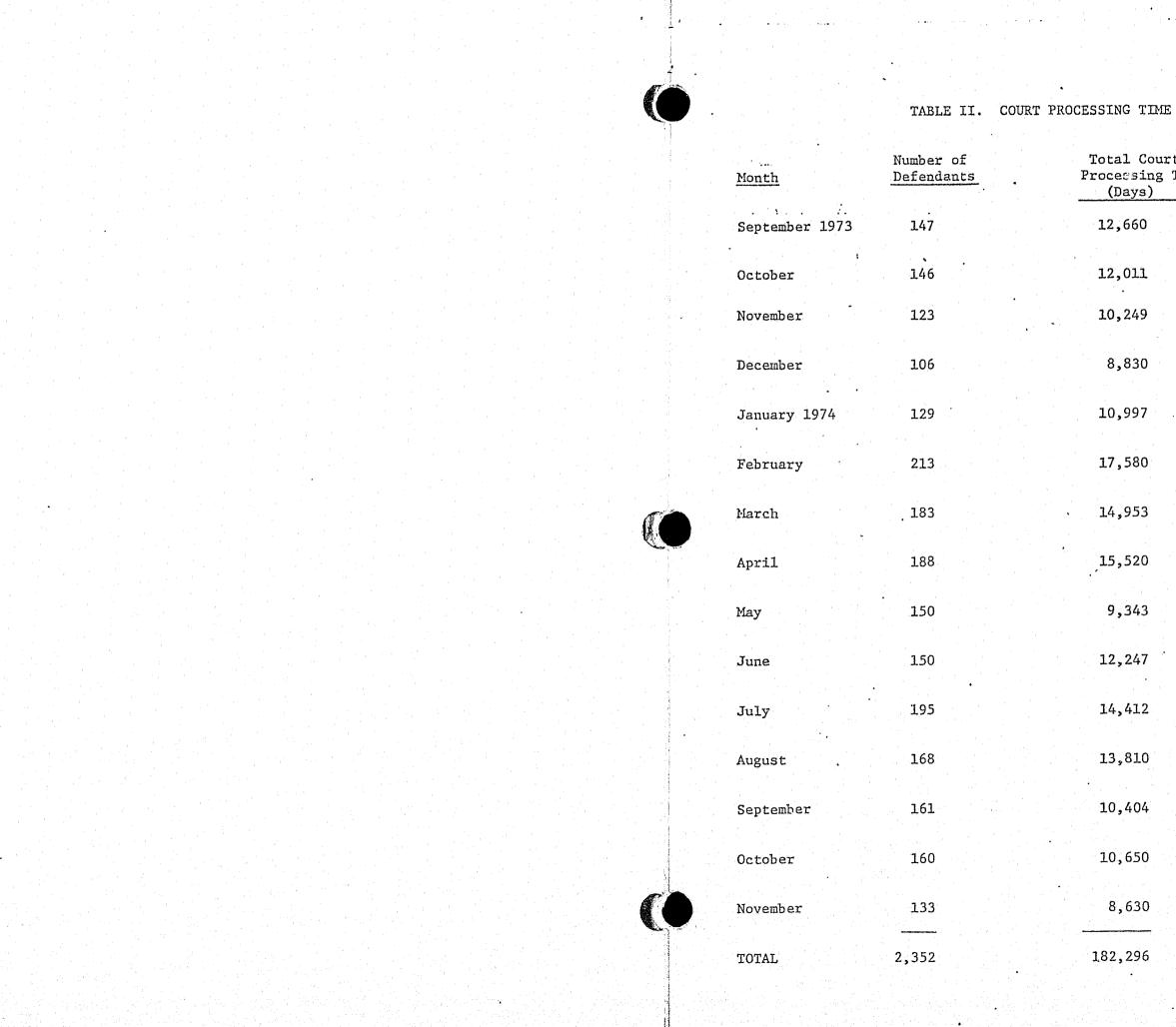


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#### TABLE I. DISPOSITION OF IMPACT CASES FOR THE GIVEN PERIOD

	Sept.	Oct.	Nov.	Dec.	Jan.	Feb.	Mar.	Apr.	May	Jun.	Jul.	Aug.	Sept.	Oct.	Nov.	Total	
Guilty-Trial	20	24	7	13	34	10	15	24	10 ·	15 -	17	15	13	24	9		
Plea	104	133	122	154	139	94	. 80	158	141	.96	134	126	157	201	122		
Sub Total	124	157	129	167	173	104	195	182 .	151	111	151	141	170	225	131	2311	
Not Guilty Trial	7	7	3	6	6	6	6	8	13	4	4	2	5	5	4		
Dead Docket	53	32	36	31	36	24	47	20	43	17	30	18	45	48	26		
Nol Pros	3	11	12	15	2	6	13	6	. 4		5	5	5	11	2		
Transfer	1	3		·	-			- <b>1</b>	·	-	-		•	- <b>.</b>	. <u> </u>	•	
Sub Total	64	53	51	52	44	36	66	35	60	23	39	25	55	64	32	699	

163 3010	289	225	166	190	134	211	217	- 261	140	217	219	180	210	188	Grand Total
% 80% 77%	78%	76%	85%	79%	83%	72%	84%	75%	74%	80%	76%	72%	75%	66%	Conviction Rate
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12,011		82	
10,249	۱ ۹٬۰۰۰ ۱	83	
8,830		83	
10,997		85	
17,580		83	
14,953		82	
15,520		83	
9,343		62	
12,247		82	
14,412		74	
13,810		82	
10,404		64	
10,650		67	n fra stalin 1995 - Stalin 1996 - Stalin 1997 - Stalin
8,630		65	
182,296		78	

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	Total		J Days	<u>90-135</u> Number	Days	<u>136-180 I</u>		-		> 180 Days		
		Number	%	Number	%	Number	%	Number	%	Total Days	% of Total C	ou:
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tember 1973	147	131	89	2	1	• 4	3	10	7	2620	21	!
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cember	106	94	89	4	4	3	3	5	5	1140	13 -	•
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•	212	191	89	<u> </u>	3	2		٦ /.	-	4122		
bruary	213	Тат	ру	6	3	. 4	1 -	. 14	7	4122	23 · · ·	•
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ril	188	134	72	25	13	14	7	15	8 .	3364	• 22	-
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closed were closed in less than 90 days. (This does not include cases still open in January and February 1975 but the district attorneys office probably has no control over these open cases. See Appendix A for further data.). Cases open for longer than 180 days accounted for only 5% of all cases but represented 15% of total reported court processing time. Thus the reported average court processing time is a "pessimistic" estimate of accomplishment on this project. Had these cases been eliminated (because of their not being under the district attorney's control) average court processing time would have dropped to 69 days - a substantial improvement. As mentioned previously all cases open greater than 90 days were examined in January and February 1975. For those closed cases, the results are reported in the tables. However, some cases were still open at this time - some 16 months after indictment. A tabulation of the status of these cases is given in Appendix A for the months September, 1973, through November, 1974. As can be seen from the data the majority of the cases remain open because of bond forfeiture or because the defendant was not arrested. In the aggregate the data are not too meaningful except to point out the DA's lack of control over some parameters

required in this evaluation.

IV. Summary and Conclusions

After 11 months some conclusions can be drawn concerning the effectiveness of the project. \*

The goal of reducing court processing time has been met - and exceeded if allowance is made for those cases not under control of the district attorney. However, the goal of increasing the conviction rate is not being met: A linear regression on the monthly conviction rates shows a slight positive slope but this is not significant.

\*Only 11 months data have been supplied as of the writing of this report.

APPENDIX A:

Disposition of Cases-Open at the End of 90 Days

(All Data as of January/February 1975)

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19	73 September:	35 Defendents / 28 Ind:
		12 Guilty
		3 Not guilty
	•	9 Pleas
	<b>.</b>	6 Trials
		15 Open
		8 Bond forfeiture
		1 Not arrested
		0 Psych. exams
		2 Dead dockets
		1 Mistrial
		1 Delayed sentence
		5 Further notice (open ca
	•	2 Reindictments
	73 October:	27 Defendents / 22 Ind
	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	
		10 Guilty
		2 Not guilty
		9 Plea
		3 Trial
		8 Open
		7 Bond forfeiture
		2 Not arrested
		1 Psych. Exam
		4 Dead dockets
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		0 Delayed sentence
		2 Further notice (open
		1 Reindictment
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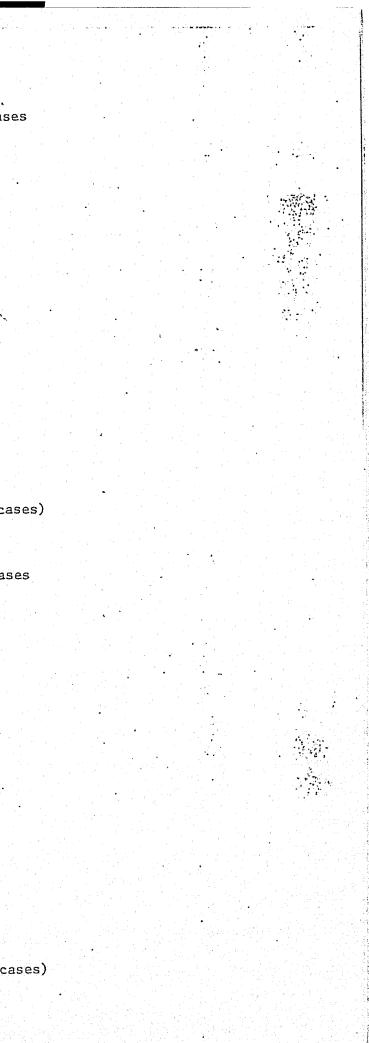
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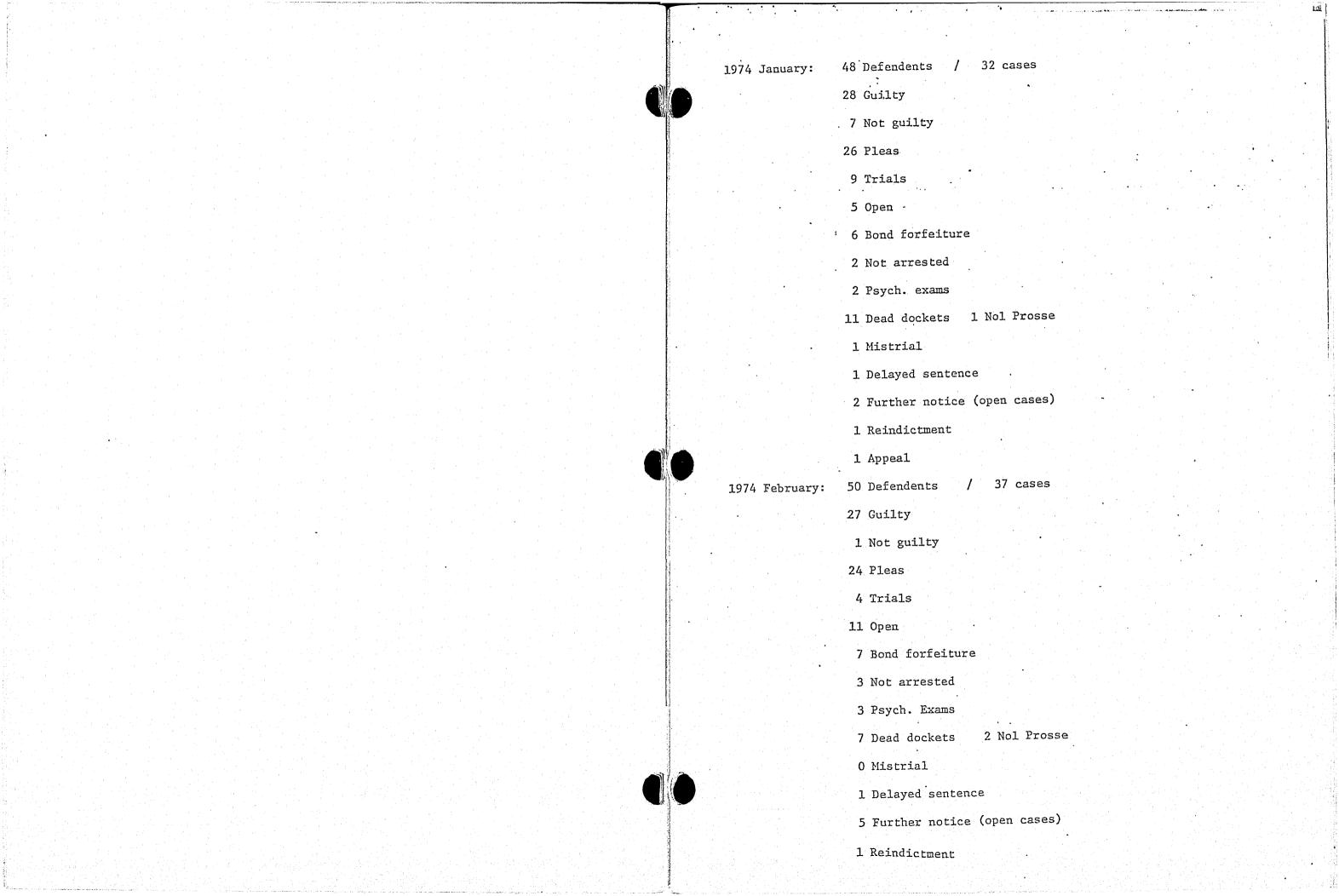
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Indictments



. 1973 November	: 36 Defendents / 32 cases
	22 Guilty
	2 Not guilty
	•
	14 Pleas
	10 Trials
	' 8 Open
	3 Bond forfeiture
	1 Not arrested
	O Psych. exams
	5 Dead docket
	0 Mistrial
	0 Delayed sentence
	4 Further notice (open cases
	3 Renindictments
1973 December	:: 31 Defendents / 23 cases
	11 Guilty
	l Not guilty
	9 Pleas
	3 Trials
	12 Open
	4 Bond forfeiture
	3 Not arrested
	1 Psych. exams
	4 Dead dockets
	l Mistrial
	O Delayed sentence
	4 Further notice (open cases
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	1 Appeal
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1974 March:	60 Defendents / 42 ca
	31 Guilty
	0 Not guilty
	o Not guilty
	28 Plea
	3 Trials
	22 Open
	13 Bond forfeiture 3 def
	4 Not arrested
	4 NOL ALLESLED
	2 Psych. exams
	7 Dead dockets
	0 Mistrial
	O Delayed sentence
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	1 Reindictment
	2 477771
	2 Appeals
1974 April:	106 Defendents / 66 C
后,我们们们们就是我们的,我们们们们的,我们们就是我们的,我们就是我们的你们,我们们们们的你们们的你们,我们们就是我们的你们。""我们就是我们的你,我们不是你不知 我们们的你们们们们们们们们们们们们们们们们们们们们们们们们们们们们们们们们们们	47 Guilty
	4 Not guilty
	34 Plea
,我们就是我们就是我们的人,我们就是我们的人,我们就是我们的人,我们就是我们的人,我们就是我们的人,我们就是我们的人,我们就是我们就是我们就是我们的人,我们就是 我们就是我们就是我们就是我们的人,我们就是我们就是我们就是我们就是我们就是我们的人,我们就是我们的人,我们就是我们的人,我们就是我们的人,我们就是我们的人,我们就	17 Trials
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	38 Open
	9 Bond forfeiture
	9 bond forfeiture
,我们就是你们的,我们就是我们的人,我们就是你们的,我们就是你们的,我们就是你们的?""你们,我们就是你们的,我们就是你们的,我们就是我们的,我们就是你们的,我们 我们就是你们的,我们就是你们的,我们就是你们的,我们就是你们的,我们就是你们的,我们就是你们的,我们就是你们的,我们就是你们的,我们就是你们的,我们就是你们的,我	4 Not arrested 1 turn
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		16 Further notice (open
		3 Reindictment
		0 Appeals
	1974 May:	48 Defendents / 37
		19 Guilty
		, 0 Not guilty
		17 Pleas
		2 Trials
		19 Open
		8 Bond forfeiture
		7 Not arrested
		3 Psych. exams
		6 Dead dockets 3 ord
		0 Mistrial
		0 Delayed sentence
		6 Further notice (open
		1 Reindictment
		0 Appeals
	1974 June:	70 Defendents / 5
		35 Guilty
		7 Not guilty
		•
		28 Pleas
		14 Trials
		25 Open
		8 Bond forfeiture
		8 Not arrested
		3 Psych. exams
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### Cases

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53 cases

	4 Dead dockets
	1 Mistrial
	1 Delayed sentence
	11. Further notice (open cases)
	5 Reindictment
	0 Appeals
	1974 July: 81 Defendents / 58 cases
	37 Guilty
	1 Not guilty
	29 Pleas
	9 Trials
	32 Open
	8 Bond forfeiture
	4 Not arrested
	- 6 Psych. exams
	5 Dead dockets 2 Nol Prosse
	0 Mistrial
	0 Delayed sentence
	20 Further notice (open cases).
	2 Reindictment
	0 Appeals
	1 Defendent extradited to fac
	1974 August: 49 Defendents / 38 cases
	1774 August 17 Guilty
	1 Not guilty
	13 Pleas
	5 Trial
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	17 Open
	8 Bond forfeitures
	1 Not arrested
	0 Psych. exams
	15 Dead dockets
	0 Mistrial
	• 0 Delayed sentence
	11 Further notice (open cas
	2 Reindictment
	0 Appeals
	1974 September: 45 Defendents / 32 case
	18 Guilty
	0 Not guilty
	14 Pleas
	4 Trials
	22 Open
	9 Bond forfeiture
	3 Not arrested 1 escape
	0 Psych. exams
	3 Dead dockets
	0 Mistrial
	1 Delayed sentence
	11 Further Notice (open cas
	2 Reindictment
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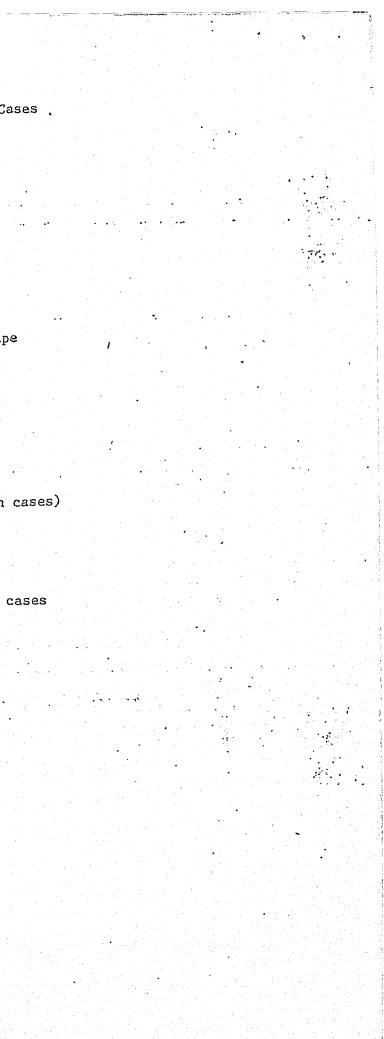
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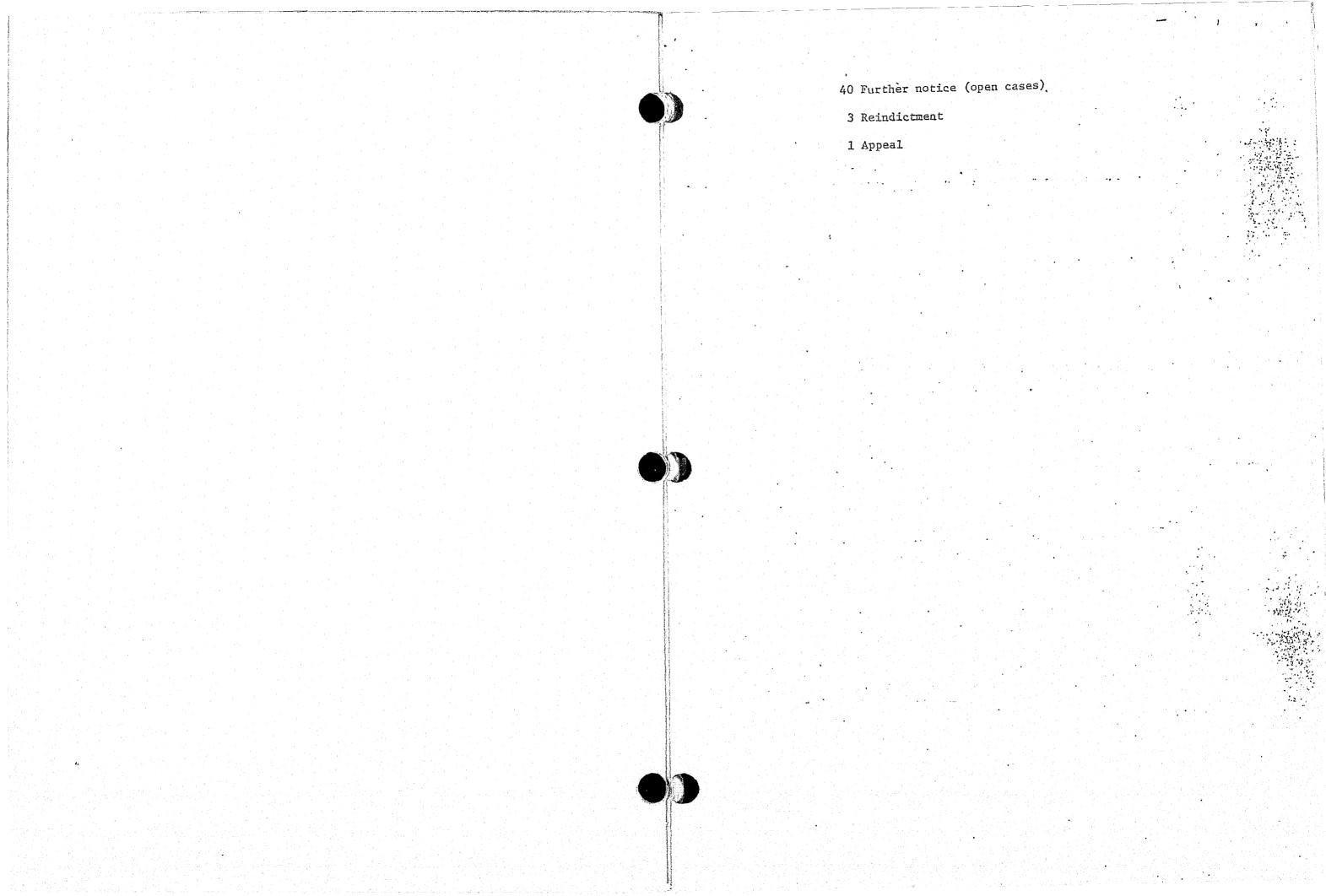
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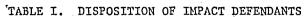
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	1974 October: 51 Defendents / 37 Cas
	18 Guilty
	1 Not guilty
	15 Pleas
	4 Trials
	25 Open
	6 Bond forfeiture
	5 Not arrested 1 escape
	1 Psych. exam
	7 Dead dockets
	0 Mistrial
	7 Deleved Contongo
	1 Delayed Sentence
	10 Further notice (open of
	3 Reindictment
	0 Appeals
	.1974 November: 87 Defendents / 63 ca
	30 Guilty
	2 Not guilty
	25 Pleas
	6 Trials
	53 Open
	11 Bond forfeiture
	0 Not arrested
	4 Psych. exams
	4 Dead dockets
	2 Mistrial
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	0 Delayed sentence
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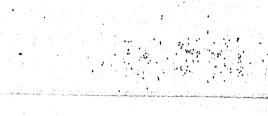
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	Sept.	Oct.	Nov.	Dec.	Jan.	Feb.	Mar.	Apr.	May	Jun.	Jul.	Aug.	Sept.	Oct.	Nov.	Total
Guilty-frial	20	24	7	13	34	10	15	24	10 .	1.5	17	1.5	13	24	9	
Plea	104	133	122	154	139	94	. 80	158	141	96	134	126	157	201	122	
Sub Total	124	157	129	167	173	104	195	182	151	111	151	141	170	225	131	2311
Not Guilty Trial	7	7	3	6	6	6	6	8	13	4	4	2	5	5	4	
Dead Docket	53	32	36	31	36	24	47	20	43	17	30 ·	18	45	48	26	
Nol Pros	3	11	12	15	2	· 6 ·	13	6	. 4		5	5	5	11	2	
Transfer	1	3	-	-	-	" <b></b> .		. 1	-	- ·			-	-	-	
Sub Total	64	53	51.	52	44	36	66	35 ·	60	23	39	25	.55	64	32	699
Grand Total	188	210	180	219	217	140	261	217	. 211	134	190	166	225	289	163	3010
Conviction Rate	66%	75%	72%	76%	80%	74%	75%	84%	72%	83%	79%	85%	76%	78%	80%	77%

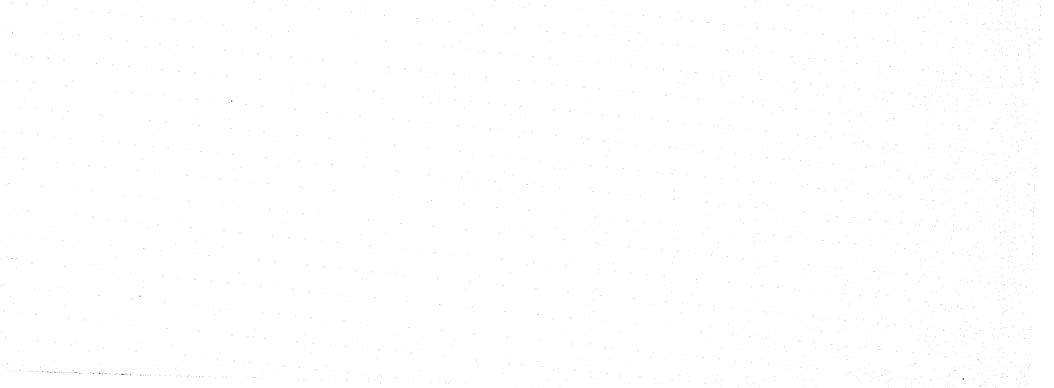












# TABLE III. DISTRIBUTION OF COURT PROCESSING TIMES

DEFENDANTS PROCESSED

								136-180 Days		>		
-	Total	Under 90 Number	Days %		<u>90-135 D</u> Number	ays %	Number	<u>%</u>	Number	%	Total Days	% of Court Processing Tim
•				· · ·	2	1	4	3	10	7	2620.	21
eptember 1973	147	131	89			2	1	1.	10	7	2431	20
ctober	146	132	90	: <del>*</del>	3	• 7	4	3	8	7	2033	20
ovember	123	102	83		9	_	.3	3	5	5	. 1140	13
ecember	106	94	89 1		4	- 4	•	2	15	12-	3623	33
anuary 1974	129	102	79		. 9	7	3		. 14	7	4122	• 23
ebruary	213	191	89		6	3	2	1		8	3986	27
larch	183	155	85		3	2	10 '	• 5	-15		3364	22
•	188	134	72		25	13	14	7	15	8	3304	
pril	150	137	91		6	4	7	5	-	·		15
lay			81		12	8	9	6	8	5	1810	
June	150		87	•	13	· 7	10	5	2 •	1	402	3
July	195				• 7	4	14	8	5	3	: 998	10
August	168		85		9	6	4	2				
Scptember	161	148	92			5	3	2	- -			
October	160	149	93	·	8		1	1	•••	n an an an Tha an an an an	• <b>4</b> • • •	
November	133	3 118	89		14	11	*			•		
	· · · ·	•				· · · · · · · · · · · · · · · · · · ·		· - ·	107	5	26519	15
TOTAL	235	2 2026	85		130	6	90	4	1.07		•	
TOTAL	2352	2 2026	85		130	6	90					







