

**United States District Court
Northern District of Ohio
Pretrial Services Office**



FISCAL YEAR 2005 ANNUAL REPORT

October 1, 2004 through September 30, 2005

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MISSION STATEMENT

The Northern District of Ohio Pretrial Services Office is committed to the mission statement developed for the system by the Administrative Office of the United States Courts, Probation and Pretrial Services Office, which states:

Federal Probation and Pretrial Services System Mission Statement

As the component of the federal judiciary responsible for community corrections, the Federal Probation and Pretrial Services System is fundamentally committed to providing protection to the public and assisting in the fair administration of justice.

Beliefs

- In the right of all persons to be treated with dignity and fairness.
- In our role of ensuring that the Court is provided information vital to making appropriate decisions, pretrial release decisions and imposing just and fair sentences.
- In the protection of the public as the most vital aspect of community supervision and in proper supervision as the best means to control and reduce risk.
- In the ability of people to change and in our responsibility to provide persons under our supervision with opportunities for treatment.
- In individual commitment to a shared vision as the best way to achieve our mission.

Vision

The Pretrial Services System and Federal Probation strives to exemplify the highest ideals and standards in community corrections.

ADMINISTRATION

Funding Overview

Fiscal Year 2005 Funding Overview:

• Personnel	\$1,362,032.00
• General Operating Fund "D" (092000)Aggregate	11,424.00
• Historical	1,219.00
• Capitol Funds Allotment	11,779.00
• Law Enforcement	341,422.00
• Cyclical Space	5,219.00
• Reprogrammed from 51140X	10,000.00
Total 092000 allotted:	\$1,743,095.00
• Automation Fund Aggregate	22,176.00
• IT Infrastructure formula (3000)	49,114.00
• Reprogrammed to 092000	(10,000.00)
Total 51140X allotted:	61,290.00
• Intra-Unit fund transfer from the Probation Office	42,000.00
• Early out/buyout funds returned to AO	51,246.00
• ECI	33,987.00
Total other Funds:	127,233.00
Total FY 2005	\$1,931,618.00

Pretrial Services total allotments for FY 05 included a 34% across the board reduction in operational funding. Law Enforcement received a inflation factor of 5%. The financial plan added an additional 3.8% reduction in salaries.

Staffing

Based on workload, staff allocation for FY 2005 was 17.9 positions. We operated with 19 staff. In 2005, four officers were promoted to the next CL classification. Student interns were not utilized in FY 2005. However, contact was maintained with local universities in order to promote future internship opportunities.

Training

In 2005, all Pretrial staff participated in training opportunities. Forty-one separate training events were attended by staff, totaling 917 hours. Training related directly to case management, supervision, safety, firearms, IT, and budget.

Coordination with Other Court Personnel

Pretrial Services, operates under Local Administrative Order #201. All personnel notices, operational information, and miscellaneous other requests or information are submitted to the Chief Judge, for approval. The appropriate Court committee is advised of general and specific program activities, and recommendations for hiring selected personnel candidates. The committee approves notices of personnel step increases, promotions, and any other business before this committee structure.

The Chief Pretrial Services Officer in conjunction with the Clerk of Courts and Chief Probation Officer, meet with the Court Security Committee; Joint Court Unit Training Committee; Safety Committee; IT Committee; and Budget Committee. Additionally, meetings are held with Probation and District Court's financial and personnel units. Interaction with judicial officers and their chamber staff occurs on a regular basis.

The Chief Pretrial Services Officer is a member of the Criminal Justice Forum, a working body of court unit executives, which includes the Chief Judge; Article III and Magistrate Judges; the U.S. Attorney; the Federal Public Defender's Office; and the U.S. Marshals Service. The forum promotes discussion of criminal justice issues and facilitates improvements in local criminal justice procedures and programs.

CASE MANAGEMENT

Referrals

Pretrial Services receives referrals by way of arrest or summons cases. When a defendant is arrested, Pretrial Services is contacted by an Assistant U.S. Attorney, who provides charging information and defendant identifiers. A computerized criminal record check is completed, and the defendant is interviewed. If time permits, the information is verified through various sources such as family members, employers, and local courts if applicable. A report is prepared for the Initial Appearance hearing

Upon receipt of a summons case, a Pretrial Officer contacts the defendant via the mail and/or by phone to schedule an interview. Information received from the defendant is verified by the officer. Verification sources include family members; schools; prior or present medical/ mental health providers; employers; and law enforcement sources. A report is generated for the arraignment.

If the officer is unable to conduct an interview due to not being able to locate a defendant, every effort is made to supply the court with a report. Background information will be obtained from secondary sources such as case agents, family members, and prior criminal history data if applicable. Officers are responsible for all aspects of case file management. All information from the production of reports, to the daily entry of chronological information is automated. Officers and support staff are certified to conduct computerized criminal record checks through the National Crime Information Center (NCIC), and the Law Enforcement Automated Data System (LEADS). Each Pretrial Services office has its own terminal to conduct the record checks.

Supervision Cases

Pretrial Services Officers manage a caseload of defendants placed under supervision by the court. In many instances special conditions of release are imposed which might include drug and alcohol treatment, or electronic monitoring. Officers utilize numerous resources locally and nationally in the supervision of the defendants. Termination of a supervision case occurs if the charges are dismissed; the defendant is sentenced to a term of probation; upon self surrender to the Bureau of Prisons (BOP); or if the defendant violates their bond and is taken into custody.

Probation and Pretrial Services Automated Case Tracking Electronic Case Management (PACTS-ECM), is utilized for documenting all defendant activity, and obtaining statistical data. The data is used for tracking defendants under the supervision of Pretrial Services. As a result of this data collection, workload measurement and funding is determined.

Pretrial Diversion Program

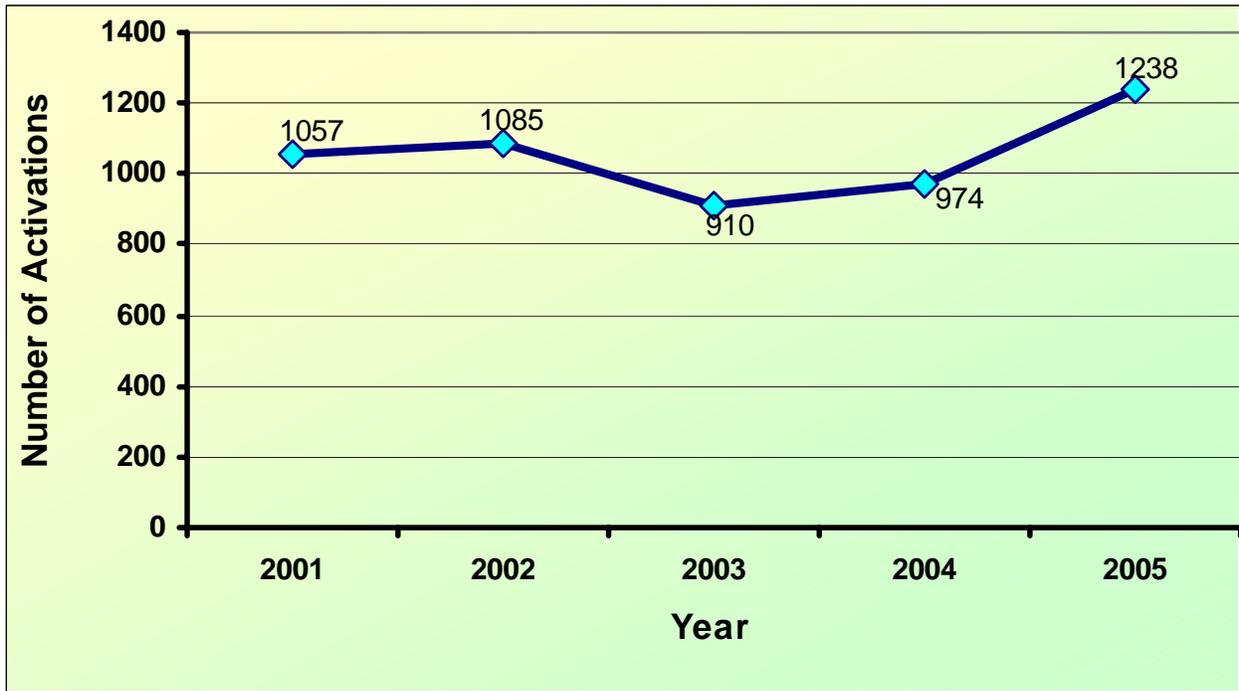
Pretrial diversion is an alternative to prosecution. The objective of the program is to divert individuals from processing through the criminal justice system. The Chief Pretrial Services Officer and the United States Attorney, have developed a written operations agreement which outlines referral and supervision procedures. In FY 05 a total of 3 diversion cases were supervised.

FY 2005 Data

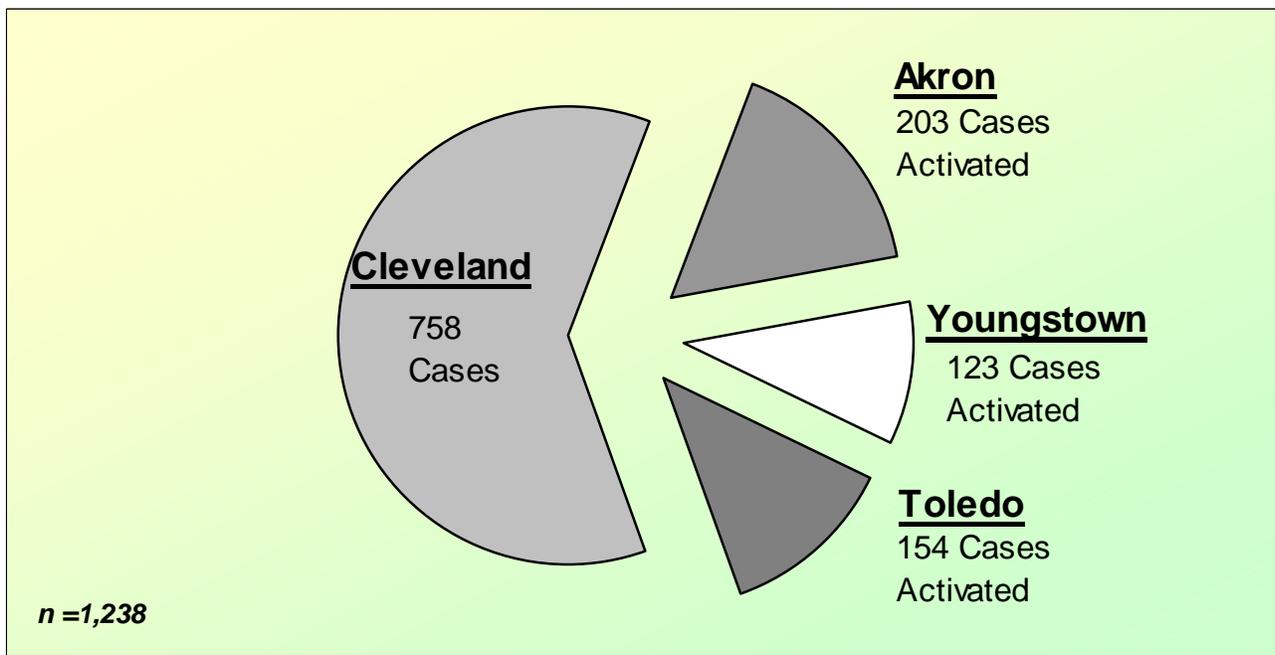
In FY 05:

1,238 cases were activated
723 cases supervised
1,101 defendants were interviewed.
118 defendants were not interviewed
19 defendants refused interview
542 defendants were detained and never released

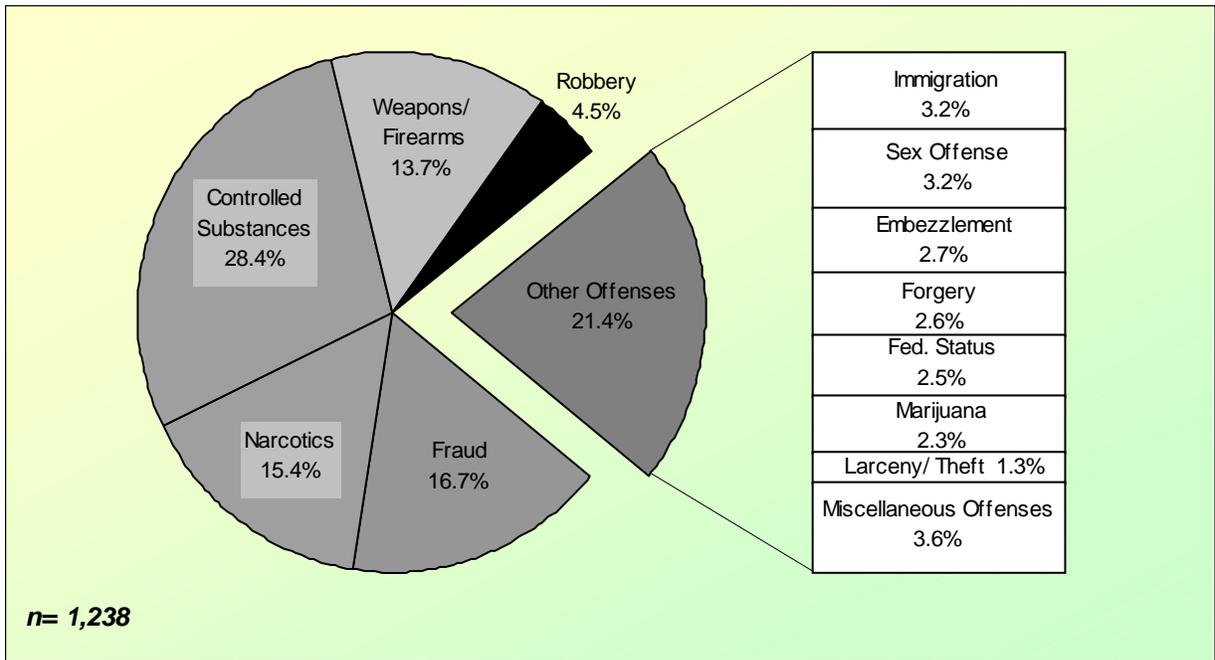
Case Activations for FY 2001 through FY 2005



Cases Activated by Office for FY 2005



Defendants by Offenses for FY 2005



TREATMENT SERVICES

Funding for treatment services is formula driven. Services for urinalysis testing and electronic monitoring are through national contracts. Delivery orders and blanket purchase agreements (contracts) are prepared by the budget analyst for the chief’s signature. The same delivery order data is entered into the PACTS - Substance Abuse Treatment Module (SATM) database. The Office of Probation and Pretrial Services monitors expenditures from PACTS data, which is electronically transmitted on a monthly basis to The Administrative Office.

Pretrial Services “piggybacks” on U.S. Probation’s treatment contracts utilizing the same terms and agreements for services as the probation office. Routine services include: urine collection; in/out patient treatment; counseling; detoxification; and mental health services. However, any service listed on the contracted delivery order, may be used to meet the needs of the defendant to satisfy a Court order. Additional vendors may be contracted at anytime by the pretrial office.

Financial policy, procedures, and regulations of procurement authority as outlined in the Guide to Judiciary Policies, JP3, and Procedures, Volume I, Chapter VII and VIII, are followed. Agreements for treatment services and halfway houses are awarded in accordance with the Simplified Procurement Procedures for Treatment Services, found on the J-Net, at the procurement website.

Substance Abuse/Mental Health Treatment

Case Activations

During FY 05, there were 564 cases active with drug aftercare conditions including substance abuse treatment and testing. Of these cases, 407 were opened during FY 05 and 157 were active prior to FY 05. The active cases represented a 46% increase over FY 04.

In addition to cases with drug aftercare conditions, there were 118 cases with mental health conditions active in FY 05. Of these cases, 85 cases were opened in FY 05 and 33 were active entering FY 05. There was an 89% increase in FY 05 in the number of new cases with mental health conditions.

The mental health defendant frequently provides the greatest challenge, and requires the most significant amount of resources in time and funding. In addition, of the 118 defendants under supervision in FY 05 with a mental health condition, 62 of these defendants also had drug aftercare conditions. Individuals with substance abuse and mental health issues present an even greater challenge to the officers supervising them, and often require significantly more resources. Treatment services are provided in units. Generally, for counseling services a unit is thirty minutes.

Service Costs

The types of services, units and costs, are noted in the table below.

Treatment Services	Units	Costs
Group Substance Abuse Counseling	2,553	\$57,277
Individual Substance Abuse Counseling	777	\$35,774
Residential Substance Abuse Treatment	675	\$55,674
Substance Abuse Assessment	73	\$8,469
Urine Collection	3,416	\$44,056
Psychological Evaluation	32	\$13,733
Psychiatric Evaluation	13	\$2,360
Individual Mental Health Counseling	568	\$27,600
Medication Monitoring	23	\$1,965
Urinalysis	4,397	\$55,994

Overview and Analysis

Defendants with drug aftercare and mental health conditions continued to make up a significant portion of the supervision cases. As a result, extensive resources were devoted to these cases. These resources included the time spent by officers supervising the higher risk cases, and financial resources expended on services for these defendants. The drug aftercare services included urinalysis, evaluations, outpatient treatment, and residential treatment. The mental health services included psychological evaluations, psychiatric evaluations, medication monitoring, and individual counseling. Numerous defendants received multiple services to address their issues.

Officers continued to closely monitor their high risk drug aftercare and mental health cases. They reported the apparent violations to the court following the district's program of graduated sanctions. The defendants received assistance and referrals to address their substance abuse and/or mental health issues. It is the goal of Pretrial Services to provide the defendants with the required services in order for them to remain in compliance with their imposed conditions of bond.

Voluntary Initial Drug Test

Officers continued to request voluntary urine samples from eligible defendants. The result of the drug test, or the defendant's decision not to submit to a voluntary test, is reported by the pretrial services officers to the Judicial Officer in the pretrial services report. The following table reflects results from FY05.

Number Positive	129
Number Negative	282
Total Tested	411
Not Tested	639
Refused (included in not tested category)	(218)
TOTAL DEFENDANTS	1,050

The results of the test, assist the officer in making an informed assessment and recommendation to the Court. Also, the information is used in supervision cases to establish appropriate urinalysis and drug aftercare conditions for the defendant.

The initial testing program began as a pilot program in 1998. The pilot program ended in FY 02. Starting in FY 03, Pretrial requested and the Court approved the continuation of initial testing. As a result of the Court's approval, pretrial services continues the testing program as part of our normal duties and responsibilities.

Home Confinement /Electronic Monitoring Program

Overview of Program

Home Confinement is used as an alternative to detention. Electronic monitoring is the technology most frequently used to verify the defendant's presence at home, as it is deemed the most effective method. Remote alcohol testing was used to on a select population of defendants who had a condition of alcohol abstinence.

On December 1, 2004, the Administrative Office announced that three vendors were awarded national contracts for electronic/remote monitoring services. Each district was given the option to chose one of the three vendors. The Ohio Northern Pretrial Services Office chose to remain with BI.

There were 43 active home confinement cases at the beginning of FY 05, and home confinement was ordered as a condition of release in 126 additional cases during FY 05. This compares to 44 active cases at the start of FY 04, with 78 new cases activated.

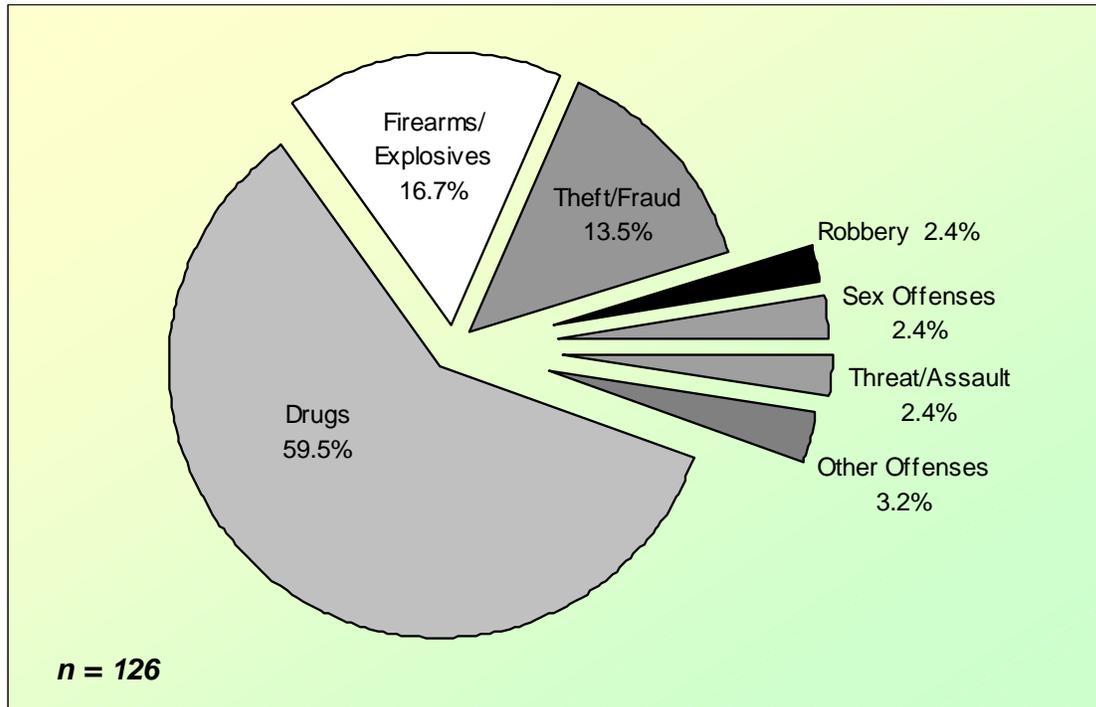
During FY 05, all 126 cases were electronically monitored. Remote alcohol testing technology was used in six cases. It was used in five cases in FY 04.

- The average duration of home confinement was 5 months for FY 05, up from 4 months for FY 04.
- FY 05 expenditures for electronic monitoring and remote alcohol testing totaled \$66,091.22, an increase of 7.5% from the FY 04 total of \$61481.65.
- Defendant's ordered to pay for electronic monitoring services contributed \$7,851.01 in FY 05. This represents a increase of 113.1% from the \$3,683.36 collected in FY 04.
- Violation reports were filed on 33 defendants, and bond was revoked on 19 occasions.

The following table represents the types of alleged offenses charged for home confinement defendants:

Offense	Number of Defendants	Percentage of Total
Drugs	75	59.5
Firearms/Explosives	21	16.6
Theft/Fraud	17	13.5
Robbery	3	2.4
Sex Offenses	3	2.4
Threats/Assaults	3	2.4
Other	4	3.2
Totals	126	100%

Offenses Charged Under Home Confinement FY 2005



OTHER ACTIVITIES

Pretrial Services worked in conjunction with the Probation Office in promoting the firearms and DT programs. Both offices actively participated in the training.

Managers in Pretrial Services were invited to attend and participate in the Probation office management meetings which are held on a weekly basis.

The Pretrial Services and Probation Offices have been working together with the Federal Executive Board in preparation for the Federal Job Fair. The event is scheduled for early October FY 2006, and is being held at Lincoln West High School located in Cleveland.

The Pretrial Services Office continued to make contacts with various local criminal justice agencies with regard to Project Penalty Awareness, a public service project which began in 2004. The objective of the project is to inform the general public about the severe federal penalties associated with drug trafficking offenses. In FY 2006, our goal is to take additional steps in getting the message out to various groups of individuals, including but not limited to, juvenile offenders, inmates, state offenders on probation and/or parole.

In FY 2005, macros were customized for Word Perfect 11. Pretrial Services plans to move to District Court's Active Directory in early FY 2006. This move will return Pretrial Services to District Court's cluster servers, standardizing desktops and software district wide.

In FY 2005, The National Association of Pretrial Services Agencies (NAPSA), Board of Directors, finalized their decision that Cleveland, Ohio, would be the site of the 2007 NAPSA conference. The Federal Pretrial Services and Probation offices, in conjunction with Cuyahoga County Pretrial Services and the Ohio Association of Pretrial Services Agencies will host the conference.

PERSONNEL AND OFFICE LOCATIONS

Cleveland Office:

801 West Superior Avenue, Suite 3-202, OH 44113

Jeffrey P. Johnson	Chief Pretrial Services Officer
Marianne Rizzuto-Boros	Deputy Chief Pretrial Services Officer Type II
Janda Lipker	Administrative Budget Analyst
Dan Fynes	Supervisory Pretrial Services Officer
David Schoeck	Home Confinement Specialist
Kim Donaldson	Pretrial Services Officer
Kara Cabanes	Pretrial Services Officer
Suzanne Evans	Pretrial Services Officer
Travis Jennings	Pretrial Services Officer
Sarah Pfeiler (half-time)	Pretrial Services Officer
Ellen Hoprich	Senior Pretrial Services Clerk
Rose Kos	Senior Pretrial Services Clerk

Akron Office:

U.S. Courthouse, Room B3-61, 2 South Main Street, Akron, OH 44308

Steve Gyalai	Pretrial Services Officer
Patrick Niederkofler	Pretrial Services Officer
Shari Gray	Administrative Pretrial Services Clerk

Toledo Office:

U.S. Courthouse, 1716 Spielbusch Avenue, Room 306, Toledo, OH 43624

Robin Lafferty	Supervisory Pretrial Services Officer/ Home Confinement Specialist
Mark Miller	Drug and Alcohol Treatment Specialist
Amy Ryder	Senior Pretrial Services Clerk

Youngstown, Ohio:

U.S. Courthouse, 125 W. Market Street, Room , Youngstown OH 44503

Marsha Lawrence	Pretrial Services Officer
Julie Gray	Pretrial Services Officer Assistant