

# 1976 ANNUAL REPORT

## WASHTENAW COUNTY PRE-TRIAL INVESTIGATION PROGRAM

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ACQUISITIONS



ANN ARBOR, MICHIGAN

46442



## PRE-TRIAL INVESTIGATION PROGRAM

WASHTENAW COUNTY BUILDING, ROOM 12  
P.O. BOX 8645  
ANN ARBOR, MI 48107

MAIN AND HURON STREETS  
(313) 994-2413

Bettie Magee  
Coordinator

Deputy Investigators:  
Ronald N. Henderson  
Joel Rodriguez  
Kathy Schroder  
LaVerne L. Sommerville  
Secretary: Gale Brady

November 7, 1977

### TO THE HON. WASHTENAW COUNTY BOARD OF COMMISSIONERS

Dear Commissioners,

I am pleased to transmit to you the 1976 Annual Report of the Washtenaw County Pre-Trial Investigation Program. This report has been prepared with the help of our current 1977 Pre-Trial Staff who have devoted many person-hours above their scheduled duties to assist in its preparation.

As you know, Mr. Peter Yelorda served as Coordinator of Pre-Trial Investigation until November 12, 1976. At that time, I was appointed Acting Coordinator until my appointment as Coordinator on January 5, 1977. Therefore you have before you a report prepared by a new Coordinator who had the good fortune of serving as Senior Investigator in the Pre-Trial Program since its inception in January, 1974, and the further good fortune of a dedicated staff in 1976 and 1977.

Nine hundred and eighty five (985) new cases were opened in 1976. Four full time Deputy Investigators and one Coordinator interviewed, evaluated, verified information and presented written reports to District and Circuit Court Judges on these 985 alleged felons and high midemeanants. Our investigators covered the Washtenaw County Jail at 6 A.M. on weekdays, the Ypsilanti Lock-up at 8 A.M. on weekdays, and all arrests on Saturdays. Our workers alternated these shifts with office duty and supervision of Conditional Release clients. One Pre-Trial investigator

worked through the day on alternate Saturdays in order to appear weekly at Saturday night court with reports and recommendations.

During 1976, every effort was made to work closely with all law enforcement agencies, the Prosecutor's office, community agencies, and the Courts. These efforts, begun in 1974 with the inception of the program, reached fruition in 1976 making a cooperative constructive relationship possible with all areas of the criminal justice system for the benefit of the client and the community.

In addition to our carry-over Conditional Release clients under weekly supervision since 1974 and 1975, we were asked by the Courts to supervise 60 (sixty) new Conditional Release clients on a weekly basis from the time of their arraignments until dispositions in their criminal cases. Conditional release clients constitute the counseling and referral component of our program.

Of our Conditional Release clients, eight defendants failed to appear in Court at some time during their case process and bench warrants were issued for their arrest. Of the 115 defendants who received a Release on Recognizance recommendation from our program, only 2 defendants failed to appear in Court. Therefore, the failure to appear (F.T.A.) rate for ROR and CR clients is 10 or approximately 1% of the total caseload. This is a low figure when compared with national averages, and is of importance to the Courts and law enforcement officials.

Due to the overlap of cases from year to year, it is always difficult to give an accurate profile of dispositions of our cases. The statistical review included in the report will reveal that 453 cases were still open at the end of 1976 awaiting Circuit Court dispositions. Many have since been adjudicated, and will appear in our 1977 report. One-hundred and thirty three (133) of our cases which were authorized as felonies were reduced to misdemeanors and closed in our files. Another ninety-four (94) cases were adjudicated at the District

Court level. Unfortunately our limited person power made it impossible for us to learn the dispositions on these cases, and they are included in the report as missing disposition data. Five (5) cases were terminated in 1976 due to the death of three defendants. One deceased defendant had three pending cases. Two cases were transferred to us for supervision by other states who learned of our program through the National Conference in New Orleans. Sixty (60) cases were not authorized for prosecution, but are included in our statistics since all the work was completed for the Courts before the non-authorization decision was made.

Known dispositions on our cases which proceeded through Circuit Court reveal that 118 cases were dismissed or acquitted at the Circuit Court level (these cases include defendants placed on the Holmes Youthful Trainee Program), 56 defendants received Probation, and 64 defendants received prison terms.

A total number of 568 negative or deferred recommendations were made to the Courts this year. This is a higher number of negative recommendations than submitted in previous years and indicates closer attention to the point scale, and a general judgmental tightening-up in decision making before recommending release. Twenty-five bond reports were made to Circuit Court Judges which did not include recommendations. It is the policy of our office to provide information only on Circuit Court updates.

The staff and I believe that we have become an integrated part of the criminal justice system, and we appreciate the support given to us by the Board of Commissioners and the Courts. We hope that our efforts to provide pre-arraignment information to the Courts, and our counseling, monitoring and referral work with defendants on Conditional Release have assisted the Courts and the clients. We will continue to make every effort to to fulfil the two mandates of our program: accurate information for the Courts and service to defendants.

Respectfully submitted,

*Bettie M. Magee*  
Bettie M. Magee  
Coordinator

1976 ANNUAL REPORT  
WASHTENAW COUNTY PRE-TRIAL INVESTIGATION  
PROGRAM

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## APPRECIATION

An emerging discipline within the Criminal Justice System cannot survive without the support and cooperation of other criminal justice agencies, the Courts, the funding agency, and the dedication of staff members. Since its inception as a working program in January, 1974, we have been very fortunate as a new discipline in Washtenaw County to have the backing of the Circuit and District Court Judges who have guided us, and the Washtenaw County Board of Commissioners who, since September, 1975, have recognized our function and service as a department in Washtenaw County, and have funded our program.

Pre-Trial Investigation is dependent upon receiving accurate information from numerous sources in order to supply the District and Circuit Courts with accurate information on each defendant. Good relationships with all of the law enforcement agencies in Washtenaw County and the administrative branches of our Courts have made our duties much easier. We would like to thank the Washtenaw County Sheriff's Department, the Ann Arbor Police Department, the Ypsilanti Police Department, the Michigan State Police, the Eastern Michigan Police, the Saline Police Department, and all of their officers for working with us.

We would also like to thank the Washtenaw County Prosecutor for permitting us to use their records, Washtenaw County Court Services for supplying us with the Alpha list and giving us access to court files, the Ann Arbor Police Department record division, the Sheriff's Department record division, and the Public Defender's office. All of these agencies have given us full cooperation. We have also worked closely with the Washtenaw County Probation Department and the District Parole Office in order to make certain that vital information could be shared for the benefit of the defendant and the community.

We have worked closely with the Crisis Walk In Center, Ozone House, Inmate Rehabilitation division of the Sheriff's Department, and the Washtenaw Community Mental Health Legal Services division. We have combined efforts on behalf of individual defendants by coordinating with Community Service Agency, Octagon House, Department of Social Services and Vocational Rehabilitation. Our clients and the community have benefited from these liasons.

There are always specific individuals who make the task easier for harried workers trying to provide full information at a 9 A.M. arraignment. The staff and I would like to mention a few of those helpful individuals:

Ms. Rose Zimmer, Sheriff's Department Records

Ms. Helen Hagen and the Staff of Court Services

Ms. Perlene Sullivan, Fifteenth District Court Criminal Clerk

Ms. Paula Hawkins, Ypsilanti Police Department

Ms. Fannie Hamilton and staff, Fourteenth District Court

Ms. Delores Fischer, Fourteenth District Court Secretary to Hon. Robert Fink

Mr. John Strotkamp, Community Mental Health Legal Services

Ms. Nancy Goode, Ms. Bonnie Banks and all of the staff of the Public Defender's Office

Ms. Geraldine Greeth, Executive Assistant, Washtenaw County Commissioners

Ms. Pat Butler and Mr. Paul Rumps, Inmate Rehabilitation Program, Sheriff's Department

Mr. William Delhey and Mr. John Hensel of the Prosecutor's Office

CETA - both County and City whose workers have tried to help our clients obtain employment

In 1976, we were able to use the services of consultants to assist us with specific projects in the office including the massive task of case analysis. We appreciate the work completed by Mr. Frank H. Stewart, now Attorney at Law, Mr. Richard Garcia, Ms. Mary Lee Collet, Ms. Michele Collet, Ms. Pat Peysantawong, and Ms. Nancy Shiffler of the University of Michigan. Professor Levern Collet of the School of Education of the University of Michigan gave our staff many free hours of assistance as we attempted to initiate a statistic record of our caseload.

In 1976 and 1977 we made staff changes as well as procedural changes. All of our current 1977 staff have worked with dedication on this 1976 annual report: Deputy Investigators Ronald Henderson, LaVerne Sommerville, Joel Rodriguez and Kathy Schroder and secretary Gale Brady. Past staff contributed much to our program in 1976 and 1977 including former Coordinator Peter Yelorda, former deputy investigators Lilly Covington and Carlos Toscano, and our secretary through the 1976 year, Ms. Mary Hughes.

Last but not least, Ms. Carol Kish, secretary to our program for 9 months in 1977, took upon herself the task of reorganizing our files and records. She innovated many new procedures that have made this report possible and will be of lasting assistance to our program. Ms. Kish won a fellowship at the University of Michigan in September 1977, well deserved, and we are grateful that she was able to give us nine months of commitment.



### PROGRAM DESCRIPTION

Included with this report is a Program Description written in April 1977. Attached are our interview forms which highlight the Point Scale, and a copy of our Confidential Release form.

Also included is a blank copy of the Report form which is submitted to District Court Judges. These report and recommendation forms are kept in the files of the District Court Judges. In order to supply the Circuit Court Judges with new information or an updated report on their request, a new report is written on office stationery and submitted to Circuit Court without recommendation.

Our office is in the process of revising the interview form and point schedule. This cannot be finalized without permission of all of the Circuit and District Court judges since the point schedule is weighted, and is the basis of our recommendation to the Court regarding release.

We do not recommend money bond. We leave amount of bond to the discretion of the Court. When a negative or deferred recommendation is made to the Court, we are merely stating that we do not believe the client qualifies for a Recognizance or Conditional Recognizance release.

Since the establishment of the Washtenaw Community Bail Fund, Inc., we have made referrals to that fund on cases where we believe that some community help should be available to the defendant although they do not qualify for a release under the guidelines of our program. We have worked closely with Mr. Jerry Hooks, Coordinator of the Bail Fund in order to assist those clients whom we believe would be a safe risk in the community with a low money bond.



## PRE-TRIAL INVESTIGATION PROGRAM

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### FUNCTIONS OF THE PRE-TRIAL INVESTIGATION PROGRAM OF WASHTENAW COUNTY APRIL 1977

#### I. PURPOSE

- A. To interview, evaluate, verify information and prior criminal record, if any, and submit a written report to all 14th and 15th District Court Judges on all alleged felons arrested in Washtenaw County before arraignment.
- B. To recommend whether or not defendant should be released without money bail. We do not recommend amounts of money bail, but we do recommend Release on Recognizance (ROR), Release on Recognizance with Conditions (Conditional Release) or we make a negative recommendation.
- C. To make our recommendations based on a point scale which weighs prior record, community ties and residency, current employment and/or education (all levels) and drug use. Positive and negative points are given. The point scale varies from a possible negative nine (-9) to a possible positive nine (+9).
- D. To give the Court a written profile of the defendant so that the Judge may take our recommendation into account when setting bail. Although we know the current charge for which the defendant was arrested, the current charge is not reflected on the point scale. We do not read police reports, and we do not discuss the current charge with the defendant.
- E. To relieve the crowded conditions in our jail when it is possible for a defendant to function in the community, maintain employment, or continue education pending trial without danger to the community.
- F. To reduce the public expense of lodging a defendant in the County Jail, and to indirectly help the families of defendants avoid the expense of bail if a family member is in jail.
- G. To provide continuing supervision and agency referrals to those accused felons who need services during the pre-trial period which might help divert them from further criminal activities.
- H. To provide updated reports on alleged felons on request of 5 Circuit Judges at any time during the criminal justice process or at the specific time of a defense counsel motion for Bond Reduction.

#### II. RATIONALE

- A. Established in July, 1973 by a grant from O.C.J.P. (Office of Criminal Justice Planning) - Federal grant, county match, approved by County Commissioners, Judges, Prosecutor, Public Defender and Washtenaw County Bar Association, the concept of Pre-Trial Release and Pre-Trial Investigation was based on several pilot projects in other cities including the pioneer program of the Vera Institute, Manhattan Bail Project, and the Des Moines, Iowa Project. At this time, over 100 projects exist throughout the U.S. in a variety of forms with a variety of funding sources, ie: Prosecutor Diversion Programs, Citizens' Probation Authority Programs, Misdemeanor Deferred Prosecution Programs, etc.
- B. The Washtenaw County Program is not a diversion program. The alleged felon proceeds through all the stages of the criminal justice system: arraignment, preliminary exam, bindover to Circuit Court, trial. For those on Conditional Release, our duties end at the time of dismissal, acquittal or conviction.

- C. Statistics indicate that payment of money bond does not ensure a crime free pre-trial period or ensure that a defendant will return to Court. Pre-Trial Programs are one attempt to seek alternatives to money bail and provide services and referrals which may deter repeated criminal activity.
- D. The community faces the same risks with an alleged felon out on money bail as it does with a defendant out on a no-money bail release. Intervention and supervision at this stage of the criminal justice process also gives the defendant an opportunity to begin successful rehabilitation and assist his defense counsel with his defense as the months go by between arrest and possible conviction.
- E. Objective trained pre-trial investigators have an opportunity to provide the Courts with information on possible emotional problems or retardation (we request referrals to Community Mental Health Legal Services), physical illnesses, related family problems, financial problems, or other problems that merit referrals to social service agencies.

### III. PROCESS

- A. Investigators rotate week-long shift assignments. One investigator covers the arrests at the County Jail and begins interviewing at 6 A.M. One investigator covers the arrests made by the Michigan State Police, the Ypsilanti Police Department and the Eastern Michigan University Police. This is called the Ypsilanti shift. Defendants are interviewed at the Michigan State Police holding lock-up or the Ypsilanti City Jail commencing at 7 to 8 A.M. Investigators on office duty shift assist the workers in case of an arrest overload.
- B. Verification is made between 7 A.M. and 9 A.M. or as quickly as possible. Prior record is determined by the defendant's statement, and use of the LEIN and NCIC computerized criminal history records available to us through the Sheriff's Department and Ypsilanti Police Department.
- C. Investigators rotate weekly at Saturday Night Court and interview defendants through the day on Saturday.
- D. Defendants are asked to sign Confidential Release of Information and Medical Release forms at the time of interview. Verification on all but prior criminal record is made with the defendant's consent.
- E. Following verification, the investigator totals points and writes a report for the Court including a recommendation. Ypsilanti shift investigator completes a handwritten report and delivers the report to one of 4 (four) 14th District Courts. County Jail shift investigator returns to the office and has the report typed by the secretary. A County employee from Central Services delivers the reports to the appropriate Court.
- F. Whenever possible, the investigator attends the arraignment of defendants who have received a Conditional Release recommendation in order to answer any questions the arraigning Judge might have concerning the recommendation.

### IV. POINT SCALE

- A. Defendants receiving six positive points (+6) or over may be considered for Release on Recognizance.
- B. Defendants receiving three positive points (+3) may be considered for Conditional Release, conditions recommended by Investigator.
- C. Defendants receiving two positive points (+2) or less are not recommended for ROR or CR unless there are unique circumstance.
- D. Investigator has the discretion to make a negative recommendation regardless of points, and states written reasons for recommending against release if point total is +5 or over. The Court makes the final decision on money bail in all cases.

## V. STATISTICS

Approximately 1,000 cases were opened in 1975. A defendant might have more than one case opened in a calendar year, depending on the number of times he/she was arrested on a felony complaint. A brief statistical review of 1975 cases follows:

420 Negative recommendations - release on ROR or CR not recommended (40% of total reports)

254 ROR recommendations (83%, 211 granted)

220 CR recommendations (72%, 159 granted)

160 Updates or decision on release deferred to the Courts' discretion (15% of total reports)

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1054 TOTAL REPORTS

370 Positive recommendations granted (211 ROR and 159 CR)

104 Positive recommendations denied (43 ROR and 61 CR)

---

474 Positive recommendations (45% of total reports)

Statistics are currently being compiled for 1976 during which time 985 cases were opened.

## VI. CONCLUSIONS:

- A. Our program is constantly seeking methods of improving procedures, record keeping, goals and standards, and client service.
- B. We belong to the National Association of Pre-Trial Service Agencies (NAPSA) and the Michigan Association of Pre-Trial Service Agencies (MAPSA) and work with other programs to improve methods, share ideas, and assist each other in developing efficient and professional pre-trial services.
- C. It is imperative that we work closely with all police agencies, other County Departments, community agencies, and the public so that our program is understood and accepted as a vital part of the Criminal Justice System.

WASHTENAW COUNTY PRE-TRIAL INVESTIGATION PROGRAMINFORMATION SHEET

1. Name \_\_\_\_\_ Docket No. \_\_\_\_\_

2. Charge \_\_\_\_\_

3. Date jailed \_\_\_\_\_ Bond previously set in this case? \_\_\_\_\_

4. Age \_\_\_\_\_ Sex \_\_\_\_\_

5. Presently living at \_\_\_\_\_  
 For \_\_\_\_\_ years \_\_\_\_\_ months with \_\_\_\_\_

6. Previously lived at \_\_\_\_\_  
 For \_\_\_\_\_ years \_\_\_\_\_ months with \_\_\_\_\_

7. Resident of Washtenaw County area for \_\_\_\_\_ years \_\_\_\_\_ months.

8. Relatives seen often (other than those living with) \_\_\_\_\_  

Name	Relation	Address	How often seen

9. Marital status: Married \_\_\_\_\_; Single \_\_\_\_\_; Divorced \_\_\_\_\_  
 If married: How long? \_\_\_\_\_; Living together? \_\_\_\_\_  
 Separated? \_\_\_\_\_ . Number of children: \_\_\_\_\_

10. Presently employed by \_\_\_\_\_  
 (Company and address)  
 For \_\_\_\_\_ years \_\_\_\_\_ months as a \_\_\_\_\_

11. If unemployed, how supported? \_\_\_\_\_

12. Previously employed by \_\_\_\_\_  
 What year or years? \_\_\_\_\_

13. If employed, support anyone? Yes \_\_\_\_\_ . No \_\_\_\_\_ . Whom? \_\_\_\_\_

14. State of health? \_\_\_\_\_

15. How many prior arrests? \_\_\_\_\_ Convictions: \_\_\_\_\_  
 How many felonies? \_\_\_\_\_ . How many misdemeanors? \_\_\_\_\_  
 (Misdemeanors shall not include traffic convictions except driving under the influence of intoxicating liquor and leaving the scene of an accident.)

16. Any papers with defendant verifying address or job? \_\_\_\_\_

17. Who can be called to verify this information?  

Name	Address	Phone

Date: \_\_\_\_\_, 19\_\_\_\_.

Approved Form 040373

Investigator \_\_\_\_\_

WASHTENAW COUNTY PRE-TRIAL INVESTIGATION PROGRAMPOINT EVALUATION PROGRAM

Name: \_\_\_\_\_

VerifiedInterviewPRIOR RECORD(Circle points for correct prior record)

- |    |    |   |
|----|----|---|
| 2  | 2  | No convictions or 1 Low Misdemeanor (not involving assaultive or seriously antisocial behavior)                                 |
| 1  | 1  | 1 Low Misdemeanor (involving assaultive or seriously antisocial behavior)   |
| 1  | 1  | 2 Low Misdemeanors, or 1 High Misdemeanor   |
| 0  | 0  | 1 Nonviolent Felony, or 2 High Misdemeanors, or 3 Low Misdemeanors  |
| -1 | -1 | 1 Nonviolent Felony and 1 High or 2 Low Misdemeanors  |
| -2 | -2 | 1 Violent Felony, or 1 Nonviolent Felony and more than 2 Misdemeanors, or 3 or more High Misdemeanors or 2 Nonviolent Felonies. |
| -3 | -3 | 2 or more Violent Felonies or 3 or more Felonies of any type.   |

COMMUNITY TIES(Circle Points for Each Applicable Factor, Accumulating No More Than 5 Points)

- |    |    |   |
|----|----|---|
| +1 | +1 | Lives with spouse or equivalent (stable pattern of cohabitation)  |
| +1 | +1 | Lives with and supports children or has been living for more than one year with parent(s) or adequate parent substitute.  |
| +1 | +1 | Lives, and has been living for substantial period, but less than one year, with parent(s), or adequate parent substitute, or lives alone with family ties in Washtenaw County area. |
| +1 | +1 | Buying home or has been making rental payments for substantial time in Washtenaw County area.   |
| +1 | +1 | Washtenaw County area resident for 5 years or more or for most recent and substantial portion of adult life.  |
| -1 | -1 | No significant contacts or family ties.   |

EMPLOYMENT(Circle Points for Correct Employment Record)

- |    |    |  |
|----|----|--|
| +3 | +3 | Present job, essentially full-time, for one year or more or full-time student with unbroken academic history (except for military service)   |
| +2 | +2 | Present job four months to one year, or present and prior job more than six months — stable employment pattern, or student recently returned to school, with tangible educational plans. |
| +1 | +1 | Mother caring for children in the home, including A.D.C. mother.   |
| -1 | -1 | Unemployed with unstable or no work history.   |

DRUG USE

- |    |    |  |
|----|----|--|
| -4 | -4 | Addiction to narcotic drugs and not receiving treatment, (not available for release unless on conditional program) |
| -3 | -3 | Addict, receiving stable treatment for 3 months or more (other than in jail)                                       |
| -2 | -2 | Questionable addiction, with addiction history.  |
| -1 | -1 | Addiction history but with no arrests for preceding 2 years.   |
| -1 | -1 | Admitted heavy use of poly-drugs (non-opiate).   |

Verified  
Point  
Total:

---

I certify that I have interviewed the above-identified defendant and completed the foregoing Information Sheet and Point Evaluation Schedule, and that I have personally investigated and verified as true the information indicated as verified thereon.

Date: \_\_\_\_\_, 19\_\_\_\_.

\_\_\_\_\_  
(Investigator)

## PRE-TRIAL INVESTIGATION PROGRAM

WASHTENAW COUNTY, MICHIGAN

Where was the individual arrested? \_\_\_\_\_

What has happened to individual since arrest? \_\_\_\_\_

\_\_\_\_\_

Who was the arresting police officer? \_\_\_\_\_

Booking Officer? \_\_\_\_\_

What police department? \_\_\_\_\_

Next Court date if known \_\_\_\_\_

Judge and Court \_\_\_\_\_

Race \_\_\_\_\_

Veteran? Branch of service, type of discharge \_\_\_\_\_

\_\_\_\_\_

Is individual receiving welfare? What kind? \_\_\_\_\_

\_\_\_\_\_

What is weekly take-home pay? \_\_\_\_\_

Who is client's lawyer? \_\_\_\_\_

What is client's educational level? \_\_\_\_\_

Addiction history \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_





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AUTHORIZATION FOR VERIFICATION OF CONFIDENTIAL INFORMATION

I, \_\_\_\_\_, hereby authorize Pre-Trial Investigation,  
(client's name)  
its coordinator or investigator, \_\_\_\_\_, to verify the  
(coordinator/investigator)  
information provided by me during the pretrial interview conducted on \_\_\_\_\_,  
(date)  
and only under the conditions listed below:

1. Name and relationship of person(s) of whom verification shall be requested and the nature of the information to be verified: residency, marital status, employment, educational status and state of health.

<u>NAME</u>	<u>ADDRESS</u>	<u>RELATIONSHIP</u>	<u>PHONE</u>
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

NOTE: PRIOR CRIMINAL RECORDS SHALL BE VERIFIED WITHOUT YOUR AUTHORIZATION

2. The purpose or need for such verification: to aid the Court in determining the terms of my release from custody.
3. Title of person(s) who will have access to the Pre-Trial Investigation Report: judge, prosecutor and defense counsel.
4. Duration of authorization: This authorization is effective \_\_\_\_\_  
(date)  
and unless revoked by me in writing, it shall expire when there is a final disposition in this matter.
5. Revocation of authorization: This authorization may be revoked by me in writing at any time, except when my participation in the Pre-Trial Investigation Program is made a condition of my release from custody.

\_\_\_\_\_  
(witnessed by)

\_\_\_\_\_  
(client's signature)

\_\_\_\_\_  
(date witnessed)

\_\_\_\_\_  
(date signed)

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Secretary: Gale Brady

Case:

Charge:

Court:

Date of Investigation:

Recommendation:

---

(Investigating Pre-Trial Investigation Officer)

---

(Date)

## 1976 STATISTICAL REVIEW

985 alleged felons and misdemeanants were interviewed and evaluated by our program in 1976. For statistical purposes each defendant interviewed is considered a CASE. Statistical analysis is based on cases, not individuals, since some individuals were arrested more than one time and incurred separate criminal charges at different times. Each case opened is placed in a separate file which is cross-referenced with a previous case or cases opened on the same individual.

The majority of the 985 defendants were interviewed at the Washtenaw County Jail and the Ypsilanti Police Lock-up. A few cases were interviewed in the Ann Arbor Police lock-up, the Michigan State Police Lock-up, in an interview room at one of the Courts, and on rare occasions in our office.

All defendants were asked to sign a confidential release form in order for us to verify information with their families, friends and employers. On a few occasions, defendants chose not to sign the release forms. It was explained to them that we would check only their previous criminal record without their signed release for additional information.

All statistical analysis was completed by hand without benefit of a computer or word-processing program. We used a hand calculator to determine totals. My personal regret is that we are unable to correlate many facts which would be of interest to the Courts and law enforcement agencies. In 1976, due to our limited resources, we were unable to include the variables of race, marital status, income, education and age. We will include some data from 1975 analyses to give an overall profile of our caseload. In 1975, Ms. Magee had access to the University of Michigan computer for a selected sample of cases.

In some instances, our totals do not appear to correlate with our sub-totals. This is due in part to missing data which we were unable to gather. Data sheets on all cases are available to the Board of Commissioners and the Courts. The most obvious missing data is the disposition of cases adjudicated on the District Court level in each of the 14th and 15th District Courts. Due to the limitations of a small staff, we have not been able to go back to each District Court to determine disposition on those cases which never reached Circuit Court. We have initiated conversation with the Prosecutor to determine if there is some method we can initiate to retrieve this information.

The dispositions on all Circuit Court cases is retrieved from the Prosecutor's Office and the Alpha List of Court Services. In addition, we attempt to follow each Conditional Release case from its inception to its disposition through weekly contact with the client.

Please note that we have categorized the alleged offense into four major categories:

1. Violent Crime - all crimes against a person which may or may not involve physical injury to the victim. This includes Armed Robbery, Kidnapping, Arson, Rape, all aggressive sex crimes, Murder, Felonious assault etc.
2. Non Violent Crime - Most common categories are B and E, Larceny from a Building, CCW, Forgery, Uttering and Publishing, Receiving and Concealing Stolen Property, etc.
3. Both NV and V - Two charges or more in which a violent and a non-violent crime is alleged
4. Drugs - All crimes involving the use or sales or possession of illegal drugs

Bond Reports are submitted to Circuit Court Judges on their request or request of defense counsel, and do not include recommendations.

Please note that the large number of cases with no final dispositions are due to the fact that these cases are still pending in Circuit Court. Disposition on cases opened in 1976 and still open in 1977 will be included with the 1977 Annual Report. Unfortunately data has not been kept on cases opened previous to 1976.

A case lowered to a misdemeanor sometime during the Criminal Justice Process is closed by our office, unless a Judge makes a specific request that we continue working with a misdemeanor client. We have included data on those cases that we know were lowered to a misdemeanor and disposed of in District Courts. We have also included data on those cases which never reached Circuit Court, but on which we have no specific disposition information.

Included in our closed cases are all of those cases which were not authorized by the Prosecutor. Since the interview and recommendation was completed by one of our investigators, we have kept records on these cases.

Included in this annual report for the first time is an analysis of F.T.A. rates (failure to appear). We were able to obtain this information by searching for bench warrants issued in 1976 and 1977 on cases opened in 1976.

Please note that five cases involving three individuals were closed due to their deaths before disposition of the case.

Please note that two cases were received in this office for supervision on the request of Pre-Trial Programs in other states.

TOTAL NUMBER OF CASES PROCESSED IN 1976

	<u>Cases</u>
Violent Crimes	213
Non-Violent Crimes	676
Non-Violent and Violent Crimes (Both)	16
Drug Crimes	80
	<hr/>
TOTAL	985

RECOMMENDATIONS AND RESULTSRecommendations for Release

Release on Recognizance Recommended and Granted by the Courts	115
Conditional Release with Supervision Recommended and Granted by the Courts	60
	<hr/>
Total Number of Releases (ROR and CR) Recommended and Granted by the Courts	175
ROR or CR recommended, <u>Not</u> Granted by the Courts	154
	<hr/>
TOTAL	329

Negative Recommendations

Negative Recommendations made by our Program, Bond set by the Courts	421
Negative Recommendations made, ROR or CR granted by the Courts	54
Negative Recommendations made, No Bond set by the Courts (Murder cases)	18
	<hr/>
TOTAL	493

## RECOMMENDATIONS AND RESULTS - Continued

Deferred Recommendations

Deferred Recommendations to the Court, ROR or CR granted by the Court	16
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Deferred Recommendations made to the Court, Bond set	65
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Deferred Recommendations made to the Court, No Bond set (Murder cases)	4
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TOTAL	85
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Recommendations Made; No Authorization

ROR or CR recommended; No Authorization by Prosecutor	18
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Negative or Deferred Recommendation to Court; No Authorization by Prosecutor	42
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TOTAL	60
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Bond Reports

Bond Reports to Circuit Court; No Recommendations Included	25
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Transfers

Reports sent to other Jurisdictions	2
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DISPOSITIONS ON CASES OPENED IN 1976Final Dispositions

Acquitted, Dismissed, or Holmes Youth Training Act	118
Convicted - Probation	56
Convicted - Prison Term	64
Cases authorized as felonies, reduced to Misdemeanors, and disposed of in District Court	133
Transfers from other Jurisdictions; Reports sent to those Jurisdictions; Cases closed	2
Deceased during criminal justice process (3 individuals); Cases closed	5
No Authorization after Interview	60
TOTAL	438

No Final Dispositions

Case is in Circuit Court, No Final Disposition in 1976 (Many of these cases were adjudicated in 1977, and will be included in the 1977 annual report)	453
Missing Data - Case did not reach Circuit Court; District Court dispositions unknown to us	94
TOTAL	547

GRAND TOTAL	985
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SUMMARY OF BENCH WARRANTS ISSUED ON OUR CASELOAD

ROR Recommended; ROR Granted	Non-Violent Crime	2
CR Recommended; CR Granted	Non-Violent Crime	6
Negative Recommendation; Bond Set	Non-Violent Crime	9
Negative Recommendation; Bond Set	Violent Crime	4
Negative Recommendation; Bond Set	Both Violent and Non-Violent Crime	1
Negative Recommendation; CR Granted	Non-Violent Crime	2
Negative Recommendation; ROR Granted	Non-Violent Crime	2
Deferred Recommendation; Bond Set	Drug Case	1
Deferred Recommendation; Bond Set	Non-Violent Crime	2
Bond Report; No Recommendation	Drug Case	1
		<hr/>
TOTAL		30

Eight defendants recommended for ROR or CR failed to appear in Court. Two defendants who received negative recommendations by our program but were granted ROR failed to appear in Court. Two defendants who received negative recommendations by our program but were granted CR also failed to appear in Court. Seventeen defendants received negative or deferred recommendations, were granted bond by the Court and failed to appear in Court. One defendant was interviewed for a bond report, no recommendation was made by our office, and failed to appear in Court. Eight defendants on CR and four defendants on ROR failed to appear in Court. Therefore, of the thirty defendants who failed to appear in Court,

two were recommended for ROR by our program and six were recommended for CR by our program. Two additional defendants were placed on CR under our supervision by the Courts, although we made negative recommendations. A total of eight defendants under our supervision failed to appear in Court and two additional defendants were placed on ROR by the Court and failed to appear. This is a failure to appear (F.T.A.) rate of approximately one (1%) per cent. It is interesting to note that three of the defendants who failed to appear are women and twenty-seven are men.

#### TERMINATION BY DEATH

Deceased while on Conditional Release	Non-Violent	1
Deceased while on Bond (two people; one person had three cases pending at the time of death)	Non-Violent	4

#### SUMMARY OF MEN AND WOMEN ON CASELOAD

Men	887
Women	98
TOTAL	985

The number of women is approximately ten (10%) per cent of the total caseload, and reflects closely both national and state averages.

WORKERS - CASELOAD FOR DEPUTY INVESTIGATORS AND FORMER COORDINATOR  
IN 1976

	<u>Cases</u>
Ronald Henderson	265
LaVerne Lee Sommerville	239
Carlos Toscano	224
Lilly Covington (left January, 1976)	9
Bettie Magee	213
Peter Yelorda (former Coordinator)	35
TOTAL	985

REPORT LIMITATIONS

Race, age, marital status, education and income are not included in this report.

## CONDITIONAL RELEASES

Conditional Releases receive weekly supervision by phone or in person. In addition, clients on Conditional Release are counseled, referred to employment, education, and public service agencies.

60 defendants received Conditional Release in 1976.

2 defendants were transferred from other states and received conditional release services

All clients in addition to Conditional Release clients receive Pre-Trial counseling, job referral and other services on request.

A Conditional Release client is carried from the time of the granting of CR at the District Court level through the criminal justice process until conviction, dismissal or acquittal. Many Conditional Release clients are carried for two or more years before their cases are disposed of in Court.

Attached is a sample copy of a Warning Letter sent to clients on Conditional Release if they fail to report after two weeks.

**PRE-TRIAL INVESTIGATION PROGRAM**

WASHTENAW COUNTY BUILDING  
P.O. BOX 645

MAIN AND HURON STREETS  
ANN ARBOR, MICHIGAN 48107

(313) 994-2413

Director  
Pete Yelorda  
Room 2

Date:

Name:

This is a WARNING LETTER. It is the only warning you will receive.

Under the conditions of your Conditional Release you must report to this office weekly by telephone or in person.

You have failed to report. If you have not reported by Friday, February 6, 1976, a Bench Warrant will be issued for your arrest.

You may reach this office between 8:30 a.m. and 5:00 p.m. Monday through Friday. (313) 994-2413.

Bettie Magee  
Senior Investigator

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## DEFENDANT PROFILE

Our 1975 statistical sample analysis reveals a client profile which we believe is valid in 1976.

Our sample shows a young single male, black or white, between the ages of 18 and 25, unmarried, unemployed or earning less than 100 dollars per week with some high school, no previous adult felony record, but usually a non-violent juvenile record, who is accused of a non-violent crime and was arrested by the Washtenaw County Sheriff's Department, Ann Arbor Police Department or Ypsilanti Police Department. In the great majority of cases this individual is a Washtenaw County resident.

In 1975, we developed a sample analysis of 616 cases which indicated that the above profile described the majority of our cases. We also learned that a racial survey revealed 273 Black clients, 333 White clients, 6 Spanish Speaking Clients and 4 clients of other racial background (American Indian, East Indian, Oriental).

The same sample indicated that 456 clients were County residents at the time of arrest. The same sample indicated 543 clients were male and 83 clients were women.

Our goal is to develop similar statistics for the 1977 Annual Report since we were not able to gather this data in 1976.

STAFF ACTIVITIES 1976

Mr. Peter Yelorda, Coordinator in 1976, and Mrs. Bettie Magee, Senior Investigator attended the National Conference on Pre-Trial Release and Diversion in New Orleans in April 1976. The main goal of the Conference was to recognize the establishment of pre-trial programs as a separate part of the criminal justice system; a discipline with its own specific needs, problems and future trends. The Conference was designed to clarify the relationships between Pre-Trial Services and other disciplines in the criminal justice system, provide materials and training to Pre-Trial personnel, and create an atmosphere conducive to information exchange on a national level. The interrelationships between pretrial services and the courts, prosecutors, defenders, police, prisons and the planning and funding authorities were heavily stressed. A sub-theme of the Conference was the development and refinement of standards and goals for pretrial programs.

Several hundred persons attended the Conference, and Mr. Yelorda and Mrs. Magee attended many workshops. Mr. Yelorda was a panelist on a workshop designed to help programs develop state organizations.

Mr. Yelorda and Mrs. Magee attended several MAPSA meetings in Lansing. MAPSA is the Michigan Association of Pre-Trial Service Agencies. Mr. Yelorda was elected President of MAPSA in 1976.

Mrs. Magee attended several meetings of the Washtenaw County Law Enforcement Association in 1976 and is a member of that organization.

A great deal of community interest was expressed regarding Pre-Trial Investigation in 1976. Mr. Yelorda served on the Criminal Justice Planning Committee for Washtenaw County.

Mr. Yelorda and Mrs. Magee spoke to several University classes at Eastern Michigan University and the University of Michigan. Mr. Yelorda and Mrs. Magee spoke to a group of prisoners in a para-legal program at Jackson Prison in Jackson, Michigan. Mr. Yelorda and Mrs. Magee worked closely with the American Friends Service Committee and their Community Bail Bond and Volunteer program. We met with Mrs. Barbara Cartwright numerous times throughout the year.

Mrs. Magee and Mr. Carlos Toscano worked with the Department of Social Services on a committee to initiate a migrant summer program for Spanish Speaking migrants in Washtenaw County. The plight of several migrant families in the area was brought to our attention. This was an outside activity which resulted in more help for migrant families from Department of Social Services. Mrs. Magee addressed the problem of the non-English speaking migrant worker in Michigan at a resource meeting held by Dr. John Dempsey, State Director of the Department of Social Services.

The staff provided interpreting services in Court and for various police departments for Spanish speaking defendants who could not communicate in English. Two workers, Mrs. Magee and Mr. Toscano were able to provide this service.

On-going meetings with numerous community agencies took place throughout the 1976 year. We established relationships with personnel from WARC (Washtenaw Association for Retarded Citizens), Vocational Rehabilitation, Community Service Agency, and the Community Bail Fund.

Mrs. Magee taught on weekends and in the evening during the 1976 year at the State Prison of Southern Michigan in classes sponsored by Wayne State University.



The staff held several training retreats of one-half day duration in order to help each investigator learn as \_\_\_\_\_ much as possible to work effectively with the clients and the community.

Two volunteers worked in the Pre-Trial Office in 1976. Each was given a client on Conditional Release to assist. In theory, the use of volunteers is an excellent concept, but we found that our limited staff made the supervision of volunteers difficult, and we discontinued use of volunteers in December 1976.

The staff received publications from LEAA and the National Criminal Justice Reference Service in 1976. A basic library was developed for staff which included valuable material from the New Orleans Conference.

Mr. Yelorda and Mrs. Magee met with the Ann Arbor Police Department officers, Sheriff's Department, and Ypsilanti Police Department staff throughout the year in order to develop a positive relationship with those agencies and make certain that our workers and the police understood each other's roles including our need to interview, and police need for security. Our relationships with all police agencies in the County have been excellent.

Mrs. Magee attended a one week training seminar in Rational-Emotive Therapy sponsored by the Wolverine Institute in order to update her counseling techniques.

We were pleased that two new pre-trial programs asked for our assistance in planning their programs during 1976. We held training seminars in our office for the new United States Federal Pre-Trial Program of Detroit and the Livingston County Inmate Services Program. We believe that all of these staff activities have benefited our program.



## PRE-TRIAL INVESTIGATION PROGRAM

WASHTENAW COUNTY BUILDING, ROOM 12  
P.O. BOX 8645  
ANN ARBOR, MI 48107

MAIN AND HURON STREETS  
(313) 994-2413

Bettie Magee  
Coordinator

Deputy Investigators:  
Ronald N. Henderson  
Joel Rodriguez  
Kathy Schroder  
LaVerne L. Sommerville  
Secretary: Gale Brady

CONCLUDING STATEMENT

The staff of the Washtenaw County Pre-Trial Investigation Program welcomes inquiries and visits from Commissioners, agency representatives, students, and the general public at any time. We are located in Room 12, Basement of the Washtenaw County Building, Main and Huron Streets, Ann Arbor, Michigan.

Staff members are usually available to describe the program to citizen and student groups. In the past, we have assisted new Pre-Trial programs in other counties by explaining our policy and procedure, and we will continue to do so. During the 1976 year, we were pleased to work with the U.S. Probation Office in Detroit when they initiated their federal Pre-Trial program, and we have welcomed guests from Livingston and Lenawee Counties who were in the planning stages of a pre-trial program.

We have also made staff time available for speaking engagements in our colleges and universities in the Washtenaw County area, and are glad to provide information and statistics to the public. We receive many calls requesting a definition of pre-trial services and a description of the program.

We hope that members of the Board of Commissioners will visit us at their convenience. We appreciate the support and assistance we have received from the Commissioners, the Courts, and the agencies of Washtenaw County.

*Bettie M. Magee*  
Bettie M. Magee  
Coordinator



**END**