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**NEW  
YORK  
STATE  
FELONY  
PROCESSING**

**QUARTERLY REPORT:**

**INDICTMENT THROUGH DISPOSITION**

**January-December**

**1977**

47593



**NEW YORK STATE DIVISION OF  
CRIMINAL JUSTICE SERVICES**



STATE OF NEW YORK

# NEW YORK STATE FELONY PROCESSING

## Quarterly Report:

Indictment Through Disposition

January - December

1977

NCJRS

JUN 9 1978

ACQUISITIONS

Prepared by:

NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES

January 1978

Albany, New York

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COMMISSIONER

STATE OF NEW YORK  
DIVISION OF CRIMINAL JUSTICE SERVICES  
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ALBANY, NEW YORK 12203

January 30, 1978

TO: the Honorable Hugh Carey  
the Honorable Warren M. Anderson  
the Honorable Manfred Ohrenstein  
the Honorable Stanley Steingut  
the Honorable Perry B. Duryea, Jr.

The Division of Criminal Justice Services has the honor to submit, pursuant to Chapter 603 of the Laws of 1973, the fourth quarterly report for 1977 on the processing of felony cases in the courts.

The information presented herein is based upon arrest data reported to the Division under Criminal Procedure Law Section 160.20, and upon information concerning indictments and their dispositions submitted by district attorneys under Sections 837-a and 837-b of the Executive Law.

The Division wishes to thank the District Attorneys of New York State and the other individuals who participated in the preparation of the report.

## PREFACE

The following report presents statistics concerning New York State indictments and felony prosecutions for the four quarters of 1977. This report is the seventeenth in a series of regular quarterly reports required under Chapter 603 of the Laws of 1973.

The primary objective of the data collection and reporting system is to supply useful and timely information to members of the criminal justice community. The requirement to produce the report at the close of the quarter implies that information relating to activity during the last days of the quarter may not be received and processed in time for publication. It should be understood that some incompleteness will exist in current data, however, patterns of felony processing can be portrayed adequately on the basis of the data received.

The data presented in this report include both defendant-indictments, and defendant-indictment cases that were disposed of during the four quarters of 1977. Because convictions are not reported until time of sentencing, the category "defendant-indictments disposed of" refers to any of the following types of cases:

1. Defendant-indictment convictions and sentences during January-December 1977.
2. Defendant-indictment convictions during a previous period but sentence not rendered until January-December 1977.
3. Dispositions other than convictions during January-December 1977.

The exhibits included in the body of the report focus on three major geographical areas of the State - New York City, Suburban New York City and Upstate. Suburban New York City includes the counties of Nassau, Rockland, Suffolk and Westchester, areas characteristically different from either New York City or Upstate New York. In addition, similar information is presented by Judicial Department in the Appendices.

These reports and the information presented herein may suggest certain additional data or exhibits of interest to specific readers. Such information, if available, will be provided upon request by DCJS.

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# Section 1

## JANUARY-DECEMBER SUMMARY

### ARRESTS

### PAGE REFERENCE

- A total of 138,831 felony arrests were reported to the Division of Criminal Justice Services by New York State law enforcement agencies for the period January-December 1977. This figure, nearly 1% above 1976, reflects a drop of 15.7% in felony drug arrests that was balanced by a rise of 3.3% in non-drug arrests. This major drop in drug arrests coincides with the enactment of the Marihuana Drug Law, effective July 29, 1977.

7
- Overall, total felony arrests in New York City advanced 3.3% over 1976, while arrests in the Suburban Area of New York City (which includes the counties of Nassau, Rockland, Suffolk and Westchester) declined 3.0% and Upstate dropped 6.3%.

7
- Drug arrests declined in all areas of the state. 1977 felony drug arrests in New York City dropped 3.6% while the Suburban Area of New York City and Upstate reported more dramatic declines of 17.7% (Suburban New York City) and 45.7% (Upstate). 1977 is the third consecutive year that felony drug arrests have declined in the Suburban Area of New York City and Upstate.

7
- Felony non-drug arrests for 1977 advanced 4.3% over 1976 in New York City and 1.6% Upstate. The Suburban Area of New York City was nearly unchanged with a decline of less than half of one percent.

7
- Compared to 1976, arrests for felony drug "charges" declined in all areas of the state during 1977, a drop similar to the one for drug arrests. Drug arrest charges were down 3.0% in New York City, 14.9% in the Suburban Area of New York City, and 45.5% Upstate for a statewide drop of 14.5%.

8, 9,  
10, 11
- In contrast to total drug arrest "charges", Class A drug arrest "charges" for 1977 reported a statewide increase of 11.8% over 1976. This statewide increase was due entirely to a rise of 22.5% in New York City. Specifically, arrest "charges" for Class A-III sale of controlled substance in New York City accounting for 48.1% of all Class A arrest "charges" in that city, reported a rise of 49.4% over 1976. It should be noted that Section 220.10 of the Criminal Procedure Law was revised July 1976 to allow Class A-III felonies to be plead down to a Class C felony.

8, 9,  
10, 11
- Under the Marihuana Drug Law effective July 29, 1977, 896 felony "charges" were reported for 1977 representing 4.7% of all charges for sale and possession of controlled substances. Comparisons of marihuana arrest "charges" cannot be made with earlier periods inasmuch as marihuana was subsumed in the controlled substance law prior to July 29, 1977. Overall, arrest "charges" for sale of controlled substance and marihuana during 1977 were 6.6% above 1976 while "charges" for possession were down 23.1%.

8
- The distribution of statewide drug arrests among New York City, the Suburban Area of New York City, and Upstate changed materially for 1977 compared to 1976 due to a major drop in Upstate drug arrests. New York City comprised 72.9% of the 1977 statewide figure compared to 63.8% in 1976 while Upstate dropped to 16.1% in 1977 from 25.0% in 1976. The Suburban Area of New York City remained relatively stable at 11.0% of total state in 1977 compared to 11.2% in 1976.

6
- In contrast to the distribution of drug felony arrests, total felony arrests reported little change: New York City accounted for 71.8% of the statewide felony arrests for 1977 compared to 70.0% in 1976; Upstate 18.6% in the current year compared to 20.0% last year; and the Suburban Area of New York City 9.6% in 1977 compared to 10.0% in 1976.

6

INDICTMENTSPAGE  
REFERENCE

- District Attorneys throughout the state reported 31,001 defendant-indictments processed during the year 1977 <sup>1/</sup>. It should be noted that these data refer to indictments filed from January 1, 1977 through December 31, 1977 and do not necessarily coincide with the terms of the various grand juries. 15
- Fewer defendant-indictments were processed during 1977 than 1976. This decline may be partially attributed to the Nassau County screening bureau in the Suburban Area of New York City. Both New York City and Upstate processed nearly the same number of defendant-indictments in 1977 as in 1976. 15
- For the state as a whole, burglary, robbery, and drug offenses accounted for 56.5% of all reported indictments, nearly unchanged from the 56.7% reported in 1976. It should be noted that burglary has replaced robbery as the crime category with the highest incidence, however, the highest incidence of indictments in New York City continues to be for robbery (30.6%) while burglary indictments predominate both in the Suburban Area of New York City (28.0%) and Upstate (34.4%). Defendant-indictments for drug offenses have declined in all areas. 15
- Statewide, indictments for sale of controlled substance <sup>2/</sup> accounted for 73.4% of all felony drug indictments, a slight increase over the 71.3% reported in 1976. These indictments represent 75.9% of all drug indictments in New York City, 87.1% in Suburban Area of New York City and 59.1% Upstate. 16
- Nearly 1.5% of all felony defendant-indictments for drug charges in 1977 were marihuana charges under the new Marihuana Law effective July 29, 1977. 16
- Class A drug indictments accounted for 65.9% of all 1977 drug indictments reported statewide, 6% more than the 59.9% reported in 1976. 78.4% of the New York City drug indictments were for Class A offenses compared to 63.8% in the Suburban Area of New York City and 34.9% Upstate. 16
- Class A-III drug indictments continued to increase in importance. These indictments accounted for 38.6% of all 1977 felony drug indictments compared to 32.7% in 1976. In New York City, nearly half (46.0%) of all drug defendant-indictments were for Class A-III drugs. 16
- The distribution of total felony indictments for 1977 among New York City, Suburban New York City and Upstate New York were similar to 1976; a small drop in the Suburban Area of New York City was accompanied by a slight rise in New York City. The distribution of drug indictments recorded more sizeable shifts. In the 12 months of 1977, New York City accounted for 61.9% of all drug felony indictments compared to 54.4% in 1976. This increase was accompanied by a small decline in the Suburban Area of New York City (14.0% in 1977 from 15.9% in 1976) and a larger drop Upstate (to 24.1% in 1977 from 29.7% in 1976). 14

DISPOSITIONS

- A total of 31,454 felony defendant-indictment cases were reported disposed during January-December 1977 <sup>1/</sup>. 17
- Trials, either jury or non-jury, accounted for only 9.8% of all defendant-indictments disposed statewide. 68.4% of these trials were disposed by convictions. 21, 22, 23, 24
- Statewide, convictions accounted for 79.7% of the reported dispositions. New York City reported convictions at 76.8% of all dispositions, the Suburban Area of New York City at 87.6%, and Upstate New York at 80.3%. It should be noted that convictions do not in all cases represent convictions on felony charges. 21, 22, 23, 24

<sup>1/</sup> Refer to page 12 for the definition of defendant-indictment unit of count.

<sup>2/</sup> Indictments containing charges of equal degree for both sale and possession of controlled substances are recorded as indictments for sale of controlled substances. Data on Marihuana were included in controlled substances prior to July 29, 1977.

DISPOSITIONS - (continued)PAGE  
REFERENCE

- The conviction rate for indictments in the Suburban Area of New York City reflects those cases which are part of Operation Midway in Nassau County. Operation Midway is a diversionary program in Nassau County applied to selected defendants after indictment. These indictments may be dismissed if the defendants successfully complete a lengthy rehabilitative period extending up to 18 months. The inclusion of defendants who are thus dismissed in the calculation of conviction rates reduces the overall conviction rate for the Suburban Area of New York City.
- The category "other court action", referring generally to consolidation of indictments or a plea to another indictment, varies according to county practice. This disposition applied to 7.1% of defendant-indictments in New York City, 2.8% in the Suburban Area of New York City and 8.2% Upstate. Subtracting "other court action" from total disposition yields a net conviction rate of 82.6% in New York City, 90.1% in the Suburban Area of New York City and 87.4% Upstate. 22, 23, 24, 25, 26, 27
- Guilty Pleas accounted for 91.6% of all reported convictions statewide. Pleas represented 89.5% of all New York City convictions, 93.9% of all convictions in the Suburban Area of New York City and 93.4% of the Upstate convictions. 21, 22, 23, 24
- A total of 25,078 convictions were reported for 1977. Of these, 31.3% were convictions for the most serious charge in the indictment and an additional 32.0% were convicted of felonies in the same or next lower class as the one for which they were indicted. 45
- The disposition patterns of Class A drugs changed materially in response to the revised Criminal Procedure Law allowing Class A-III "charges" to be reduced to Class C felony. Of the indictments on Penal Law Section 220.39 (Class A-III) disposed by conviction, 59.1% were convicted on a Class C charge in the same article. Only 22.5% of the indictments on Class A drug charges disposed by conviction were convictions on the most serious charge and a total of 55.0% were convictions on any Class A offense. These were sharply below earlier levels. In 1976, 34.4% of the indictments on Class A drug charges were convicted of the most serious offense and 69.5% were convicted of any Class A offense. 50, 51
- The change in the disposition of Class A-III drugs also affected the overall pattern of drug convictions on most serious charge. Of the 1977 indictments for the sale of a controlled substance disposed by conviction only 22.0% were convictions on the most serious charge in the indictment, considerably below the 29.0 percentage reported in 1976. In contrast, of the 1977 indictments for possession of a controlled substance disposed by convictions, 23.5% were convictions on the most serious charge in the indictment, well above the figure of 16.5% for the same period of 1976. 50, 51
- An increasingly larger proportion of the defendant-indictments disposed by conviction received sentences to institutions: state correctional institutions 38.8% and local correctional institutions 21.3% while 31.2% were sentenced to probation. Similar figures for 1976 record sentences to state institutions at 37.6% of total convictions, sentences to local institutions at 18.3% and sentences to probation at 34.0%. It should be noted that for statistical purposes, sentences to imprisonment and probation combined are recorded as sentences to local imprisonment in this publication. 53
- Sentences for drug convictions on the new drug law showed a similar pattern of increase in the proportion sentenced to institutions. 50.8% of the 1977 new drug law convictions were sentences to state correctional institutions while 25.6% were sentences to local institutions and 21.1% were sentences to probation. In 1976, 52.4% of the new drug law convictions were sentenced to state correctional institutions, 15.7% to local institutions and 29.4% to probation. As noted in the previous paragraph sentences to local institutions include combined sentences of imprisonment and probation. 57

DISPOSITIONS - (continued)PAGE  
REFERENCE

- The distribution of both felony defendant-indictments total disposed and those disposed by conviction among New York City, the Suburban Area of New York City and Upstate recorded only minor differences between 1977 and 1976. 19, 20
- Following the patterns of arrests and indictments, the geographic distribution of 1977 drug felony defendant-indictments total disposed and disposed by conviction presented major changes from 1976. Of the total drug felony indictments disposed in 1977, New York City accounted for 55.7%, 4.8% more than the 50.9% recorded in 1976 while for the same period Suburban New York City dropped from 22.5% of total disposed in 1976 to 18.3% in 1977, and Upstate dropped from 26.6% in 1976 to 26.0% in 1977. Distribution of convictions of drug felony defendant-indictments present a similar pattern with New York City at 53.5% of total 1977 well above the 47.9% for 1976, the Suburban Area of New York City at 20.7% in 1977 down from 24.0% in 1976 and Upstate down from 28.1% in 1976 to 25.8% in 1977 for the same periods. 19, 20

PROCESSING TIMES

- For New York State, the median time to process felony cases resulting in dismissal (285 days) or acquittals (294 days) continues to take more than twice as long as the median time to process convictions (112 days). The conviction time obviously reflects the high percentage of guilty pleas. The high dismissal processing time may be a reflection of a number of defendants who are confined to a mental institution for protracted periods before dismissal. 62
- The median time for processing 31,454 reported dispositions was 131 days from indictment to disposition. As expected, the more serious charges took longer to process. Class A drugs, totaling 2,455 dispositions reported 238 days from indictment to disposition. 62, 74
- The median days from indictment to dismissal in the Suburban Area of New York City reflect those cases which are part of Operation Midway in Nassau County. Operation Midway is a diversionary program in Nassau County applied to selected defendants after indictment. These indictments may be dismissed if they successfully complete a lengthy rehabilitative period extending up to 18 months. The inclusion of defendants who are thus dismissed in the calculation of median days from indictment to dismissal increases the median for the Suburban Area of New York City.

## Section 2

### FELONY ARRESTS

The felony arrest statistics presented in this section have been generated from the fingerprint file maintained by the Division of Criminal Justice Services. Since New York State Law requires that a fingerprint card be submitted to DCJS as a result of each felony arrest, the file is an excellent source of data concerning statewide felony arrest activity.

The data describe felony arrests only, and therefore, do not necessarily reflect crime incidence for the same time period. In addition, felony arrests may not survive to become indictments, for many are disposed of in lower criminal courts or are weeded out by grand juries. And, because it is not yet possible to link felony arrests to indictments in a continuous data collection process, the relationship between arrest activity and subsequent criminal justice processing cannot be established.

Exhibit 2-1 graphically compares the distribution of total felony and drug felony arrests in New York City, the Suburban Area of New York City and Upstate New York for January-December 1976 and January-December 1977.

Exhibit 2-2 presents January-December arrest figures for the years 1976 and 1977. Exhibits 2-3, 2-4, 2-5 and 2-6 present the breakdown of drug charges for these same periods.

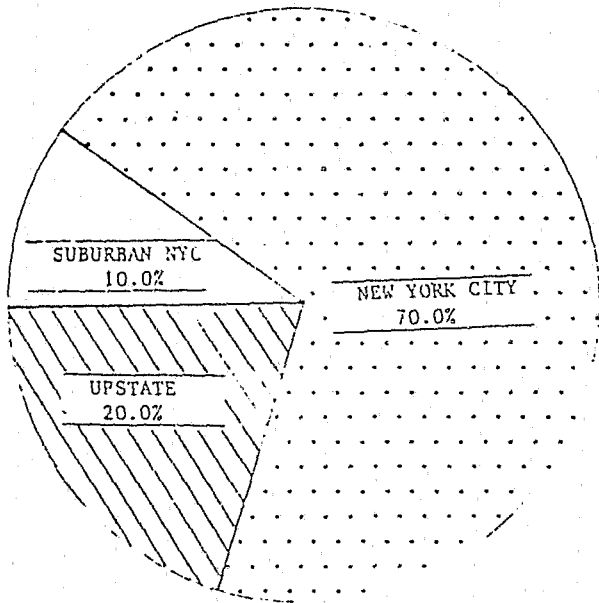
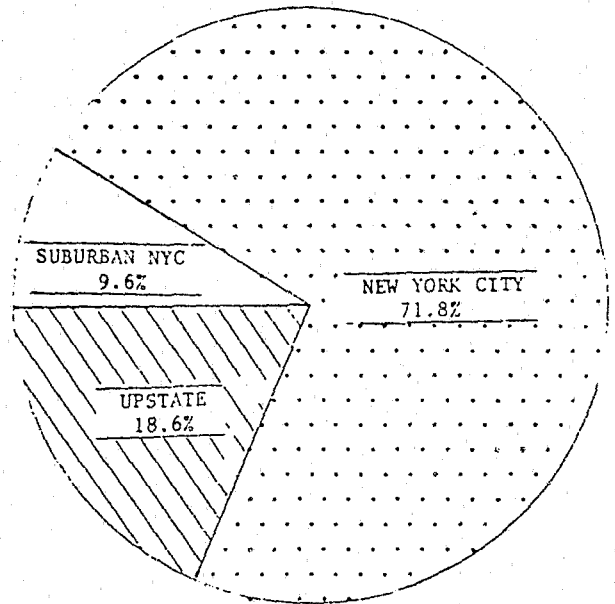
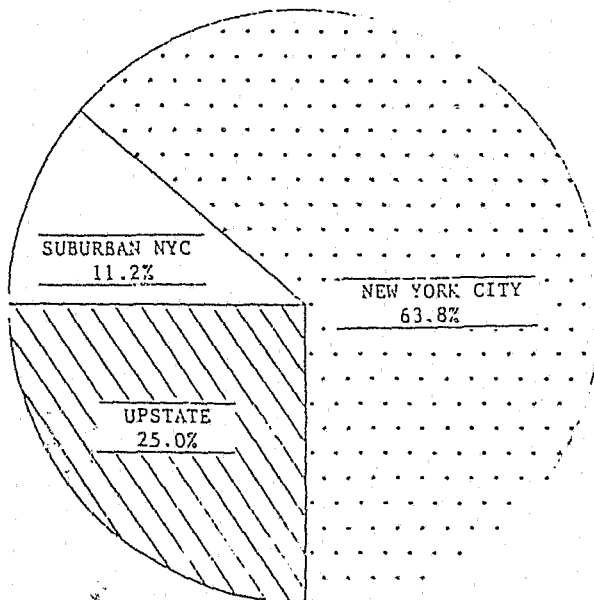
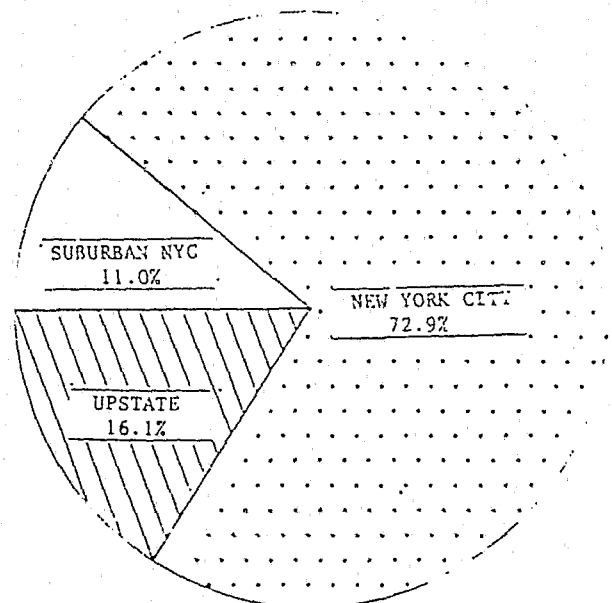
It should be noted that the figures in Exhibit 2-2 are for arrests and that the figures in Exhibits 2-3, 2-4, 2-5 and 2-6 are for arrest charges. Arrests may consist of more than one charge, therefore, total drug charges may exceed total drug arrests.

Any comparisons must be viewed with caution. Since fingerprint cards reach DCJS by mail for most Upstate counties, there is a lag of perhaps several weeks before the fingerprint data base is complete for the prior month. Consequently, the data for the present period may be lower than actual count because some of the December arrests may not have been posted to the data base.

The drug arrests include felony arrests for Penal Law Articles 220, 221, Public Health Law Article 33 and for the following sections of Penal Law Article 200, which deal with bribery in drug cases, 200.04, 200.12, 200.22, 200.27.

Exhibits 2-3 through 2-6 present figures for Class A drug charges. These charges stem from arrests involving crimes committed prior to September 1, 1973. Class A crimes committed after September 1, 1973 are recorded on lines Class AI, Class AII, and Class AIII.

## DISTRIBUTION OF FELONY ARRESTS IN NEW YORK STATE

TOTAL FELONY ARRESTS  
JANUARY - DECEMBER, 1976TOTAL FELONY ARRESTS  
JANUARY - DECEMBER, 1977DRUG FELONY ARRESTS  
JANUARY - DECEMBER, 1976DRUG FELONY ARRESTS  
JANUARY - DECEMBER, 1977

REPORTED FELONY ARRESTS

LOCATION	FELONY OFFENSE CATEGORY	JANUARY - DECEMBER - 1976	JANUARY - DECEMBER - 1977	VOLUME CHANGE 1977 FROM 1976	PERCENTAGE CHANGE 1977 FROM 1976
New York City	Drug Arrests	11,665	11,246	- 419	- 3.6
	Non-Drug Arrests	84,811	88,447	+3636	+ 4.3
	Total Arrests	96,476	99,693	+3217	+ 3.3
Suburban New York	Drug Arrests	2,051	1,687	- 364	-17.7
	Non-Drug Arrests	11,747	11,696	- 51	- 0.4
	Total Arrests	13,798	13,383	- 415	- 3.0
Upstate New York	Drug Arrests	4,580	2,487	-2093	-45.7
	Non-Drug Arrests	22,907	23,268	+ 361	+ 1.6
	Total Arrests	27,487	25,755	-1732	- 6.3
Total New York State	Drug Arrests	18,296	15,420	-2876	-15.7
	Non-Drug Arrests	119,465	123,411	+3946	+ 3.3
	Total Arrests	137,761	138,831	+1070	+ 0.8

NEW YORK STATE DELINQUENT DRUG ABUSE CHARGES  
 REPORTED TO DIVISION OF CRIMINAL JUSTICE SERVICES

JANUARY 01 1976 THRU DECEMBER 31 1976

JANUARY 01 1977 THRU DECEMBER 31 1977

CHARGE	NUMBER	PERCENT OF TOTAL	NUMBER	PERCENT OF TOTAL
<b>POSSESSION</b>				
CONTROLLED SUBSTANCE				
CLASS AI	549	2.5%	687	3.6%
CLASS AII	495	2.2%	480	2.5%
CLASS AIII	1,196	5.4%	1,248	6.6%
CLASS A	0	.0%	0	.0%
CLASS B	86	.4%	47	.2%
CLASS C	5,690	25.6%	4,381	23.1%
CLASS D	7,689	34.6%	4,619	24.3%
CLASS E	0	.0%	1	.0%
TOTAL CONTROLLED SUBSTANCE	15,705	70.7%	11,463	60.3%
<b>MARIJUANA</b>				
CLASS C	NA	NA	79	.4%
CLASS D	NA	NA	298	1.6%
CLASS E	NA	NA	240	1.3%
TOTAL MARIJUANA	NA	NA	617	2.8%
***** TOTAL POSSESSION	15,705	70.7%	12,080	63.6%
<b>SALE</b>				
CONTROLLED SUBSTANCE				
CLASS AI	499	2.2%	428	2.3%
CLASS AII	593	2.7%	475	2.5%
CLASS AIII	2,022	9.1%	2,667	14.0%
CLASS A	0	.0%	0	.0%
CLASS B	47	.2%	59	.3%
CLASS C	1,650	7.4%	1,423	7.5%
CLASS D	1,614	7.3%	1,517	8.0%
TOTAL CONTROLLED SUBSTANCE	6,425	28.9%	6,569	34.6%
<b>MARIJUANA</b>				
CLASS C	NA	NA	40	.2%
CLASS D	NA	NA	137	.7%
CLASS E	NA	NA	102	.5%
TOTAL MARIJUANA	NA	NA	279	1.5%
***** TOTAL SALE	6,425	28.9%	6,848	36.0%
<b>OTHER DRUG RELATED OFFENSES</b>				
CLASS B	30	.1%	33	.2%
CLASS C	0	.0%	0	.0%
CLASS D	38	.2%	22	.1%
CLASS E	20	.1%	18	.1%
***** TOTAL OTHER	88	.4%	73	.4%
GRAND TOTAL	22,218	100.0%	19,001	100.0%



NEW YORK CITY FELDONY ARREST CHARGES  
REPORTED TO DIVISION OF CRIMINAL JUSTICE SERVICES

JANUARY 01 1976 THRU DECEMBER 31 1976

JANUARY 01 1977 THRU DECEMBER 31 1977

C H A R G E

NUMBER

PERCENT OF TOTAL

NUMBER

PERCENT OF TOTAL

POSSESSION  
CONTROLLED SUBSTANCE

CLASS AI	473	3.3%	584	4.2%
CLASS AII	368	2.6%	381	2.8%
CLASS AIII	722	5.1%	890	6.5%
CLASS A	0	.0%	0	.0%
CLASS B	79	.6%	35	.3%
CLASS C	3,129	22.1%	3,024	22.0%
CLASS D	4,790	33.8%	3,118	22.7%
CLASS E	0	.0%	0	.0%
TOTAL CONTROLLED SUBSTANCE	9,561	67.4%	8,032	58.4%

MARIHUANA

CLASS C	NA	NA	27	.2%
CLASS D	NA	NA	180	1.3%
CLASS E	NA	NA	119	.9%
TOTAL MARIHUANA	NA	NA	326	2.3%

\* \* \* \* \* TOTAL POSSESSION

9,561	67.4%	8,358	60.7%
-------	-------	-------	-------

2-4 SALE  
CONTROLLED SUBSTANCE

CLASS AI	368	2.6%	300	2.2%
CLASS AII	439	3.1%	334	2.4%
CLASS AIII	1,544	10.9%	2,306	16.8%
CLASS A	0	.0%	0	.0%
CLASS B	41	.3%	47	.3%
CLASS C	909	6.4%	955	6.9%
CLASS D	1,237	8.7%	1,216	8.8%
TOTAL CONTROLLED SUBSTANCE	4,538	32.0%	5,158	37.5%

MARIHUANA

CLASS C	NA	NA	11	.1%
CLASS D	NA	NA	92	.7%
CLASS E	NA	NA	77	.6%
TOTAL MARIHUANA	NA	NA	180	1.3%

\* \* \* \* \* TOTAL SALE

4,538	32.0%	5,338	38.8%
-------	-------	-------	-------

OTHER DRUG RELATED OFFENSES

CLASS B	29	.2%	33	.2%
CLASS C	0	.0%	0	.0%
CLASS D	36	.3%	19	.1%
CLASS E	17	.1%	13	.1%
* * * * * TOTAL OTHER	82	.6%	65	.5%

\* \* \* \* \* TOTAL OTHER

GRAND TOTAL

14,181	100.0%	13,761	100.0%
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SUBURBAN ELLIJAY DRUG ARREST CHARGES  
REPORTED TO DIVISION OF CRIMINAL JUSTICE SERVICES

C H A R G E	JANUARY 01 1976 THRU DECEMBER 31 1976		JANUARY 01 1977 THRU DECEMBER 31 1977	
	NUMBER	PERCENT OF TOTAL	NUMBER	PERCENT OF TOTAL
POSSESSION				
CONTROLLED SUBSTANCE				
CLASS AI	45	1.6%	66	2.8%
CLASS AII	55	2.0%	50	2.1%
CLASS AIII	281	10.0%	273	11.5%
CLASS A	0	.0%	0	.0%
CLASS B	3	.1%	8	.3%
CLASS C	612	21.9%	396	16.6%
CLASS D	865	30.9%	604	25.3%
CLASS E	0	.0%	1	.0%
TOTAL CONTROLLED SUBSTANCE	1,861	66.5%	1,398	58.6%
MARIHUANA				
CLASS C	NA	NA	16	.7%
CLASS D	NA	NA	34	1.4%
CLASS E	NA	NA	44	1.8%
TOTAL MARIHUANA	NA	NA	94	3.4%
***** TOTAL POSSESSION	1,861	66.5%	1,492	62.6%
SALE				
CONTROLLED SUBSTANCE				
CLASS AI	105	3.8%	104	4.4%
CLASS AII	97	3.5%	83	3.5%
CLASS AIII	232	8.3%	224	9.4%
CLASS A	0	.0%	0	.0%
CLASS B	1	.0%	6	.3%
CLASS C	341	12.2%	275	11.5%
CLASS D	160	5.7%	160	6.7%
TOTAL CONTROLLED SUBSTANCE	936	33.4%	852	35.7%
MARIHUANA				
CLASS C	NA	NA	2	.1%
CLASS D	NA	NA	21	.9%
CLASS E	NA	NA	15	.6%
TOTAL MARIHUANA	NA	NA	38	1.6%
***** TOTAL SALE	936	33.4%	890	37.3%
OTHER DRUG RELATED OFFENSES				
CLASS B	1	.0%	0	.0%
CLASS C	0	.0%	0	.0%
CLASS D	0	.0%	1	.0%
CLASS E	2	.1%	1	.0%
***** TOTAL OTHER	3	.1%	2	.1%
GRAND TOTAL	2,800	100.0%	2,384	100.0%

UPSTATE FELONY DRUG ARREST CHARGES  
REPORTED TO DIVISION OF CRIMINAL JUSTICE SERVICES

JANUARY 01 1976 THRU DECEMBER 31 1976

JANUARY 01 1977 THRU DECEMBER 31 1977

C H A R G E

NUMBER

PERCENT OF TOTAL

NUMBER

PERCENT OF TOTAL

POSSESSION  
CONTROLLED SUBSTANCE

CLASS AI	31	.6%	37	1.3%
CLASS AII	72	1.4%	49	1.7%
CLASS AIII	193	3.7%	85	3.0%
CLASS A	0	.0%	0	.0%
CLASS B	4	.1%	4	.1%
CLASS C	1,249	37.2%	961	33.6%
CLASS D	2,034	38.8%	897	31.4%
CLASS E	0	.0%	0	.0%
TOTAL CONTROLLED SUBSTANCE	4,283	81.8%	2,033	71.2%

MARIHUANA

CLASS C	NA	NA	36	1.3%
CLASS D	NA	NA	84	2.9%
CLASS E	NA	NA	77	2.7%
TOTAL MARIHUANA	NA	NA	197	3.8%

***** TOTAL POSSESSION	4,283	81.8%	2,230	78.1%
------------------------	-------	-------	-------	-------

SALE  
CONTROLLED SUBSTANCE

CLASS AI	26	.5%	24	.8%
CLASS AII	57	1.1%	58	2.0%
CLASS AIII	246	4.7%	137	4.8%
CLASS A	0	.0%	0	.0%
CLASS B	5	.1%	6	.2%
CLASS C	400	7.6%	193	6.8%
CLASS D	217	4.1%	141	4.9%
TOTAL CONTROLLED SUBSTANCE	951	18.2%	559	19.6%

MARIHUANA

CLASS C			27	.9%
CLASS D			24	.8%
CLASS E			10	.4%
TOTAL MARIHUANA			61	2.1%

***** TOTAL SALE	951	18.2%	620	21.7%
------------------	-----	-------	-----	-------

OTHER DRUG RELATED OFFENSES

CLASS B	0	.0%	0	.0%
CLASS C	0	.0%	0	.0%
CLASS D	2	.0%	2	.1%
CLASS E	1	.0%	4	.1%

***** TOTAL OTHER	3	.1%	6	.2%
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GRAND TOTAL	5,237	100.0%	2,856	100.0%
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## Section 3

### INDICTMENTS

The statistical gathering and reporting system which was developed in response to the Dangerous Drug Control Law has established a source of data which can be used in describing and analyzing New York State's felony processing from time of indictment through final disposition. This section will present information concerning felony indictments occurring during the period January 1 through December 30, 1977.

Below is a summary of the classifications of felonies used in these exhibits and in the exhibits of subsequent sections of this report.

PL ART 105 includes conspiracy	PL ART 165 includes other theft offenses
PL ART 120 includes assault	PL ART 170 includes forgery
PL ART 125 includes homicide	PL ART 200 includes bribery
PL ART 130 includes rape	PL ART 205 includes hindering prosecution
PL ART 135 includes kidnapping	PL ART 215 includes bail jumping
PL ART 140 includes burglary	PL ART 220 includes drug offenses
PL ART 145 includes criminal mischief	PL ART 221 includes marihuana
PL ART 150 includes arson	PL ART 225 includes gambling
PL ART 155 includes larceny	PL ART 265 includes weapon possession
PL ART 160 includes robbery	

The unit of count in the reporting system is the defendant-indictment. This is a summation of all defendants indicted and all indictments processed as follows:

1. When several defendants are named in one proceeding or indictment, each defendant is counted separately.
2. When one defendant is named in multiple proceedings or indictments, each indictment is counted separately.

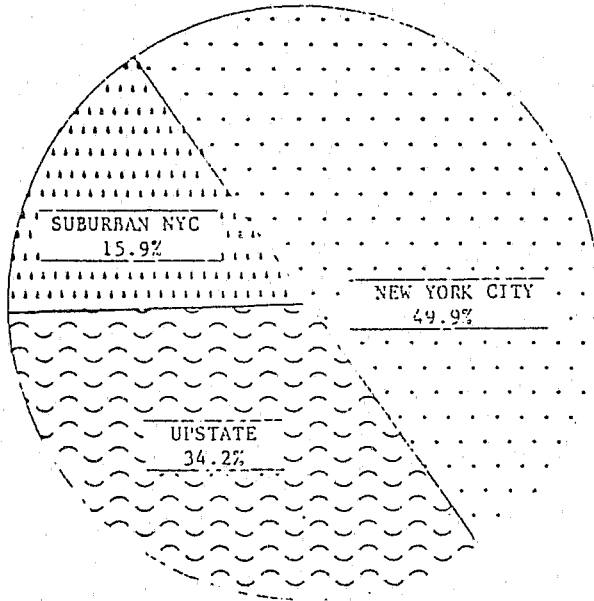
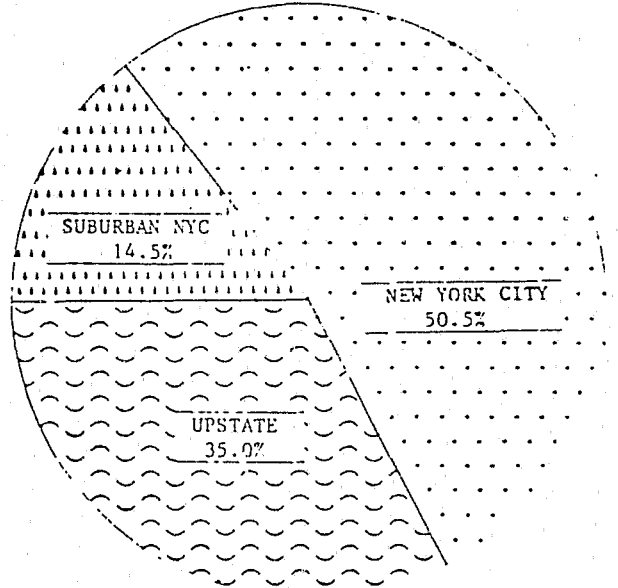
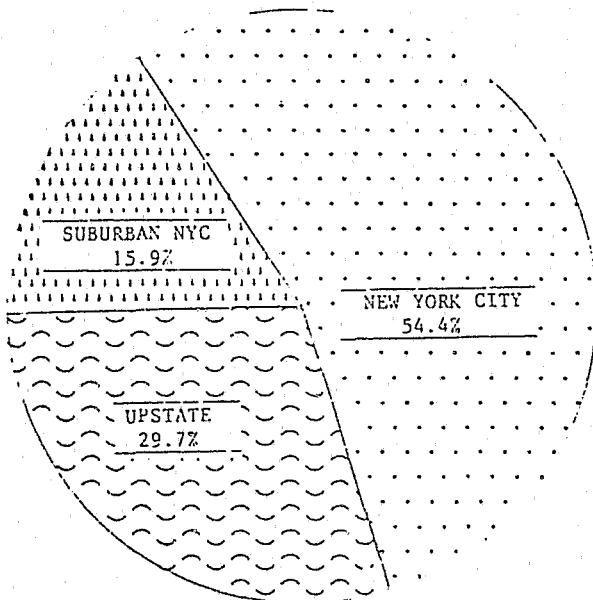
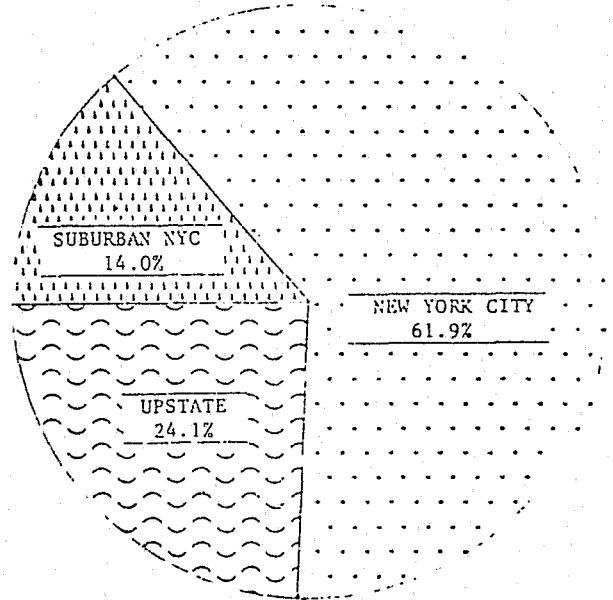
In the event that one indictment contains more than one charge for the defendant, the highest class charge is reported. When a conflict exists, i.e., one or more charges of the same class, the following priority table is used to determine which charge is reported.

- |                  |                   |  |
|------------------|-------------------|--|
| 1. PL ART 125    | 9. PL ART 220.21  | 17. PL ART 155                             |
| 2. PL ART 135    | 10. PL ART 220.18 | 18. PL ART 165                             |
| 3. PL ART 130    | 11. PL ART 220.16 | 19. PL ART 145                             |
| 4. PL ART 160    | 12. PL ART 220    | 20. PL ART 200                             |
| 5. PL ART 120    | 13. PL ART 221    | 21. PL ART 225                             |
| 6. PL ART 220.43 | 14. PL ART 265    | 22. Other PL ART in numerical sequence     |
| 7. PL ART 220.41 | 15. PL ART 140    | 23. Charges listed under other law titles. |
| 8. PL ART 220.39 | 16. PL ART 150    |  |

Exhibit 3-1 graphically compares the distribution of total felony and drug felony defendant-indictments processed in New York City, the Suburban Area of New York City and Upstate New York for January-December 1977 with the same period in 1976.

Exhibit 3-2 presents year to date figures for defendants indicted on major Penal Law Offenses within major geographical areas - New York State, New York City, Suburban New York City and Upstate. Exhibit 3-3 presents figures for defendants indicted on specific drug charges for the same geographical areas. Quarterly indictment figures for each county are presented in Appendix A.

## DISTRIBUTION OF FELONY DEFENDANT-INDICTMENTS IN NEW YORK STATE

TOTAL FELONY DEFENDANT-INDICTMENTS  
JANUARY - DECEMBER, 1976TOTAL FELONY DEFENDANT-INDICTMENTS  
JANUARY - DECEMBER, 1977DRUG FELONY DEFENDANT-INDICTMENTS  
JANUARY - DECEMBER, 1976DRUG FELONY DEFENDANT-INDICTMENTS  
JANUARY - DECEMBER 1977

# FELONY INDICTMENTS BY CHARGE

01/01/77 THRU 12/31/77

INDICTMENT CHARGE	STATEWIDE <sup>1/</sup>		NYC		SUBURBAN		UPSTATE	
PL ART 105	90	.3%	54	.3%	24	.5%	21	.2%
PL ART 120	1555	5.0%	670	4.3%	254	5.7%	631	5.8%
PL ART 125	1777	5.7%	1349	8.6%	137	3.0%	292	2.7%
PL ART 130	1177	3.8%	548	3.5%	153	3.4%	476	4.4%
PL ART 135	143	.5%	93	.6%	14	.3%	36	.3%
PL ART 140	7323	23.6%	2335	14.9%	1259	28.0%	3729	34.4%
PL ART 145	134	.4%	8	.1%	20	.4%	102	.9%
PL ART 150	435	1.4%	193	1.2%	48	1.1%	194	1.8%
PL ART 155	2057	6.6%	744	4.8%	409	9.1%	882	8.1%
PL ART 160	6485	20.9%	4785	30.6%	726	16.2%	974	9.0%
PL ART 165	1042	3.4%	359	2.3%	164	3.6%	519	4.8%
PL ART 170	865	2.8%	145	.9%	175	3.9%	545	5.0%
PL ART 200	142	.5%	103	.7%	23	.5%	16	.1%
PL ART 205	211	.7%	52	.3%	19	.4%	140	1.3%
PL ART 215	224	.7%	138	.9%	29	.6%	57	.5%
PL ART 220	3722	12.0%	2323	14.9%	519	11.5%	880	8.1%
PL ART 221	57	.2%	18	.1%	9	.2%	30	.3%
PL ART 225	294	.9%	105	.7%	129	2.9%	60	.6%
PL ART 265	1820	5.9%	1472	9.4%	114	2.5%	234	2.2%
OTHER PL FELONIES	245	.8%	90	.6%	52	1.2%	96	.9%
TAX FELONIES	27	.1%	25	.2%	2	.0%		
VTL FELONIES	1166	3.8%	11	.1%	216	4.8%	939	8.7%
OTHER FELONIES	5	.0%	5	.0%				
TOTAL	31001		15624		4495		10553	

DIVISION OF CRIMINAL JUSTICE SERVICES

<sup>1/</sup> Individual columns will not add to the Statewide figure as data from State Prosecutors have been included in the Statewide figure although not shown separately.

# DRUG FELONY INDICTMENTS BY CHARGE

01/01/77 THRU 12/31/77

CHARGE	INDICTMENT CLASS	DEGREE	STATEWIDE		NYC		SUGARHAN		UPSTATE	
PL 220.43	AI	CSCS-1	358	9.5%	267	11.4%	67	12.7%	24	2.6%
PL 220.41	AII	CSCS-2	446	11.8%	301	12.9%	53	10.0%	92	10.1%
PL 220.39	AIII	CSCS-3	1388	36.7%	1033	44.1%	197	37.3%	158	17.4%
PL 220.37	B	CSCS-4								
PL 220.34	C	CSCS-5	278	7.4%	70	3.0%	64	12.1%	144	15.8%
PL 220.31	D	CSCS-6	285	7.5%	105	4.5%	76	14.4%	104	11.4%
PL 221.55	C	CSM-1	6	.2%					6	.7%
PL 221.50	D	CSM-2	5	.1%					5	.5%
PL 221.45	E	CSM-3	8	.2%			3	.6%	5	.5%
TOTAL SALES			2774	73.4%	1776	75.9%	460	87.1%	538	59.1%
PL 220.21	AI	CPCS-1	138	3.7%	118	5.0%	5	.9%	15	1.6%
PL 220.18	AII	CPCS-2	80	2.4%	72	3.1%	6	1.5%	9	1.0%
PL 220.16	AIII	CPCS-3	71	1.9%	44	1.9%	7	1.3%	20	2.2%
PL 220.12	B	CPCS-4								
PL 220.09	C	CPCS-5	568	15.0%	295	12.6%	33	6.3%	240	26.4%
PL 220.06	D	CPCS-6	93	2.5%	15	.6%	7	1.3%	71	7.8%
PL 221.30	C	CPM-1	21	.6%	8	.3%	4	.8%	9	1.0%
PL 221.25	D	CPM-2	11	.4%	10	.4%	1	.2%	3	.3%
PL 221.20	E	CPM-3	3	.1%			1	.2%	2	.2%
TOTAL POSSESSION			997	26.4%	562	24.0%	66	12.5%	369	40.5%
OTHER DRUG CHARGES			8	.2%	3	.1%	2	.4%	3	.3%
TOTAL ALL DRUG CHARGES			3770		2341		528		910	
-----										
TOTAL CLASS A			2490	65.9%	1835	78.4%	337	63.8%	318	34.9%
TOTAL CLASS AI			496	13.1%	385	16.4%	72	13.6%	39	4.3%
TOTAL CLASS AII			535	14.2%	373	15.9%	61	11.6%	101	11.1%
TOTAL CLASS AIII			1450	38.6%	1077	46.0%	204	38.6%	178	19.6%

DIVISION OF CRIMINAL JUSTICE SERVICES



## Section 4

### DISPOSITIONS

Between January 1 and December 30, 1977, the disposition of 31,454 defendant-indictments was reported to DCJS. These dispositions, although somewhat fewer than the actual number of dispositions throughout the State, represent a sufficient sample to describe felony processing patterns for the adjudication process that begins with indictment and ends with final disposition.

Exhibit 4-1 graphically compares the distribution of total felony and drug felony defendant-indictments disposed in New York City, the Suburban Area of New York City, and Upstate New York for January-December 1977 with January-December 1976. Exhibit 4-2 compares the distribution of total felony and drug felony defendant-indictments disposed of by conviction in New York City, the Suburban Area of New York City and Upstate New York for January-December 1977 with January-December 1976.

To examine the disposition patterns of indictments, felony defendant processing flow diagrams were created. The flow diagrams depict the various disposition "paths" that a defendant may follow. Exhibits 4-3 through 4-6 are for New York State, New York City, Suburban New York City and Upstate New York. Appendix A provides similar flow diagrams by Judicial Department.

For each chart, the unit of count is the indicted defendant: an individual who is indicted in two separate indictments is counted as two indicted defendants. The number entries indicate how many indicted defendants were processed through each disposition path. Except where noted, the percent figures measure the proportion of total indicted defendants that remain at each point on the diagram.

#### NET DISPOSITIONS

The differences in the regional use of "other court action" as a disposition may complicate the picture of felony processing. The disposition flows, referred to above, traced indicted defendants as a function of total indicted defendants whose cases were disposed of. By subtracting the "other court action" category from the total, net dispositions result. Net dispositions are defined as indicted defendants disposed of on the merits of the indictment (not by plea to another indictment or consolidation, etc.). Felony defendant processing flows showing net dispositions are presented for New York City, Suburban New York City and Upstate New York in Exhibits 4-7 through 4-9.

DISPOSITION BY ARTICLE

Exhibits 4-10, 4-12, 4-14, and 4-16 present the disposition patterns of felony indictments for New York State, New York City, Suburban New York City and Upstate New York.

Exhibits 4-11, 4-13, 4-15, and 4-17 present the sentences reported for those indictments that resulted in a conviction.

Together, these Exhibits provide a tracking of indictments for specific types of felonies indicating what happened at different stages of the criminal justice process.

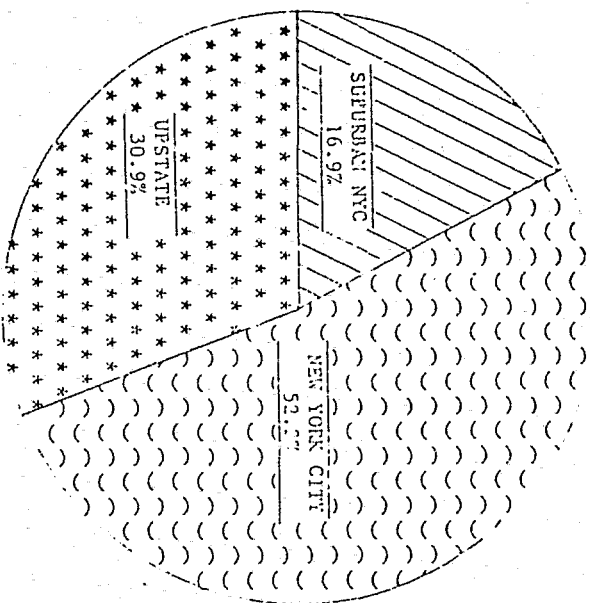
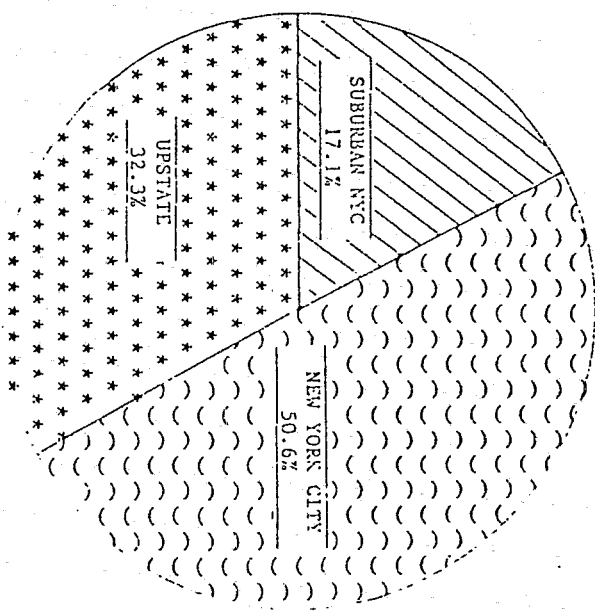
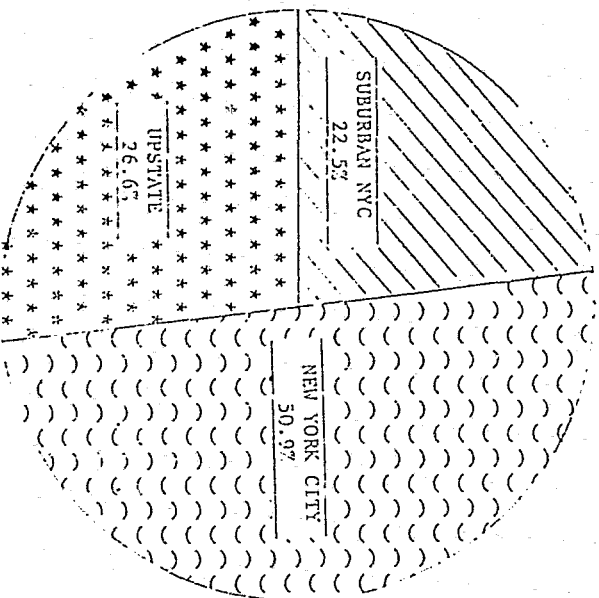
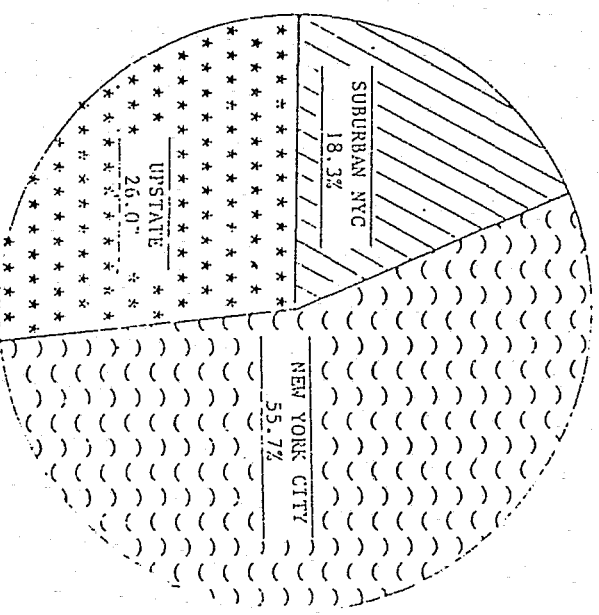
To highlight Felony Drug Case processing, the Exhibits 4-18 through 4-25 were generated to depict the disposition and sentencing patterns of defendants indicted on drug charges.

Included in the row labeled "Other Drug Charges" are cases for crimes committed prior to 9/1/73.

The row labeled "Total Class A" is a total of the New Class A I, A II, and A III charges and does not include any of the old Class A charges.

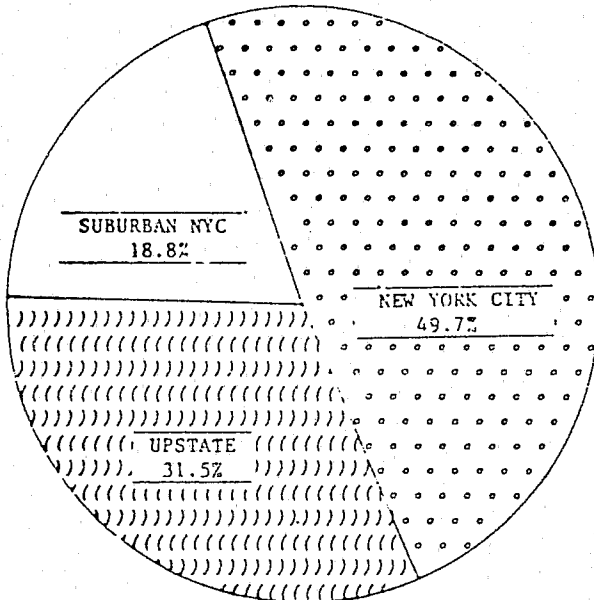
It should be noted that the sentences in Exhibits 4-11, 4-13, 4-15, 4-17, 4-19, 4-21, 4-23, and 4-25 are related to the indictment charges not conviction charges. Sentences for conviction charges can be found in Exhibits 4-33 through 4-40.

## DISTRIBUTION OF FELONY DEFENDANT-INDICTMENTS DISPOSED IN NEW YORK STATE

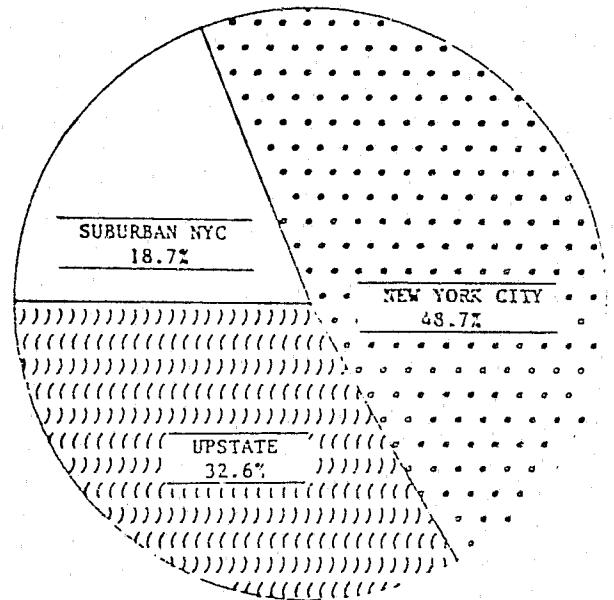
TOTAL FELONY DEFENDANT-INDICTMENTS DISPOSED  
JANUARY - DECEMBER, 1976TOTAL FELONY DEFENDANT-INDICTMENTS DISPOSED  
JANUARY - DECEMBER, 1977DRUG FELONY DEFENDANT-INDICTMENTS DISPOSED  
JANUARY - DECEMBER, 1976DRUG FELONY DEFENDANT-INDICTMENTS DISPOSED  
JANUARY - DECEMBER, 1977

DISTRIBUTION OF CONVICTIONS <sup>1/</sup> OF FELONY DEFENDANT-INDICTMENTS IN NEW YORK STATE

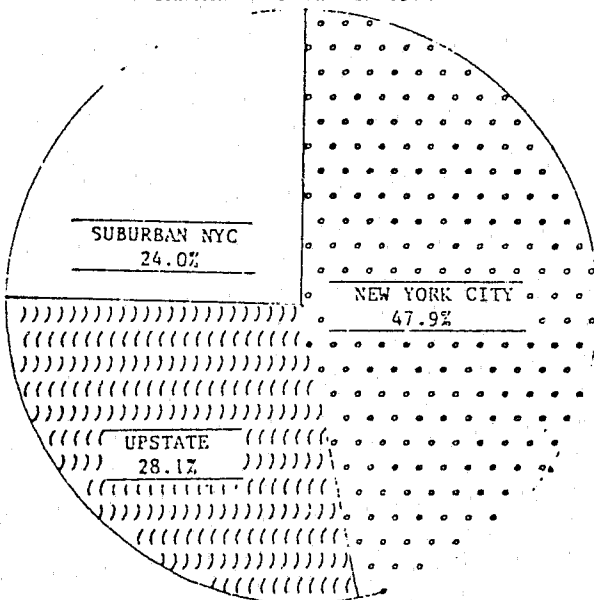
TOTAL CONVICTIONS OF FELONY DEFENDANT-INDICTMENTS  
JANUARY - DECEMBER, 1976



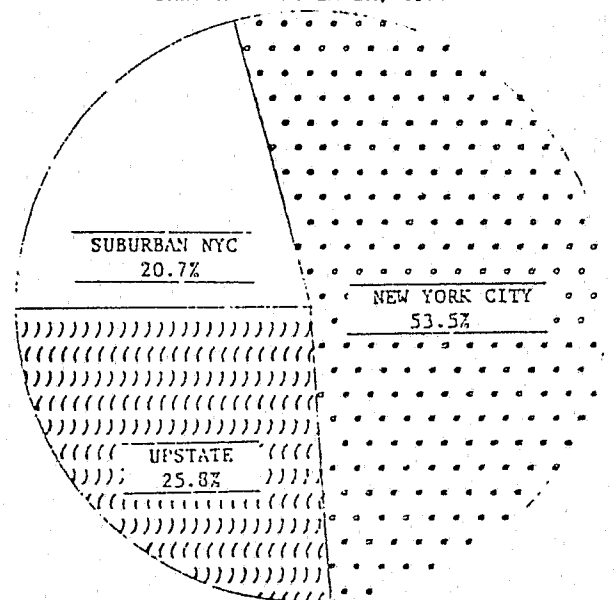
TOTAL CONVICTIONS OF FELONY DEFENDANT-INDICTMENTS  
JANUARY - DECEMBER, 1977



CONVICTIONS OF DRUG FELONY DEFENDANT-INDICTMENTS  
JANUARY - DECEMBER 1976



CONVICTIONS OF DRUG FELONY DEFENDANT-INDICTMENTS  
JANUARY - DECEMBER, 1977



<sup>1/</sup> By indictment charge, not conviction charge.

# FELONY DEFENDANT PROCESSING FLOW

NEW YORK STATE  
01-01-77 THRU 12-31-77

TOTAL DEFENDANTS  
DISPOSED

31454 100%

DISMISSED  
3286 10.4%

ACQUITTED  
975 3.1%

PLEA TO ANOTHER INDICTMENT, CONSOLIDATION  
OR OTHER COURT ACTION  
2115 6.7%

JURY 823 2.6%  
NON-JURY 152 0.5%

CONVICTED  
25078 79.7%

--YOUTHFUL OFFENDER\* 3609 14.4%  
--PREDICATE FELONY\* 1579 6.3%  
OFFENDER  
--PERSISTENT FELONY\* 21 0.1%  
OFFENDER

GUILTY PLEA  
22965 73.0%

JURY TRIAL  
1911 6.1%

NON-JURY TRIAL  
202 0.6%

TOTAL

	GUILTY PLEA	JURY TRIAL	NON-JURY TRIAL	TOTAL
UNCONDITIONAL DISCHARGE	186 0.6%	3 0.0%	4 0.0%	193 0.6%
CONDITIONAL DISCHARGE	1274 4.1%	36 0.1%	29 0.1%	1339 4.3%
PROBATION & ODAS COMM	148 0.5%	2 0.0%	2 0.0%	152 0.5%
PROBATION	7614 24.2%	168 0.5%	36 0.1%	7818 24.9%
INCARCERATION - LOCAL	5046 16.0%	251 0.8%	45 0.1%	5342 17.0%
INCARCERATION - STATE	8229 26.2%	1435 4.6%	77 0.2%	9741 31.0%
OTHER	468 1.5%	16 0.1%	9 0.0%	493 1.6%

\* NOTE: PERCENT OF CONVICTED

DCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

# FELONY DEFENDANT PROCESSING FLOW

NEW YORK CITY  
01-01-77 THRU 12-31-77

TOTAL DEFENDANTS  
DISPOSED

15896 100%

DISMISSED

1951 12.3%

ACQUITTED

613 3.9%

PLEA TO ANOTHER INDICTMENT, CONSOLIDATION  
OR OTHER COURT ACTION

1130 7.1%

JURY

511 3.2%

NON-JURY

102 0.6%

CONVICTED

12202 76.8%

--YOUTHFUL OFFENDER\* 937 7.7%

--PREDICATE FELONY\* 681 5.6%  
OFFENDER

--PERSISTENT FELONY\* 6 0.0%  
OFFENDER

GUILTY PLEA

10916 68.7%

JURY TRIAL

1157 7.3%

NON-JURY TRIAL

129 0.8%

TOTAL

UNCONDITIONAL DISCHARGE

43 0.3%

2 0.0%

2 0.0%

47 0.3%

CONDITIONAL DISCHARGE

439 2.8%

24 0.2%

20 0.1%

483 3.0%

PROBATION & ODAS COMM

57 0.4%

0 0.0%

2 0.0%

59 0.4%

PROBATION

2974 18.7%

97 0.6%

24 0.2%

3095 19.5%

INCARCERATION - LOCAL

1848 11.6%

103 0.6%

19 0.1%

1970 12.4%

INCARCERATION - STATE

5388 33.9%

923 5.8%

57 0.4%

6368 40.1%

OTHER

167 1.1%

8 0.1%

5 0.0%

180 1.1%

\* NOTE: PERCENT OF CONVICTED

DCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

# FELONY DEFENDANT PROCESSING FLOW

SUBURBAN NYC  
01-01-77 THRU 12-31-77

TOTAL DEFENDANTS  
DISPOSED

5363 100%

DISMISSED 1/  
407 7.6%

ACQUITTED

110 2.1%

JURY  
97 1.8%

NON-JURY  
13 0.2%

PLEA TO ANOTHER INDICTMENT, CONSOLIDATION  
OR OTHER COURT ACTION

150 2.8%

CONVICTED  
4696 87.6%

--YOUTHFUL OFFENDER\* 850 18.1%  
--PREDICATE FELONY\* 418 8.9%  
OFFENDER  
--PERSISTENT FELONY\* 6 0.1%  
OFFENDER

GUILTY PLEA  
4408 82.2%

JURY TRIAL  
258 4.8%

NON-JURY TRIAL  
30 0.6%

TOTAL

UNCONDITIONAL DISCHARGE	91	1.7%	1	0.0%	2	0.0%	94	1.8%
CONDITIONAL DISCHARGE	223	4.2%	2	0.0%	2	0.0%	227	4.2%
PROBATION & ODAS COMM	51	1.0%	1	0.0%	0	0.0%	52	1.0%
PROBATION	1417	26.4%	28	0.5%	5	0.1%	1450	27.0%
INCARCERATION - LOCAL	1310	24.4%	58	1.1%	14	0.3%	1382	25.8%
INCARCERATION - STATE	1211	22.6%	166	3.1%	7	0.1%	1384	25.8%
OTHER	105	2.0%	2	0.0%	0	0.0%	107	2.0%

\* NOTE: PERCENT OF CONVICTED

DCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

1/ Includes cases dismissed from Operation Midway in Nassau County.

# FELONY DEFENDANT PROCESSING FLOW

UPSTATE COUNTIES  
01-01-77 THRU 12-31-77

TOTAL DEFENDANTS  
DISPOSED

10166 100%

DISMISSED

922 9.1%

ACQUITTED

251 2.5%

PLEA TO ANOTHER INDICTMENT, CONSOLIDATION  
OR OTHER COURT ACTION

830 8.2%

JURY

214 2.1%

NON-JURY

37 0.4%

CONVICTED

8163 80.3%

--YOUTHFUL OFFENDER\* 1822 22.3%

--PREDICATE FELONY\* 479 5.9%  
OFFENDER

--PERSISTENT FELONY\* 9 0.1%  
OFFENDER

GUILTY PLEA  
7627 75.0%

JURY TRIAL  
493 4.8%

NON-JURY TRIAL  
43 0.4%

TOTAL

UNCONDITIONAL DISCHARGE	52	0.5%	0	0.0%	0	0.0%	52	0.5%
CONDITIONAL DISCHARGE	604	5.9%	10	0.1%	7	0.1%	621	6.1%
PROBATION & ODAS COMM	40	0.4%	1	0.0%	0	0.0%	41	0.4%
PROBATION	3219	31.7%	43	0.4%	7	0.1%	3269	32.2%
INCARCERATION - LOCAL	1886	18.6%	88	0.9%	12	0.1%	1986	19.5%
INCARCERATION - STATE	1630	16.0%	345	3.4%	13	0.1%	1988	19.6%
OTHER	196	1.9%	6	0.1%	4	0.0%	206	2.0%

\* NOTE: PERCENT OF CONVICTED

DCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES



# FELONY DEFENDANT PROCESSING FLOW

NEW YORK CITY  
01-01-77 THRU 12-31-77

NET DEFENDANTS  
DISPOSED

14766 100%

DISMISSED  
1951 13.2%

ACQUITTED  
613 4.2%

JURY  
511 3.5%

NON-JURY  
102 0.7%

CONVICTED  
12202 82.6%

--YOUTHFUL OFFENDER*	937	7.7%
--PREDICATE FELONY* OFFENDER	681	5.6%
--PERSISTENT FELONY* OFFENDER	6	0.0%

GUILTY PLEA  
10916 73.9%

JURY TRIAL  
1157 7.8%

NON-JURY TRIAL  
129 0.9%

TOTAL

	GUILTY PLEA	JURY TRIAL	NON-JURY TRIAL	TOTAL
UNCONDITIONAL DISCHARGE	43 0.3%	2 0.0%	2 0.0%	47 0.3%
CONDITIONAL DISCHARGE	439 3.0%	24 0.2%	20 0.1%	483 3.3%
PROBATION & ODAS COMM	57 0.4%	0 0.0%	2 0.0%	59 0.4%
PROBATION	2974 20.1%	97 0.7%	24 0.2%	3095 21.0%
INCARCERATION - LOCAL	1848 12.5%	103 0.7%	19 0.1%	1970 13.3%
INCARCERATION - STATE	5388 36.5%	923 6.3%	57 0.4%	6368 43.1%
OTHER	167 1.1%	8 0.1%	5 0.0%	180 1.2%

\* NOTE: PERCENT OF CONVICTED

DCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

# FELONY DEFENDANT PROCESSING FLOW

SUBURBAN NYC  
01-01-77 THRU 12-31-77

## NET DEFENDANTS DISPOSED

5213 100%

DISMISSED 1/  
407 7.8%

ACQUITTED  
110 2.1%

JURY  
97 1.9%

NON-JURY  
13 0.2%

CONVICTED  
4696 90.1%

--YOUTHFUL OFFENDER\* 850 18.1%  
--PREDICATE FELONY\* 418 8.9%  
OFFENDER  
--PERSISTENT FELONY\* 6 0.1%  
OFFENDER

GUILTY PLEA  
4408 84.6%

JURY TRIAL  
258 4.9%

NON-JURY TRIAL  
30 0.6%

## TOTAL

UNCONDITIONAL DISCHARGE	91	1.7%	1	0.0%	2	0.0%	94	1.8%
CONDITIONAL DISCHARGE	223	4.3%	2	0.0%	2	0.0%	227	4.4%
PROBATION & ODAS COMM	51	1.0%	1	0.0%	0	0.0%	52	1.0%
PROBATION	1417	27.2%	28	0.5%	5	0.1%	1450	27.8%
INCARCERATION - LOCAL	1310	25.1%	58	1.1%	14	0.3%	1382	26.5%
INCARCERATION - STATE	1211	23.2%	166	3.2%	7	0.1%	1384	26.5%
OTHER	105	2.0%	2	0.0%	0	0.0%	107	2.1%

\* NOTE: PERCENT OF CONVICTED

DCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

1/ Includes cases dismissed from Operation Midway in Nassau County.

# FELONY DEFENDANT PROCESSING FLOW

UPSTATE COUNTIES  
01-01-77 THRU 12-31-77

## NET DEFENDANTS DISPOSED

9336 100%

DISMISSED  
922 9.9%

ACQUITTED  
251 2.7%

JURY  
214 2.3%

NON-JURY  
37 0.4%

CONVICTED  
8163 87.4%

--YOUTHFUL OFFENDER\* 1822 22.3%  
--PREDICATE FELONY\* 479 5.9%  
OFFENDER  
--PERSISTENT FELONY\* 9 0.1%  
OFFENDER

GUILTY PLEA  
7627 81.7%

JURY TRIAL  
493 5.3%

NON-JURY TRIAL  
43 0.5%

## TOTAL

UNCONDITIONAL DISCHARGE	52	0.6%	0	0.0%	0	0.0%	52	0.6%
CONDITIONAL DISCHARGE	604	6.5%	10	0.1%	7	0.1%	621	6.7%
PROBATION & ODAS COMM	40	0.4%	1	0.0%	0	0.0%	41	0.4%
PRORATION	3219	34.5%	43	0.5%	7	0.1%	3269	35.0%
INCARCERATION - LOCAL	1886	20.2%	88	0.9%	12	0.1%	1986	21.3%
INCARCERATION - STATE	1630	17.5%	345	3.7%	13	0.1%	1988	21.3%
OTHER	196	2.1%	6	0.1%	4	0.0%	206	2.2%

\* NOTE: PERCENT OF CONVICTED

DCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

## DISPOSITIONS OF FELONY INDICTMENTS

01/01/77 THRU 12/31/77

## NEW YORK STATE

INDICTMENT CHARGE	TOTALS	OTHER	DISMISSED	ACQUITTED	PLEA	CONVICTED	TRIAL
PL ART 105	101	13 12.9%	15 14.9%	1 1.0%	67 66.3%	5 5.0%	
PL ART 120	1530	64 4.2%	177 11.6%	104 7.1%	1038 67.8%	142 9.3%	
PL ART 125	1938	61 3.1%	196 10.1%	146 7.5%	1167 60.2%	368 19.0%	
PL ART 130	1221	74 6.1%	165 13.5%	109 8.9%	730 59.8%	143 11.7%	
PL ART 135	135	10 7.4%	27 20.0%	2 1.5%	80 59.3%	16 11.9%	
PL ART 140	6707	468 7.0%	417 6.2%	92 1.4%	5472 81.6%	260 3.9%	
PL ART 145	114	8 7.0%	17 14.9%	3 2.6%	83 72.8%	3 2.6%	
PL ART 150	444	19 4.3%	48 10.8%	22 5.0%	323 72.7%	32 7.2%	
PL ART 155	2010	130 6.5%	234 11.6%	48 2.4%	1487 74.0%	111 5.5%	
PL ART 160	6014	409 5.9%	577 8.3%	226 3.3%	5191 75.1%	512 7.4%	
PL ART 165	978	121 12.4%	117 12.0%	20 2.0%	679 69.4%	41 4.2%	
PL ART 170	913	86 9.4%	91 10.0%	7 .8%	702 76.9%	27 3.0%	
PL ART 200	248	12 4.8%	30 12.1%	19 7.7%	153 61.7%	34 13.7%	
PL ART 205	140	21 11.7%	20 11.1%	1 .6%	131 72.8%	7 3.0%	
PL ART 215	225	49 21.8%	37 16.4%	2 .9%	129 57.3%	8 3.6%	
PL ART 220	3980	365 9.2%	400 12.3%	74 1.9%	2830 71.1%	221 5.6%	
PL ART 221	8				8 100.0%		
PL ART 225	415	23 5.5%	133 34.5%	6 1.4%	223 53.7%	20 4.8%	
PL ART 265	1908	132 6.9%	341 17.9%	65 3.4%	1279 67.0%	91 4.8%	
OTHER PL FELONIES	342	22 6.4%	95 27.8%	12 3.5%	189 55.3%	24 7.0%	
TAX FELONIES	54	2 3.7%	19 35.2%		30 55.6%	3 5.6%	
VTL FELONIES	1027	27 2.5%	30 2.8%	11 1.0%	975 89.7%	44 4.0%	
OTHER FELONIES	2				1 50.0%	1 50.0%	
TOTAL	31451	2115 6.7%	3286 10.4%	975 3.1%	22065 73.0%	2113 6.7%	

DIVISION OF CRIMINAL JUSTICE SERVICES

## SENTENCES FOR INDICTMENT OF FELONY CHARGES

01-01-77 THRU 12-31-77

## NEW YORK STATE

INDICTMENT CHARGE	TOTAL CONVICT	UNCONDITIONAL DISCHARGE	CONDITIONAL DISCHARGE	ACC COMMITMENT	PROBATION	LOCAL PRISON	STATE PRISON	OTHER
PL ART 105	72	1 1.4%	10 13.9%		25 34.7%	7 9.7%	27 37.5%	2 2.8%
PL ART 120	1180	15 1.3%	86 7.3%	5 .4%	412 34.9%	369 31.3%	272 23.1%	21 1.8%
PL ART 125	1535	1 .1%	13 .8%		207 13.6%	92 6.0%	1217 74.3%	3 .2%
PL ART 130	873	3 .3%	37 4.2%	2 .2%	264 30.2%	127 14.5%	435 49.8%	5 .6%
PL ART 135	96		5 5.2%		21 21.9%	20 20.8%	49 51.0%	1 1.0%
PL ART 140	5730	50 1.0%	273 4.8%	48 .8%	2120 37.0%	1534 26.8%	1657 28.9%	40 .7%
PL ART 145	86	1 1.2%	9 10.5%		45 52.3%	10 22.1%	7 8.1%	5 5.8%
PL ART 150	355		17 4.8%	1 .3%	146 41.1%	70 20.0%	116 32.7%	1 .3%
PL ART 155	1598	10 1.2%	155 9.7%	8 .5%	709 44.4%	445 27.8%	232 14.5%	30 1.9%
PL ART 160	5703	14 .2%	85 1.5%	35 .6%	1237 21.7%	769 13.5%	3538 62.0%	20 .5%
PL ART 165	720	15 2.1%	57 7.9%	8 1.1%	246 34.2%	227 31.5%	136 18.9%	31 4.3%
PL ART 170	720	11 1.5%	84 11.5%	7 1.0%	297 40.7%	106 22.8%	144 19.8%	20 2.7%
PL ART 200	187	2 1.1%	42 22.5%		50 26.7%	30 20.3%	26 13.9%	29 5.5%
PL ART 205	132	2 1.4%	3 2.2%	1 .7%	10 7.2%	25 18.1%	97 70.3%	
PL ART 215	137	2 1.5%	15 10.9%		20 14.6%	51 37.2%	40 29.1%	5 3.6%
PL ART 220	3051	25 .8%	139 4.5%	20 1.0%	782 25.6%	738 24.2%	1284 42.1%	55 1.8%
PL ART 221	8				0 50.0%	1 12.5%	1 12.5%	2 25.0%
PL ART 225	243	2 .8%	30 12.4%		48 19.8%	20 8.2%	20 8.2%	117 48.1%
PL ART 265	1370	12 .9%	100 7.3%	5 .4%	539 39.3%	272 19.9%	463 34.4%	39 2.8%
OTHER PL FELS	213	5 2.3%	47 22.1%		60 28.2%	43 20.2%	23 10.8%	26 12.2%
TAX FELONIES	33	3 9.1%	6 18.2%		9 27.3%	13 39.4%		3 9.1%
OTL FELONIES	1019	2 .2%	121 11.9%	3 .3%	556 54.6%	292 28.7%	13 1.3%	37 3.6%
IP FELONIES	2				1 50.0%	1 50.0%		
	25070	193 .8%	1339 5.3%	152 .6%	7918 31.2%	5342 21.3%	9741 38.8%	493 2.0%

CCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

## DISPOSITIONS OF FELONY INDICTMENTS

01/01/77 THRU 12/31/77

NEW YORK CITY

INDICTMENT CHARGE	TOTALS	OTHER	DISMISSED	ACQUITTED	PLEA	CONVICTED	TRIAL
PL ART 105	62	6 9.7%	9 14.5%		43 69.4%	4 6.5%	
PL ART 120	616	31 4.8%	85 13.2%	53 8.2%	413 63.9%	64 9.9%	
PL ART 125	1532	49 3.2%	171 11.2%	105 6.9%	950 62.0%	257 16.8%	
PL ART 130	630	45 7.1%	101 16.0%	59 9.4%	356 56.5%	69 11.0%	
PL ART 135	66	6 9.1%	16 24.2%		37 56.1%	7 10.6%	
PL ART 140	1783	106 5.9%	140 7.9%	38 2.1%	1382 77.5%	117 6.6%	
PL ART 145	11	2 18.2%			9 81.8%		
PL ART 150	162	5 3.1%	22 13.6%	10 6.2%	110 67.4%	15 9.3%	
PL ART 155	717	51 7.1%	88 12.3%	22 3.1%	498 69.5%	58 8.1%	
PL ART 160	5133	328 6.4%	441 8.6%	182 3.5%	3791 73.9%	391 7.6%	
PL ART 165	331	43 13.0%	39 11.8%	10 3.0%	228 68.9%	11 3.3%	
PL ART 170	174	14 8.0%	15 8.6%	2 1.1%	130 78.2%	7 4.0%	
PL ART 200	201	10 5.0%	22 10.9%	17 8.5%	128 63.7%	24 11.9%	
PL ART 205	47	9 19.1%	7 14.7%		30 63.8%	1 2.1%	
PL ART 215	152	38 25.0%	24 15.8%	1 .7%	51 53.3%	8 5.3%	
PL ART 220	2218	262 11.8%	271 12.2%	51 2.3%	1434 66.9%	150 6.8%	
PL ART 221	2				2 100.0%		
PL ART 225	227	4 1.8%	125 55.1%	2 .9%	27 38.3%	9 4.0%	
PL ART 265	1556	109 7.0%	289 18.6%	55 3.5%	1027 66.0%	76 4.9%	
OTHER PL FELONIES	180	10 5.3%	67 35.4%	6 3.2%	91 48.1%	15 7.9%	
TAX FELONIES	46	2 4.3%	19 41.3%		22 47.8%	3 6.5%	
VIL FELONIES	11				11 100.0%		
OTHER FELONIES							
TOTAL	15496	1130 7.1%	1951 12.3%	613 3.9%	10916 68.7%	1286 8.1%	

DIVISION OF CRIMINAL JUSTICE SERVICES

## SENTENCES FOR INDICTMENTS OF FELONY CHARGES

01-01-77 THRU 12-31-77

## NEW YORK CITY

INDICTMENT CHARGE	TOTAL CONVICTED	UNCONDITIONAL DISCHARGE		CONDITIONAL DISCHARGE		JAIL COMMITMENT		PROBATION		LOCAL PRISON		STATE PRISON		OTHER	
PL ART 105	47	1	2.1%	8	17.0%			15	31.9%	1	2.1%	22	46.8%		
PL ART 120	477	4	.8%	22	5.9%	2	.4%	183	38.4%	116	24.7%	139	29.1%	3	.6%
PL ART 125	1207	1	.1%	9	.7%			170	14.1%	50	4.1%	977	80.9%	1	.1%
PL ART 130	425	3	.7%	30	7.1%	2	.5%	123	28.9%	35	8.2%	231	54.4%	1	.2%
PL ART 135	44			1	2.3%			9	20.5%	2	10.2%	20	59.1%		
PL ART 140	1499	6	.4%	35	2.3%	10	1.1%	392	26.2%	330	22.4%	700	46.7%	14	.9%
PL ART 145	9			2	22.2%			7	77.8%						
PL ART 150	125			6	4.8%			52	41.6%	20	16.0%	47	37.6%		
PL ART 155	556	4	.7%	45	8.1%	4	.7%	237	42.6%	135	24.3%	117	21.0%	14	2.5%
PL ART 160	4182	5	.1%	55	1.3%	15	.4%	903	21.6%	440	10.7%	2735	65.4%	21	.5%
PL ART 165	239			18	7.5%	5	2.1%	69	28.9%	82	34.3%	60	25.1%	5	2.1%
PL ART 170	143	1	.7%	22	15.4%			57	39.9%	30	21.0%	21	14.7%	12	8.4%
PL ART 200	152	2	1.3%	30	25.7%			32	25.0%	32	21.1%	17	11.2%	24	15.8%
PL ART 205	31			2	6.5%			4	12.9%	5	16.1%	21	64.5%		
PL ART 215	89	1	1.1%	9	10.1%			15	16.9%	32	36.0%	29	32.6%	3	3.4%
PL ART 220	1637	3	.2%	29	1.8%	11	.7%	392	18.5%	409	24.7%	875	53.5%	10	.6%
PL ART 221	2									1	50.0%			1	50.0%
PL ART 225	96	1	1.0%	26	27.1%			19	19.8%	7	7.3%	5	5.2%	34	39.6%
PL ART 265	1103	19	.9%	81	7.4%	4	.4%	453	41.1%	196	17.8%	331	30.0%	25	2.3%
OTHER PL FELS	106	2	1.9%	29	27.4%			35	33.0%	19	17.9%	15	14.2%	6	5.7%
TAX FELONIES	25	3	12.0%	6	24.0%			5	20.0%	9	36.0%			2	8.0%
VTL FELONIES	11			1	9.1%			7	63.6%	2	18.2%	1	9.1%		
OTHER FELONIES															
TOTAL	12292	47	.4%	483	4.0%	59	.5%	3995	25.4%	1970	16.1%	6368	52.2%	140	1.5%

DOCS -- DIVISION OF CRIMINAL JUSTICE SERVICES

## DISPOSITIONS OF FELONY INDICTMENTS

01/01/77 THRU 12/31/77

SUBURBAN NEW YORK

INDICTMENT CHARGE	TOTALS	OTHER	DISMISSED <u>1/</u>	ACQUITTED	PLEA	CONVICTED	TRIAL
PL ART 105	19	2 10.5%	1 5.3%		15 78.9%	1 5.3%	
PL ART 120	320	7 2.2%	26 8.1%	15 4.7%	246 76.4%	26 8.1%	
PL ART 125	140	6 4.3%	1 .7%	13 9.3%	80 57.1%	40 28.6%	
PL ART 130	177	6 3.4%	13 7.3%	13 7.3%	121 68.4%	24 13.6%	
PL ART 135	26	2 7.7%	6 23.1%	2 7.7%	11 42.3%	5 19.2%	
PL ART 140	1524	21 1.4%	102 6.7%	21 1.4%	1337 87.7%	43 2.8%	
PL ART 145	31	2 6.5%	4 29.0%	1 3.2%	18 58.1%	1 3.2%	
PL ART 150	70	1 1.3%	4 5.1%	2 2.5%	69 87.3%	3 3.8%	
PL ART 155	472	21 4.4%	48 10.2%	12 2.5%	365 77.3%	26 5.5%	
PL ART 160	759	11 1.4%	35 4.6%	12 1.6%	658 86.7%	43 5.7%	
PL ART 165	207	9 4.3%	36 17.4%	3 1.4%	147 71.0%	12 5.8%	
PL ART 170	232	13 5.6%	16 7.8%	1 .4%	196 84.5%	4 1.7%	
PL ART 200	27	2 7.4%		1 3.7%	19 70.4%	5 18.5%	
PL ART 205	32	2 6.3%	2 6.3%		26 81.3%	2 6.3%	
PL ART 215	36	7 19.4%	5 13.9%		24 66.7%		
PL ART 220	728	21 2.9%	70 9.6%	4 .5%	625 83.1%	28 3.8%	
PL ART 221	2				2 100.0%		
PL ART 225	133	2 1.5%	12 9.0%	3 2.3%	108 81.2%	8 6.0%	
PL ART 265	126	6 4.8%	9 7.1%	1 .8%	106 84.1%	4 3.2%	
OTHER PL FELONIES	37	6 16.7%	2 5.4%	2 5.4%	21 58.3%	5 13.9%	
TAX FELONIES	8				8 100.0%		
VTL FELONIES	249	3 1.2%	8 3.2%	4 1.6%	226 90.8%	8 3.2%	
OTHER FELONIES							
TOTAL	5363	150 2.8%	407 7.6%	110 2.1%	4408 82.2%	288 5.4%	

DIVISION OF CRIMINAL JUSTICE SERVICES

1/ Includes cases dismissed from Operation Midway in Nassau County.



## SENTENCES FOR INDICTMENTS OF FELONY CHARGES

01-01-77 THRU 12-31-77

SUNBURGH, NYC

INDICTMENT CHARGE	TOTAL CONVICTED	UNCONDITIONAL DISCHARGE		CONDITIONAL DISCHARGE		BACC COMMITMENT		PROBATION		LOCAL PRISON		STATE PRISON		OTHER	
PL ART 105	16							7	43.8%	5	31.3%	4	25.0%		
PL ART 120	272	8	2.9%	26	9.6%	1	.4%	87	32.0%	104	38.2%	42	15.4%	4	1.5%
PL ART 125	120							13	10.8%	10	8.3%	96	80.0%	1	.8%
PL ART 130	145			2	1.4%			50	34.5%	21	14.5%	72	49.7%		
PL ART 135	16			1	6.3%			3	18.8%	4	25.0%	8	50.0%		
PL ART 140	1380	33	2.4%	77	5.6%	18	1.3%	411	29.8%	480	34.8%	357	25.9%	4	.3%
PL ART 145	19	1	5.3%	2	10.5%			6	42.1%	8	42.1%				
PL ART 150	72			5	6.9%	1	1.4%	27	37.5%	24	27.8%	19	26.4%		
PL ART 155	391	5	1.3%	27	6.9%	2	.5%	177	45.3%	127	32.5%	44	11.3%	9	2.3%
PL ART 160	701	6	.9%	14	2.0%	7	1.0%	140	21.3%	148	21.1%	376	53.6%	1	.1%
PL ART 165	159	10	6.3%	11	6.9%	2	1.3%	45	28.3%	60	37.7%	27	17.0%	4	2.5%
PL ART 170	277	7	3.5%	13	6.5%	6	3.0%	67	31.5%	56	24.0%	51	25.5%	4	2.0%
PL ART 200	24			1	4.2%			11	45.8%	5	20.8%	2	8.3%	5	20.8%
PL ART 205	28					1	3.6%	1	3.6%	3	10.7%	23	82.1%		
PL ART 215	24	1	4.2%	3	12.5%			3	12.5%	10	41.7%	7	29.2%		
PL ART 220	633	20	3.2%	26	4.1%	11	1.7%	183	28.9%	183	28.9%	246	32.5%	2	.3%
PL ART 221	2							1	50.0%			1	50.0%		
PL ART 225	116	1	.9%	3	2.6%			21	20.7%	13	11.2%	12	10.3%	63	54.3%
PL ART 265	110	1	.9%	4	3.6%	1	.9%	24	25.5%	37	34.5%	34	30.9%	4	3.6%
OTHER PL FELS	26	1	3.8%	3	11.5%			4	30.8%	10	38.5%	2	7.7%	2	7.7%
TAX FELONIES	8							3	37.5%	4	50.0%			1	12.5%
VTL FELONIES	234			7	3.0%	2	.9%	140	63.2%	73	31.2%	1	.4%	3	1.3%
OTHR FELONIES															
TOTAL	4696	91	2.0%	227	4.9%	52	1.1%	1450	30.9%	1382	29.4%	1354	29.5%	107	2.3%

DOCS -- DIVISION OF CRIMINAL JUSTICE SERVICES

## DISPOSITIONS OF FELONY INDICTMENTS

01/01/77 THRU 12/31/77

INDICTMENT CHARGE	TOTALS	UPSTATE					PLEA	CONVICTED	TRIAL
		OTHER	DISMISSED	ACQUITTED					
PL ART 105	20	5 25.0%	5 25.0%	1 5.0%		9 45.0%			
PL ART 120	564	20 4.6%	66 11.7%	41 7.3%		379 67.2%		52 9.2%	
PL ART 125	266	6 2.3%	24 9.0%	28 10.5%		137 51.5%		71 26.7%	
PL ART 130	414	23 5.6%	51 12.3%	37 8.9%		253 61.1%		50 12.1%	
PL ART 135	43	2 4.7%	5 11.6%			32 74.4%		4 9.3%	
PL ART 140	3400	341 10.0%	175 5.1%	33 1.0%		2751 80.9%		100 2.9%	
PL ART 145	72	4 5.6%	8 11.1%	2 2.8%		56 77.8%		2 2.8%	
PL ART 150	293	13 6.4%	22 10.8%	10 4.0%		144 70.9%		14 6.0%	
PL ART 155	807	55 6.8%	95 11.8%	13 1.6%		617 76.5%		27 3.3%	
PL ART 160	1022	69 6.8%	101 9.9%	32 3.1%		742 72.6%		78 7.6%	
PL ART 165	440	69 15.7%	82 9.5%	7 1.6%		374 69.1%		18 4.1%	
PL ART 170	506	58 11.5%	54 11.5%	4 .8%		374 73.1%		16 3.2%	
PL ART 200	20		8 40.0%	1 5.0%		6 30.0%		5 25.0%	
PL ART 205	191	10 9.9%	11 10.9%	1 1.0%		75 74.3%		4 4.0%	
PL ART 215	35	4 11.4%	4 22.9%	1 2.9%		22 62.9%			
PL ART 220	1034	82 7.9%	140 14.4%	19 1.8%		741 71.7%		43 4.2%	
PL ART 221	4					4 100.0%			
PL ART 225	55	17 30.9%	6 10.9%	1 1.6%		28 50.9%		3 5.6%	
PL ART 245	226	17 7.5%	43 19.0%	4 4.0%		146 64.6%		11 4.9%	
OTHER PL FELONIES	106	5 4.7%	23 21.7%	4 3.8%		72 67.9%		2 1.9%	
TAX FELONIES									
VTL FELONIES	827	24 2.9%	22 2.7%	7 .8%		738 89.2%		36 4.4%	
OTHER FELONIES	1					1 100.0%			
TOTAL	12164	830 6.8%	922 9.1%	251 2.5%		7627 75.0%		536 5.3%	

DIVISION OF CRIMINAL JUSTICE SERVICES

## SENTENCES FOR INDICTMENTS OF FELONY CHARGES

01-01-77 THRU 12-31-77

## UPSTATE COUNTIES

INDICTMENT CHARGE	TOTAL CONVICTED	UNCONDITIONAL DISCHARGE		CONDITIONAL DISCHARGE		JAIL COMMITMENT		PROBATION		LOCAL PRISON		STATE PRISON		OTHER	
PL ART 105	7			2	22.2%			3	33.3%	1	11.1%	1	11.1%	2	22.2%
PL ART 120	431	3	.7%	32	7.4%	2	.5%	142	32.9%	147	34.1%	91	21.1%	14	3.2%
PL ART 125	203			5	2.4%			26	12.5%	32	15.4%	144	69.2%	1	.5%
PL ART 130	303			5	1.7%			91	30.0%	71	23.4%	132	43.6%	4	1.3%
PL ART 135	36			3	8.3%			7	25.0%	8	22.2%	15	41.7%	1	2.8%
PL ART 140	2851	10	.7%	161	5.6%	14	.5%	1317	46.2%	718	25.2%	609	21.0%	22	.8%
PL ART 145	58			5	8.6%			30	51.7%	11	19.0%	7	12.1%	5	8.6%
PL ART 150	158			6	3.8%			67	42.4%	31	21.5%	50	31.6%	1	.6%
PL ART 155	644	10	1.6%	80	12.4%	2	.3%	292	45.3%	182	28.3%	71	11.0%	7	1.1%
PL ART 160	820	3	.4%	16	2.0%	13	1.6%	185	22.6%	172	21.0%	427	52.1%	4	.5%
PL ART 165	322	5	1.6%	28	8.7%	1	.3%	132	41.0%	85	26.4%	40	15.2%	22	6.8%
PL ART 170	386	3	.8%	47	12.7%	1	.3%	177	45.9%	80	20.7%	72	18.7%	4	1.0%
PL ART 200	11			2	18.2%			1	9.1%	1	9.1%	7	63.6%		
PL ART 205	77	2	2.5%	1	1.3%			5	6.3%	17	21.5%	54	68.4%		
PL ART 215	22			1	4.5%			2	9.1%	9	40.9%	8	36.4%	2	9.1%
PL ART 220	784	2	.3%	61	10.3%	7	.9%	297	37.9%	151	19.3%	203	25.9%	43	5.5%
PL ART 221	4							3	75.0%					1	25.0%
PL ART 225	31			7	22.6%			5	16.1%			3	9.7%	16	51.6%
PL ART 265	157	1	.6%	12	7.6%			59	36.9%	38	24.2%	38	24.2%	10	6.4%
OTHER PL FELS	74	2	2.7%	12	16.2%			25	33.8%	12	16.2%	5	6.8%	18	24.3%
TAX FELONIES															
VTL FELONIES	774	2	.3%	113	14.6%	1	.1%	401	51.8%	217	28.0%	11	1.4%	29	3.7%
OTHR FELONIES	1							1	100.0%						
TOTAL	8163	52	.6%	621	7.6%	41	.5%	3267	40.0%	1986	24.3%	1788	24.4%	206	2.5%

CJS - DIVISION OF CRIMINAL JUSTICE SERVICES

## DISPOSITIONS OF CRIMINAL INDICTMENTS

01/01/77 THRU 12/31/77

## NEW YORK STATE

INDICTMENT CHARGE	CLASS	DEGREE	TOTALS	OTHER	DISMISSED	ACQUITTED	PLEA	CONVICTED	TRIAL
PL 220.43	AI	CSCS-1	421	55 13.1%	29 6.9%	6 1.4%	287 68.2%	44 10.5%	
PL 220.41	AII	CSCS-2	533	66 13.1%	44 8.7%	12 2.4%	328 65.2%	53 10.5%	
PL 220.39	AIII	CSCS-3	1200	100 7.8%	69 5.4%	27 2.1%	909 78.0%	85 6.6%	
PL 220.37	B	CSCS-4							
PL 220.34	C	CSCS-5	422	24 6.0%	56 13.9%	1 .2%	313 77.9%	8 2.0%	
PL 220.31	D	CSCS-6	227	16 7.0%	17 7.5%	4 1.8%	189 83.3%	1 .4%	
PL 221.55	C	CSM-1							
PL 221.50	D	CSM-2	1				1 100.0%		
PL 221.45	E	CSM-3	2				2 100.0%		
TOTAL SALES			2836	261 9.2%	215 7.6%	50 1.8%	2119 74.7%	191 6.7%	
PL 220.21	AI	CPCS-1	92	9 8.7%	33 35.9%	2 2.2%	45 48.9%	4 4.3%	
PL 220.18	AII	CPCS-2	83	10 12.0%	30 36.1%	2 2.4%	36 43.4%	5 6.0%	
PL 220.16	AIII	CPCS-3	76	10 13.2%	14 18.4%		51 67.1%	1 1.3%	
PL 220.12	B	CPCS-4							
PL 220.09	C	CPCS-5	629	48 7.6%	130 20.7%	19 3.0%	415 66.0%	17 2.7%	
PL 220.06	D	CPCS-6	135	18 13.3%	27 20.0%		90 66.7%		
PL 221.30	C	CPM-1	2				2 100.0%		
PL 221.25	D	CPM-2							
PL 221.20	E	CPM-3	3				3 100.0%		
TOTAL POSSESSION			1020	94 9.2%	234 22.9%	23 2.3%	672 62.9%	27 2.6%	
OTHER DRUG CHARGES			132	10 7.6%	41 31.1%	1 .8%	77 58.3%	3 2.3%	
TOTAL ALL DRUG CHARGES			3988	365 9.2%	600 12.3%	74 1.9%	2838 71.2%	221 5.5%	
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TOTALS									
CLASS A			2455	249 10.1%	219 8.9%	49 2.0%	1746 71.1%	192 7.8%	
CLASS AI			513	63 12.3%	62 12.1%	8 1.6%	332 64.7%	48 9.4%	
CLASS AII			546	76 13.9%	74 12.6%	14 2.4%	364 62.1%	58 9.9%	
CLASS AIII			1370	110 8.1%	83 6.1%	27 2.0%	1050 77.4%	86 6.3%	

DIVISION OF CRIMINAL JUSTICE SERVICES

## SENTENCES FOR INDICTMENTS OF DRUG FELONY CHARGES

01-01-77 THRU 12-31-77

## NEW YORK STATE

INDICTMENT CHARGE	TOTAL CONVICTED	UNCONDITIONAL DISCHARGE		CONDITIONAL DISCHARGE		JAIL COMMITMENT		PROBATION		LOCAL PRISON		STATE PRISON		OTHER	
PL 220.43	331			1	.3%			30	11.8%	13	3.9%	278	84.0%		
PL 220.41	381			1	.3%			53	13.9%	33	8.7%	294	77.2%		
PL 220.39	1084	1	.1%	0	.0%	11	1.0%	146	13.5%	416	38.4%	506	46.7%		
PL 220.37															
PL 220.30	321	9	2.8%	30	12.1%	5	1.6%	148	46.1%	78	24.3%	27	8.4%	15	4.7%
PL 220.31	190	9	4.7%	15	7.9%	5	2.6%	104	54.7%	39	20.5%	14	7.4%	4	2.1%
PL 221.55															
PL 221.50	1							1	100.0%						
PL 221.45	2											1	50.0%	1	50.0%
TOTAL SALES	2310	17	.8%	60	2.6%	21	.9%	491	21.3%	570	25.1%	1120	48.5%	20	.9%
PL 220.21	49							11	22.4%			38	77.6%		
PL 220.19	41							10	24.4%	8	19.5%	22	53.7%	1	2.4%
PL 220.16	52			3	5.8%	1	1.9%	11	21.2%	10	36.5%	18	34.6%		
PL 220.12															
PL 220.09	432	2	.5%	53	12.3%	5	1.2%	193	44.7%	94	21.8%	62	14.4%	23	5.3%
PL 220.06	90	3	3.3%	17	18.9%	1	1.1%	30	43.3%	15	16.7%	7	7.8%	8	8.9%
PL 221.30	2									1	50.0%			1	50.0%
PL 221.25															
PL 221.20	3							3	100.0%						
TOTAL POSSES	669	5	.7%	73	10.9%	7	1.0%	267	39.9%	137	20.5%	147	22.0%	33	4.9%
OTHER DRUG FOLLOWUPS	80	1	1.3%	5	6.3%	1	1.3%	28	35.0%	23	28.8%	18	22.5%	4	5.0%
TOTAL DRUGS	3059	25	.8%	138	4.5%	27	.9%	786	25.7%	730	24.2%	1285	42.0%	57	1.9%

## TOTALS

CLASS A	1938	1	.1%	9	.5%	12	.6%	270	13.9%	489	25.2%	1150	59.5%	1	.1%
CLASS A I	380			1	.3%			50	13.2%	13	3.4%	316	83.2%		
CLASS A II	422			1	.2%			63	14.9%	41	9.7%	319	74.4%	1	.2%
CLASS A III	1136	1	.1%	7	.6%	12	1.1%	157	13.8%	435	38.3%	520	46.1%		

DOCS -- DIVISION OF CRIMINAL JUSTICE SERVICES

## DISPOSITIONS OF DRUG FELONY INDICEMENTS

01/01/77 THRU 12/31/77

NEW YORK CITY

INDICEMENT CHARGE	CLASS	DEGREE	TOTALS	OTHER	DISMISSED	ACQUITTED	PLEA	CONVICTED	TRIAL
PL 220.43	AI	CSCS-1	322	43 13.4%	26 8.1%	6 1.9%	208 64.6%	39 12.1%	
PL 220.41	AII	CSCS-2	376	58 15.4%	35 9.3%	11 2.9%	227 60.4%	45 12.0%	
PL 220.37	AIII	CSCS-3	708	70 9.9%	43 6.1%	18 2.5%	617 87.3%	40 5.7%	
PL 220.37	B	CSCS-4							
PL 220.34	C	CSCS-5	77	4 5.2%	11 14.3%	1 1.3%	59 76.6%	2 2.6%	
PL 220.31	D	CSCS-6	69	8 11.6%	5 7.2%		56 81.2%		
PL 221.55	C	CSM-1							
PL 221.50	D	CSM-2							
PL 221.45	E	CSM-3							
TOTAL SALES			1632	183 11.2%	120 7.4%	36 2.2%	1167 71.5%	126 7.7%	
PL 220.21	AI	CPCS-1	73	8 11.0%	26 35.6%	1 1.4%	35 47.9%	3 4.1%	
PL 220.18	AII	CPCS-2	66	9 13.6%	26 39.4%	2 3.0%	24 36.4%	5 7.6%	
PL 220.16	AIII	CPCS-3	40	9 22.5%	8 18.2%		26 59.1%	1 2.3%	
PL 220.12	B	CPCS-4							
PL 220.09	C	CPCS-5	267	34 12.7%	57 21.3%	11 4.1%	152 56.9%	13 4.9%	
PL 220.06	D	CPCS-6	25	9 36.0%	2 8.0%		14 56.0%		
PL 221.30	C	CSM-1	2				2 100.0%		
PL 221.25	D	CSM-2							
PL 221.20	E	CSM-3							
TOTAL POSSESSION			477	69 14.5%	119 24.9%	14 2.9%	253 53.0%	22 4.6%	
OTHER DRUG CHARGES			111	10 9.0%	32 28.8%	1 0.9%	66 59.5%	2 1.8%	
TOTAL ALL DRUG CHARGES			2220	262 11.8%	271 12.2%	51 2.3%	1486 66.9%	150 6.8%	
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TOTALS									
CLASS A			1669	197 11.8%	164 9.9%	38 2.3%	1137 68.1%	133 8.0%	
CLASS AI			376	51 13.6%	52 13.8%	7 1.9%	243 64.6%	42 11.1%	
CLASS AII			412	67 16.3%	61 14.8%	13 3.2%	251 61.2%	50 12.1%	
CLASS AIII			432	79 18.3%	51 11.8%	18 4.2%	243 56.2%	41 9.5%	

DIVISION OF CRIMINAL JUSTICE SERVICES

## SENTENCES FOR INDICTMENTS OF DRUG FELONY CHARGES

01-01-77 THRU 12-31-77

## NEW YORK CITY

INDICTMENT CHARGE	TOTAL CONVICTED	PROBATIONAL DISCHARGE		CONDITIONAL DISCHARGE		FACE COMMITMENT		PROBATION		LOCAL PRISON		STATE PRISON		OTHER	
PL 220.43	247							19	7.7%	9	3.6%	219	88.7%		
PL 220.41	272							20	7.4%	28	10.3%	224	82.4%		
PL 220.39	657	1	.2%	3	.5%	2	.3%	71	10.8%	271	41.2%	309	47.0%		
PL 220.37															
PL 220.34	61			5	8.2%	4	6.6%	30	49.2%	9	14.5%	19	31.4%	3	4.9%
PL 220.31	56					1	1.8%	36	64.3%	11	19.6%	7	12.5%	1	1.8%
PL 221.55															
PL 221.50															
PL 221.45															
TOTAL SALES	1293	1	.1%	8	.6%	7	.5%	176	13.6%	320	25.4%	769	59.5%	4	.3%
PL 220.21	30							10	26.3%			28	73.7%		
PL 220.18	29							9	31.0%	4	13.8%	15	51.7%	1	3.4%
PL 220.16	27			1	3.7%			4	14.8%	10	37.0%	12	44.4%		
PL 220.12															
PL 220.09	165			14	8.5%	3	1.8%	73	44.2%	40	24.2%	33	20.0%	2	1.2%
PL 220.06	14	1	7.1%	3	21.4%			6	42.9%	2	14.3%	2	14.3%		
PL 221.39	2									1	50.0%			1	50.0%
PL 221.25															
PL 221.20															
TOTAL POSS	275	1	.4%	18	6.5%	3	1.1%	102	37.1%	57	20.7%	99	32.7%	4	1.5%
OTHER DRUG FELONIES	68	1	1.5%	3	4.4%	1	1.5%	24	35.3%	20	29.4%	16	23.5%	3	4.4%
TOTAL DRUGS	1636	3	.2%	29	1.8%	11	.7%	302	18.5%	405	24.8%	875	53.5%	11	.7%
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TOTALS															
CLASS A	1270	1	.1%	4	.3%	2	.2%	133	10.5%	322	25.4%	897	63.5%	1	.1%
CLASS A I	245							20	8.2%	9	3.7%	247	86.7%		
CLASS A II	361							29	8.0%	31	8.6%	255	74.4%	1	.3%
CLASS A III	664	1	.1%	4	.6%	2	.3%	75	11.0%	221	33.3%	321	48.7%		

DOCS - DIVISION OF CRIMINAL JUSTICE SERVICES

## DISPOSITIONS OF DRUG FELONY INDICTMENTS

01/01/77 THRU 12/31/77

SUBURBAN NEW YORK

INDICTMENT CHARGE	CLASS	DEGREE	TOTALS	OTHER	DISMISSED <sup>1/</sup>	ACQUITTED	PLEA	CONVICTED	TRIAL
PL 220.43	AI	CSCS-1	71	8 10.8%	3 4.1%		59 79.7%	4 5.4%	
PL 220.41	AII	CSCS-2	68	2 2.9%	1 1.5%		63 92.6%	2 2.9%	
PL 220.39	AIII	CSCS-3	269	9 3.3%	8 3.0%	4 1.5%	231 85.9%	17 6.3%	
PL 220.37	B	CSCS-4							
PL 220.34	C	CSCS-5	113	1 .9%	29 25.7%		79 69.4%	4 3.5%	
PL 220.31	D	CSCS-6	79		5 6.3%		73 92.4%	1 1.3%	
PL 221.55	C	CSM-1							
PL 221.50	D	CSM-2							
PL 221.45	E	CSM-3	1				1 100.0%		
TOTAL SALES			604	20 3.3%	46 7.6%	4 .7%	516 83.8%	28 4.6%	
PL 220.21	AI	CPCS-1	10		2 20.0%		8 80.0%		
PL 220.18	AII	CPCS-2	4		1 25.0%		3 75.0%		
PL 220.16	AIII	CPCS-3	7				7 100.0%		
PL 220.12	B	CPCS-4							
PL 220.09	C	CPCS-5	76	1 1.3%	14 18.4%		61 80.3%		
PL 220.06	D	CPCS-6	16		2 12.5%		14 87.5%		
PL 221.30	C	COM-1							
PL 221.25	D	COM-2							
PL 221.20	E	COM-3	1				1 100.0%		
TOTAL POSSESSION			114	1 .9%	19 16.7%		94 82.5%		
OTHER DRUG CHARGES			12		5 41.7%		7 58.3%		
TOTAL ALL DRUG CHARGES			730	21 2.9%	70 9.6%	4 .5%	627 83.2%	28 3.8%	
-----									
TOTALS									
CLASS A			432	19 4.4%	15 3.5%	4 .9%	371 85.9%	23 5.3%	
CLASS AI			71	8 11.3%	3 4.2%		57 79.7%	4 5.6%	
CLASS AII			72	2 2.8%	2 2.8%		66 91.7%	2 2.8%	
CLASS AIII			269	9 3.3%	8 3.0%	4 1.5%	231 85.2%	17 6.2%	

DIVISION OF CRIMINAL JUSTICE SERVICES

1/ Includes cases dismissed from Operation Midway in Nassau County.



## SENTENCES FOR INDICTMENTS OF DRUG FELONY CHARGES

01-01-77 THRU 12-31-77

INDICTMENT CHARGE	TOTAL CONVICTED	SUNSHINE NYC		DACC COMMITMENT		PROBATION		LOCAL PRISON		STATE PRISON		OTHER	
		UNCONDITIONAL DISCHARGE	CONDITIONAL DISCHARGE										
PL 220.43	63		1 1.6%			14 22.2%	4 6.3%	44 69.8%					
PL 220.41	65					17 29.2%	2 3.1%	44 67.7%					
PL 220.39	248				6 2.4%	42 16.9%	112 45.2%	88 35.5%					
PL 220.37													
PL 220.34	83	9 9.6%	8 9.6%	1 1.2%		25 30.1%	34 41.0%	7 8.4%					
PL 220.31	74	9 12.2%	10 13.5%	3 4.1%		35 47.3%	13 17.6%	4 5.4%					
PL 221.55													
PL 221.50													
PL 221.45	1									1 100.0%			
TOTAL SALES	534	17 3.2%	19 3.6%	10 1.9%		135 25.3%	165 30.9%	188 35.2%					
PL 220.21	8					1 12.5%				7 87.5%			
PL 220.18	3							1 33.3%		2 66.7%			
PL 220.16	7					3 42.9%	2 28.6%	2 28.6%					
PL 220.12													
PL 220.09	61	2 3.3%	6 9.8%	1 1.6%		36 59.0%	10 16.4%	5 8.2%			1 1.6%		
PL 220.06	14	1 7.1%	1 7.1%			7 50.0%	2 14.3%	3 21.4%					
PL 221.30													
PL 221.25													
PL 221.20	1					1 100.0%							
TOTAL POSS	94	3 3.2%	7 7.4%	1 1.1%		48 51.1%	15 16.0%	19 20.2%			1 1.1%		
OTHER DRUG FELONIES	7		2 28.6%			1 14.3%	3 42.9%					1 14.3%	
TOTAL DRUGS	635	20 3.1%	27 4.4%	11 1.7%		184 29.0%	183 28.8%	207 32.6%			2 .3%		
<hr/>													
TOTALS													
CLASS A	394		1 .3%	6 1.5%		79 20.1%	121 30.7%	187 47.5%					
CLASS A I	71		1 1.4%			15 21.1%	1 1.4%	51 71.4%					
CLASS A II	68					19 27.9%	3 4.4%	46 67.4%					
CLASS A III	255				6 2.4%	45 17.6%	114 44.7%	90 35.3%					

DCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

## DISPOSITIONS OF DRUG FELONY INDICTMENTS

01/01/77 THRU 12/31/77

## UPSTATE

INDICTMENT CHARGE	CLASS	DEGREE	TOTALS	OTHER	DISMISSED	ACQUITTED	PLEA	CONVICTED	TOTAL
PL 220.43	AI	CSCS-1	25	4 16.0%			20 80.0%	1 4.0%	
PL 220.41	AII	CSCS-2	59	6 10.2%	8 13.6%	1 1.7%	38 64.4%	6 10.2%	
PL 220.37	AIII	CSCS-3	223	21 9.4%	18 8.1%	5 2.2%	151 67.7%	28 12.6%	
PL 220.37	B	CSCS-4							
PL 220.34	C	CSCS-5	212	19 9.0%	16 7.5%		175 82.5%	2 .9%	
PL 220.31	D	CSCS-6	79	8 10.1%	7 8.9%	4 5.1%	60 75.9%		
PL 221.55	C	CSM-1							
PL 221.59	D	CSM-2	1				1 100.0%		
PL 221.45	E	CSM-3	1				1 100.0%		
TOTAL SALES			620	58 9.7%	40 6.2%	10 1.7%	486 78.3%	37 6.2%	
PL 220.21	AI	CPCS-1	9		5 55.6%	1 11.1%	2 22.2%	1 11.1%	
PL 220.18	AII	CPCS-2	13	1 7.7%	3 23.1%		9 69.2%		
PL 220.16	AIII	CPCS-3	25	1 4.0%	6 24.0%		18 72.0%		
PL 220.12	B	CPCS-4							
PL 220.09	C	CPCS-5	286	13 4.5%	59 20.6%	8 2.8%	202 70.6%	4 1.4%	
PL 220.06	D	CPCS-6	94	9 9.6%	23 24.5%		62 66.0%		
PL 221.30	C	CPM-1							
PL 221.25	D	CPM-2							
PL 221.20	F	CPM-3	2				2 100.0%		
TOTAL POSSESSION			429	24 5.6%	76 22.4%	9 2.1%	295 68.8%	5 1.2%	
OTHER DRUG CHARGES			9		4 44.4%		4 44.4%	1 11.1%	
TOTAL ALL DRUG CHARGES			1038	82 7.9%	149 14.4%	19 1.8%	745 71.8%	43 4.1%	
-----									
TOTALS									
CLASS A			354	33 9.3%	40 11.3%	7 2.0%	238 67.2%	36 10.2%	
CLASS AI			21	4 11.8%	5 19.7%	1 2.4%	22 64.7%	2 5.9%	
CLASS AII			72	7 9.7%	11 15.3%	1 1.4%	47 65.3%	6 8.3%	
CLASS AIII			218	22 8.9%	28 9.7%	5 2.0%	169 68.1%	28 11.3%	

DIVISION OF CRIMINAL JUSTICE SERVICES

## SENTENCES FOR INDICTMENTS OF DRUG FELONY CHARGES

01-01-77 THRU 12-31-77

## UPSTATE COUNTIES

INDICTMENT CHARGE	TOTAL CONVICTED	UNCONDITIONAL DISCHARGE	CONDITIONAL DISCHARGE	PACE COMMITMENT	PROBATION	LOCAL PRISON	STATE PRISON	OTHER
PL 220.43	21				6 28.6%		15 71.4%	
PL 220.41	44		1 2.3%		14 31.8%	3 6.8%	26 59.1%	
PL 220.39	179		1 .6%	3 1.7%	33 18.4%	33 18.4%	109 60.9%	
PL 220.37								
PL 220.34	177	1 .6%	26 14.7%		93 52.5%	35 19.8%	19 5.6%	12 6.8%
PL 220.31	60		5 8.3%	1 1.7%	33 55.0%	15 25.0%	3 5.0%	3 5.0%
PL 221.55								
PL 221.50	1				1 100.0%			
PL 221.45	1							1 100.0%
TOTAL SALES	483	1 .2%	33 6.8%	4 .8%	180 37.3%	86 17.8%	163 33.7%	16 3.3%
PL 220.21	3						3 100.0%	
PL 220.18	9				1 11.1%	3 33.3%	5 55.6%	
PL 220.16	10		2 11.1%	1 5.6%	4 22.2%	7 38.9%	4 22.2%	
PL 220.12								
PL 220.09	206		33 16.0%	1 .5%	81 40.6%	44 21.4%	24 11.7%	20 9.7%
PL 220.06	62	1 1.6%	13 21.0%	1 1.6%	26 41.9%	11 17.7%	2 3.2%	8 12.9%
PL 221.30								
PL 221.25								
PL 221.20	2				2 100.0%			
TOTAL POSS	300	1 .3%	48 16.0%	3 1.0%	117 39.0%	65 21.7%	39 12.7%	22 7.3%
OTHER DRUG FELONIES	5				3 60.0%		2 40.0%	
TOTAL DRUGS	788	2 .3%	81 10.3%	7 .9%	300 38.1%	151 19.2%	203 25.8%	44 5.6%
<hr/>								
TOTALS								
CLASS A	274		4 1.5%	4 1.5%	58 21.2%	46 16.8%	162 59.1%	
CLASS A I	24				6 25.0%		18 75.0%	
CLASS A II	53		1 1.9%		15 28.3%	6 11.3%	31 58.5%	
CLASS A III	127		3 1.5%	4 2.0%	37 18.0%	40 20.3%	113 57.4%	

OCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

INDICTMENT vs. CONVICTION CHARGES

For all convicted defendants, a comparison has been made between indictment charges and conviction charges in order to examine charge reduction during felony prosecutions. These comparisons are presented for convictions in New York State, New York City, Suburban New York City and Upstate New York in Exhibits 4-26 through 4-29. The tables divide convicted offenses into three categories: (1) same offense as indictment offense; (2) same Penal Law article as indictment offense but different charge (subdivided to show the class of the convicted offense) and (3) different article than indictment offense (broken down by class). For example, Exhibit 4-26 indicates that for all New York State Class A felony indictments, 21.7% were convicted of the same offense, 62.8% of the same article but different offense, (12.8% being Class B felony convictions) and 15.5% were convicted of an offense in another Penal Law article. Each column illustrates, similarly, the conviction charges for a particular class of felony indictments.

For felony cases involving multiple indictment/conviction charges per defendant, the data collection reports only the most serious indictment/conviction charge. Thus, for example, the New York State totals in Exhibit 4-26 indicate that 31.3% of the defendants were convicted for the most serious indictment charge.

Exhibit 4-30 illustrates, for New York State reported convictions, the relationship between indictment charge and conviction charge for major Penal Law articles. The percentages represent the proportion of persons indicted in one category who were convicted in another. For example, 68.9% of persons indicted for homicide were convicted of homicide, while 13.1% were convicted for felonious assault.

Finally, Exhibits 4-31 and 4-32 show a similar statewide analysis of charge reduction for convictions of defendants indicted on drug sale or drug possession offenses within the new drug law.

## INDICTED OFFENSES VS CONVICTED OFFENSES

NEW YORK STATE

01-01-77 THRU 12-31-77

CONVICTED OFFENSE	INDICTED OFFENSE									
	CLASS A		CLASS B		CLASS C		CLASS D		CLASS E	
	TOTALS		TOTALS		TOTALS		TOTALS		TOTALS	
SAME OFFENSE	697	21.7%	1294	27.3%	864	19.7%	3050	32.4%	1951	58.5%
SAME ARTICLE	2016	62.8%	2787	58.9%	2779	63.5%	4665	49.5%	1033	31.0%
CLASS A	659	20.5%								659
CLASS B	412	12.8%	4	0.1%						416
CLASS C	859	26.8%	1147	24.2%	39	0.9%				2045
CLASS D	30	0.9%	1275	26.9%	1468	33.5%	79	0.8%		2852
CLASS E	22	0.7%	299	6.3%	807	18.4%	3193	33.9%	37	1.1%
MISDEMEANOR	34	1.1%	61	1.3%	449	10.3%	1350	14.3%	984	29.5%
OTHER			1	0.0%	16	0.4%	43	0.5%	12	0.4%
OTHER ARTICLE	496	15.5%	652	13.8%	733	16.8%	1710	18.1%	351	10.5%
CLASS A										88
CLASS B	53	1.7%	35	0.7%						318
CLASS C	215	6.7%	75	1.6%	28	0.6%				583
CLASS D	177	5.5%	162	3.4%	143	3.3%	101	1.1%		1022
CLASS E	37	1.2%	186	3.9%	250	5.7%	496	5.3%	53	1.6%
MISDEMEANOR	14	0.4%	192	4.1%	287	6.6%	1061	11.3%	258	7.7%
OTHER			2	0.0%	25	0.6%	52	0.6%	40	1.2%
TOTALS	3209		4733		4376		9425		3335	25078

DIVISION OF CRIMINAL JUSTICE SERVICES

## INDICTED OFFENSES VS CONVICTED OFFENSES

NEW YORK CITY

01-01-77 THRU 12-31-77

CONVICTED OFFENSE	INDICTED OFFENSE									
	CLASS A		CLASS B		CLASS C		CLASS D		CLASS E	
	TOTALS		TOTALS		TOTALS		TOTALS		TOTALS	
SAME OFFENSE	472	20.4%	958	27.7%	457	20.0%	852	25.0%	371	50.5%
SAME ARTICLE	1433	61.8%	2038	59.0%	1441	63.0%	2048	60.1%	251	34.1%
CLASS A	460	19.9%								460
CLASS B	353	15.2%	1	0.0%						354
CLASS C	561	24.2%	892	25.8%	23	1.0%				1476
CLASS D	21	0.9%	940	27.2%	849	37.1%	31	0.9%		1841
CLASS E	12	0.5%	169	4.9%	441	19.3%	1564	45.9%	18	2.4%
MISDEMEANOR	26	1.1%	35	1.0%	128	5.6%	450	13.2%	232	31.6%
OTHER			1	0.0%			3	0.1%	1	0.1%
OTHER ARTICLE	412	17.8%	460	13.3%	388	17.0%	508	14.9%	113	15.4%
CLASS A										71
CLASS B	43	1.9%	28	0.8%						246
CLASS C	176	7.6%	52	1.5%	18	0.8%				438
CLASS D	152	6.6%	129	3.7%	95	4.2%	62	1.8%		548
CLASS E	31	1.3%	135	3.9%	170	7.4%	185	5.4%	27	3.7%
MISDEMEANOR	10	0.4%	115	3.3%	102	4.5%	258	7.6%	84	11.4%
OTHER			1	0.0%	3	0.1%	3	0.1%	2	0.3%
TOTALS	2317		3456		2286		3408		735	12202

DIVISION OF CRIMINAL JUSTICE SERVICES

## INDICTED OFFENSES VS CONVICTED OFFENSES

SUBURBAN NYC

01-01-77 THRU 12-31-77

CONVICTED OFFENSE	INDICTED OFFENSE										TOTALS	
	CLASS A		CLASS B		CLASS C		CLASS D		CLASS E			
SAME OFFENSE	79	16.4%	159	26.5%	92	12.1%	459	21.9%	380	50.3%	1169	24.9%
SAME ARTICLE	366	76.1%	351	58.6%	520	68.2%	1151	54.9%	306	40.5%	2694	57.4%
CLASS A	134	27.9%									134	2.9%
CLASS B	23	4.8%	1	0.2%							24	0.5%
CLASS C	200	41.6%	134	22.4%	4	0.5%					338	7.2%
CLASS D	2	0.4%	148	24.7%	223	29.2%	20	1.0%			393	8.4%
CLASS E	2	0.4%	56	9.3%	163	21.4%	766	36.5%	17	2.2%	1004	21.4%
MISDEMEANOR	5	1.0%	12	2.0%	115	15.1%	329	15.7%	285	37.7%	746	15.9%
OTHER					15	2.0%	36	1.7%	4	0.5%	55	1.2%
OTHER ARTICLE	36	7.5%	89	14.9%	151	19.8%	487	23.2%	70	9.3%	833	17.7%
CLASS A												
CLASS B	3	0.6%	2	0.3%							5	0.1%
CLASS C	14	2.9%	6	1.0%	3	0.4%					23	0.5%
CLASS D	13	2.7%	10	1.7%	13	1.7%	12	0.6%			48	1.0%
CLASS E	4	0.8%	30	5.0%	29	3.8%	89	4.2%	8	1.1%	160	3.4%
MISDEMEANOR	2	0.4%	41	6.8%	91	11.9%	345	16.5%	42	5.6%	521	11.1%
OTHER					15	2.0%	41	2.0%	20	2.6%	76	1.6%
TOTALS	481		599		763		2097		756		4696	

DIVISION OF CRIMINAL JUSTICE SERVICES

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4-28

# INDICTED OFFENSES V.S CONVICTED OFFENSES

UPSTATE COUNTIES

01-01-77 THRU 12-31-77

CONVICTED OFFENSE	INDICTED OFFENSE											
	CLASS A		CLASS B		CLASS C		CLASS D		CLASS E		TOTALS	
SAME OFFENSE	146	35.5%	177	26.1%	315	23.7%	1734	44.4%	1197	65.1%	3569	43.7%
SAME ARTICLE	217	52.8%	398	58.7%	818	61.6%	1461	37.4%	475	25.8%	3369	41.3%
CLASS A	65	15.8%									65	0.8%
CLASS B	36	8.8%	2	0.3%							38	0.5%
CLASS C	98	23.8%	121	17.8%	12	0.9%					231	2.8%
CLASS D	7	1.7%	187	27.6%	396	29.8%	28	0.7%			618	7.6%
CLASS E	8	1.9%	74	10.9%	203	15.3%	860	22.0%	2	0.1%	1147	14.1%
MISDEMEANOR	3	0.7%	14	2.1%	206	15.5%	569	14.6%	466	25.3%	1258	15.4%
OTHER					1	0.1%	4	0.1%	7	0.4%	12	0.1%
OTHER ARTICLE	48	11.7%	103	15.2%	194	14.6%	712	18.2%	168	9.1%	1225	15.0%
CLASS A												
CLASS B	7	1.7%	5	0.7%							12	0.1%
CLASS C	25	6.1%	17	2.5%	7	0.5%					49	0.6%
CLASS D	12	2.9%	23	3.4%	35	2.6%	27	0.7%			97	1.2%
CLASS E	2	0.5%	21	3.1%	51	3.8%	222	5.7%	18	1.0%	314	3.8%
MISDEMEANOR	2	0.5%	36	5.3%	94	7.1%	455	11.6%	132	7.2%	719	8.8%
OTHER			1	0.1%	7	0.5%	8	0.2%	18	1.0%	34	0.4%
TOTALS	411		678		1327		3907		1840		8163	

DIVISION OF CRIMINAL JUSTICE SERVICES



# INDICTED OFFENSES VS CONVICTED OFFENSES

NEW YORK STATE

01-01-77 THRU 12-31-77

INDICTMENT ARTICLE	TOTALS CONVICTED	CONVICTION ARTICLE															
		PL ART 125 HOMICIDE		PL ART 220 DRUGS		PL ART 130 SEX		PL ART 160 ROBBERY		PL ART 120 ASSAULT		PL ART 140 BURGLARY		PL ART 155 LARCENY		OTHER CHARGES	
		FEL	OTHER	FEL	OTHER	FEL	OTHER	FEL	OTHER	FEL	OTHER	FEL	OTHER	FEL	OTHER	FEL	OTHER
PL ART 125	1535	68.9%	.3%	.1%	.1%	.1%		7.2%		13.1%	.5%	.3%		.1%	.1%	8.0%	1.3%
PL ART 220	3051			81.7%	14.2%			.1%				.0%		.0%		1.8%	2.2%
PL ART 130	873				.2%	69.9%	11.0%	3.4%		2.9%	3.2%	1.3%	.5%		.3%	3.0%	4.4%
PL ART 160	5703	.0%		.1%	.0%	.2%		84.5%		1.6%	1.1%	1.4%	.1%	5.1%	3.2%	1.8%	1.1%
PL ART 120	1180	.1%		.2%	.1%			.2%		56.9%	26.1%	.5%	.2%	.3%	.4%	6.1%	9.0%
PL ART 140	5730			.0%	.0%	.1%	.0%	.7%		.2%	.1%	71.4%	8.4%	4.4%	10.5%	1.8%	2.3%
PL ART 155	1598				.1%					.2%	.3%	.2%	.2%	55.1%	26.9%	4.0%	13.1%
OTHER CHARGES	5408		.0%	.1%	.5%	.2%		.3%		1.0%	.4%	.4%	.2%	1.2%	1.9%	67.9%	26.0%
ALL CHARGES	25078	4.2%	.0%	10.0%	1.9%	2.5%	.4%	20.0%		4.2%	1.7%	16.8%	2.0%	6.0%	5.3%	16.8%	8.1%

DCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

## INDICTED OFFENSES VS CONVICTED OFFENSES

NEW YORK STATE

01-01-77 THRU 12-31-77

CONVICTED OFFENSE	DRUG SALE INDICTED OFFENSE													
	PL 220.43		PL 220.41		PL 220.39		PL 220.37		PL 220.34		PL 220.31		TOTAL	
SAME OFFENSE	43	13.0%	53	13.9%	323	29.8%			50	15.6%	38	20.0%	507	22.0%
SAME ARTICLE	275	83.1%	323	84.8%	742	68.5%			252	78.5%	137	72.1%	1729	74.9%
CLASS A	257	77.6%	280	73.5%	31	2.9%							568	24.6%
CLASS B			1	0.3%	45	4.2%							46	2.0%
CLASS C	13	3.9%	34	8.9%	641	59.1%			10	3.1%			698	30.3%
CLASS D	2	0.6%	3	0.8%	9	0.8%			59	18.4%	16	8.4%	89	3.9%
CLASS E	1	0.3%	2	0.5%	2	0.2%			54	16.8%	53	27.9%	112	4.9%
MISDEMEANOR	2	0.6%	3	0.8%	14	1.3%			129	40.2%	68	35.8%	216	9.4%
OTHER														
OTHER ARTICLE	13	3.9%	5	1.3%	19	1.8%			19	5.9%	15	7.9%	71	3.1%
CLASS A														
CLASS B														
CLASS C	7	2.1%	4	1.0%	16	1.5%							27	1.2%
CLASS D	2	0.6%	1	0.3%	1	0.1%							4	0.2%
CLASS E	3	0.9%			2	0.2%			2	0.6%			7	0.3%
MISDEMEANOR	1	0.3%							4	1.2%	4	2.1%	9	0.4%
OTHER									13	4.0%	11	5.8%	24	1.0%
TOTALS	331		381		1084				321		190		2307	

DIVISION OF CRIMINAL JUSTICE SERVICES

# INDICTED OFFENSES VS CONVICTED OFFENSES

NEW YORK STATE

01-01-77 THRU 12-31-77

CONVICTED OFFENSE	DRUG POSSESSION INDICTED OFFENSE														TOTAL		
	PL 220,21		PL 220,18		PL 220,16		PL 220,12		PL 220,09		PL 220,06		PL 220,03				
SAME OFFENSE	5	10,2%	3	7,3%	10	19,2%				109	25,2%	29	32,2%			156	23,5%
SAME ARTICLE	42	85,7%	35	85,4%	37	71,2%				294	68,1%	50	55,6%			458	69,0%
CLASS A	37	75,5%	23	56,1%	1	1,9%										61	9,2%
CLASS B																	
CLASS C	1	2,0%	5	12,2%	30	57,7%				6	1,4%					42	6,3%
CLASS D	1	2,0%	1	2,4%	1	1,9%				76	17,6%					79	11,9%
CLASS E			1	2,4%	1	1,9%				66	15,3%	8	8,9%			76	11,4%
MISDEMEANOR	3	6,1%	5	12,2%	4	7,7%				146	33,8%	42	46,7%			200	30,1%
OTHER																	
OTHER ARTICLE	2	4,1%	3	7,3%	5	9,6%				29	6,7%	11	12,2%			50	7,5%
CLASS A																	
CLASS B			1	2,4%												1	0,2%
CLASS C	1	2,0%			2	3,8%										3	0,5%
CLASS D			1	2,4%	1	1,9%				10	2,3%	1	1,1%			13	2,0%
CLASS E					1	1,9%				1	0,2%					2	0,3%
MISDEMEANOR	1	2,0%	1	2,4%	1	1,9%				12	2,8%	5	5,6%			20	3,0%
OTHER										6	1,4%	5	5,6%			11	1,7%
TOTALS	49		41		52					432		90				664	

DIVISION OF CRIMINAL JUSTICE SERVICES

SENTENCES BY CONVICTION CHARGE

Exhibits 4-33 through 4-36 present sentencing patterns for specific conviction charges in New York State, New York City, Suburban New York City and Upstate New York respectively.

Exhibits 4-37 through 4-40 present sentencing patterns for convictions of specific drug felonies in the same four areas.

It should be noted that the variation in sentencing within a specific article can be attributed to the fact that many different class felonies, including attempts to commit these felonies, fall within the same article.

## SENTENCES FOR CONVICTIONS OF FELONY INDICENTS

01-01-77 THRU 12-31-77

## NEW YORK STATE

CONVICTION CHARGE	TOTAL CONVICTS	UNCONDITIONAL DISCHARGE		CONDITIONAL DISCHARGE		PACED COMMITMENT		PROBATION		LOCAL PRISON		STATE PRISON		OTHER	
PL ART 105	141	1	.7%	24	17.0%			43	30.5%	11	7.8%	55	39.0%	7	5.0%
PL ART 120	1492	13	.9%	84	5.6%	5	.3%	486	32.6%	430	28.8%	880	58.8%	14	.9%
PL ART 125	1065			5	.5%			126	11.8%	43	4.0%	891	83.7%		
PL ART 130	736	3	.4%	22	3.0%	1	.1%	218	29.6%	98	13.3%	392	53.3%	2	.3%
PL ART 135	62	1	1.6%	3	4.8%			14	22.6%	15	24.2%	28	45.2%	1	1.6%
PL ART 140	4723	11	.9%	185	3.9%	48	1.0%	1643	34.8%	1209	25.6%	1566	33.2%	31	.7%
PL ART 145	187			23	12.2%			110	58.2%	43	22.8%	9	4.8%	4	2.1%
PL ART 150	300			9	2.7%	1	.3%	113	37.3%	62	20.7%	110	36.7%	1	.3%
PL ART 155	2819	30	1.4%	241	8.5%	9	.3%	1252	44.4%	830	29.4%	395	14.0%	53	1.9%
PL ART 160	5017	2	.0%	26	.5%	29	.6%	930	18.7%	544	10.8%	3459	68.9%	14	.4%
PL ART 165	994	17	1.7%	71	7.1%	11	1.1%	362	36.4%	315	31.7%	192	19.3%	26	2.6%
PL ART 170	584	3	.5%	58	9.9%	7	1.2%	236	40.4%	130	22.3%	139	23.8%	11	1.9%
PL ART 200	167			32	19.5%			42	25.6%	40	24.4%	28	17.1%	22	13.4%
PL ART 205	195	4	2.1%	10	5.1%	3	1.5%	28	14.4%	42	21.5%	102	52.3%	6	3.1%
PL ART 215	136	2	1.5%	11	8.1%			24	17.6%	50	36.8%	44	32.4%	5	3.7%
PL ART 220	2972	10	.5%	120	4.0%	20	.9%	761	25.6%	738	24.8%	1263	42.5%	44	1.6%
PL ART 221	13							4	30.8%	3	23.1%	1	7.7%	5	38.5%
PL ART 225	233	2	.9%	40	17.2%			47	20.2%	18	7.7%	20	8.6%	106	45.5%
PL ART 265	1607	10	.6%	103	6.4%	5	.3%	620	38.6%	301	18.7%	535	33.3%	33	2.1%
OTHER PL CHGS	464	31	6.7%	123	26.5%	1	.2%	132	28.4%	92	19.8%	39	8.4%	46	9.9%
TAX CHARGES	33	3	9.1%	5	15.2%			8	24.2%	13	39.4%			4	12.1%
VTL CHARGES	1077	1	.4%	130	12.1%	4	.4%	572	53.1%	302	28.0%	13	1.2%	46	4.3%
OTHER CHARGES	62	3	4.8%	15	24.2%			33	53.2%	7	11.3%			4	6.5%
TOTAL	25078	193	.8%	1339	5.3%	152	.6%	7818	31.2%	5342	21.3%	9741	38.8%	493	2.0%

DOCS -- DIVISION OF CRIMINAL JUSTICE SERVICES

## SENTENCES FOR CONVICTIONS OF FELONY INDICTMENTS

01-01-77 THRU 12-31-77

## NEW YORK CITY

CONVICTION CHARGE	TOTAL CONVICTD	UNCONDITIONAL DISCHARGE		CONDITIONAL DISCHARGE		JACC COMMITMENT		PROBATION		LOCAL PRISON		STATE PRISON		OTHER	
PL ART 105	64	1	1.6%	14	21.9%			23	35.9%	2	3.1%	24	37.5%		
PL ART 120	786	4	.5%	42	5.3%	4	.5%	247	31.4%	187	23.8%	298	37.9%	4	.5%
PL ART 125	810			4	.5%			102	12.6%	11	1.4%	693	85.6%		
PL ART 130	347	3	.9%	17	4.9%	1	.3%	96	27.7%	21	6.1%	208	59.9%	1	.3%
PL ART 135	21			1	4.8%			4	19.0%	5	23.8%	11	52.4%		
PL ART 140	1364	4	.3%	25	1.8%	16	1.2%	332	24.3%	298	21.8%	681	49.9%	8	.6%
PL ART 145	36			12	33.3%			16	44.4%	6	16.7%	1	2.8%	1	2.8%
PL ART 150	99			1	1.0%			43	43.4%	13	13.1%	42	42.4%		
PL ART 155	883	7	.8%	74	8.4%	4	.5%	382	43.3%	214	24.2%	173	19.6%	29	3.3%
PL ART 160	3747	1	.0%	20	.5%	11	.3%	696	18.6%	307	8.2%	2697	72.0%	15	.4%
PL ART 165	407	1	.2%	28	6.9%	7	1.7%	133	32.7%	127	31.2%	102	25.1%	9	2.2%
PL ART 170	82	1	1.2%	8	9.8%			32	39.0%	15	18.3%	29	24.4%	6	7.3%
PL ART 200	134			30	22.4%			34	25.4%	34	25.4%	18	13.4%	18	13.4%
PL ART 205	50	2	4.0%	6	12.0%	1	2.0%	10	20.0%	8	16.0%	22	44.0%	1	2.0%
PL ART 215	90	1	1.1%	8	8.9%			18	20.0%	31	34.4%	29	32.2%	3	3.3%
PL ART 220	1614	3	.2%	30	1.9%	11	.7%	289	17.9%	400	25.3%	862	53.4%	10	.6%
PL ART 221	2									1	50.0%			1	50.0%
PL ART 225	102	1	1.0%	28	27.5%			18	17.6%	7	6.9%	5	4.9%	43	42.2%
PL ART 265	1319	9	.7%	83	6.3%	4	.3%	525	39.8%	221	16.8%	459	34.8%	18	1.4%
OTHER PL CHGS	178	4	2.2%	43	24.2%			72	40.4%	33	18.5%	22	12.4%	4	2.2%
TAX CHARGES	25	3	12.0%	5	20.0%			6	24.0%	9	36.0%			2	8.0%
VTL CHARGES	37	1	2.7%	4	10.8%			16	43.2%	10	27.0%	1	2.7%	5	13.5%
OTHER CHARGES	5	1	20.0%					1	20.0%	1	20.0%			2	40.0%
TOTAL	12202	07	.4%	483	4.0%	59	.5%	3095	25.4%	1970	16.1%	6368	52.2%	180	1.5%

DCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

## SENTENCES FOR CONVICTIONS OF FELONY INDICENTS

01-01-77 THRU 12-31-77

## SUBURBAN NYC

CONVICTION CHARGE	TOTAL CONVICTD	UNCONDITIONAL DISCHARGE		CONDITIONAL DISCHARGE		JAIL COMMITMENT		PROBATION		LOCAL PRISON		STATE PRISON		OTHER	
PL ART 105	41			3	7.3%			12	29.3%	5	12.2%	16	39.0%	5	12.2%
PL ART 120	260	6	2.3%	16	6.2%	1	.4%	86	33.1%	95	36.5%	53	20.4%	3	1.2%
PL ART 125	94							6	6.4%	9	9.6%	79	84.0%		
PL ART 130	125			1	.8%			43	34.4%	20	16.0%	61	48.8%		
PL ART 135	9							2	22.2%	2	22.2%	5	55.6%		
PL ART 140	1092	25	2.4%	61	5.6%	17	1.6%	277	26.6%	331	31.8%	330	31.7%	1	.1%
PL ART 145	44			2	4.5%			25	56.8%	16	36.4%			1	2.3%
PL ART 150	63			4	6.3%	1	1.6%	10	30.2%	20	31.7%	10	30.2%		
PL ART 155	765	15	2.0%	38	5.0%	3	.4%	320	43.0%	292	38.2%	80	10.5%	8	1.0%
PL ART 160	575			2	.3%	6	1.0%	99	17.2%	108	18.8%	359	62.4%	1	.2%
PL ART 165	191	10	5.2%	8	4.2%	2	1.0%	60	31.4%	78	40.8%	30	15.7%	3	1.6%
PL ART 170	159	1	.6%	8	5.0%	5	3.1%	47	29.6%	44	27.7%	51	32.1%	3	1.9%
PL ART 200	20			1	5.0%			7	35.0%	5	25.0%	3	15.0%	4	20.0%
PL ART 205	45			1	2.2%	1	2.2%	9	20.0%	10	22.2%	24	53.3%		
PL ART 215	21	1	4.8%	1	4.8%			2	9.5%	10	47.6%	7	33.3%		
PL ART 220	503	0	1.5%	10	1.7%	11	1.8%	175	29.3%	183	30.6%	207	34.6%	3	.5%
PL ART 221	2							1	50.0%			1	50.0%		
PL ART 225	104	1	1.0%	4	3.8%			24	23.1%	11	10.6%	12	11.5%	52	50.0%
PL ART 265	125			5	4.0%	1	.8%	36	28.8%	37	31.2%	41	32.8%	3	2.4%
OTHER PL CHGS	140	24	17.1%	50	35.7%	1	.7%	26	18.6%	22	15.7%	5	3.6%	12	8.6%
TAX CHARGES	7							2	28.6%	4	57.1%			1	14.3%
VTL CHARGES	250	1	.4%	8	3.2%	3	1.2%	153	61.2%	77	30.8%	1	.4%	7	2.8%
OTHER CHARGES	16	1	6.3%	4	25.0%			10	62.5%	1	6.3%				
TOTAL	4696	94	2.0%	227	4.8%	52	1.1%	1450	30.9%	1382	29.4%	1380	29.5%	107	2.3%

DCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

## SENTENCE FOR CONVICTS - ALL COUNTY INDIVIDUALS

01-01-77 TO 12-31-77

## UPSTATE COUNTIES

CONVICTION CHARGE	TOTAL CONVICTS	UNCONDITIONAL DISCHARGE	CONDITIONAL DISCHARGE	PACE COMPLETION	PROBATION	LOCAL PRISON	STATE PRISON	OTHER
PL ART 105	36		7 19.4%		8 22.2%	1 11.1%	15 41.7%	2 5.6%
PL ART 120	446	3 .7%	26 5.8%		153 34.3%	109 24.4%	109 24.4%	7 1.6%
PL ART 125	161		1 .6%		18 11.2%	23 14.3%	119 73.9%	
PL ART 130	264		4 1.5%		79 29.9%	57 21.6%	123 46.6%	1 .4%
PL ART 135	32	1 3.1%	2 6.3%		8 25.0%	8 25.0%	12 37.5%	1 3.1%
PL ART 140	2317	12 .5%	99 4.3%	15 .6%	1034 44.6%	580 25.0%	555 24.0%	22 .9%
PL ART 145	100		9 8.3%		69 63.3%	21 19.3%	8 7.3%	2 1.8%
PL ART 150	138		3 2.2%		56 40.6%	29 21.0%	49 35.5%	1 .7%
PL ART 155	1167	17 1.5%	120 11.0%	2 .2%	539 46.2%	323 27.7%	142 12.2%	16 1.4%
PL ART 160	695	1 .1%	4 .6%	12 1.7%	144 20.7%	129 18.6%	403 58.0%	2 .3%
PL ART 165	396	6 1.5%	35 8.8%	2 .5%	169 42.7%	119 27.8%	60 15.2%	14 3.5%
PL ART 170	343	1 .3%	42 12.2%	2 .6%	157 45.8%	71 20.7%	68 19.8%	2 .6%
PL ART 200	10		1 10.0%		1 10.0%	1 10.0%	7 70.0%	
PL ART 205	100	2 2.0%	3 3.0%	1 1.0%	9 9.0%	24 24.0%	56 56.0%	5 5.0%
PL ART 215	23				4 17.4%	9 39.1%	8 34.8%	2 8.7%
PL ART 220	760	2 .3%	80 10.5%	6 .8%	297 39.1%	146 19.2%	194 25.5%	35 4.6%
PL ART 221	9				3 33.3%	2 22.2%		4 44.4%
PL ART 225	27		8 29.6%		5 18.5%		3 11.1%	11 40.7%
PL ART 265	163	1 .6%	15 9.2%		57 36.2%	41 25.2%	35 21.5%	12 7.4%
OTHER PL CHGS	136	3 2.2%	25 18.4%		32 23.5%	35 25.7%	11 8.1%	30 22.1%
TAX CHARGES	1							1 100.0%
VTL CHARGES	799	2 .3%	119 14.9%	1 .1%	403 51.0%	221 28.0%	11 1.4%	51 6.3%
OTHER CHARGES	40	1 2.5%	11 27.5%		22 55.0%	4 10.0%		2 5.0%
TOTAL	8163	52 .6%	621 7.6%	41 .5%	3269 40.0%	1986 24.3%	1788 24.4%	206 2.5%

OCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES



## SENTENCES FOR DRUG CONVICTIONS OF FELONY INDICTMENTS

01-01-77 thru 12-31-77

## NEW YORK STATE

CONVICTION CHARGE	TOTAL CONVICTED	UNCONDITIONAL DISCHARGE	CONDITIONAL DISCHARGE	DATE COMMITMENT	PROBATION	LOCAL PRISON	STATE PRISON	OTHER
PL 220.43	40						40 100.0%	
PL 220.41	88		1 1.1%		2 2.3%		85 96.6%	
PL 220.39	753			2 .3%	94 12.5%	11 1.5%	646 85.8%	
PL 220.37	38	1 2.6%			3 7.9%	4 10.5%	31 78.4%	
PL 220.34	644		3 .5%	6 .9%	115 17.9%	378 58.7%	142 22.0%	
PL 220.31	135		2 1.5%	5 3.7%	67 49.6%	35 25.9%	26 19.3%	
PL 221.55								
PL 221.50								
PL 221.45	1						1 100.0%	
TOTAL SALES	1705	1 .1%	6 .4%	13 .8%	281 16.5%	428 25.1%	970 57.2%	
PL 220.21	3						3 100.0%	
PL 220.18	10				2 20.0%		7 70.0%	1 10.0%
PL 220.16	161				22 13.7%	2 1.2%	137 85.1%	
PL 220.12	9				1 11.1%	1 11.1%	7 77.8%	
PL 220.09	305		11 3.6%	4 1.3%	87 28.5%	133 43.6%	69 22.6%	1 .3%
PL 220.06	255		14 5.5%	7 2.7%	122 48.6%	61 25.1%	43 16.9%	3 1.2%
PL 221.30								
PL 221.25								
PL 221.20	3				1 33.3%	1 33.3%		1 33.3%
TOTAL POSS	751		25 3.3%	11 1.5%	237 31.6%	291 26.8%	271 36.1%	6 .8%
OTHER DRUG CHARGES	536	13 2.4%	90 16.8%	4 .7%	252 47.0%	113 21.1%	17 3.2%	47 8.8%
TOTAL DRUGS	2992	14 .5%	121 4.0%	28 .9%	770 25.7%	742 24.8%	1261 42.2%	53 1.8%
<hr/>								
TOTALS								
CLASS A	1066		1 .1%	2 .2%	120 11.3%	13 1.2%	924 87.1%	1 .1%
CLASS A I	54						54 100.0%	
CLASS A II	48		1 1.0%		4 8.3%		42 87.7%	1 1.0%
CLASS A III	914			2 .2%	116 12.7%	13 1.4%	783 85.7%	

ECJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

## SENTENCES FOR DRUG CONVICTIONS OF FELONY INDICTABLES

01-01-77 THRU 12-31-77

## NEW YORK CITY

CONVICTION CHARGE	TOTAL CONVICTS	UNCONDITIONAL DISCHARGE	CONDITIONAL DISCHARGE	PLAC COMMITMENT	PROBATION	LOCAL PRISON	STATE PRISON	OTHER
PL 220.43	41						41 100.0%	
PL 220.41	71				1 1.4%		70 98.6%	
PL 220.39	506				43 8.5%	7 1.4%	456 90.1%	
PL 220.37	34	1 2.9%			3 8.8%	2 5.9%	28 82.4%	
PL 220.34	375			1 .3%	42 11.1%	249 65.9%	86 22.8%	
PL 220.31	45			3 6.7%	20 44.4%	10 22.2%	12 26.7%	
PL 221.55								
PL 221.50								
PL 221.45								
TOTAL SALES	1075	1 .1%		4 .4%	109 10.1%	268 24.9%	693 64.5%	
PL 220.21	6						6 100.0%	
PL 220.18	7				1 14.3%		5 71.4%	1 14.3%
PL 220.16	103				12 11.7%	2 1.9%	89 86.4%	
PL 220.12	6					1 16.7%	5 83.3%	
PL 220.09	152		1 .7%	1 .7%	41 27.0%	73 48.0%	35 23.0%	1 .7%
PL 220.06	73		1 1.4%	3 4.1%	35 47.9%	18 24.7%	19 26.2%	2 2.7%
PL 221.30								
PL 221.25								
PL 221.20	2					1 50.0%		1 50.0%
TOTAL POSS	349		2 .6%	4 1.1%	89 25.5%	95 27.2%	154 44.1%	5 1.4%
OTHER DRUG CHARGES	192	2 1.0%	25 14.6%	3 1.6%	91 47.4%	47 24.5%	15 7.8%	4 3.1%
TOTAL DRUGS	1616	3 .2%	30 1.9%	11 .7%	280 17.4%	410 25.4%	1162 53.3%	11 .7%
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TOTALS								
CLASS A	734				57 7.8%	7 1.2%	667 90.9%	1 .1%
CLASS A I	47						47 100.0%	
CLASS A II	70				2 2.9%		68 97.1%	1 1.3%
CLASS A III	609				55 9.0%	9 1.5%	545 89.5%	

DOJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

## SERVICES FOR DRUG CONVICTIONS OF FELONY INDICTMENTS

01-01-77 TO 12-31-77

## SUPERIOR NYL

CONVICTION CHARGE	TOTAL CONVICTO	UNCONDITIONAL DISCHARGE	CONDITIONAL DISCHARGE	DATE COMMITMENT	PROBATION	LOCAL PRISON	STATE PRISON	OTHER
PL 220.43	3						3 100.0%	
PL 220.41	6						6 100.0%	
PL 220.39	139			1 .7%	29 20.9%	4 2.9%	105 75.5%	
PL 220.37	2					2 100.0%		
PL 220.34	180			5 2.8%	37 20.6%	90 55.0%	39 21.7%	
PL 220.31	35			2 5.7%	12 34.3%	12 34.3%	9 25.7%	
PL 221.55								
PL 221.50								
PL 221.45	1						1 100.0%	
TOTAL SALES	366			8 2.2%	76 21.3%	117 32.0%	163 44.5%	
PL 220.21	1						1 100.0%	
PL 220.18	1				1 100.0%			
PL 220.16	27				5 18.5%		22 81.5%	
PL 220.12	1						1 100.0%	
PL 220.09	41				8 19.5%	22 53.7%	11 26.8%	
PL 220.06	51			3 5.9%	23 45.1%	16 31.4%	9 17.6%	
PL 221.30								
PL 221.25								
PL 221.20	1				1 100.0%			
TOTAL POSS	123			3 2.4%	38 30.9%	38 30.9%	44 35.8%	
OTHER DRUG CHARGES	114	2 7.0%	10 8.8%		63 55.3%	28 24.6%	1 .9%	3 2.6%
TOTAL DRUGS	603	2 1.5%	10 1.7%	11 1.8%	179 29.7%	183 30.3%	208 34.5%	3 .5%
<hr/>								
TOTALS								
CLASS A	177			1 .6%	35 19.8%	4 2.3%	137 77.4%	
CLASS A I	4						4 100.0%	
CLASS A II	7				1 14.3%		6 85.7%	
CLASS A III	160			1 .6%	34 20.5%	4 2.0%	127 76.5%	

DCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

## SENTENCES FOR DRUG CONVICTIONS OF FELONY INDICTMENTS

01-01-77 TO 12-31-77

## UPSTATE COUNTIES

CONVICTION CHARGE	TOTAL CONVICTS	UNCONDITIONAL DISCHARGE	CONDITIONAL DISCHARGE	STATE COMMITMENT	PROBATION	LOCAL PRISON	STATE PRISON	OTHER
PL 220.43	2						2 100.0%	
PL 220.41	11		1 9.1%		1 9.1%		9 81.8%	
PL 220.39	108			1 .9%	22 20.4%		85 78.7%	
PL 220.37	2						2 100.0%	
PL 220.34	86		3 3.5%		36 41.9%	30 34.9%	17 19.8%	
PL 220.31	55		2 3.6%		35 63.6%	13 23.6%	5 9.1%	
PL 221.55								
PL 221.50								
PL 221.45								
TOTAL SALES	260		6 2.3%	1 .4%	94 35.8%	43 16.3%	120 45.5%	
PL 220.21	1						1 100.0%	
PL 220.15	2						2 100.0%	
PL 220.16	31				5 16.1%		26 83.9%	
PL 220.12	2				1 50.0%		1 50.0%	
PL 220.09	112		10 8.9%	3 2.7%	39 33.9%	39 33.9%	23 20.5%	
PL 220.06	131		13 9.9%	1 .8%	66 50.4%	30 22.9%	29 15.3%	1 .8%
PL 221.30								
PL 221.25								
PL 221.20								
TOTAL POSS	270		23 8.2%	4 1.4%	110 39.4%	69 24.4%	73 26.2%	1 .4%
OTHER DRUG CHARGES	230	2 .9%	52 22.6%	1 .4%	99 42.6%	30 16.5%	1 .4%	34 16.5%
TOTAL DRUGS	773	2 .3%	81 10.5%	6 .8%	302 39.1%	109 19.3%	194 25.1%	39 5.0%
<hr/>								
TOTALS								
CLASS A	155		1 .6%	1 .6%	28 18.1%		125 80.6%	
CLASS A I	3						3 100.0%	
CLASS A II	13		1 7.7%		1 7.7%		11 84.6%	
CLASS A III	139			1 .7%	27 19.4%		111 79.9%	

CLJ'S -- DIVISION OF CRIMINAL JUSTICE SERVICES

## Section 5

### FELONY DEFENDANT PROCESSING TIMES

The use of offender-based statistics and the tracking of each case for each defendant from time of indictment until final disposition makes possible the measuring of elapsed times between various stages in processing.

Exhibits 5-1 through 5-4 are flow diagrams which summarize processing time for New York State, New York City, Suburban New York City and Upstate New York, respectively. Processing times for defendants indicted on felony drug charges are presented in Exhibits 5-5 through 5-8. Exhibits 5-9 through 5-12 present the processing times for defendants indicted under the new Dangerous Drug Control Law. Processing times for defendants indicted on Class A Drug Charges under the new Law are presented in Exhibits 5-13 through 5-16.

Processing times for these same categories by Judicial Department are found in the Appendices.

The times used in the flow diagrams are median days. The median is obtained by ranking all the values in a specific category (e.g., time from indictment to disposition) and choosing the middle number--that is, the value with an equal amount of numbers above and below it. As a result, median values are not influenced by very large or very small numbers the way "average" values are.

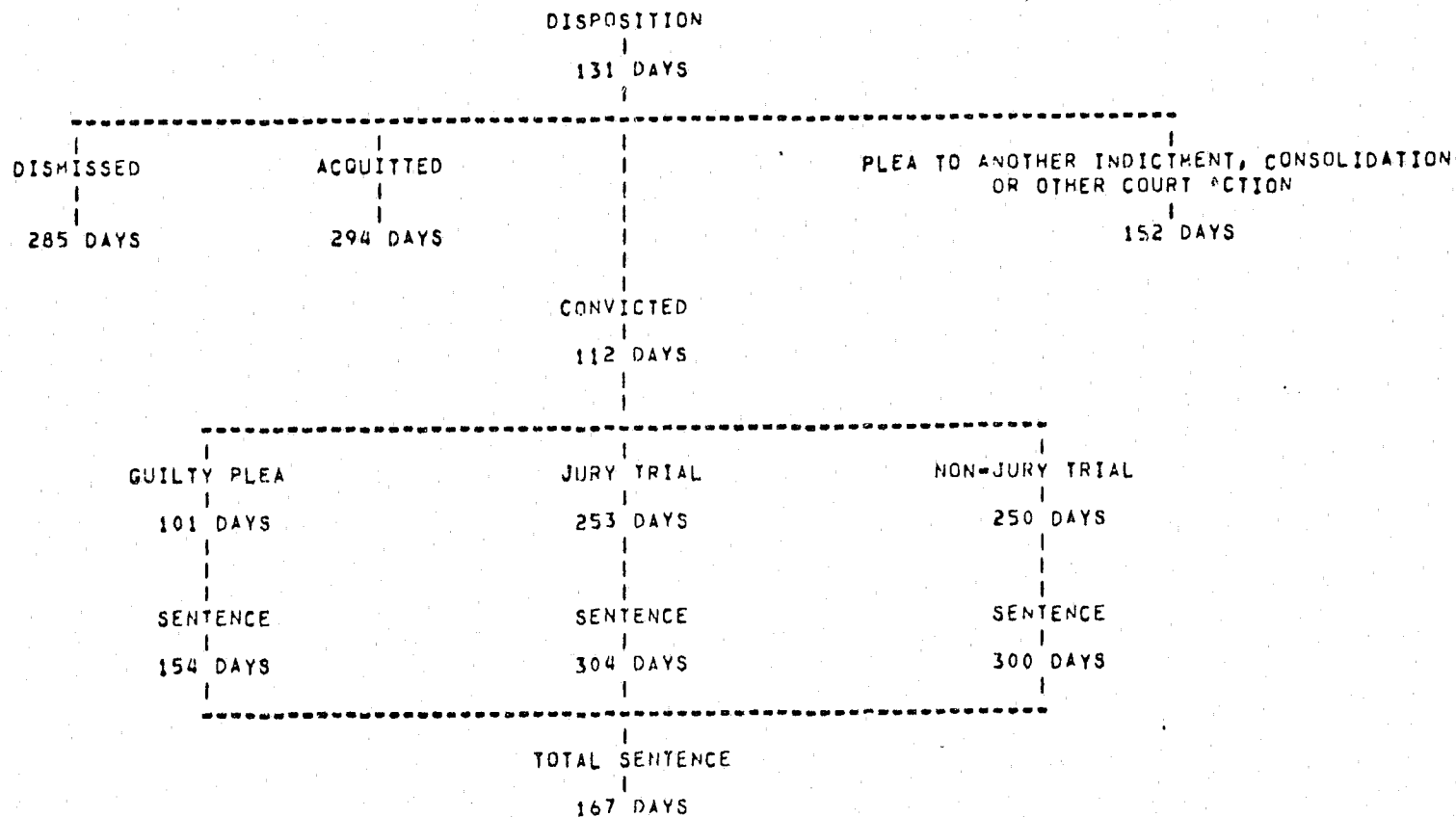
At the top of each exhibit the value associated with the term "disposition" is median days from indictment to disposition, regardless of type. The diagrams then branch to show median days from indictment to specific type of disposition. Similarly, the numbers associated with "convicted" and "total sentence" represent times from indictment to conviction and sentencing for all convictions, regardless of type of processing. The branches for "guilty plea", "jury trial" and "non-jury trial" differentiate between processing times associated with the types of proceeding by which a conviction was obtained.

Some of the processing times contained in the diagrams appear quite large especially in the area of "maximum" times. This may be caused by several characteristics of felony processing: some of the cases were not covered by the rules governing speedy trials, and may result in high processing times; the nature of homicide and rackets cases tends to slow processing; interim commitments to mental facilities result in prosecution continuing over long time periods.

FELONY DEFENDANT PROCESSING TIME:  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)

NEW YORK STATE  
NO. OF DEFENDANTS 31454

01-01-77 THRU 12-31-77



SUMMARY

	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	231	131	8301
DISMISSED	0	439	285	8301
ACQUITTED	0	354	294	2295
OTHER COURT ACTION	0	267	152	3194
CONVICTED	0	196	112	6477
GUILTY PLEA	0	185	101	5071
JURY TRIAL	7	310	253	6477
NON-JURY TRIAL	34	297	250	1274
SENTENCE	0	252	167	6507
GUILTY PLEA	0	241	154	5071
JURY TRIAL	28	368	304	6507
NON-JURY TRIAL	34	353	300	1490

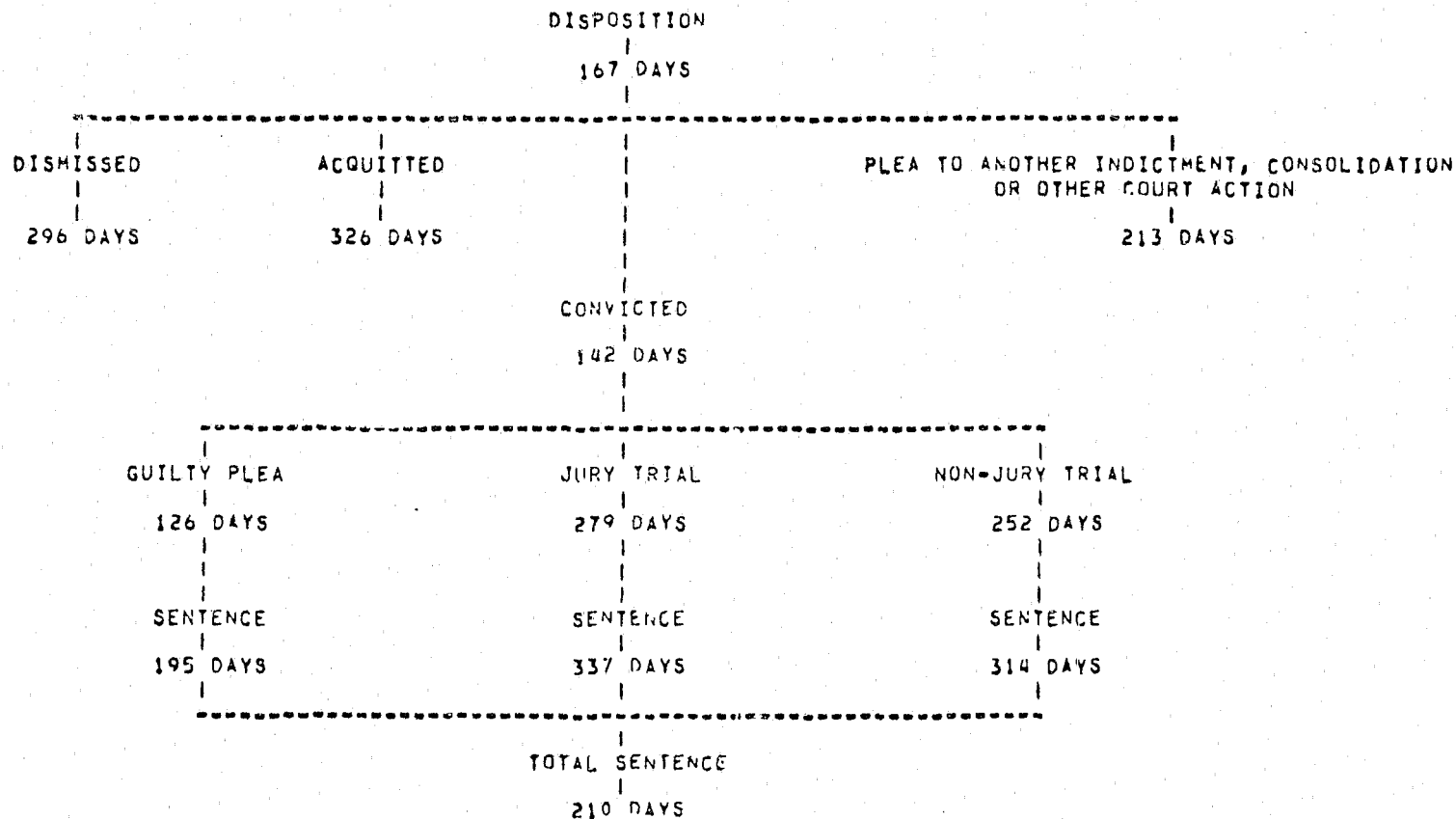
**CONTINUED**

**1 OF 3**

FELONY DEFENDANT PROCESSING TIME  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)

NEW YORK CITY  
NO. OF DEFENDANTS 15896

01-01-77 THRU 12-31-77



SUMMARY

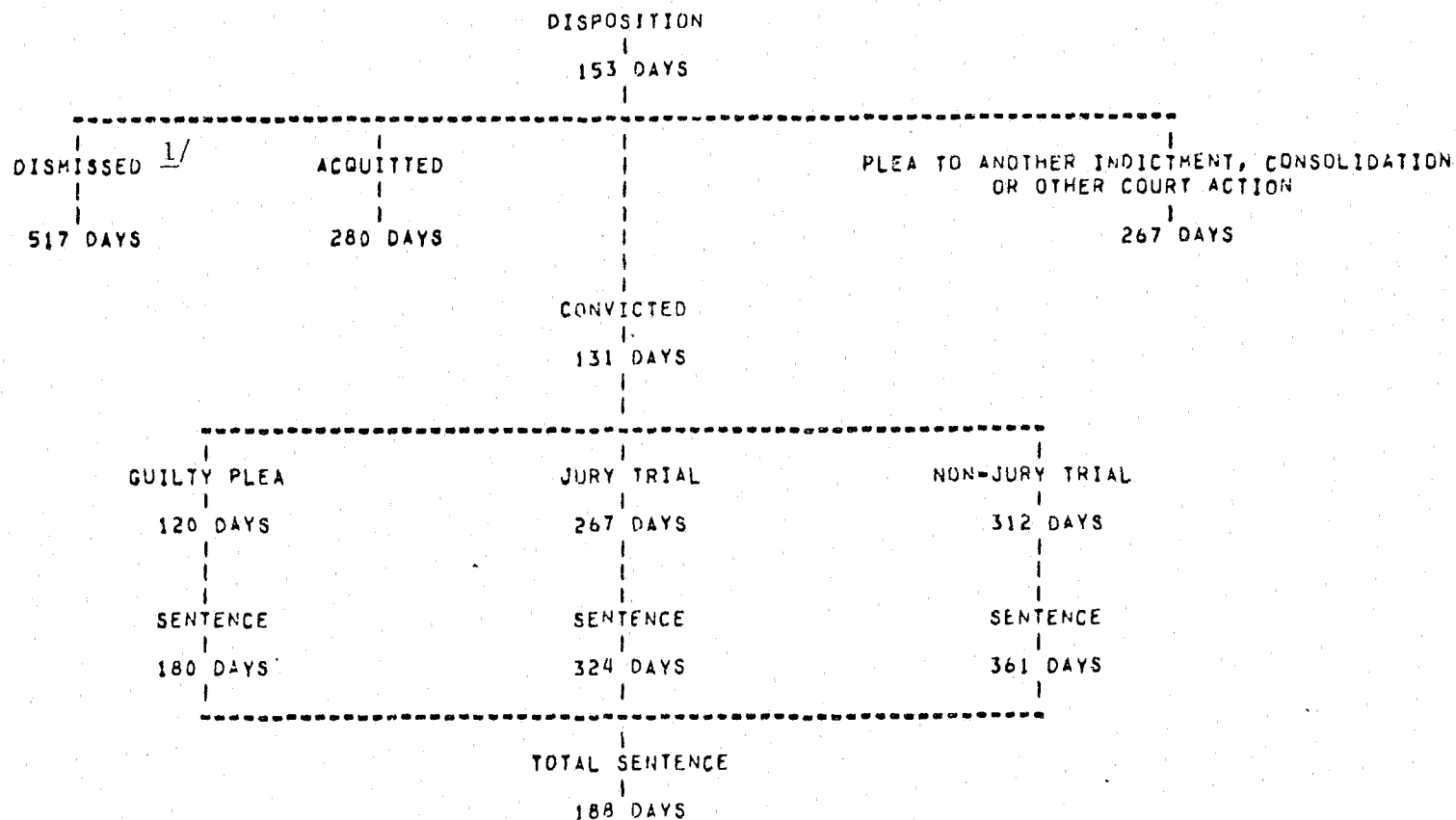
	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	275	167	7044
DISMISSED	0	471	296	7044
ACQUITTED	12	394	326	2295
OTHER COURT ACTION	0	329	213	3194
CONVICTED	0	233	142	6477
GUILTY PLEA	0	221	126	5071
JURY TRIAL	8	341	279	6477
NON-JURY TRIAL	34	310	252	1274
SENTENCE	0	308	210	6507
GUILTY PLEA	0	296	195	5071
JURY TRIAL	36	408	337	6507
NON-JURY TRIAL	48	376	314	1490



FELONY DEFENDANT PROCESSING TIME:  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)

SUBURBAN NYC  
NO. OF DEFENDANTS 5363

01-01-77 THRU 12-31-77



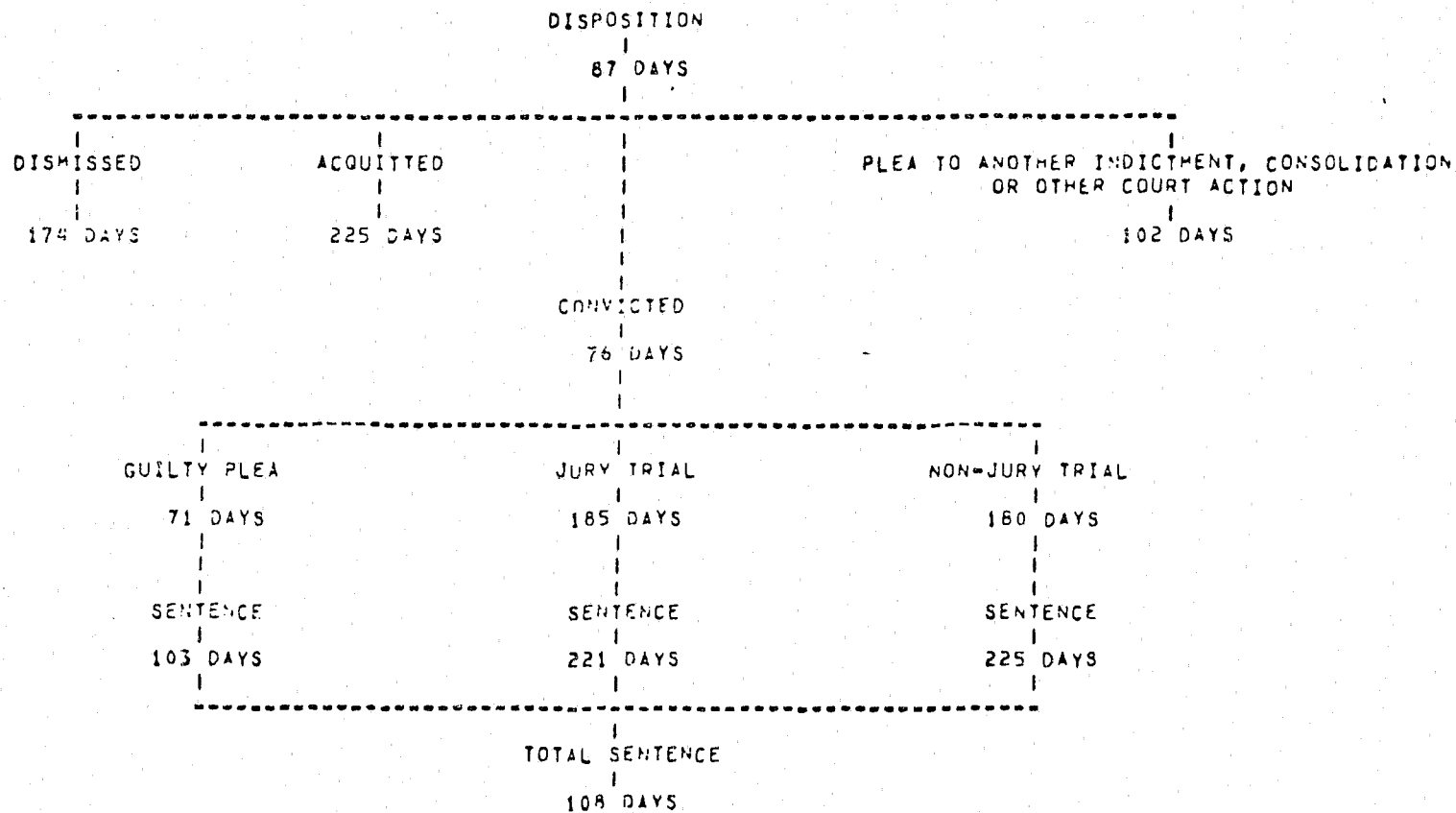
SUMMARY

	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	263	153	8301
DISMISSED	0	654	517	8301
ACQUITTED	41	323	280	872
OTHER COURT ACTION	0	321	267	1961
CONVICTED	0	226	131	4495
GUILTY PLEA	0	219	120	4495
JURY TRIAL	27	332	267	1204
NON-JURY TRIAL	64	341	312	758
SENTENCE	0	274	188	4495
GUILTY PLEA	0	267	180	4495
JURY TRIAL	43	383	324	1259
NON-JURY TRIAL	137	384	361	796

FELONY DEFENDANT PROCESSING TIME:  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)

UPSTATE COUNTIES  
NO. OF DEFENDANTS 10166

01-01-77 THRU 12-31-77



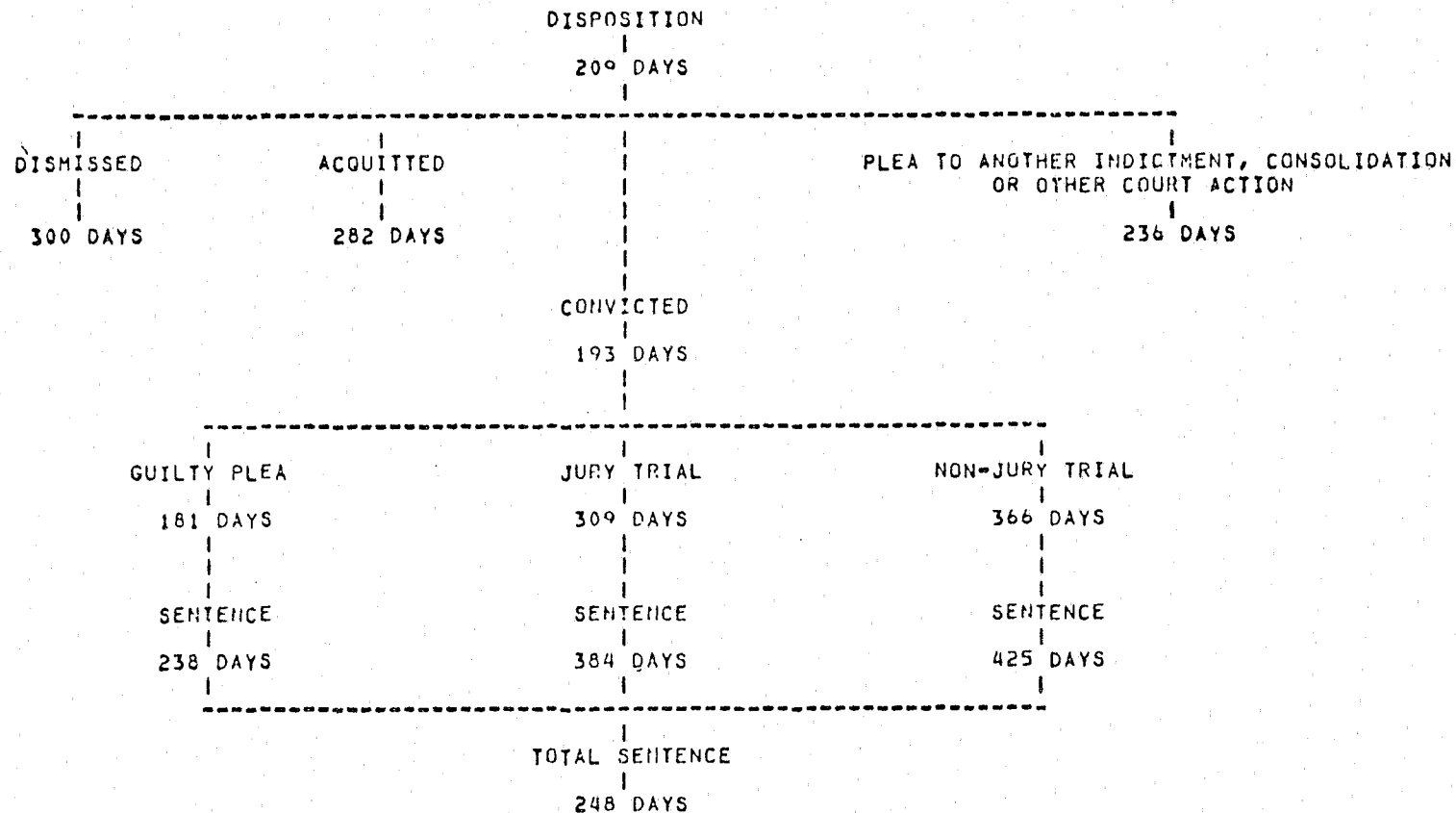
SUMMARY

	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	143	87	4221
DISMISSED	0	276	174	1925
ACQUITTED	0	268	225	1362
OTHER COURT ACTION	0	167	102	2639
CONVICTED	0	122	76	4221
GUILTY PLEA	0	115	71	4221
JURY TRIAL	7	227	185	1305
NON-JURY TRIAL	34	225	180	691
SENTENCE	0	156	108	4263
GUILTY PLEA	0	148	103	4263
JURY TRIAL	28	268	221	1336
NON-JURY TRIAL	34	262	225	746

FELONY DEFENDANT PROCESSING TIME:  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)

NEW YORK STATE  
NO. OF DEFENDANTS 3988

01-01-77 THRU 12-31-77  
DRUG CHARGES



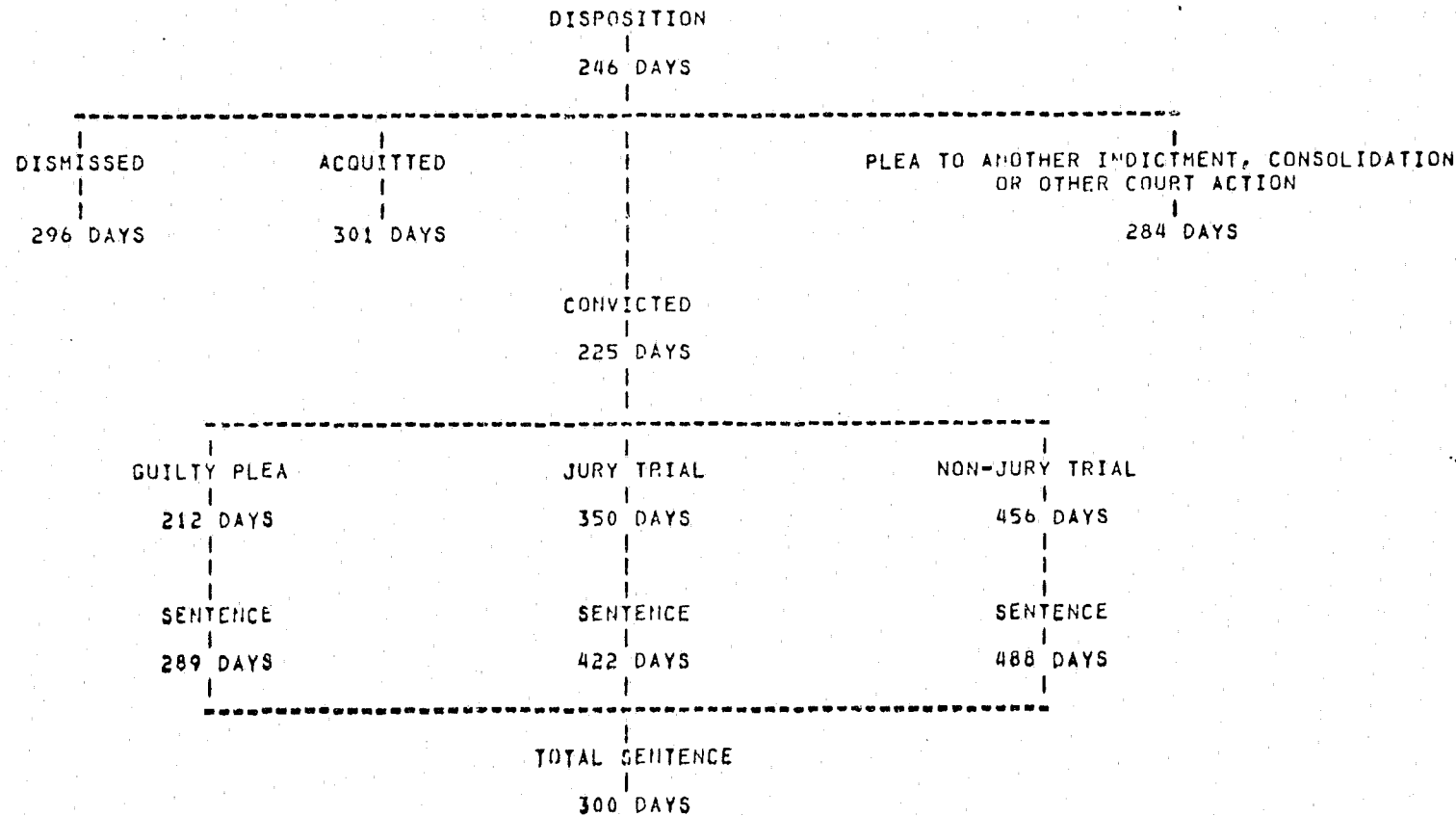
SUMMARY

	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	311	209	3268
DISMISSED	0	403	300	3268
ACQUITTED	58	368	282	1362
OTHER COURT ACTION	0	331	236	2758
CONVICTED	0	280	193	2945
GUILTY PLEA	0	272	181	2045
JURY TRIAL	33	375	309	2166
NON-JURY TRIAL	93	347	366	598
SENTENCE	0	343	248	4120
GUILTY PLEA	0	335	238	4120
JURY TRIAL	47	448	384	2524
NON-JURY TRIAL	150	398	425	691

FELONY DEFENDANT PROCESSING TIME:  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)

NEW YORK CITY  
NO. OF DEFENDANTS 2220

01-01-77 THRU 12-31-77  
DRUG CHARGES



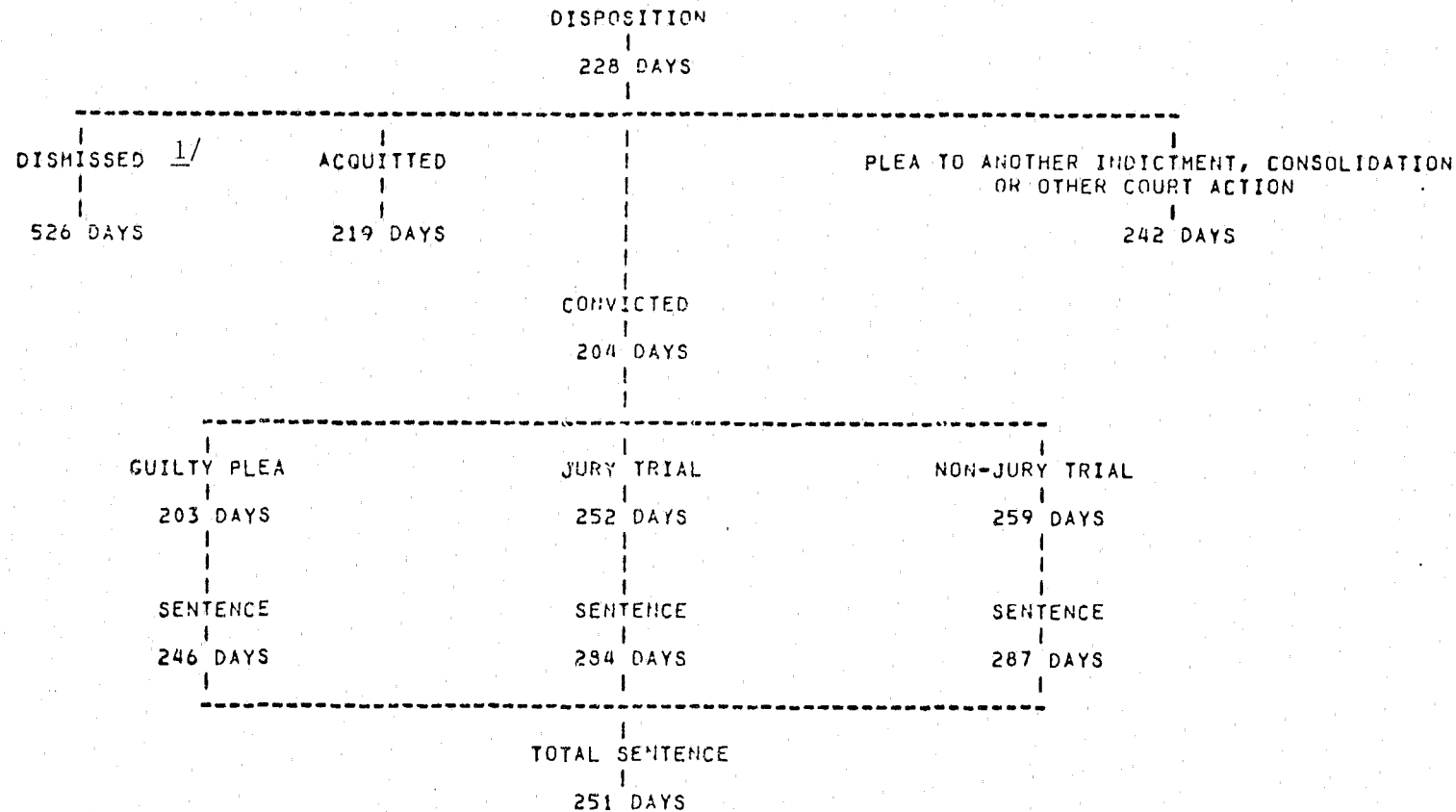
SUMMARY

	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	363	246	3268
DISMISSED	0	547	296	3268
ACQUITTED	94	374	301	1152
OTHER COURT ACTION	0	389	284	2758
CONVICTED	0	328	225	2945
GUILTY PLEA	0	320	212	2945
JURY TRIAL	33	416	350	2166
NON-JURY TRIAL	03	407	456	598
SENTENCE	13	413	300	4120
GUILTY PLEA	13	404	289	4120
JURY TRIAL	47	497	422	2524
NON-JURY TRIAL	150	457	488	691

FELONY DEFENDANT PROCESSING TIME:  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)

SUBURBAN NYC  
NO. OF DEFENDANTS 730

01-01-77 THRU 12-31-77  
DRUG CHARGES



SUMMARY

	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	307	228	2670
DISMISSED	56	568	526	1467
ACQUITTED	58	327	219	811
OTHER COURT ACTION	0	239	242	800
CONVICTED	0	279	204	2670
GUILTY PLEA	0	277	203	2670
JURY TRIAL	70	313	252	806
NON-JURY TRIAL	256	259	259	261
SENTENCE	8	322	251	2670
GUILTY PLEA	8	320	246	2670
JURY TRIAL	128	361	284	842
NON-JURY TRIAL	286	287	287	288

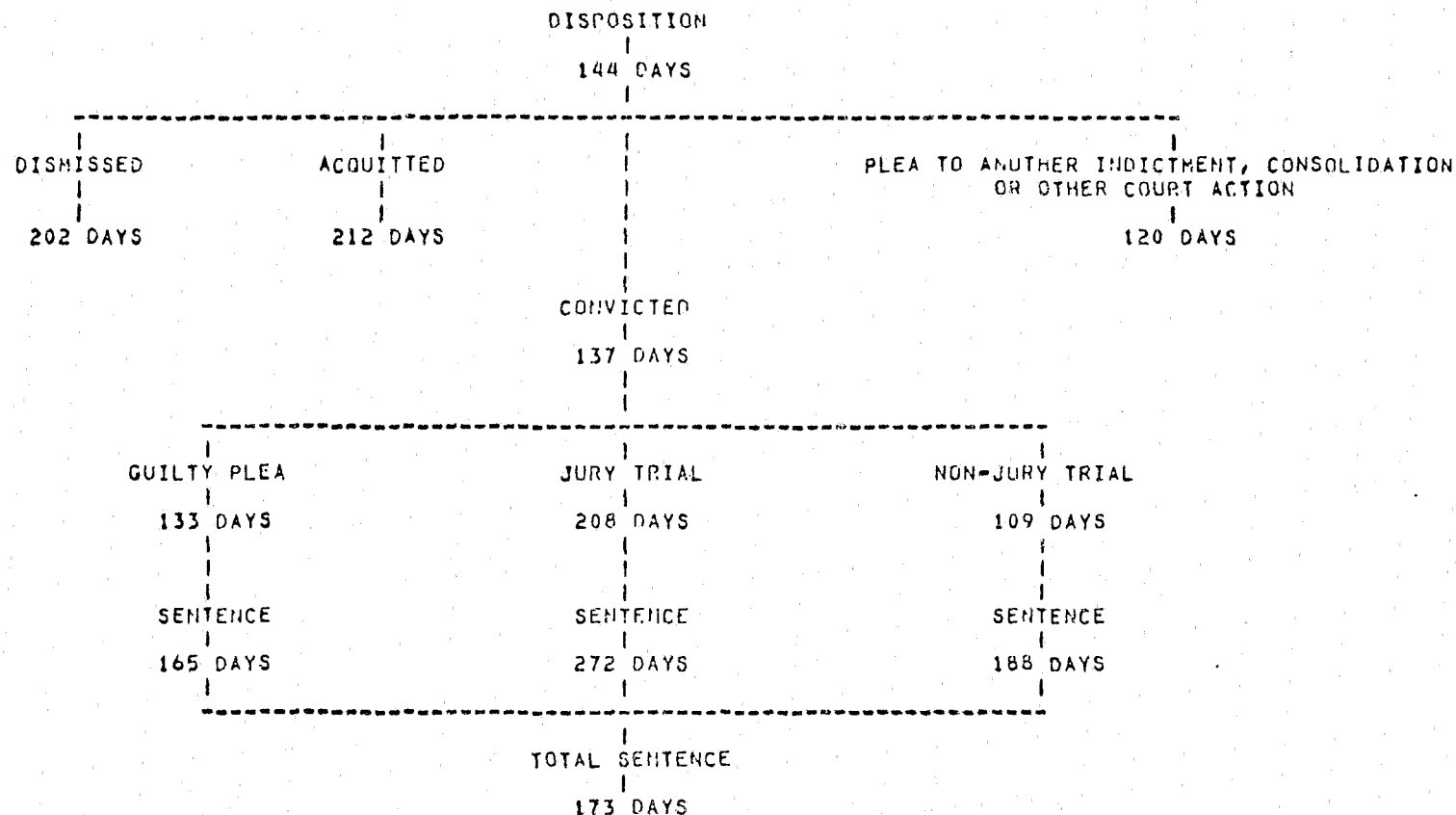
DCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

1/ Includes cases dismissed from Operation Midway in Nassau County.

FELONY DEFENDANT PROCESSING TIME:  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)

UPSTATE COUNTIES  
NO. OF DEFENDANTS 1038

01-01-77 THRU 12-31-77  
DRUG CHARGES



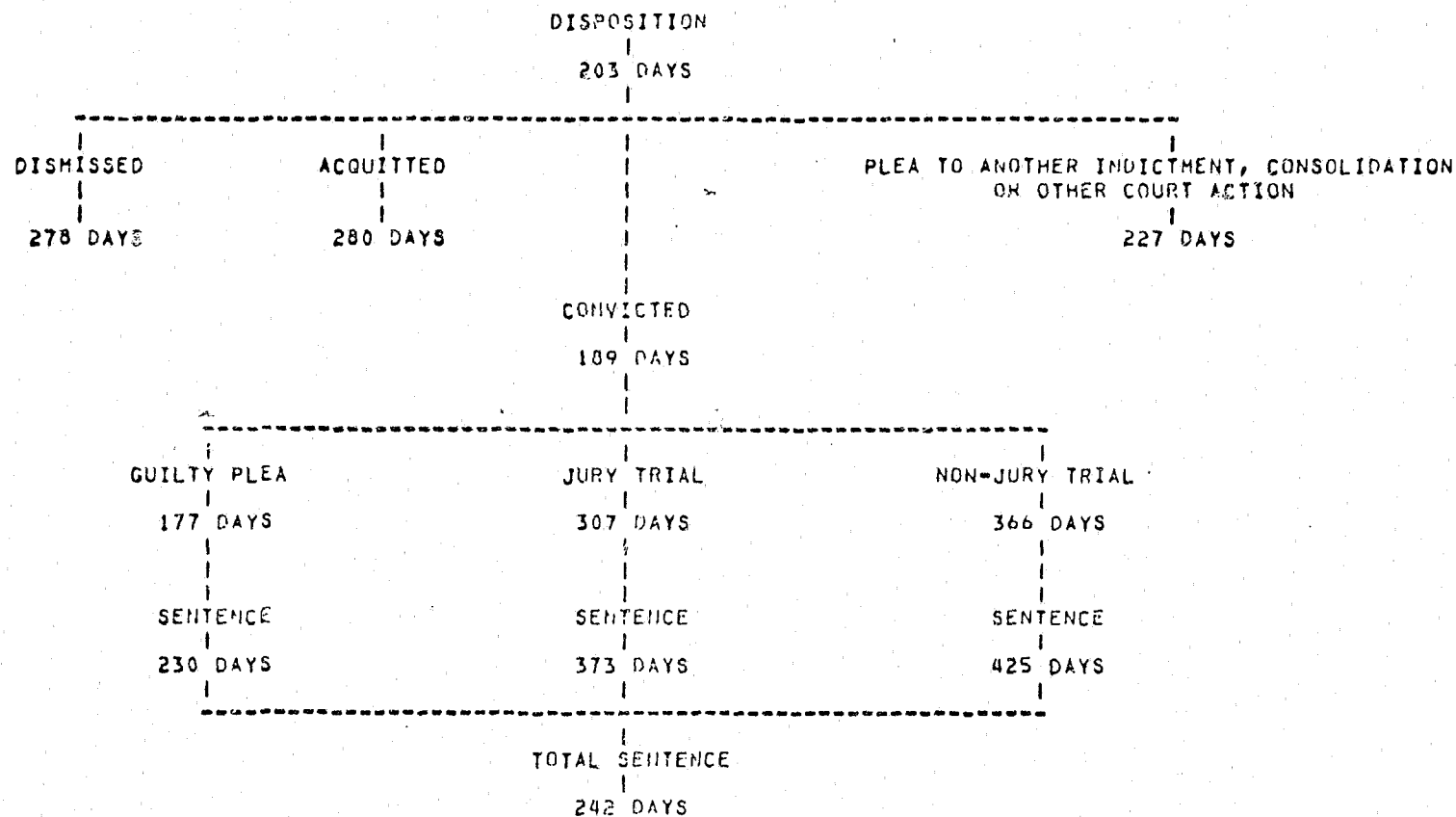
SUMMARY

	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	202	144	1712
DISMISSED	0	326	202	1712
ACQUITTED	85	359	212	1362
OTHER COURT ACTION	18	153	120	668
CONVICTED	0	179	137	1168
GUILTY PLEA	0	174	133	1168
JURY TRIAL	57	275	208	874
NON-JURY TRIAL	103	109	109	115
SENTENCE	0	215	173	1183
GUILTY PLEA	0	208	165	1183
JURY TRIAL	99	338	272	1085
NON-JURY TRIAL	151	188	188	225

FELONY DEFENDANT PROCESSING TIME:  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)

NEW YORK STATE  
NO. OF DEFENDANTS 3857

01-01-77 THRU 12-31-77  
DRUG OFFENSES AFTER 08/31/73



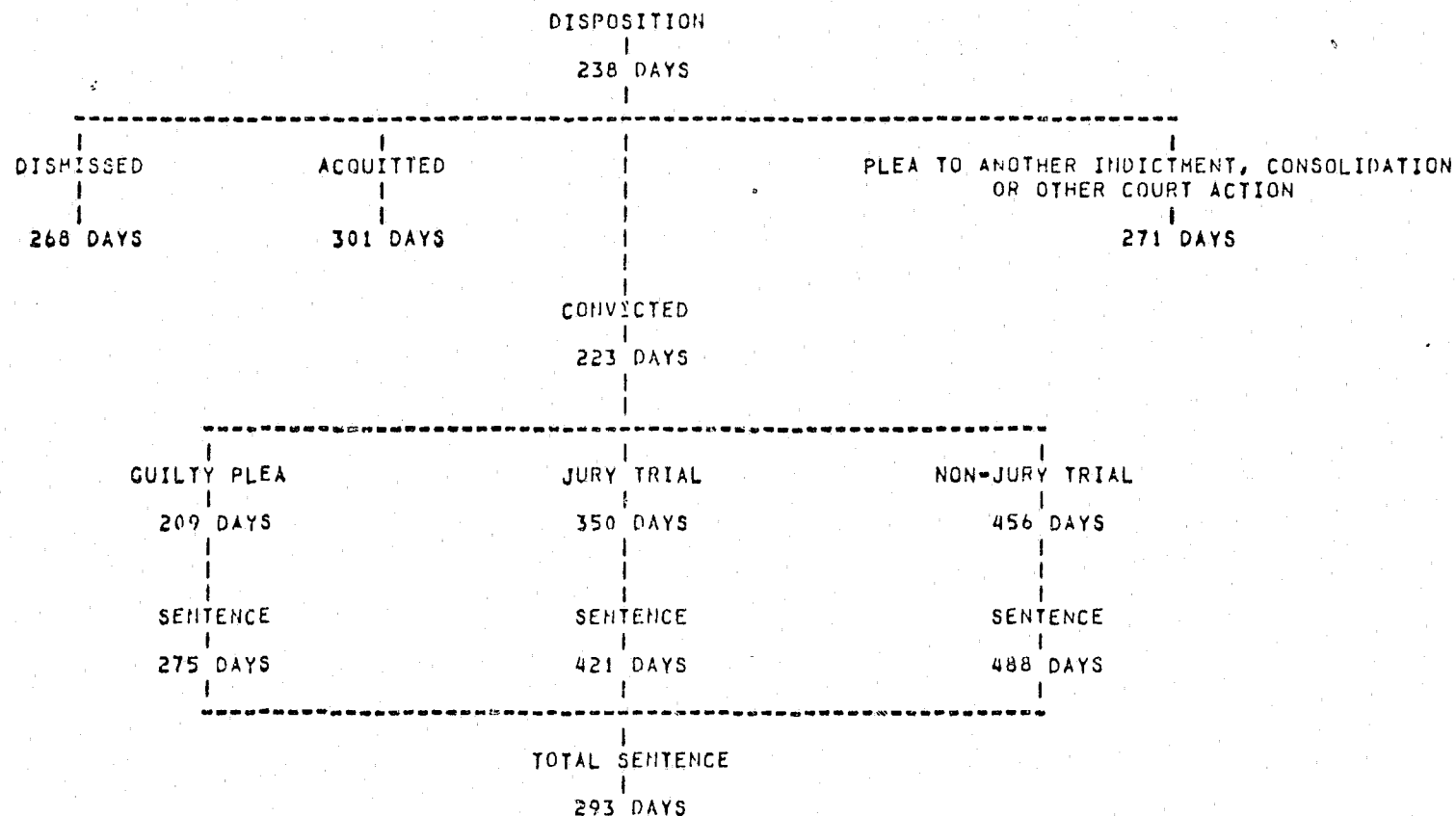
SUMMARY

	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	272	203	1482
DISMISSED	0	351	278	1482
ACQUITTED	58	368	280	1362
OTHER COURT ACTION	0	282	227	1237
CONVICTED	0	257	189	1435
GUILTY PLEA	0	249	177	1435
JURY TRIAL	33	366	307	915
NON-JURY TRIAL	93	347	366	598
SENTENCE	0	306	242	1484
GUILTY PLEA	0	297	230	1484
JURY TRIAL	47	428	373	1144
NON-JURY TRIAL	150	398	425	691

FELONY DEFENDANT PROCESSING TIME:  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)

NEW YORK CITY  
NO. OF DEFENDANTS 2110.

01-01-77 THRU 12-31-77  
DRUG OFFENSES AFTER 08/31/73



SUMMARY

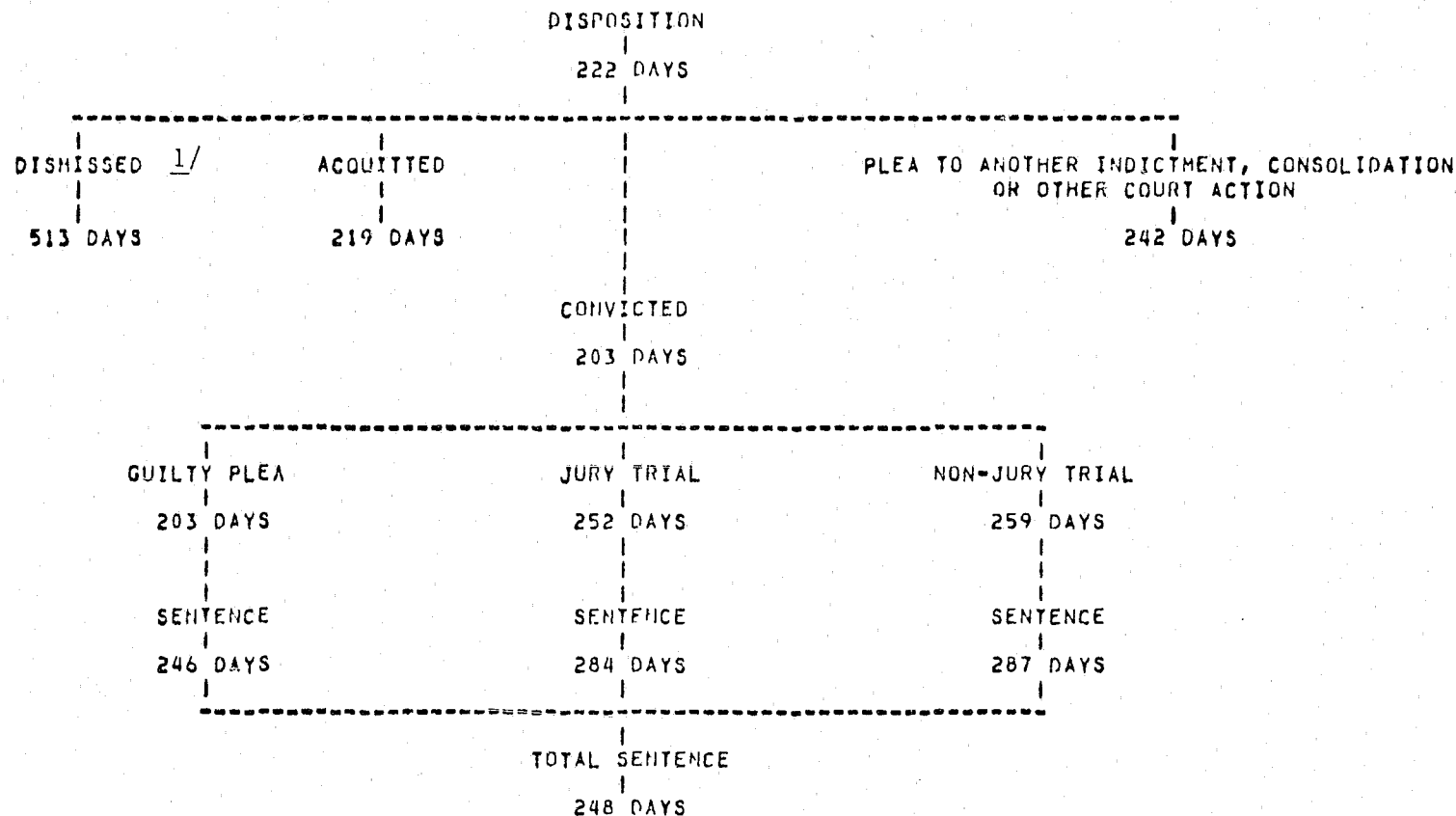
	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	305	238	1482
DISMISSED	0	340	268	1482
ACQUITTED	98	375	301	1152
OTHER COURT ACTION	0	323	271	1237
CONVICTED	0	295	223	1435
GUILTY PLEA	0	283	209	1435
JURY TRIAL	33	404	350	915
NON-JURY TRIAL	93	407	456	598
SENTENCE	13	352	293	1476
GUILTY PLEA	13	340	275	1476
JURY TRIAL	47	469	421	1144
NON-JURY TRIAL	150	457	488	691



FELONY DEFENDANT PROCESSING TIME:  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)

SUBURBAN NYC  
NO. OF DEFENDANTS 718

01-01-77 THRU 12-31-77  
DRUG OFFENSES AFTER 08/31/73



SUMMARY

	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	286	222	1402
DISMISSED	56	507	513	1302
ACQUITTED	58	327	219	811
OTHER COURT ACTION	0	289	242	800
CONVICTED	0	263	203	1402
GUILTY PLEA	0	261	203	1402
JURY TRIAL	70	313	252	806
NON-JURY TRIAL	256	259	259	261
SENTENCE	8	307	248	1484
GUILTY PLEA	8	304	246	1484
JURY TRIAL	128	361	284	842
NON-JURY TRIAL	286	287	287	288

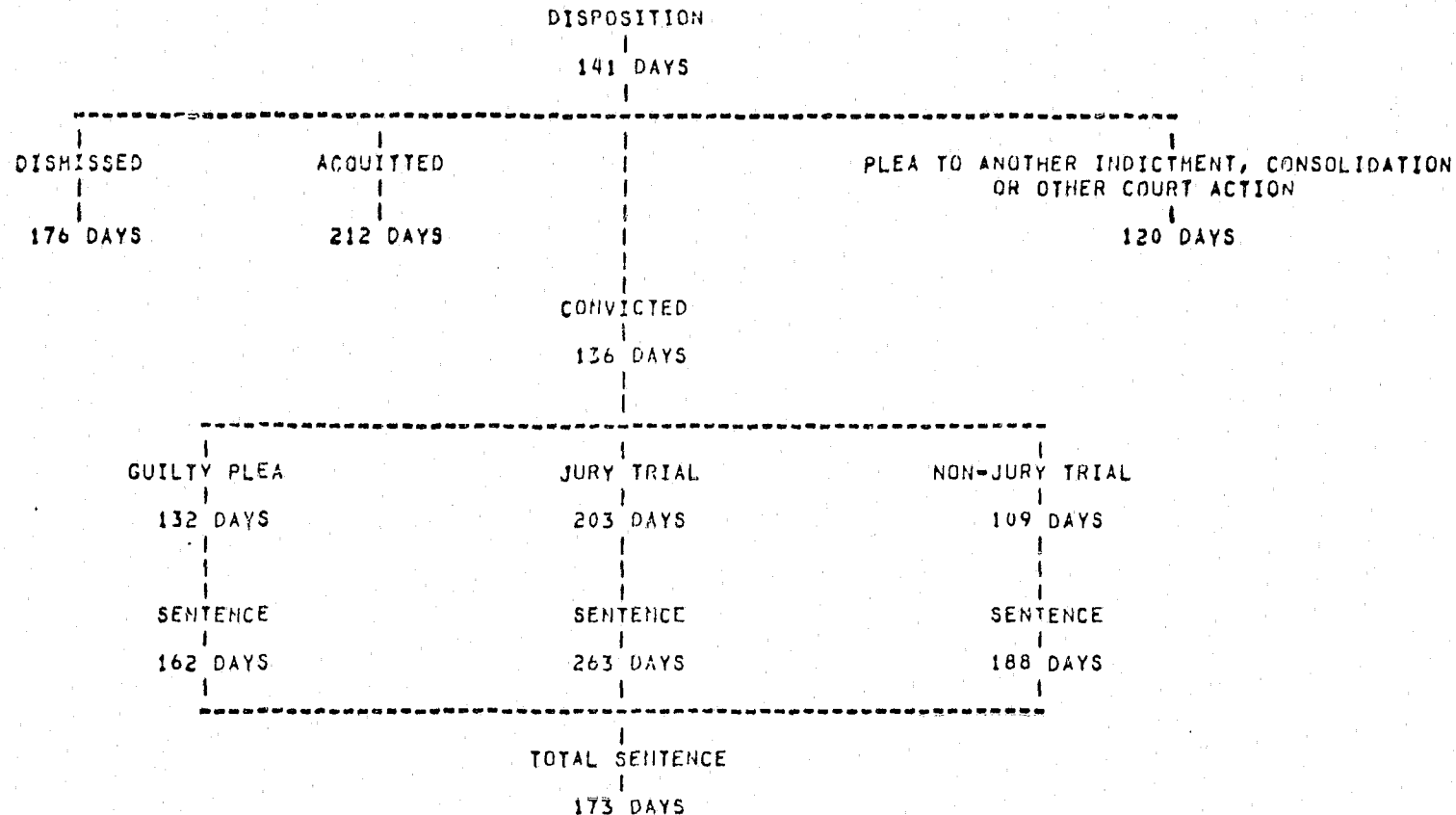
DCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

1/ Includes cases dismissed from Operation Midway in Nassau County.

FELONY DEFENDANT PROCESSING TIME:  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)

UPSTATE COUNTIES  
NO. OF DEFENDANTS 1029

01-01-77 THRU 12-31-77  
DRUG OFFENSES AFTER 08/31/73



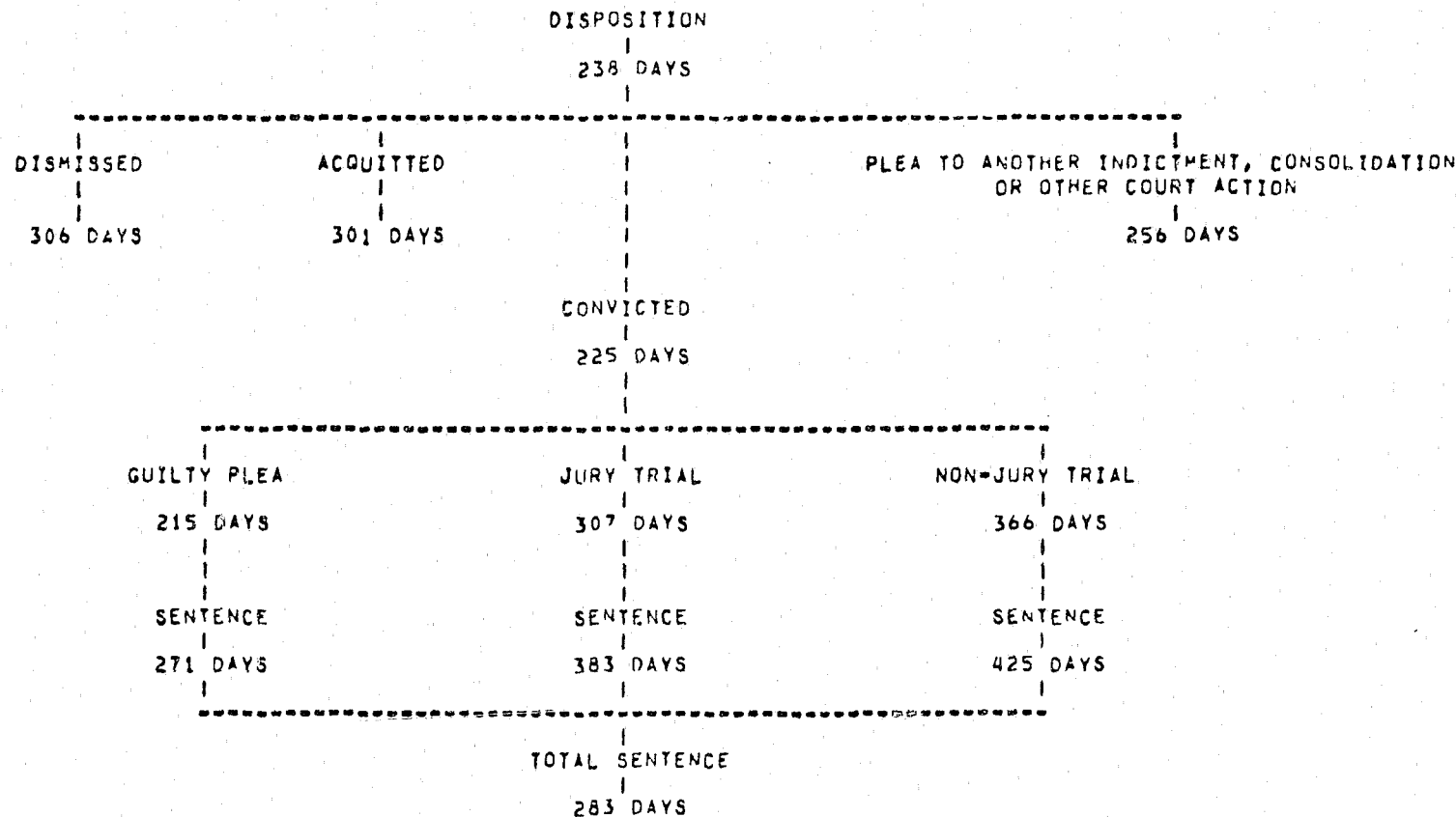
SUMMARY

	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	176	141	1457
DISMISSED	0	228	176	1457
ACQUITTED	85	359	212	1362
OTHER COURT ACTION	18	153	120	668
CONVICTED	0	177	136	1168
GUILTY PLEA	0	173	132	1168
JURY TRIAL	57	267	203	874
NON-JURY TRIAL	103	109	109	115
SENTENCE	0	213	173	1183
GUILTY PLEA	0	207	162	1183
JURY TRIAL	99	330	263	1085
NON-JURY TRIAL	151	188	188	225

FELONY DEFENDANT PROCESSING TIME:  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)

NEW YORK STATE  
NO. OF DEFENDANTS 2455

01-01-77 THRU 12-31-77  
CLASS A DRUGS AS OF 9/1/73



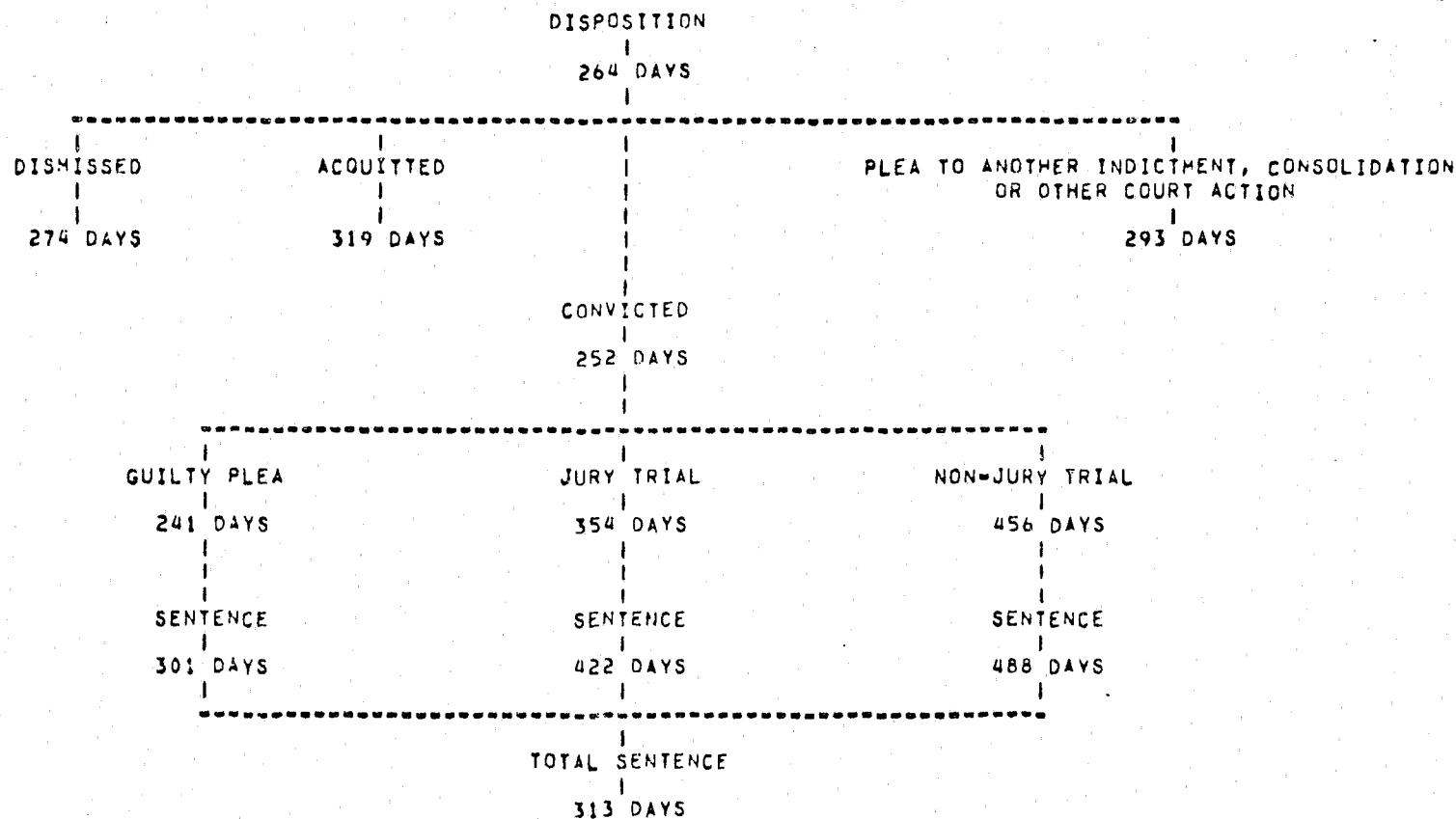
SUMMARY

	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	305	238	1482
DISMISSED	0	377	306	1482
ACQUITTED	58	406	301	1362
OTHER COURT ACTION	9	307	256	1237
CONVICTED	0	294	225	1435
GUILTY PLEA	0	265	215	1435
JURY TRIAL	57	374	307	915
NON-JURY TRIAL	93	347	366	598
SENTENCE	8	345	283	1484
GUILTY PLEA	8	335	271	1484
JURY TRIAL	99	435	383	1144
NON-JURY TRIAL	150	398	425	691

FELONY DEFENDANT PROCESSING TIME:  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)

NEW YORK CITY  
NO. OF DEFENDANTS 1669

01-01-77 THRU 12-31-77  
CLASS A DRUGS AS OF 9/1/73



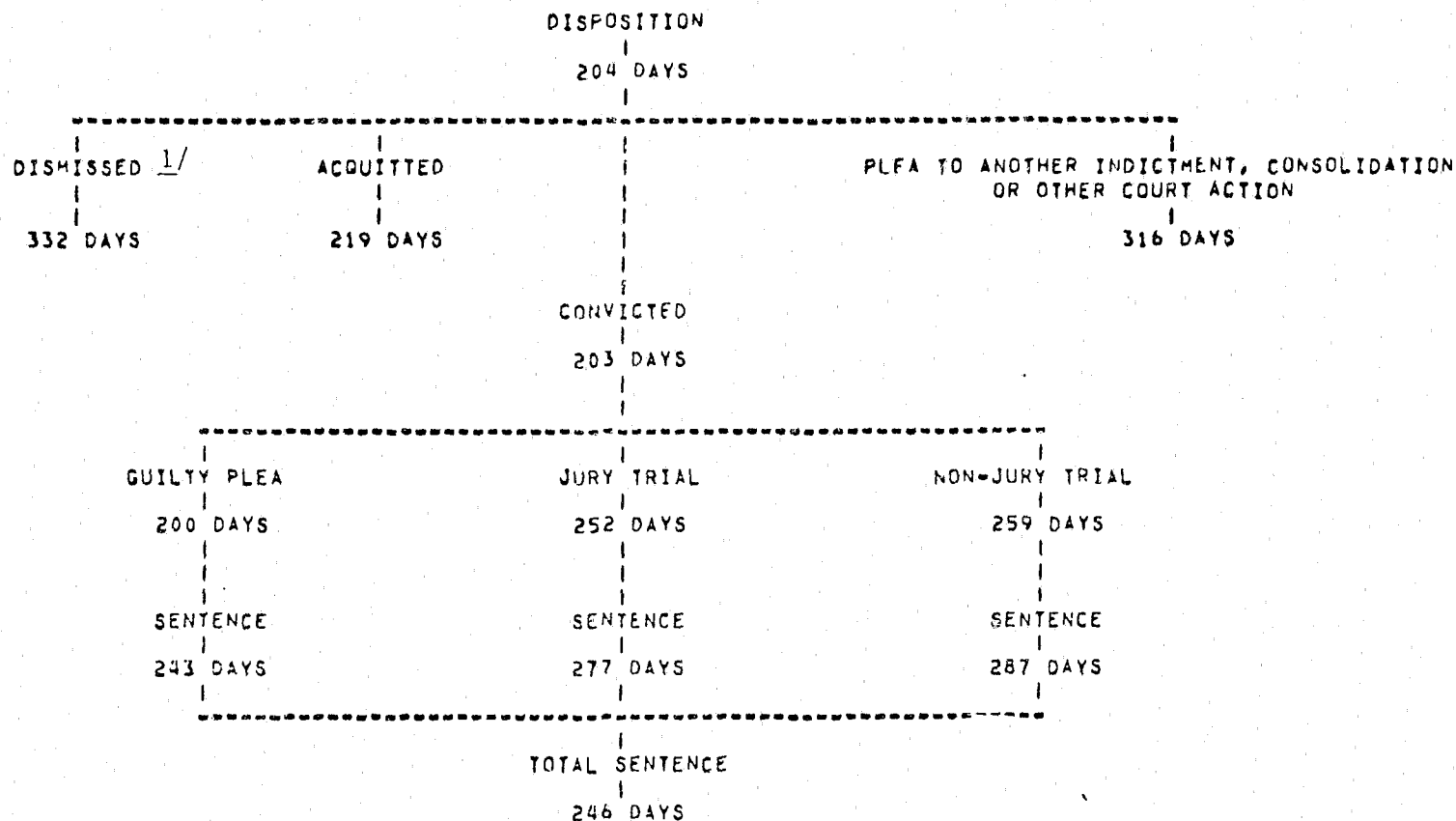
SUMMARY

	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	329	264	1482
DISMISSED	0	365	274	1482
ACQUITTED	103	407	319	1152
OTHER COURT ACTION	9	335	293	1237
CONVICTED	0	321	252	1435
GUILTY PLEA	0	310	241	1435
JURY TRIAL	126	415	354	915
NON-JURY TRIAL	93	407	456	598
SENTENCE	13	375	313	1476
GUILTY PLEA	13	363	301	1476
JURY TRIAL	157	478	422	1144
NON-JURY TRIAL	150	457	488	691

**FELONY DEFENDANT PROCESSING TIME  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)**

SUBURBAN NYC  
NO. OF DEFENDANTS 432

01-01-77 THRU 12-31-77  
CLASS A DRUGS AS OF 9/1/73



**SUMMARY**

	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	252	204	1402
DISMISSED	126	427	332	1281
ACQUITTED	58	327	219	811
OTHER COURT ACTION	23	307	316	800
CONVICTED	0	242	203	1402
GUILTY PLEA	0	237	200	1402
JURY TRIAL	70	323	252	806
NON-JURY TRIAL	256	259	259	261
SENTENCE	8	287	246	1484
GUILTY PLEA	8	282	243	1484
JURY TRIAL	128	366	277	842
NON-JURY TRIAL	286	287	287	288

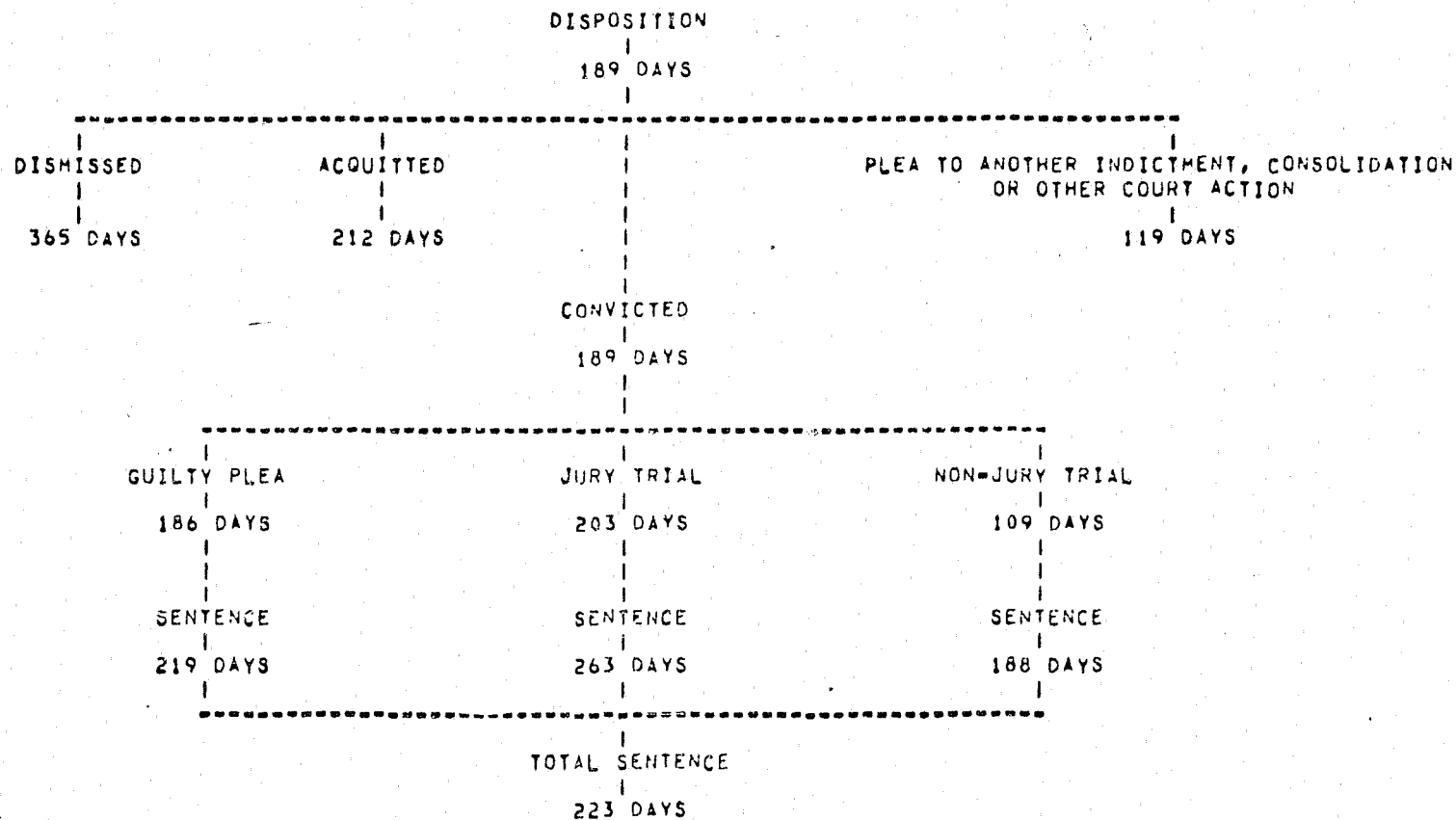
DCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

1/ Includes cases dismissed from Operation Midway in Nassau County.

FELONY DEFENDANT PROCESSING TIME:  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)

UPSTATE COUNTIES  
NO. OF DEFENDANTS 354

01-01-77 THRU 12-31-77  
CLASS A DRUGS AS OF 9/1/73



SUMMARY

	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	256	189	1362
DISMISSED	6	408	365	1062
ACQUITTED	85	445	212	1362
OTHER COURT ACTION	34	140	119	462
CONVICTED	0	242	189	1168
GUILTY PLEA	0	241	186	1168
JURY TRIAL	57	261	203	874
NON-JURY TRIAL	103	109	109	115
SENTENCE	18	288	223	1183
GUILTY PLEA	18	284	219	1183
JURY TRIAL	99	323	263	1085
NON-JURY TRIAL	151	188	188	225

APPENDIX A

INDICTMENTS AND DISPOSITIONS  
BY COUNTY

FELONY INDICTMENTS  
01/01/77 THRU 12/31/77

GEOGRAPHIC AREA	FIRST QUARTER		SECOND QUARTER		THIRD QUARTER		FOURTH QUARTER		TOTALS	
ALBANY COUNTY	82	1.0%	86	1.1%	85	1.1%	111	1.5%	364	1.2%
ALLEGANY COUNTY	38	.5%	27	.3%	18	.2%	11	.1%	94	.3%
BROOME COUNTY	116	1.5%	109	1.4%	118	1.6%	111	1.5%	454	1.5%
CATTARAUGUS COUNTY	33	.4%	11	.1%	34	.4%	38	.5%	116	.4%
CAYUGA COUNTY	21	.3%	10	.1%	22	.3%	18	.2%	71	.2%
CHAUTAUQUA COUNTY	83	1.0%	22	.3%	61	.8%	31	.4%	197	.6%
CHEMUNG COUNTY	89	1.1%	63	.8%	74	1.0%	76	1.0%	302	1.0%
CHENANGO COUNTY	15	.2%	35	.4%	11	.1%	2	.0%	63	.2%
CLINTON COUNTY	18	.2%	24	.3%	65	.9%	10	.1%	117	.4%
COLUMBIA COUNTY	21	.3%	16	.2%			20	.3%	57	.2%
CORTLAND COUNTY	18	.2%	17	.2%	35	.5%	25	.3%	95	.3%
DELAWARE COUNTY	14	.2%	34	.4%	13	.2%			61	.2%
DUTCHESS COUNTY	59	.7%	54	.7%	72	.9%	63	.8%	248	.8%
ERIE COUNTY	264	3.3%	423	5.3%	222	2.9%	386	5.1%	1295	4.2%
ESSEX COUNTY	36	.5%	44	.6%	2	.0%	33	.4%	115	.4%
FRANKLIN COUNTY	34	.4%	9	.1%	6	.1%	39	.5%	88	.3%
FULTON COUNTY	27	.3%	22	.3%	36	.5%	7	.1%	92	.3%
GENESEE COUNTY	9	.1%	22	.3%	10	.1%	26	.3%	67	.2%
GREENE COUNTY	26	.3%	28	.4%	88	1.2%	15	.2%	157	.5%
HAMILTON COUNTY	2	.0%			1	.0%			3	.0%
HERKIMER COUNTY	10	.1%	9	.1%	8	.1%	16	.2%	43	.1%
JEFFERSON COUNTY	66	.9%	56	.7%	77	1.0%	59	.8%	260	.8%
KINGS COUNTY	971	12.3%	1072	13.5%	1011	13.3%	1066	14.1%	4120	13.3%
LEWIS COUNTY	6	.1%	17	.2%	21	.3%	7	.1%	51	.2%
LIVINGSTON COUNTY	25	.3%	21	.3%	19	.3%	39	.5%	104	.3%



FELONY INDICTMENTS  
01/01/77 THRU 12/31/77

GEOGRAPHIC AREA	FIRST QUARTER		SECOND QUARTER		THIRD QUARTER		FOURTH QUARTER		TOTALS	
MADISON COUNTY	31	.4%	18	.2%	33	.4%	49	.6%	131	.4%
MONROE COUNTY	419	5.3%	431	5.4%	460	6.1%	375	4.9%	1685	5.4%
MONTGOMERY COUNTY	25	.3%	9	.1%	36	.5%	7	.1%	77	.2%
* NASSAU COUNTY	406	5.1%	331	4.2%	274	3.6%	264	3.5%	1275	4.1%
NEW YORK COUNTY	1011	12.8%	1061	13.4%	1164	15.3%	898	11.8%	4134	13.3%
NIAGARA COUNTY	113	1.4%	303	3.8%	150	2.0%	70	.9%	636	2.1%
ONEIDA COUNTY	140	1.8%	95	1.2%	114	1.5%	145	1.9%	494	1.6%
ONONDAGA COUNTY	191	2.4%	156	2.0%	101	1.3%	170	2.2%	618	2.0%
ONTARIO COUNTY	46	.6%			105	1.4%	74	1.0%	225	.7%
ORANGE COUNTY	99	1.3%	92	1.2%	72	.9%	113	1.5%	376	1.2%
ORLEANS COUNTY	30	.4%	19	.2%	34	.4%	22	.3%	105	.3%
OSWEGO COUNTY	48	.6%	27	.3%	31	.4%	33	.4%	139	.4%
OTSEGO COUNTY	21	.3%	6	.1%	19	.3%	24	.3%	70	.2%
PUTNAM COUNTY	22	.3%	11	.1%	15	.2%	23	.3%	71	.2%
QUEENS COUNTY	775	9.8%	819	10.3%	713	9.4%	874	11.5%	3181	10.3%
RENSSELAER COUNTY	33	.4%	31	.4%	20	.3%	20	.3%	104	.3%
RICHMOND COUNTY	118	1.5%	96	1.2%	105	1.4%	93	1.2%	412	1.3%
* ROCKLAND COUNTY	76	1.0%	38	.5%	73	1.0%	64	.8%	251	.8%
ST. LAWRENCE COUNTY	80	1.0%	17	.2%	72	.9%	20	.3%	189	.6%
SARATOGA COUNTY	34	.4%	46	.6%	17	.2%	32	.4%	129	.4%
SCHENECTADY COUNTY	82	1.0%	87	1.1%	52	.7%	42	.6%	263	.8%
SCHOHARIE COUNTY	31	.4%					27	.4%	58	.2%
SCHUYLER COUNTY	12	.2%	5	.1%	3	.0%	3	.0%	23	.1%
SENECA COUNTY	13	.2%	11	.1%	28	.4%			52	.2%
STEBEN COUNTY	39	.5%	84	1.1%	46	.6%	23	.3%	192	.6%

FELONY INDICTMENTS  
01/01/77 THRU 12/31/77

GEOGRAPHIC AREA	FIRST QUARTER		SECOND QUARTER		THIRD QUARTER		FOURTH QUARTER		TOTALS	
* SUFFOLK COUNTY	497	6.3%	604	7.6%	405	5.3%	469	6.2%	1975	6.4%
SULLIVAN COUNTY	30	.4%	8	.1%	26	.3%	19	.3%	83	.3%
TIOGA COUNTY	14	.2%	13	.2%	12	.2%	8	.1%	47	.2%
TOMPKINS COUNTY	35	.4%			45	.6%	35	.5%	115	.4%
ULSTER COUNTY	38	.5%	35	.4%	51	.7%	38	.5%	162	.5%
HARREN COUNTY	6	.1%	13	.2%	8	.1%	10	.1%	37	.1%
WASHINGTON COUNTY	7	.1%	25	.3%	19	.3%	5	.1%	56	.2%
WAYNE COUNTY	34	.4%	51	.6%	21	.3%	30	.4%	136	.4%
* WESTCHESTER COUNTY	283	3.6%	255	3.2%	239	3.2%	217	2.9%	994	3.2%
WYOMING COUNTY	12	.2%	7	.1%	14	.2%	14	.2%	47	.2%
YATES COUNTY	4	.1%	5	.1%	3	.0%	7	.1%	19	.1%
BRONX COUNTY	706	8.9%	615	7.8%	665	8.8%	757	10.0%	2743	8.8%
SPECIAL NARCOTICS	251	3.2%	233	2.9%	217	2.9%	291	3.8%	992	3.2%
SPEC PROS NYC	13	.2%	11	.1%	9	.1%	9	.1%	42	.1%
SPEC PROC NURSING HOMES	3	.0%	18	.2%	6	.1%	2	.0%	29	.1%
SPEC PROS SUFFOLK										
ORGAN, CRIME TASK FORCE										
SUBURBAN NEW YORK	1262	15.9%	1228	15.5%	991	13.1%	1014	13.4%	4495	14.5%
UPSTATE COUNTIES	2803	35.4%	2764	34.9%	2705	35.7%	2581	34.0%	10853	35.0%
NEW YORK CITY	3845	46.6%	3907	49.3%	3884	51.2%	3988	52.6%	15624	50.4%
NEW YORK STATE TOTALS	7913		7917		7586		7585		31001	

\* DENOTES SUBURBAN NEW YORK COUNTIES

DIVISION OF CRIMINAL JUSTICE SERVICES

## DISPOSITIONS OF FELONY INDICTMENTS

01/01/77 THRU 12/31/77

GEOGRAPHIC AREA	FIRST QUARTER		SECOND QUARTER		THIRD QUARTER		FOURTH QUARTER		TOTALS	
ALBANY COUNTY	95	1.0X	90	1.0X	80	1.3X	88	1.3X	353	1.1X
ALLEGANY COUNTY	60	.6X	23	.3X	29	.5X	17	.2X	129	.4X
BROOME COUNTY	125	1.3X	111	1.2X	107	1.8X	88	1.3X	431	1.4X
CATTARAUGUS COUNTY	25	.3X	29	.3X	16	.3X	23	.3X	93	.3X
CAYUGA COUNTY	20	.2X	13	.1X	4	.1X	20	.3X	57	.2X
CHAUTAUQUA COUNTY	73	.8X	39	.4X	54	.9X	47	.7X	213	.7X
CHEMUNG COUNTY	61	.6X	88	1.0X	73	1.2X	64	.9X	286	.9X
CHENANGO COUNTY	38	.4X	29	.3X	21	.3X	7	.1X	95	.3X
CLINTON COUNTY	52	.6X	37	.4X	31	.5X	47	.7X	167	.5X
COLUMBIA COUNTY	8	.1X	12	.1X	8	.1X			28	.1X
CORTLAND COUNTY	6	.1X	26	.3X	21	.3X	28	.4X	81	.3X
DELAWARE COUNTY	17	.2X	27	.3X	12	.2X	13	.2X	69	.2X
DUTCHESS COUNTY	72	.8X	69	.8X	52	.9X	40	.6X	233	.7X
ERIE COUNTY	299	3.2X	287	3.1X	213	3.5X	178	2.6X	977	3.1X
ESSEX COUNTY	21	.2X	25	.3X	28	.5X	7	.1X	81	.3X
FRANKLIN COUNTY	36	.4X	13	.1X	10	.2X	41	.6X	100	.3X
FULTON COUNTY	30	.3X	23	.3X	3	.0X	31	.5X	87	.3X
GENESEE COUNTY	13	.1X	13	.1X	11	.2X	13	.2X	50	.2X
GREENE COUNTY	74	.8X	23	.3X	49	.8X	72	1.1X	218	.7X
HAMILTON COUNTY	8	.1X	1	.0X	3	.0X	1	.0X	13	.0X
HERKIMER COUNTY	3	.0X	14	.2X	9	.1X	8	.1X	34	.1X
JEFFERSON COUNTY	54	.6X	44	.5X	57	.9X	99	1.4X	254	.8X
KINGS COUNTY	1206	12.8X	1143	12.5X	848	13.9X	1092	16.0X	4289	13.6X
LEWIS COUNTY			12	.1X	2	.0X	12	.2X	26	.1X
LIVINGSTON COUNTY	39	.4X	35	.4X	25	.4X	27	.4X	126	.4X

## DISPOSITIONS OF FELONY INDICTMENTS

01/01/77 THRU 12/31/77

GEOGRAPHIC AREA	FIRST QUARTER		SECOND QUARTER		THIRD QUARTER		FOURTH QUARTER		TOTALS
MADISON COUNTY	27	.3%	37	.4%	24	.4%	29	.4%	117 .4%
MONROE COUNTY	465	4.9%	488	5.3%	347	5.7%	376	5.5%	1676 5.3%
MONTGOMERY COUNTY	19	.2%	16	.2%	13	.2%	15	.2%	63 .2%
* NASSAU COUNTY	631	6.7%	722	7.9%	463	7.6%	376	5.5%	2192 7.0%
NEW YORK COUNTY	1201	12.8%	1099	12.0%	591	9.7%	809	11.8%	3700 11.8%
NIAGARA COUNTY	104	1.1%	102	1.1%	165	2.7%	96	1.4%	467 1.5%
ONEIDA COUNTY	145	1.5%	145	1.6%	61	1.0%	119	1.7%	470 1.5%
ONONDAGA COUNTY	179	1.9%	157	1.7%	124	2.0%	133	1.9%	593 1.9%
ONTARIO COUNTY	56	.6%	17	.2%	54	.9%	66	1.0%	193 .6%
ORANGE COUNTY	79	.8%	92	1.0%	81	1.3%	80	1.2%	332 1.1%
ORLEANS COUNTY	35	.4%	24	.3%	24	.4%	12	.2%	95 .3%
OSWEGO COUNTY	54	.6%	45	.5%	21	.3%	25	.4%	145 .5%
OTSEGO COUNTY	35	.4%	17	.2%	2	.0%	2	.0%	56 .2%
PUTNAM COUNTY	33	.4%	41	.4%	19	.3%	13	.2%	106 .3%
QUEENS COUNTY	871	9.3%	804	8.8%	498	8.2%	507	7.4%	2680 8.5%
RENSSELAER COUNTY	49	.5%	39	.4%	17	.3%	24	.4%	129 .4%
RICHMOND COUNTY	127	1.3%	145	1.6%	93	1.5%	98	1.4%	463 1.5%
* ROCKLAND COUNTY	76	.8%	83	.9%	45	.7%	49	.7%	253 .8%
ST. LAWRENCE COUNTY	51	.5%	104	1.1%	31	.5%	26	.4%	212 .7%
SARATOGA COUNTY	51	.5%	33	.4%	31	.5%	16	.2%	131 .4%
SCHENECTADY COUNTY	55	.6%	65	.7%	56	.9%	83	1.2%	259 .8%
SCHOHARIE COUNTY	15	.2%	31	.3%	1	.0%	4	.1%	51 .2%
SCHUYLER COUNTY	4	.0%	9	.1%	11	.2%	8	.1%	32 .1%
SENECA COUNTY	16	.2%	6	.1%	16	.3%	8	.1%	46 .1%
STEBEN COUNTY	48	.5%	48	.5%	39	.6%	50	.7%	185 .6%

## DISPOSITIONS OF FELONY INDICTMENTS

01/01/77 THRU 12/31/77

GEOGRAPHIC AREA	FIRST QUARTER		SECOND QUARTER		THIRD QUARTER		FOURTH QUARTER		TOTALS	
* SUFFOLK COUNTY	467	5.0%	521	5.7%	343	5.6%	417	6.1%	1748	5.6%
SULLIVAN COUNTY	50	.5%	12	.1%	23	.4%	23	.3%	108	.3%
TIOGA COUNTY	14	.1%	12	.1%	10	.2%	21	.3%	57	.2%
TOMPKINS COUNTY	45	.5%	1	.0%					46	.1%
ULSTER COUNTY	34	.4%	25	.3%	16	.3%	39	.6%	114	.4%
WARREN COUNTY	9	.1%	14	.2%	9	.1%	15	.2%	47	.1%
WASHINGTON COUNTY	10	.1%	24	.3%	7	.1%	15	.2%	56	.2%
WAYNE COUNTY	30	.3%	35	.4%	37	.6%	24	.4%	126	.4%
* WESTCHESTER COUNTY	345	3.7%	365	4.0%	248	4.1%	212	3.1%	1170	3.7%
WYOMING COUNTY	10	.1%	5	.1%	7	.1%	16	.2%	38	.1%
YATES COUNTY	8	.1%	1	.0%			6	.1%	15	.0%
BRONX COUNTY	1098	11.7%	1146	12.6%	601	9.9%	731	10.7%	3576	11.4%
SPECIAL NARCOTICS	370	3.9%	345	3.8%	169	2.8%	212	3.1%	1096	3.5%
SPEC PROS NYC	49	.5%	24	.3%	13	.2%	6	.1%	92	.3%
SPEC PROS NURSING HOMES	6	.1%	5	.1%	6	.1%	5	.1%	22	.1%
SPEC PROS SUFFOLK										
ORGAN. CRIME TASK FORCE	6	.1%	1	.0%					7	.0%
SUBURBAN NEW YORK	1519	16.1%	1691	18.5%	1099	18.1%	1054	15.4%	5363	17.1%
UPSTATE COUNTIES	2959	31.4%	2728	29.9%	2164	35.6%	2315	33.9%	10166	32.3%
NEW YORK CITY	4922	52.3%	4706	51.5%	2813	46.3%	3455	50.6%	15896	50.5%
NEW YORK STATE TOTALS	9412		9131		6082		6829		31454	

\* DENOTES SUBURBAN NEW YORK COUNTIES

DIVISION OF CRIMINAL JUSTICE SERVICES

APPENDIX B

FELONY DEFENDANT PROCESSING FLOW  
BY JUDICIAL DEPARTMENT

# FELONY DEFENDANT PROCESSING FLOW

1ST JUDICIAL DEPARTMENT  
01-01-77 THRU 12-31-77

TOTAL DEFENDANTS  
DISPOSED

7276 100%

DISMISSED

749 10.3%

ACQUITTED

278 3.8%

PLEA TO ANOTHER INDICTMENT, CONSOLIDATION  
OR OTHER COURT ACTION

603 8.3%

JURY

245 3.4%

NON-JURY

33 0.5%

CONVICTED

5646 77.6%

--YOUTHFUL OFFENDER\* 410 7.3%

--PREDICATE FELONY\* 369 6.5%  
OFFENDER

--PERSISTENT FELONY\* 4 0.1%  
OFFENDER

GUILTY PLEA

5035 69.2%

JURY TRIAL

571 7.8%

NON-JURY TRIAL

40 0.5%

TOTAL

UNCONDITIONAL DISCHARGE	20	0.3%	1	0.0%	0	0.0%	21	0.3%
CONDITIONAL DISCHARGE	166	2.3%	7	0.1%	10	0.1%	183	2.5%
PROBATION & ODAS COMM	2	0.0%	0	0.0%	0	0.0%	2	0.0%
PROBATION	1210	16.6%	43	0.6%	5	0.1%	1258	17.3%
INCARCERATION - LOCAL	624	11.3%	42	0.6%	6	0.1%	872	12.0%
INCARCERATION - STATE	2748	37.8%	475	6.5%	19	0.3%	3242	44.6%
OTHER	65	0.9%	3	0.0%	0	0.0%	68	0.9%

\* NOTE: PERCENT OF CONVICTED

DCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

# FELONY DEFENDANT PROCESSING FLOW

2ND JUDICIAL DEPARTMENT  
01-01-77 THRU 12-31-77

TOTAL DEFENDANTS  
DISPOSED

13466 100%

DISMISSED  
1488 11.1%

ACQUITTED  
429 3.2%

PLEA TO ANOTHER INDICTMENT, CONSOLIDATION  
OR OTHER COURT ACTION  
601 4.5%

JURY  
345 2.6%

NON-JURY  
84 0.6%

CONVICTED  
10948 81.3%

--YOUTHFUL OFFENDER\* 1474 13.5%  
--PREDICATE FELONY\* 773 7.1%  
OFFENDER  
--PERSISTENT FELONY\* 10 0.1%  
OFFENDER

GUILTY PLEA  
10027 74.5%

JURY TRIAL  
805 6.0%

NON-JURY TRIAL  
116 0.9%

TOTAL

	GUILTY PLEA	JURY TRIAL	NON-JURY TRIAL	TOTAL
UNCONDITIONAL DISCHARGE	116 0.9%	2 0.0%	4 0.0%	122 0.9%
CONDITIONAL DISCHARGE	478 3.5%	19 0.1%	12 0.1%	509 3.8%
PROBATION & ODAS COMM	111 0.8%	1 0.0%	2 0.0%	114 0.8%
PROBATION	3255 24.2%	74 0.5%	22 0.2%	3351 24.9%
INCARCERATION - LOCAL	2233 16.6%	113 0.8%	28 0.2%	2374 17.6%
INCARCERATION - STATE	3634 27.0%	589 4.4%	43 0.3%	4266 31.7%
OTHER	200 1.5%	7 0.1%	5 0.0%	212 1.6%

\* NOTE: PERCENT OF CONVICTED

DCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES



# FELONY DEFENDANT PROCESSING FLOW

3RD JUDICIAL DEPARTMENT  
01-01-77 THRU 12-31-77

TOTAL DEFENDANTS  
DISPOSED

3487 100%

DISMISSED

263 7.5%

ACQUITTED

65 1.9%

PLEA TO ANOTHER INDICTMENT, CONSOLIDATION  
OR OTHER COURT ACTION

258 7.4%

JURY

61 1.7%

NON-JURY

4 0.1%

CONVICTED  
2901 83.2%

---YOUTHFUL OFFENDER\* 641 22.1%

---PREDICATE FELONY\*  
OFFENDER 191 6.6%

---PERSISTENT FELONY\*  
OFFENDER 3 0.1%

GUILTY PLEA

2729 78.3%

JURY TRIAL

164 4.7%

NON-JURY TRIAL

8 0.2%

TOTAL

UNCONDITIONAL DISCHARGE	27	0.8%	0	0.0%	0	0.0%	27	0.8%
CONDITIONAL DISCHARGE	318	9.1%	5	0.1%	0	0.0%	323	9.3%
PROBATION & ODAS COMM	20	0.6%	0	0.0%	0	0.0%	20	0.6%
PROBATION	1037	29.7%	11	0.3%	2	0.1%	1050	30.1%
INCARCERATION - LOCAL	669	19.2%	30	0.9%	4	0.1%	703	20.2%
INCARCERATION - STATE	551	15.8%	116	3.3%	2	0.1%	669	19.2%
OTHER	107	3.1%	2	0.1%	0	0.0%	109	3.1%

\* NOTE: PERCENT OF CONVICTED

DCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

# FELONY DEFENDANT PROCESSING FLOW

4TH JUDICIAL DEPARTMENT  
01-01-77 THRU 12-31-77

TOTAL DEFENDANTS  
DISPOSED

6008 100%

DISMISSED

609 10.1%

ACQUITTED

168 2.8%

PLEA TO ANOTHER INDICTMENT, CONSOLIDATION  
OR OTHER COURT ACTION

523 8.7%

JURY

138 2.3%

NON-JURY

30 0.5%

CONVICTED

4708 78.4%

---YOUTHFUL OFFENDER\* 1048 22.3%

---PREDICATE FELONY\* 241 5.1%  
OFFENDER

---PERSISTENT FELONY\* 4 0.1%  
OFFENDER

GUILTY PLEA

4379 72.9%

JURY TRIAL

298 5.0%

NON-JURY TRIAL

31 0.5%

TOTAL

	GUILTY PLEA	JURY TRIAL	NON-JURY TRIAL	TOTAL
UNCONDITIONAL DISCHARGE	22 0.4%	0 0.0%	0 0.0%	22 0.4%
CONDITIONAL DISCHARGE	274 4.6%	3 0.0%	7 0.1%	284 4.7%
PROBATION & ODAS COMM	15 0.2%	1 0.0%	0 0.0%	16 0.3%
RECESSION	1961 32.6%	32 0.5%	5 0.1%	1998 33.3%
INCARCERATION - LOCAL	1103 18.4%	57 0.9%	7 0.1%	1167 19.4%
INCARCERATION - STATE	920 15.3%	202 3.4%	8 0.1%	1130 18.8%
OTHER	84 1.4%	3 0.0%	4 0.1%	91 1.5%

\* NOTE: PERCENT OF CONVICTED

DCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

APPENDIX C

DRUG DEFENDANT PROCESSING FLOW  
BY JUDICIAL DEPARTMENT

# FELONY DEFENDANT PROCESSING FLOW

1ST JUDICIAL DEPARTMENT  
01-01-77 THRU 12-31-77

## DRUG CHARGES

TOTAL DEFENDANTS  
DISPOSED

355 100%

DISHESSED

52 14.6%

ACQUITTED

3 0.8%

JURY

3 0.8%

NON-JURY

0 0.0%

PLEA TO ANOTHER INDICTMENT, CONSOLIDATION  
OR OTHER COURT ACTION

56 15.8%

CONVICTED  
244 68.7%

--YOUTHFUL OFFENDER*	6	2.5%
--PREDICATE FELONY* OFFENDER	0	0.0%
--PERSISTENT FELONY* OFFENDER	0	0.0%

GUILTY PLEA  
233 65.6%

JURY TRIAL  
9 2.5%

NON-JURY TRIAL  
2 0.6%

TOTAL

UNCONDITIONAL DISCHARGE	1	0.3%	0	0.0%	0	0.0%	1	0.3%
CONDITIONAL DISCHARGE	3	0.8%	0	0.0%	0	0.0%	3	0.8%
PROBATION & ODAS COMM	0	0.0%	0	0.0%	0	0.0%	0	0.0%
PROBATION	29	8.2%	0	0.0%	0	0.0%	29	8.2%
INCARCERATION - LOCAL	91	25.6%	1	0.3%	0	0.0%	92	25.9%
INCARCERATION - STATE	107	30.1%	8	2.3%	2	0.6%	117	33.0%
OTHER	2	0.6%	0	0.0%	0	0.0%	2	0.6%

\* NOTE: PERCENT OF CONVICTED

DCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

# FELONY DEFENDANT PROCESSING FLOW

2ND JUDICIAL DEPARTMENT  
01-01-77 THRU 12-31-77

## DRUG CHARGES

TOTAL DEFENDANTS  
DISPOSED

1661 100%

DISMISSED

166 10.0%

ACQUITTED

26 1.6%

PLEA TO ANOTHER INDICTMENT, CONSOLIDATION  
OR OTHER COURT ACTION

120 7.2%

JURY

23 1.4%

NON-JURY

3 0.2%

CONVICTED

1349 81.2%

---YOUTHFUL OFFENDER\* 104 7.7%

---PREDICATE FELONY\* 26 1.9%  
OFFENDER

---PERSISTENT FELONY\* 4 0.3%  
OFFENDER

GUILTY PLEA

1237 74.5%

JURY TRIAL

104 6.3%

NON-JURY TRIAL

8 0.5%

TOTAL

UNCONDITIONAL DISCHARGE	21	1.3%	0	0.0%	0	0.0%	21	1.3%
CONDITIONAL DISCHARGE	50	3.0%	1	0.1%	0	0.0%	51	3.1%
PROBATION & ODAS COMM	22	1.3%	0	0.0%	0	0.0%	22	1.3%
PROBATION	348	21.0%	3	0.2%	1	0.1%	352	21.2%
INCARCERATION - LOCAL	304	18.3%	11	0.7%	0	0.0%	315	19.0%
INCARCERATION - STATE	484	29.1%	89	5.4%	7	0.4%	580	34.9%
OTHER	8	0.5%	0	0.0%	0	0.0%	8	0.5%

\* NOTE: PERCENT OF CONVICTED

DCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

# FELONY DEFENDANT PROCESSING FLOW

3RD JUDICIAL DEPARTMENT  
01-01-77 THRU 12-31-77

## DRUG CHARGES

TOTAL DEFENDANTS  
DISPOSED

388 100%

DISMISSED

46 11.9%

ACQUITTED

9 2.3%

JURY

9 2.3%

NON-JURY

0 0.0%

PLEA TO ANOTHER INDICTMENT, CONSOLIDATION  
OR OTHER COURT ACTION

19 4.9%

CONVICTED

314 80.9%

--YOUTHFUL OFFENDER\* 46 14.6%

--PREDICATE FELONY\*  
OFFENDER 5 1.6%

--PERSISTENT FELONY\*  
OFFENDER 0 0.0%

GUILTY PLEA

304 78.4%

JURY TRIAL

9 2.3%

NON-JURY TRIAL

1 0.3%

TOTAL

UNCONDITIONAL DISCHARGE

1 0.3%

0 0.0%

0 0.0%

1 0.3%

CONDITIONAL DISCHARGE

39 10.1%

0 0.0%

0 0.0%

39 10.1%

PROBATION & ODAS COMM

6 1.5%

0 0.0%

0 0.0%

6 1.5%

PROBATION

111 28.6%

0 0.0%

0 0.0%

111 28.6%

INCARCERATION - LOCAL

62 16.0%

1 0.3%

0 0.0%

63 16.2%

INCARCERATION - STATE

53 13.7%

8 2.1%

1 0.3%

62 16.0%

OTHER

32 8.2%

0 0.0%

0 0.0%

32 8.2%

\* NOTE: PERCENT OF CONVICTED

DCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

# FELONY DEFENDANT PROCESSING FLOW

4TH JUDICIAL DEPARTMENT  
01-01-77 THRU 12-31-77

## DRUG CHARGES

TOTAL DEFENDANTS  
DISPOSED

567 100%

DISHESSED

91 16.0%

ACQUITTED

9 1.6%

PLEA TO ANOTHER INDICTMENT, CONSOLIDATION  
OR OTHER COURT ACTION

52 9.2%

JURY

7 1.2%

NON-JURY

2 0.4%

CONVICTED

415 73.2%

---YOUTHFUL OFFENDER\*

55 13.3%

---PREDICATE FELONY\*  
OFFENDER

5 1.2%

---PERSISTENT FELONY\*  
OFFENDER

0 0.0%

GUILTY PLEA

389 68.6%

JURY TRIAL

25 4.4%

NON-JURY TRIAL

1 0.2%

TOTAL

UNCONDITIONAL DISCHARGE

1 0.2%

0 0.0%

0 0.0%

1 0.2%

CONDITIONAL DISCHARGE

39 6.9%

0 0.0%

0 0.0%

39 6.9%

PROBATION & ODAS COMM

1 0.2%

0 0.0%

0 0.0%

1 0.2%

PROBATION

173 30.5%

2 0.4%

0 0.0%

175 30.9%

INCARCERATION - LOCAL

66 11.6%

1 0.2%

0 0.0%

67 11.8%

INCARCERATION - STATE

100 17.6%

22 3.9%

1 0.2%

123 21.7%

OTHER

9 1.6%

0 0.0%

0 0.0%

9 1.6%

\* NOTE: PERCENT OF CONVICTED

DCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

# FELONY DEFENDANT PROCESSING FLOW

1ST JUDICIAL DEPARTMENT  
01-01-77 THRU 12-31-77

DRUG OFFENSES AFTER 08/31/73

TOTAL DEFENDANTS  
DISPOSED

329 100%

DISHESSED

50 15.2%

ACQUITTED

3 0.9%

PLEA TO ANOTHER INDICTMENT, CONSOLIDATION  
OR OTHER COURT ACTION

49 14.9%

JURY

3 0.9%

NON-JURY

0 0.0%

CONVICTED

227 69.0%

---YOUTHFUL OFFENDER\*

6 2.6%

---PREDICATE FELONY\*  
OFFENDER

0 0.0%

---PERSISTENT FELONY\*  
OFFENDER

0 0.0%

GUILTY PLEA

216 65.7%

JURY TRIAL

9 2.7%

NON-JURY TRIAL

2 0.6%

TOTAL

UNCONDITIONAL DISCHARGE

0 0.0%

0 0.0%

0 0.0%

0 0.0%

CONDITIONAL DISCHARGE

3 0.9%

0 0.0%

0 0.0%

3 0.9%

PROBATION & ODAS COMM

0 0.0%

0 0.0%

0 0.0%

0 0.0%

PROBATION

25 7.6%

0 0.0%

0 0.0%

25 7.6%

INCARCERATION - LOCAL

85 25.8%

1 0.3%

0 0.0%

86 26.1%

INCARCERATION - STATE

103 31.3%

8 2.4%

2 0.6%

113 34.3%

OTHER

0 0.0%

0 0.0%

0 0.0%

0 0.0%

\* NOTE: PERCENT OF CONVICTED

DCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES



# FELONY DEFENDANT PROCESSING FLOW

2ND JUDICIAL DEPARTMENT  
01-01-77 THRU 12-31-77

DRUG OFFENSES AFTER 08/31/73

TOTAL DEFENDANTS  
DISPOSED

1584 100%

DISMISSED

134 8.5%

ACQUITTED

26 1.6%

JURY

23 1.5%

NON-JURY

3 0.2%

PLEA TO ANOTHER INDICTMENT, CONSOLIDATION  
OR OTHER COURT ACTION

119 7.5%

CONVICTED

1305 82.4%

---YOUTHFUL OFFENDER\* 103 7.9%

---PREDICATE FELONY\* 26 2.0%  
OFFENDER

---PERSISTENT FELONY\* 4 0.3%  
OFFENDER

GUILTY PLEA

1195 75.4%

JURY TRIAL

102 6.4%

NON-JURY TRIAL

8 0.5%

TOTAL

UNCONDITIONAL DISCHARGE

21 1.3%

0 0.0%

0 0.0%

21 1.3%

CONDITIONAL DISCHARGE

46 2.9%

1 0.1%

0 0.0%

47 3.0%

PROBATION & ODAS COMM

21 1.3%

0 0.0%

0 0.0%

21 1.3%

PROBATION

330 20.8%

3 0.2%

1 0.1%

334 21.1%

INCARCERATION - LOCAL

295 18.6%

10 0.6%

0 0.0%

305 19.3%

INCARCERATION - STATE

476 30.1%

88 5.6%

7 0.4%

571 36.0%

OTHER

6 0.4%

0 0.0%

0 0.0%

6 0.4%

\* NOTE: PERCENT OF CONVICTED

DCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

# FELONY DEFENDANT PROCESSING FLOW

3RD JUDICIAL DEPARTMENT  
01-01-77 THRU 12-31-77

DRUG OFFENSES AFTER 08/31/73

TOTAL DEFENDANTS  
DISPOSED

383 100%

DISMISSED

44 11.5%

ACQUITTED

9 2.3%

PLEA TO ANOTHER INDICTMENT, CONSOLIDATION  
OR OTHER COURT ACTION

19 5.0%

JURY

9 2.3%

NON-JURY

0 0.0%

CONVICTED

311 81.2%

---YOUTHFUL OFFENDER\*

46 14.8%

---PREDICATE FELONY\*  
OFFENDER

4 1.3%

---PERSISTENT FELONY\*  
OFFENDER

0 0.0%

GUILTY PLEA

301 78.6%

JURY TRIAL

9 2.3%

NON-JURY TRIAL

1 0.3%

TOTAL

UNCONDITIONAL DISCHARGE

1 0.3%

0 0.0%

0 0.0%

1 0.3%

CONDITIONAL DISCHARGE

39 10.2%

0 0.0%

0 0.0%

39 10.2%

PROBATION & ODAS COMM

6 1.6%

0 0.0%

0 0.0%

6 1.6%

PROBATION

109 28.5%

0 0.0%

0 0.0%

109 28.5%

INCARCERATION - LOCAL

62 16.2%

1 0.3%

0 0.0%

63 16.4%

INCARCERATION - STATE

52 13.6%

8 2.1%

1 0.3%

61 15.9%

OTHER

32 8.4%

0 0.0%

0 0.0%

32 8.4%

\* NOTE: PERCENT OF CONVICTED

DCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

# FELONY DEFENDANT PROCESSING FLOW

4TH JUDICIAL DEPARTMENT  
01-01-77 THRU 12-31-77

DRUG OFFENSES AFTER 08/31/73

TOTAL DEFENDANTS  
DISPOSED

564 100%

DISMISSED

90 16.0%

ACQUITTED

9 1.6%

PLEA TO ANOTHER INDICTMENT, CONSOLIDATION  
OR OTHER COURT ACTION

52 9.2%

JURY

7 1.2%

NON-JURY

2 0.4%

CONVICTED

413 73.2%

---YOUTHFUL OFFENDER\* 55 13.3%

---PREDICATE FELONY\*  
OFFENDER 5 1.2%

---PERSISTENT FELONY\*  
OFFENDER 0 0.0%

GUILTY PLEA

388 68.8%

JURY TRIAL

24 4.3%

NON-JURY TRIAL

1 0.2%

TOTAL

UNCONDITIONAL DISCHARGE

1 0.2%

0 0.0%

0 0.0%

1 0.2%

CONDITIONAL DISCHARGE

39 6.9%

0 0.0%

0 0.0%

39 6.9%

PROBATION & ODAS COMM

1 0.2%

0 0.0%

0 0.0%

1 0.2%

PROBATION

172 30.5%

2 0.4%

0 0.0%

174 30.9%

INCAPCERATION - LOCAL

66 11.7%

1 0.2%

0 0.0%

67 11.9%

INCAPCERATION - STATE

100 17.7%

21 3.7%

1 0.2%

122 21.6%

OTHER

9 1.6%

0 0.0%

0 0.0%

9 1.6%

\* NOTE: PERCENT OF CONVICTED

DCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

# FELONY DEFENDANT PROCESSING FLOW

1ST JUDICIAL DEPARTMENT  
01-01-77 THRU 12-31-77

CLASS A DRUGS AS OF 9/1/73

TOTAL DEFENDANTS  
DISPOSED

282 100%

DISMISSED

33 11.7%

ACQUITTED

2 0.7%

JURY

2 0.7%

NON-JURY

0 0.0%

PLEA TO ANOTHER INDICTMENT, CONSOLIDATION  
OR OTHER COURT ACTION

41 14.5%

CONVICTED

206 73.0%

---YOUTHFUL OFFENDER\* 6 2.9%

---PREDICATE FELONY\*  
OFFENDER 0 0.0%

---PERSISTENT FELONY\*  
OFFENDER 0 0.0%

GUILTY PLEA  
196 69.5%

JURY TRIAL  
8 2.8%

NON-JURY TRIAL  
2 0.7%

TOTAL

UNCONDITIONAL DISCHARGE	0	0.0%	0	0.0%	0	0.0%	0	0.0%
CONDITIONAL DISCHARGE	1	0.4%	0	0.0%	0	0.0%	1	0.4%
PROBATION & ODAS COMM	0	0.0%	0	0.0%	0	0.0%	0	0.0%
PROBATION	21	7.4%	0	0.0%	0	0.0%	21	7.4%
INCARCERATION - LOCAL	79	28.0%	1	0.4%	0	0.0%	80	28.4%
INCARCERATION - STATE	95	33.7%	7	2.5%	2	0.7%	104	36.9%
OTHER	0	0.0%	0	0.0%	0	0.0%	0	0.0%

\* NOTE: PERCENT OF CONVICTED

DCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

# FELONY DEFENDANT PROCESSING FLOW

2ND JUDICIAL DEPARTMENT  
01-01-77 THRU 12-31-77

CLASS A DRUGS AS OF 9/1/73

TOTAL DEFENDANTS  
DISPOSED

1003 100%

DISMISSED

54 5.4%

ACQUITTED

19 1.9%

PLEA TO ANOTHER INDICTMENT, CONSOLIDATION  
OR OTHER COURT ACTION

82 8.2%

JURY

18 1.8%

NON-JURY

1 0.1%

CONVICTED

848 84.5%

--YOUTHFUL OFFENDER\*

48 5.7%

--PREDICATE FELONY\*  
OFFENDER

18 2.1%

--PERSISTENT FELONY\*  
OFFENDER

2 0.2%

GUILTY PLEA

751 74.9%

JURY TRIAL

89 8.9%

NON-JURY TRIAL

8 0.8%

TOTAL

UNCONDITIONAL DISCHARGE

0 0.0%

0 0.0%

0 0.0%

0 0.0%

CONDITIONAL DISCHARGE

2 0.2%

1 0.1%

0 0.0%

3 0.3%

PROBATION & ODAS COMM

8 0.8%

0 0.0%

0 0.0%

8 0.8%

PROBATION

111 11.1%

2 0.2%

1 0.1%

114 11.4%

INCARCERATION - LOCAL

202 20.1%

5 0.5%

0 0.0%

207 20.6%

INCARCERATION - STATE

428 42.7%

81 8.1%

7 0.7%

516 51.4%

OTHER

0 0.0%

0 0.0%

0 0.0%

0 0.0%

\* NOTE: PERCENT OF CONVICTED

DCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

# FELONY DEFENDANT PROCESSING FLOW

3RD JUDICIAL DEPARTMENT  
01-01-77 THRU 12-31-77

CLASS A DRUGS AS OF 9/1/73

TOTAL DEFENDANTS  
DISPOSED

80 100%

DISMISSED

3 3.8%

ACQUITTED

5 6.3%

JURY

5 6.3%

NON-JURY

0 0.0%

PLEA TO ANOTHER INDICTMENT, CONSOLIDATION  
OR OTHER COURT ACTION

4 5.0%

CONVICTED

68 85.0%

--YOUTHFUL OFFENDER\*

4 5.9%

--PREDICATE FELONY\*  
OFFENDER

1 1.5%

--PERSISTENT FELONY\*  
OFFENDER

0 0.0%

GUILTY PLEA

60 75.0%

JURY TRIAL

7 8.8%

NON-JURY TRIAL

1 1.3%

TOTAL

UNCONDITIONAL DISCHARGE

0 0.0%

0 0.0%

0 0.0%

0 0.0%

CONDITIONAL DISCHARGE

0 0.0%

0 0.0%

0 0.0%

0 0.0%

PROBATION & ODAS COMM

4 5.0%

0 0.0%

0 0.0%

4 5.0%

PROBATION

11 13.8%

0 0.0%

0 0.0%

11 13.8%

INCARCERATION - LOCAL

8 10.0%

0 0.0%

0 0.0%

8 10.0%

INCARCERATION - STATE

37 46.3%

7 8.8%

1 1.3%

45 56.3%

OTHER

0 0.0%

0 0.0%

0 0.0%

0 0.0%

\* NOTE: PERCENT OF CONVICTED

DEJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

# FELONY DEFENDANT PROCESSING FLOW

4TH JUDICIAL DEPARTMENT  
01-01-77 THRU 12-31-77

CLASS A DRUGS AS OF 9/1/73

TOTAL DEFENDANTS  
DISPOSED

230 100%

DISMISSED

29 12.6%

ACQUITTED

1 0.4%

PLEA TO ANOTHER INDICTMENT, CONSOLIDATION  
OR OTHER COURT ACTION

26 11.3%

JURY

1 0.4%

NON-JURY

0 0.0%

CONVICTED  
174 75.7%

---YOUTHFUL OFFENDER\*

8 4.6%

---PREDICATE FELONY\*  
OFFENDER

3 1.7%

---PERSISTENT FELONY\*  
OFFENDER

0 0.0%

GUILTY PLEA

153 66.5%

JURY TRIAL

20 8.7%

NON-JURY TRIAL

1 0.4%

TOTAL

UNCONDITIONAL DISCHARGE

0 0.0%

0 0.0%

0 0.0%

0 0.0%

CONDITIONAL DISCHARGE

3 1.3%

0 0.0%

0 0.0%

3 1.3%

PROBATION & ODAS COMM

0 0.0%

0 0.0%

0 0.0%

0 0.0%

PROBATION

44 19.1%

0 0.0%

0 0.0%

44 19.1%

INCARCERATION - LOCAL

23 10.0%

0 0.0%

0 0.0%

23 10.0%

INCARCERATION - STATE

83 36.1%

20 8.7%

1 0.4%

104 45.2%

OTHER

0 0.0%

0 0.0%

0 0.0%

0 0.0%

\* NOTE: PERCENT OF CONVICTED

DCJS -- DIVISION OF CRIMINAL JUSTICE SERVICES

APPENDIX D

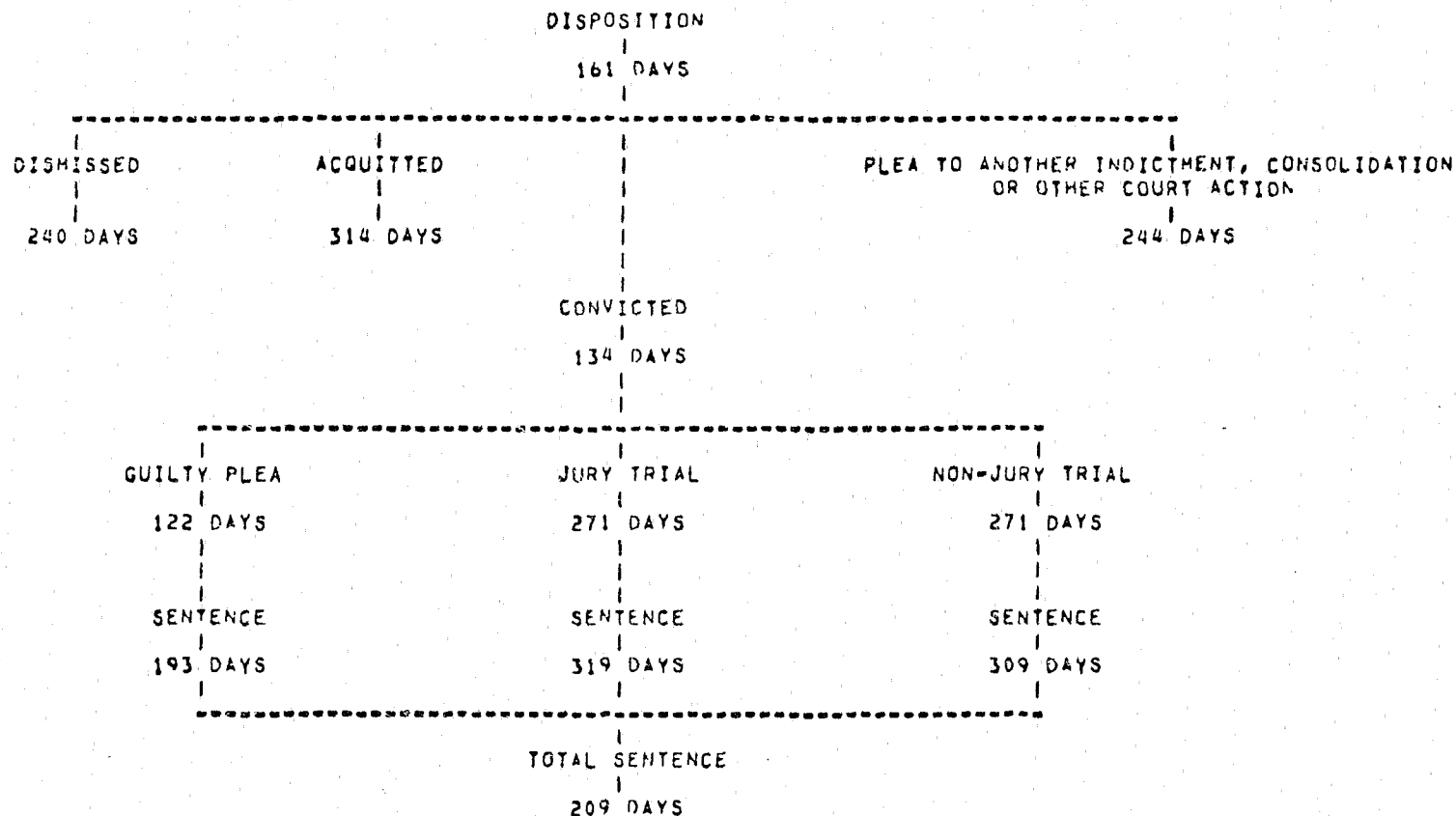
FELONY DEFENDANT PROCESSING TIMES  
BY JUDICIAL DEPARTMENT



FELONY DEFENDANT PROCESSING TIME:  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)

1ST JUDICIAL DEPARTMENT  
NO. OF DEFENDANTS 7276

01-01-77 THRU 12-31-77



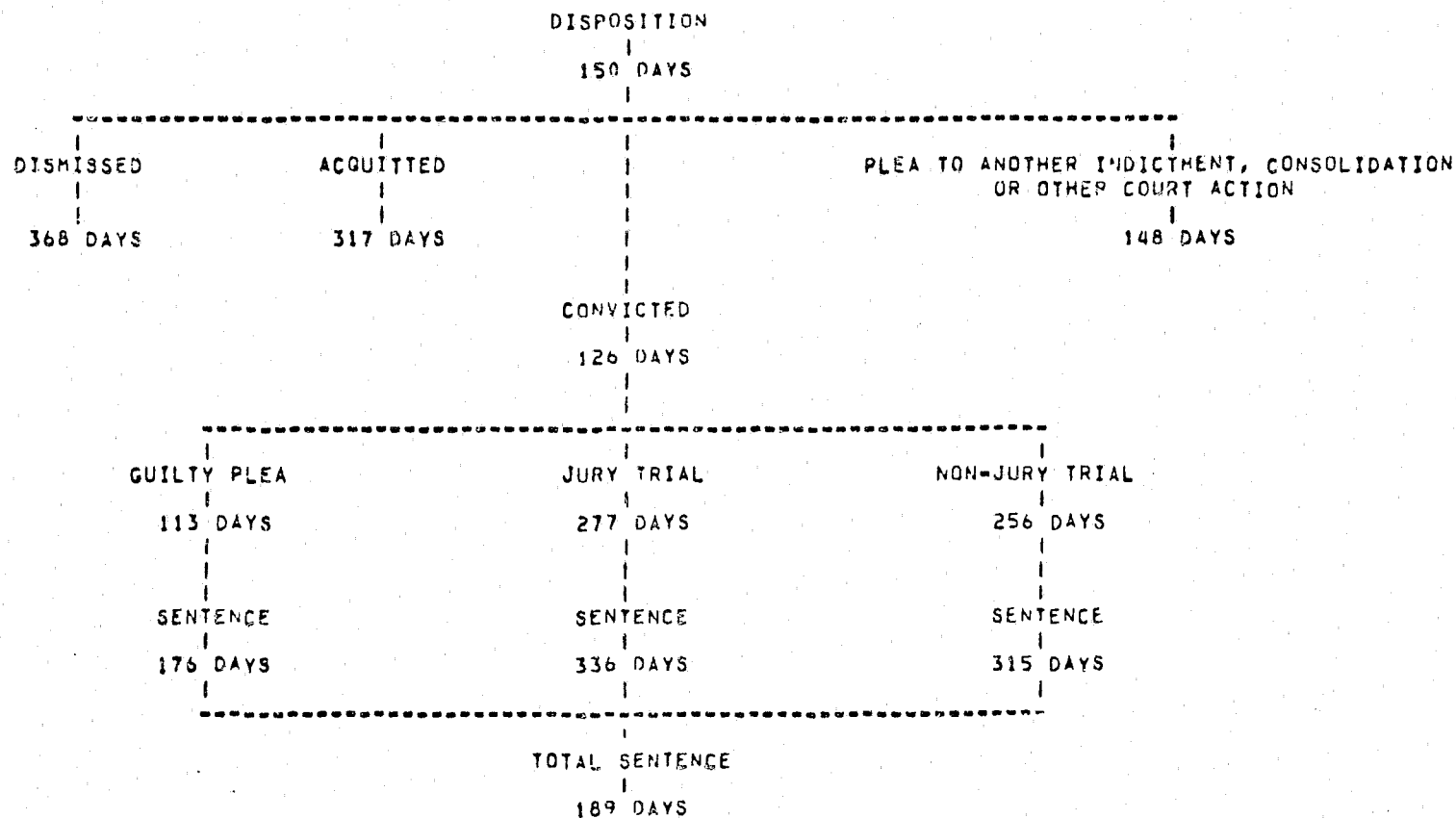
SUMMARY

	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	255	161	7044
DISMISSED	1	366	240	7044
ACQUITTED	12	386	314	2020
OTHER COURT ACTION	0	377	244	3194
CONVICTED	0	220	134	6477
GUILTY PLEA	0	207	122	3302
JURY TRIAL	8	330	271	6477
NON-JURY TRIAL	48	305	271	792
SENTENCE	0	295	209	6507
GUILTY PLEA	0	283	193	3352
JURY TRIAL	36	393	319	6507
NON-JURY TRIAL	48	381	309	1490

FELONY DEFENDANT PROCESSING TIME  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)

2ND JUDICIAL DEPARTMENT  
NO. OF DEFENDANTS 13466

01-01-77 THRU 12-31-77



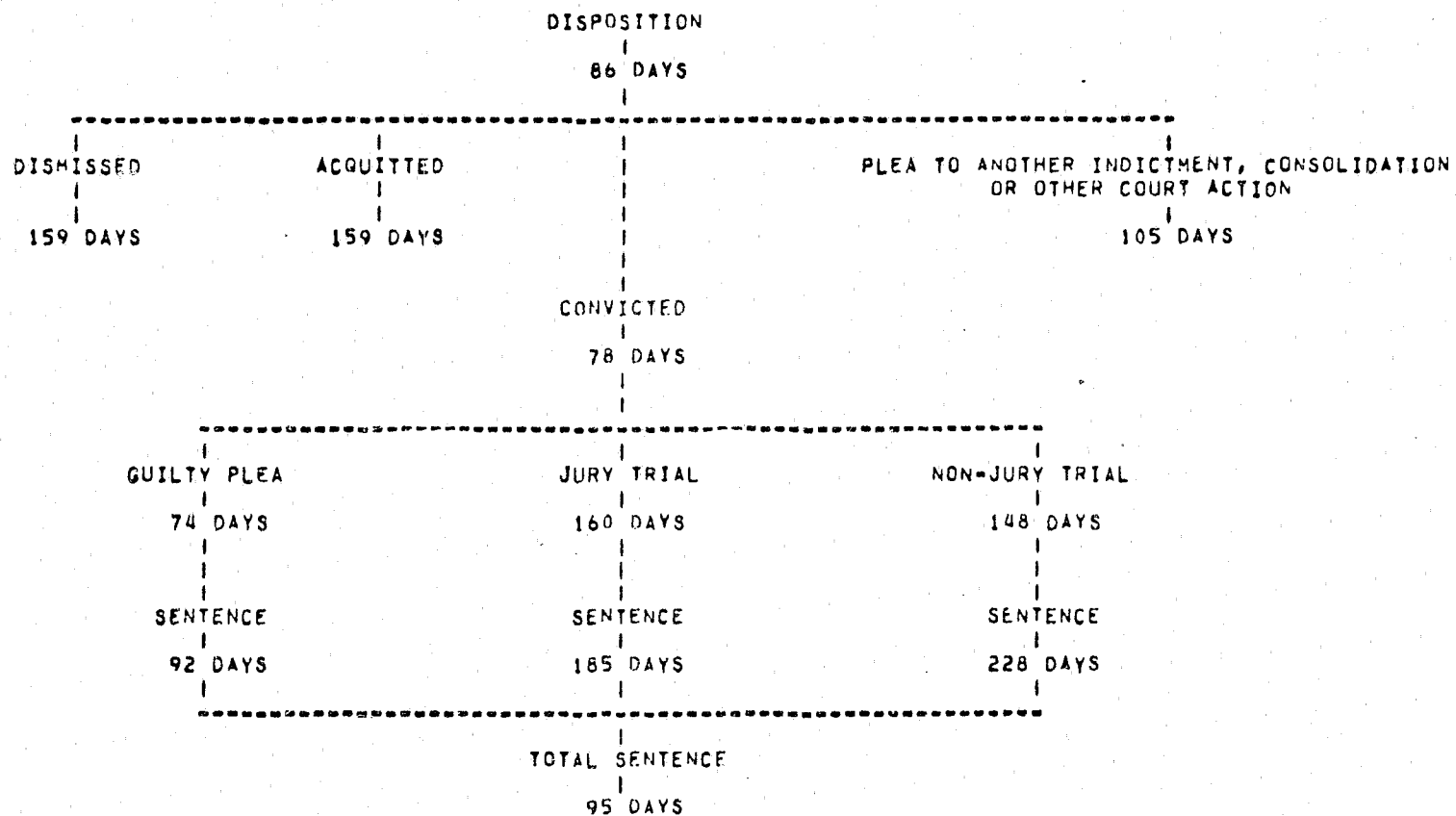
SUMMARY

	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	264	150	8301
DISMISSED	0	570	368	8301
ACQUITTED	41	375	317	2295
OTHER COURT ACTION	0	250	148	2312
CONVICTED	0	218	126	5071
GUILTY PLEA	0	208	113	5071
JURY TRIAL	9	335	277	2166
NON-JURY TRIAL	34	299	256	1078
SENTENCE	0	282	189	5071
GUILTY PLEA	0	272	176	5071
JURY TRIAL	43	398	336	2524
NON-JURY TRIAL	55	356	315	1144

FELONY DEFENDANT PROCESSING TIME:  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)

3RD JUDICIAL DEPARTMENT  
NO. OF DEFENDANTS 3487

01-01-77 THRU 12-31-77



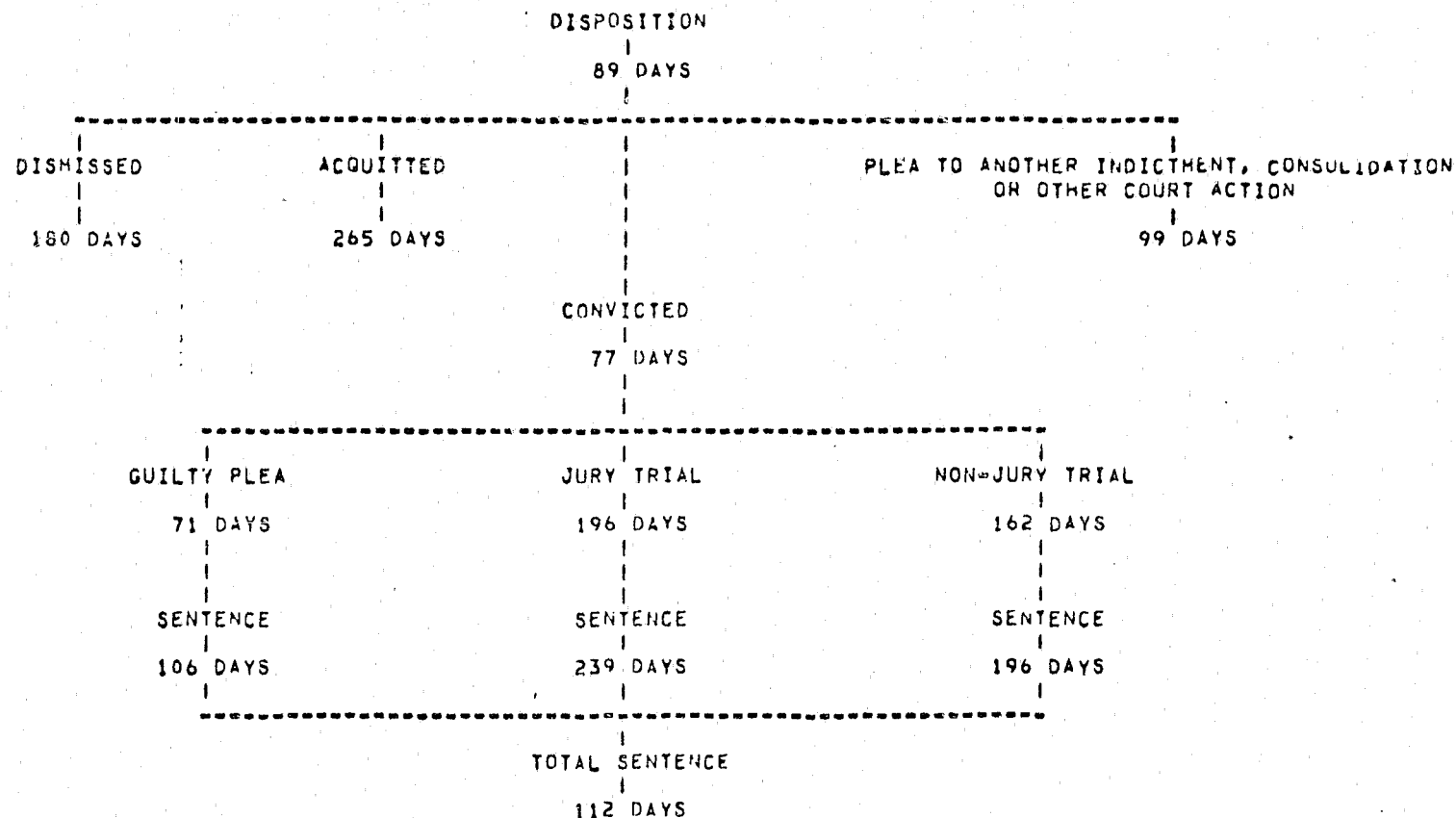
SUMMARY

	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	143	86	1769
DISMISSED	0	280	159	1461
ACQUITTED	8	231	159	1362
OTHER COURT ACTION	0	179	105	1104
CONVICTED	0	125	78	1769
GUILTY PLEA	0	120	74	1769
JURY TRIAL	9	207	160	1113
NON-JURY TRIAL	34	187	148	472
SENTENCE	0	146	95	1785
GUILTY PLEA	0	141	92	1785
JURY TRIAL	28	231	185	1120
NON-JURY TRIAL	34	213	228	472

FELONY DEFENDANT PROCESSING TIME:  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)

4TH JUDICIAL DEPARTMENT  
NO. OF DEFENDANTS 6008

01-01-77 THRU 12-31-77



SUMMARY

	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	147	89	4221
DISMISSED	0	277	180	1925
ACQUITTED	0	289	265	974
OTHER COURT ACTION	0	167	99	2635
CONVICTED	0	123	77	4221
GUILTY PLEA	0	114	71	4221
JURY TRIAL	7	239	196	1305
NON-JURY TRIAL	39	222	162	691
SENTENCE	0	161	112	4263
GUILTY PLEA	0	151	106	4263
JURY TRIAL	34	239	239	1336
NON-JURY TRIAL	54	257	196	746

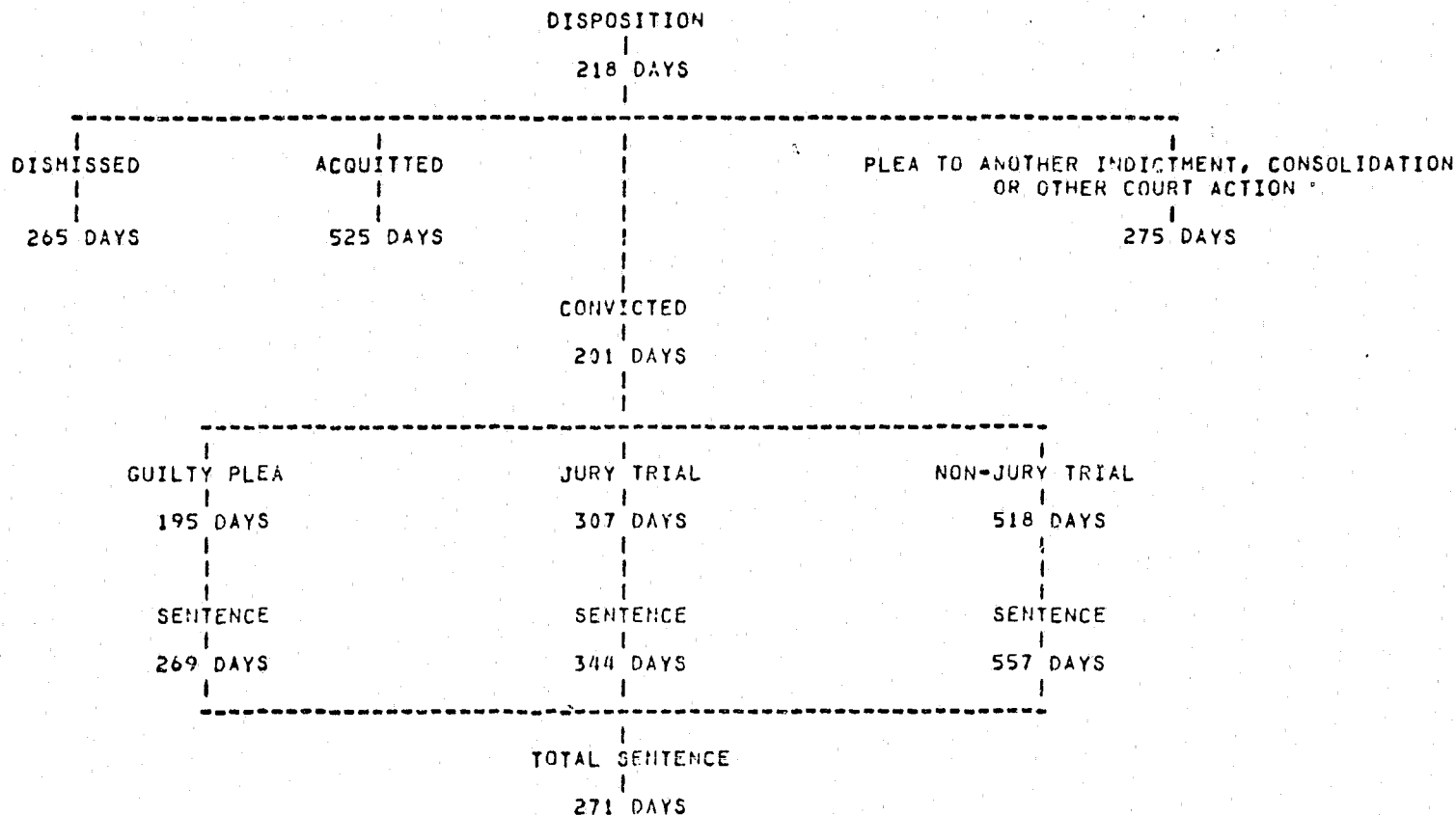
APPENDIX E

DRUG DEFENDANT PROCESSING TIMES  
BY JUDICIAL DEPARTMENT

FELONY DEFENDANT PROCESSING TIME:  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)

1ST JUDICIAL DEPARTMENT  
NO. OF DEFENDANTS 355

01-01-77 THRU 12-31-77  
DRUG CHARGES



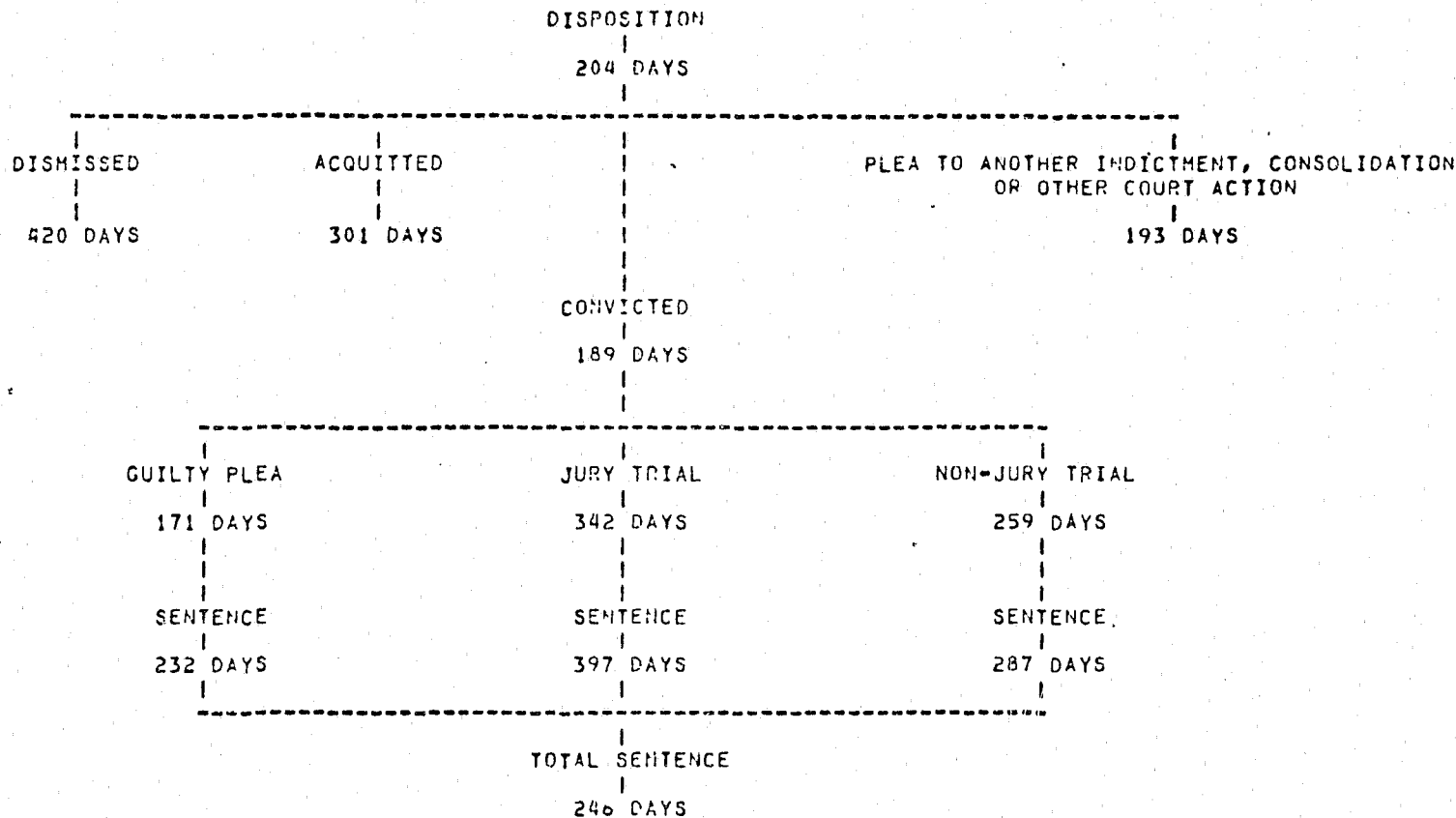
SUMMARY

	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	346	218	2919
DISMISSED	40	442	265	2919
ACQUITTED	112	584	525	1114
OTHER COURT ACTION	65	539	275	2758
CONVICTED	0	278	201	2563
GUILTY PLEA	0	276	195	2563
JURY TRIAL	126	302	307	703
NON-JURY TRIAL	456	518	518	579
SENTENCE	21	391	271	2612
GUILTY PLEA	21	391	269	2612
JURY TRIAL	168	365	344	759
NON-JURY TRIAL	488	557	557	625

FELONY DEFENDANT PROCESSING TIME:  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)

2ND JUDICIAL DEPARTMENT  
NO. OF DEFENDANTS 1661

01-01-77 THRU 12-31-77  
DRUG CHARGES



SUMMARY

	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	325	204	3268
DISMISSED	0	701	420	3268
ACQUITTED	58	372	301	1144
OTHER COURT ACTION	0	286	193	2165
CONVICTED	0	282	189	2670
GUILTY PLEA	0	272	171	2670
JURY TRIAL	70	402	342	2166
NON-JURY TRIAL	93	294	259	548
SENTENCE	8	354	246	4120
GUILTY PLEA	8	343	232	4120
JURY TRIAL	125	482	397	2524
NON-JURY TRIAL	150	333	287	563

**CONTINUED**

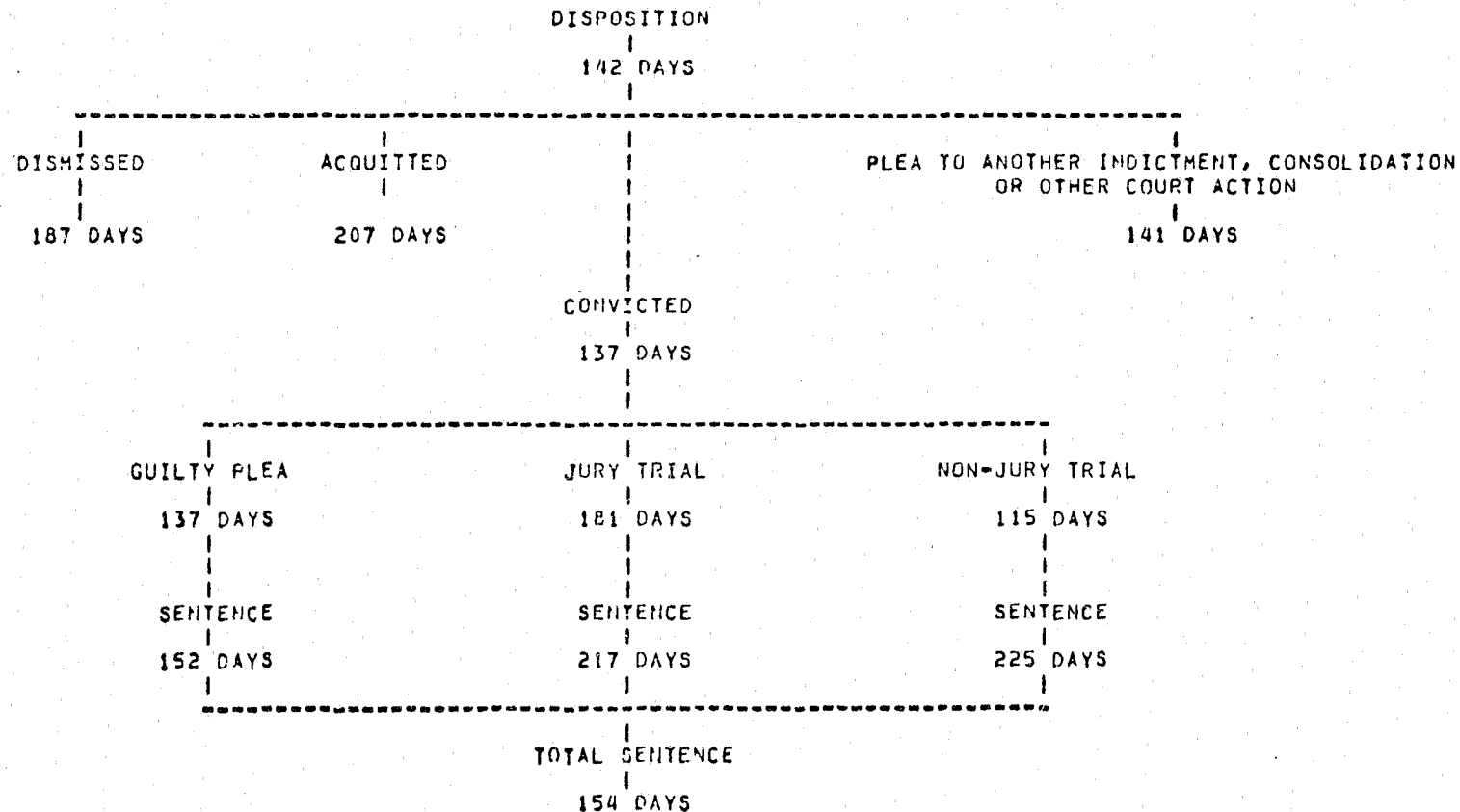
**2 OF 3**



FELONY DEFENDANT PROCESSING TIME:  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)

3RD JUDICIAL DEPARTMENT  
NO. OF DEFENDANTS 388

01-01-77 THRU 12-31-77  
DRUG CHARGES



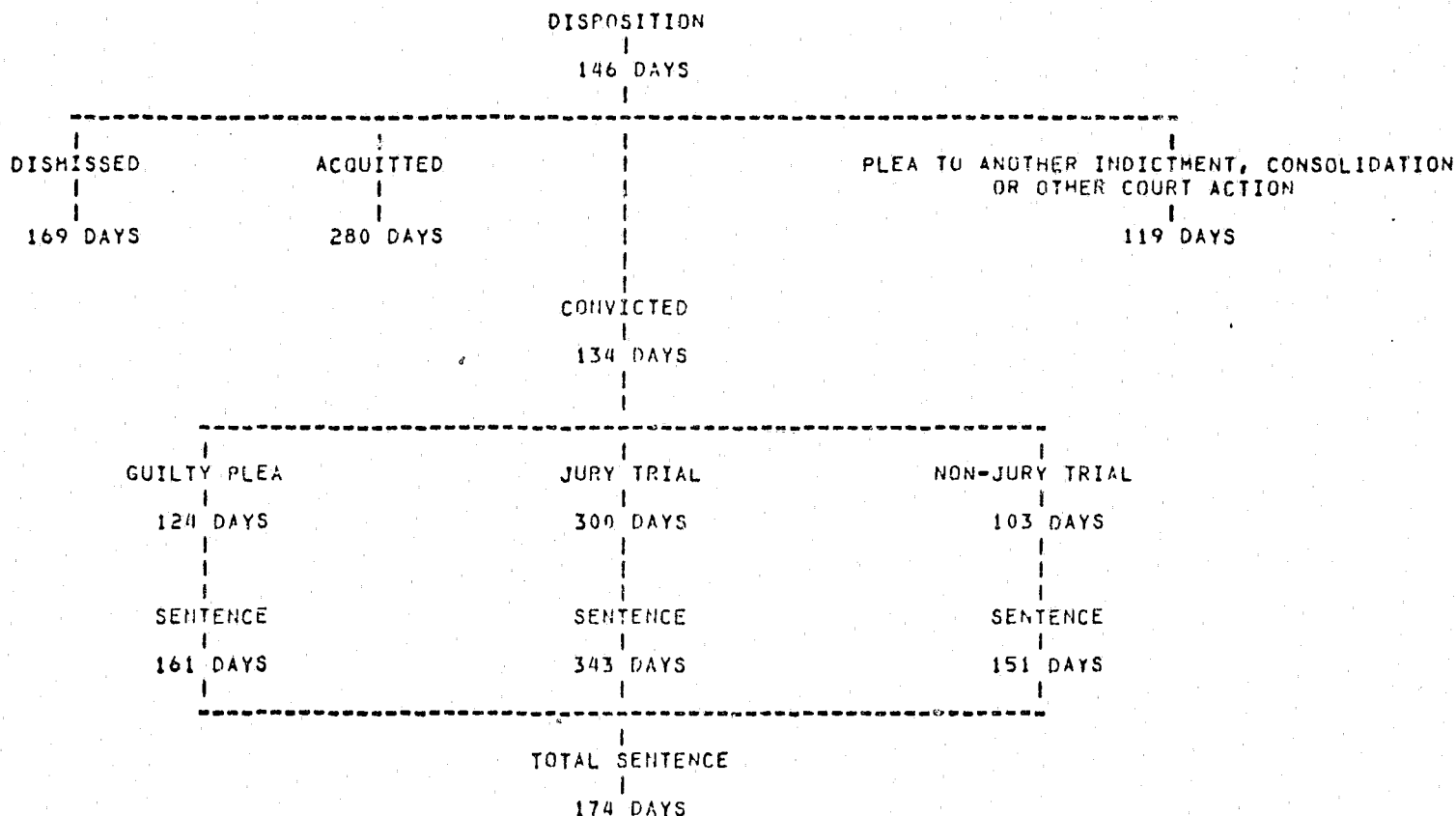
SUMMARY

	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	212	142	1457
DISMISSED	0	363	187	1457
ACQUITTED	85	404	207	1362
OTHER COURT ACTION	60	203	141	668
CONVICTED	0	184	137	1168
GUILTY PLEA	0	184	137	1168
JURY TRIAL	111	216	181	491
NON-JURY TRIAL	115	115	115	115
SENTENCE	0	211	154	1183
GUILTY PLEA	0	210	152	1183
JURY TRIAL	111	237	217	545
NON-JURY TRIAL	225	225	225	225

FELONY DEFENDANT PROCESSING TIME:  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)

4TH JUDICIAL DEPARTMENT  
NO. OF DEFENDANTS 567

01-01-77 THRU 12-31-77  
DRUG CHARGES



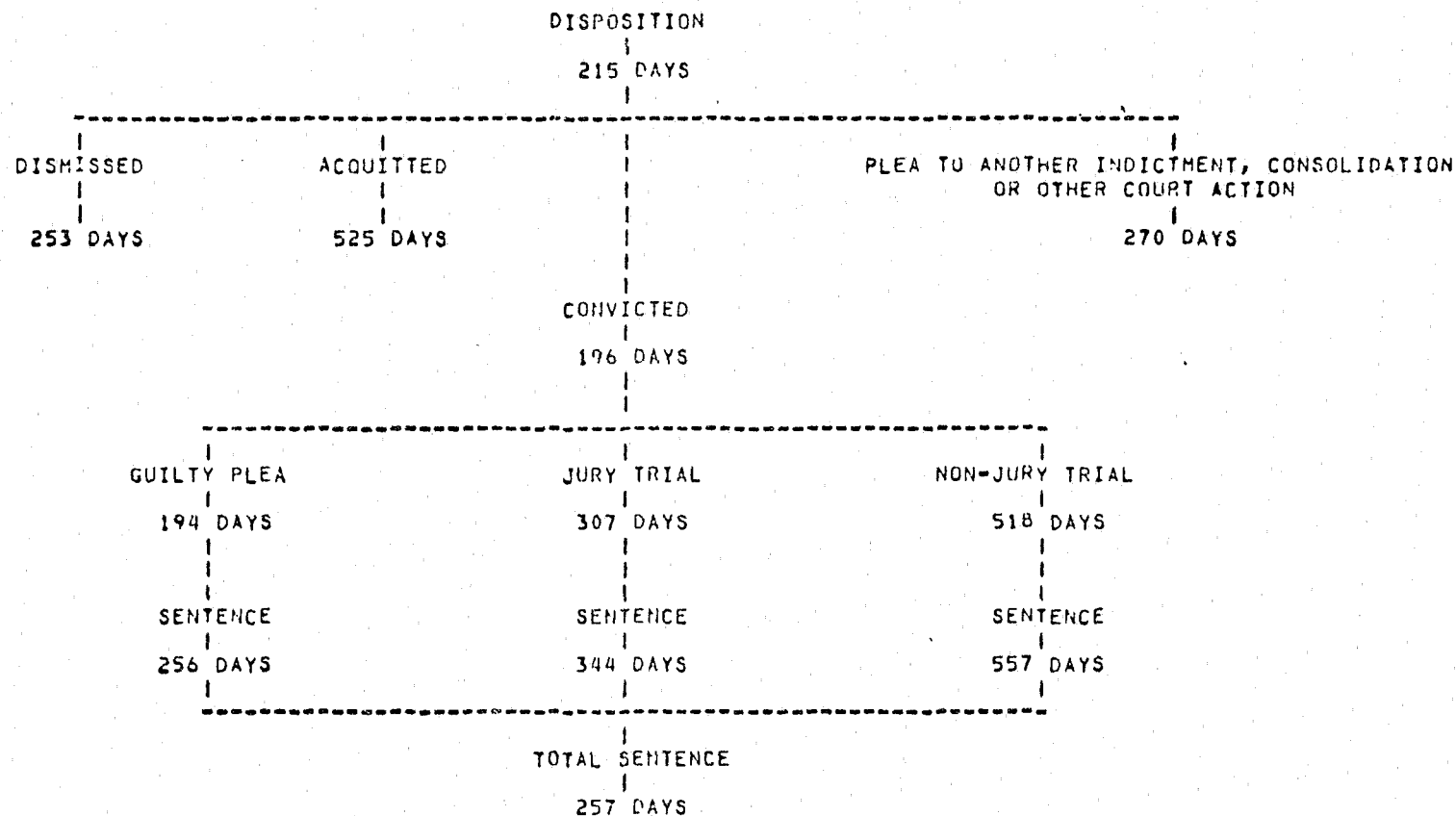
SUMMARY

	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	196	146	1712
DISMISSED	0	300	169	1712
ACQUITTED	148	329	280	670
OTHER COURT ACTION	18	142	119	382
CONVICTED	0	178	134	1050
GUILTY PLEA	0	169	124	1050
JURY TRIAL	57	324	300	874
NON-JURY TRIAL	103	103	103	103
SENTENCE	0	217	174	1085
GUILTY PLEA	0	205	161	1050
JURY TRIAL	99	408	343	1085
NON-JURY TRIAL	151	151	151	151

FELONY DEFENDANT PROCESSING TIME:  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)

1ST JUDICIAL DEPARTMENT  
NO. OF DEFENDANTS 329

01-01-77 THRU 12-31-77  
DRUG OFFENSES AFTER 08/31/73



SUMMARY

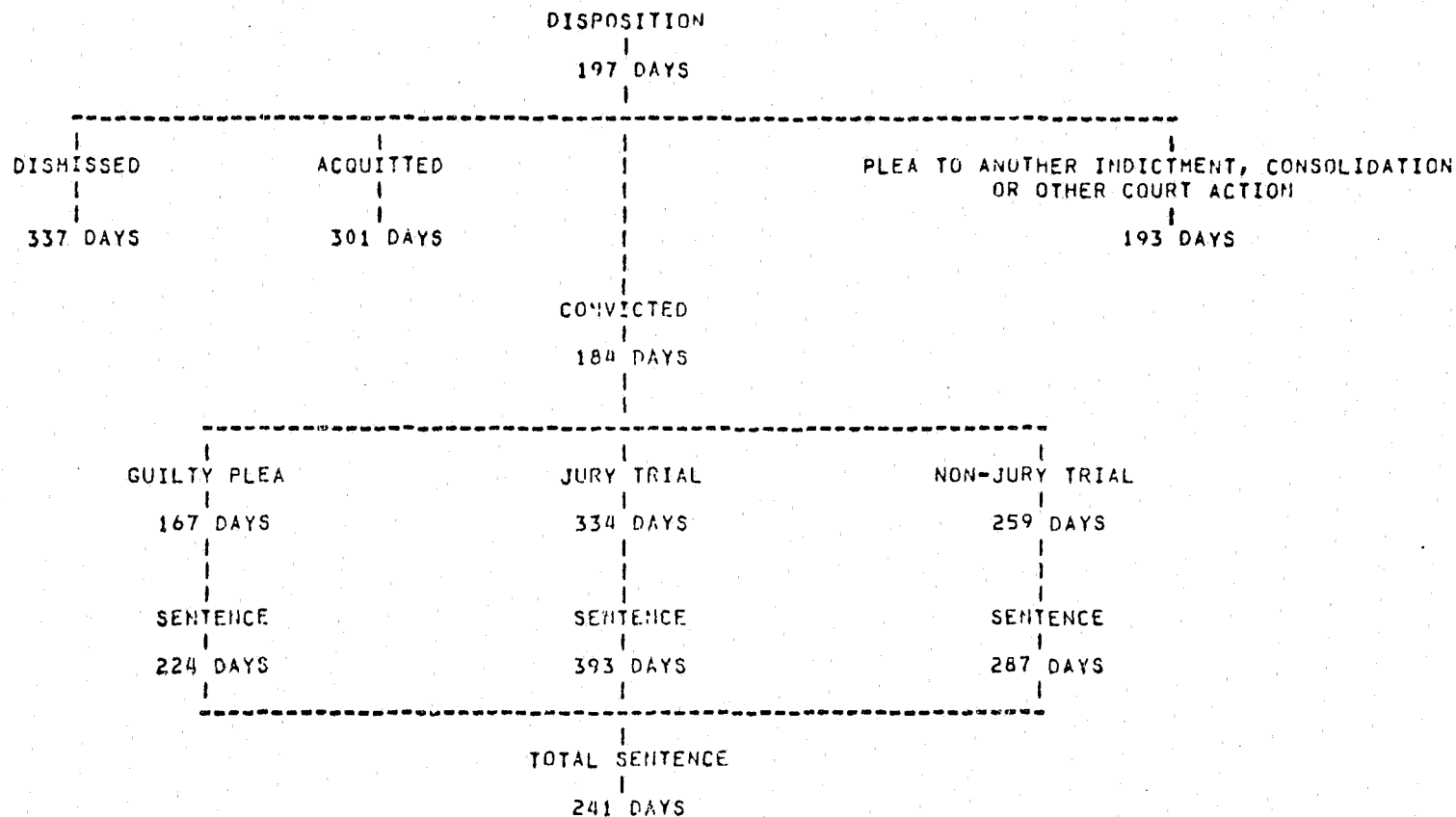
	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	260	215	1368
DISMISSED	40	357	253	1368
ACQUITTED	112	584	525	1114
OTHER COURT ACTION	65	208	270	1124
CONVICTED	0	228	196	1024
GUILTY PLEA	0	222	194	1024
JURY TRIAL	126	302	307	703
NON-JURY TRIAL	456	518	518	579
SENTENCE	21	283	257	1024
GUILTY PLEA	21	277	256	1024
JURY TRIAL	168	365	344	759
NON-JURY TRIAL	488	557	557	625

# FELONY DEFENDANT PROCESSING TIME:

## INDICTMENT TO DISPOSITION (MEDIAN DAYS)

2ND JUDICIAL DEPARTMENT  
NO. OF DEFENDANTS 1584

01-01-77 THRU 12-31-77  
DRUG OFFENSES AFTER 06/31/73



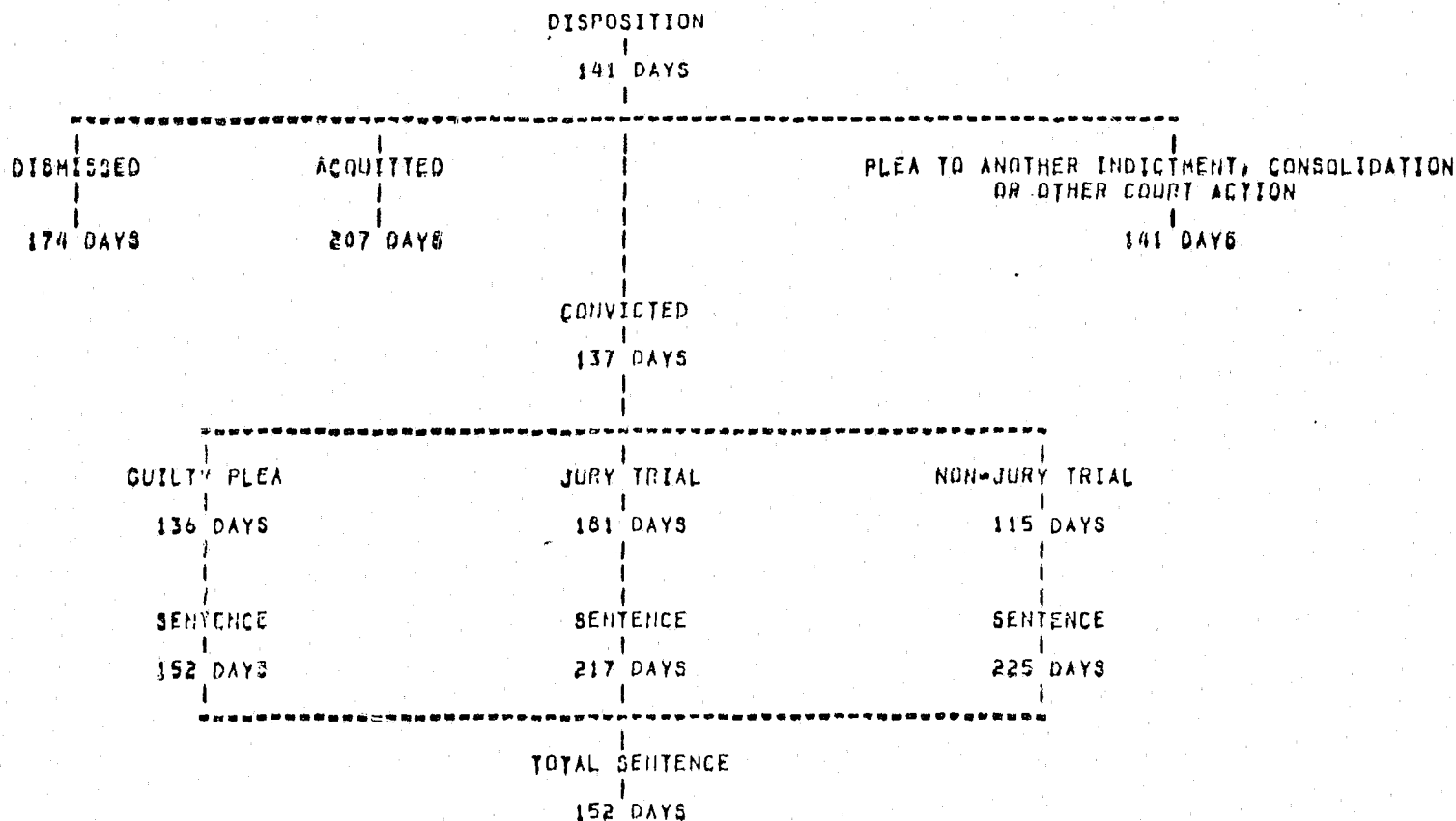
### SUMMARY

	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	267	197	1402
DISMISSED	0	375	337	1302
ACQUITTED	58	372	301	1144
OTHER COURT ACTION	0	270	193	996
CONVICTED	0	253	184	1402
GUILTY PLEA	0	242	167	1402
JURY TRIAL	70	385	334	915
NON-JURY TRIAL	93	294	259	548
SENTENCE	8	304	241	1484
GUILTY PLEA	8	292	224	1484
JURY TRIAL	125	445	393	1144
NON-JURY TRIAL	150	333	287	563

FELONY DEFENDANT PROCESSING TIME:  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)

3RD JUDICIAL DEPARTMENT  
NO. OF DEFENDANTS 383

01-01-77 THRU 12-31-77  
DRUG OFFENSES AFTER 08/31/73



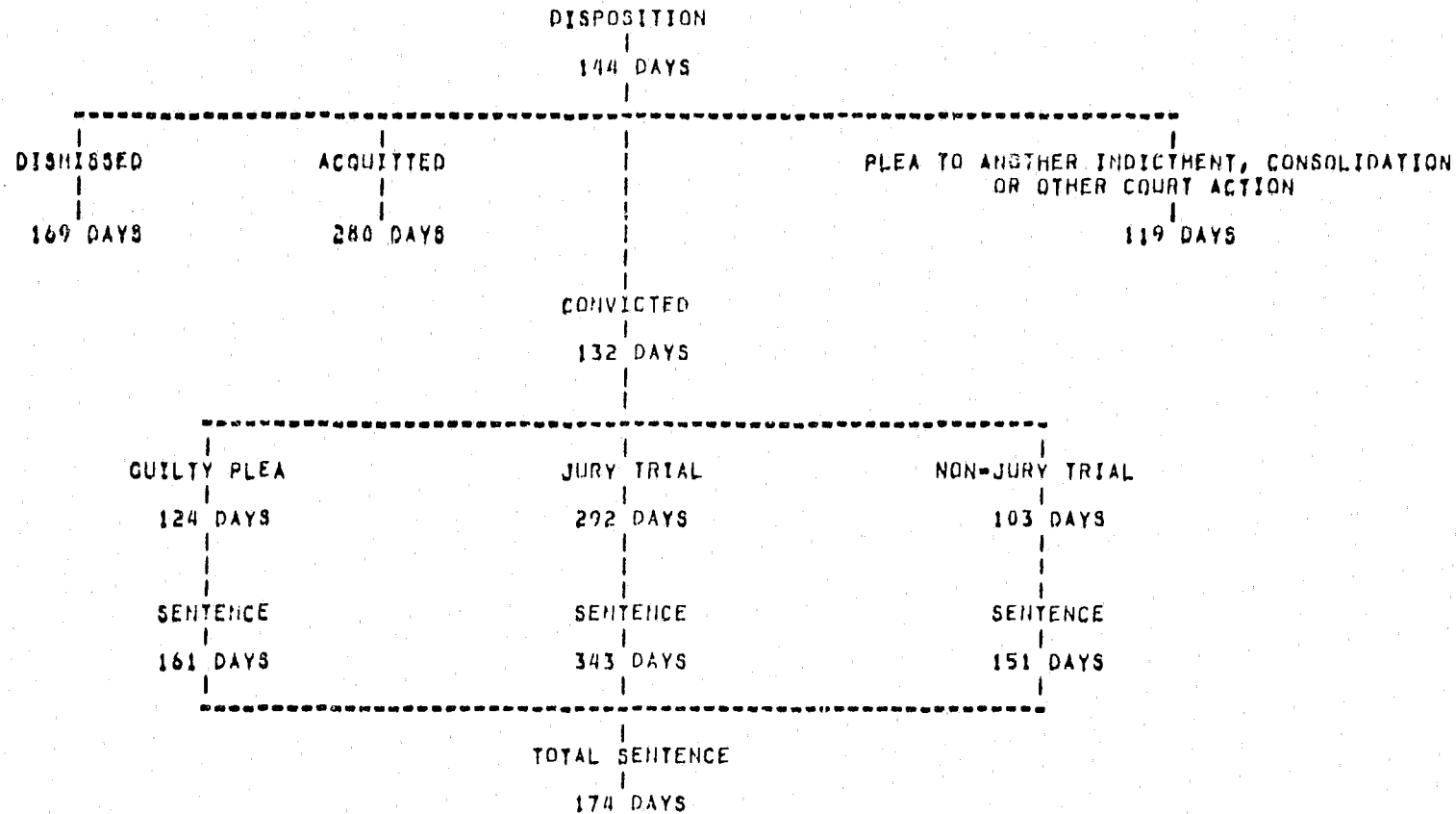
SUMMARY

	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	204	141	1457
DISMISSED	0	326	174	1457
ACQUITTED	85	404	207	1362
OTHER COURT ACTION	60	203	141	668
CONVICTED	0	181	137	1168
GUILTY PLEA	0	181	136	1168
JURY TRIAL	111	216	181	491
NON-JURY TRIAL	115	115	115	115
SENTENCE	0	207	152	1183
GUILTY PLEA	0	206	152	1183
JURY TRIAL	114	237	217	545
NON-JURY TRIAL	225	225	225	225

FELONY DEFENDANT PROCESSING TIME:  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)

4TH JUDICIAL DEPARTMENT  
NO. OF DEFENDANTS 564

01-01-77 THRU 12-31-77  
DRUG OFFENSES AFTER 08/31/73



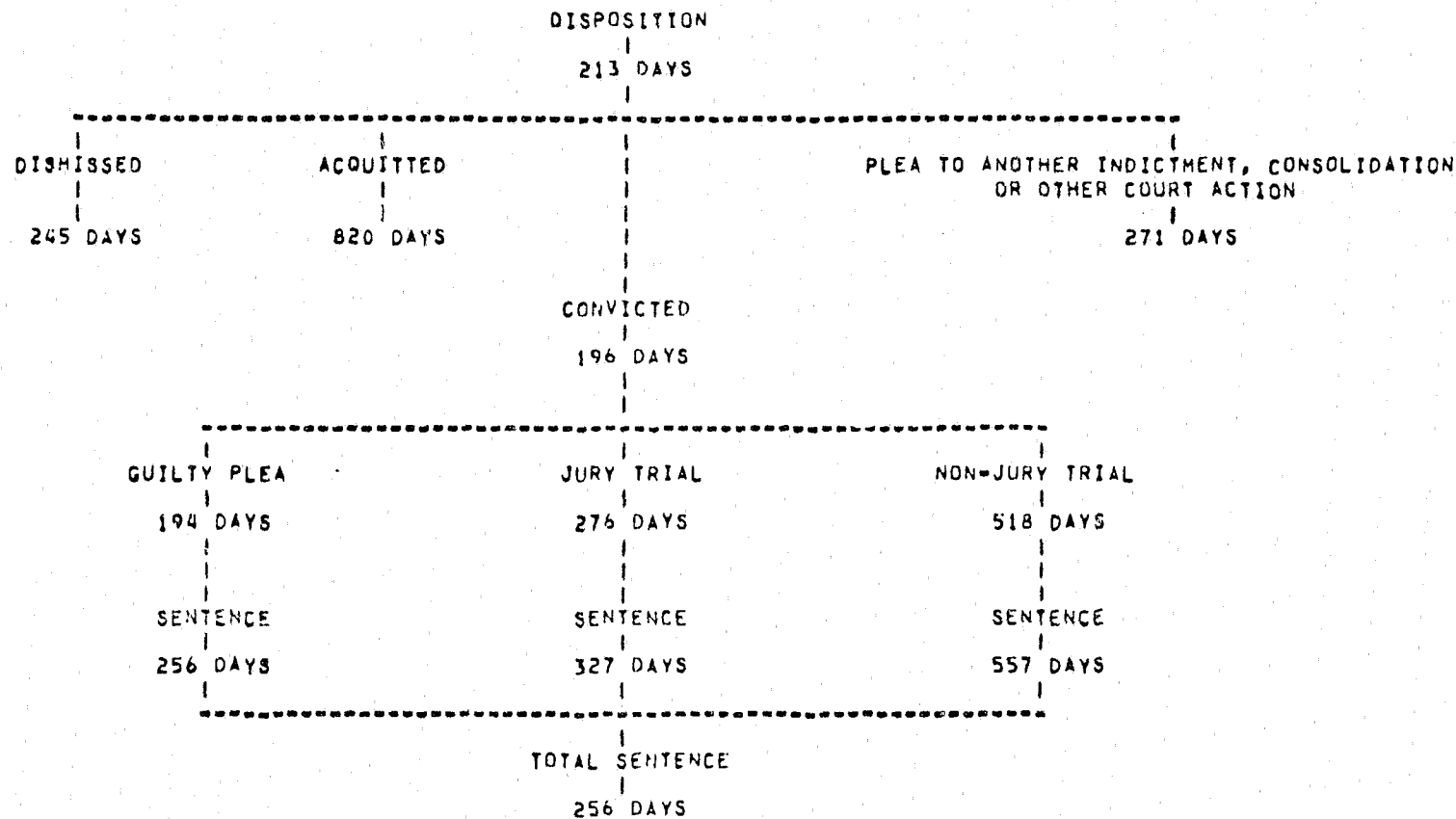
SUMMARY

	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	193	144	1062
DISMISSED	0	284	169	1062
ACQUITTED	148	329	280	670
OTHER COURT ACTION	18	142	119	382
CONVICTED	0	177	132	1050
GUILTY PLEA	0	168	124	1050
JURY TRIAL	57	313	292	874
NON-JURY TRIAL	103	103	103	103
SENTENCE	0	216	174	1085
GUILTY PLEA	0	205	161	1050
JURY TRIAL	99	397	343	1085
NON-JURY TRIAL	151	151	151	151

FELONY DEFENDANT PROCESSING TIME:  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)

1ST JUDICIAL DEPARTMENT  
NO. OF DEFENDANTS 282

01-01-77 THRU 12-31-77  
CLASS A DRUGS AS OF 9/1/73



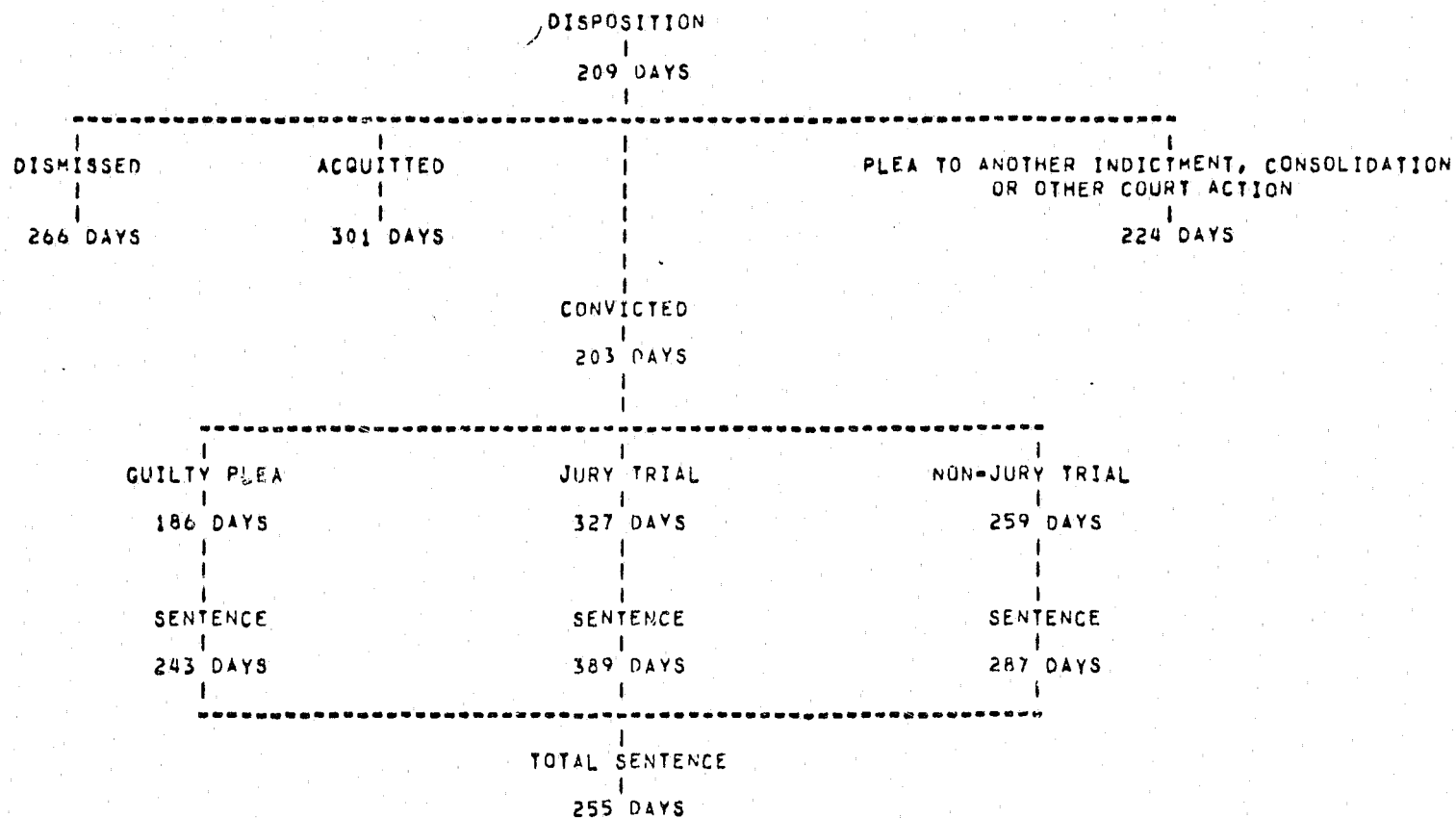
SUMMARY

	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	256	213	1368
DISMISSED	40	378	245	1368
ACQUITTED	525	820	820	1114
OTHER COURT ACTION	65	279	271	558
CONVICTED	0	226	196	1024
GUILTY PLEA	0	220	194	1024
JURY TRIAL	126	301	276	703
NON-JURY TRIAL	456	518	518	579
SENTENCE	21	276	256	1024
GUILTY PLEA	21	270	256	1024
JURY TRIAL	168	367	327	759
NON-JURY TRIAL	488	557	557	625

FELONY DEFENDANT PROCESSING TIME:  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)

2ND JUDICIAL DEPARTMENT  
NO. OF DEFENDANTS 1003

01-01-77 THRU 12-31-77  
CLASS A DRUGS AS OF 9/1/73



SUMMARY

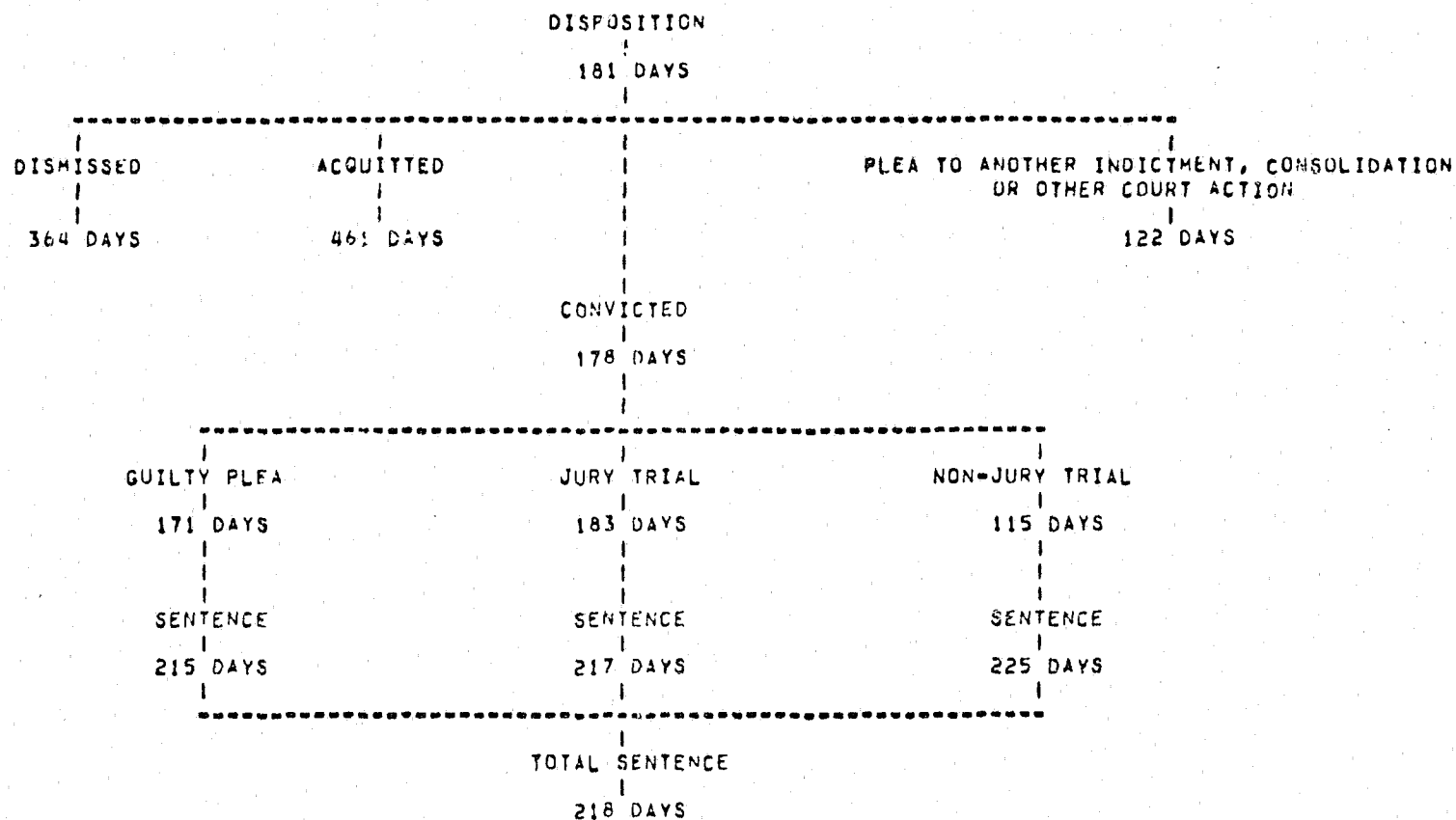
	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	274	209	1402
DISMISSED	0	303	266	1281
ACQUITTED	58	400	301	1144
OTHER COURT ACTION	4	287	224	985
CONVICTED	0	268	203	1402
GUILTY PLEA	0	252	186	1402
JURY TRIAL	70	396	327	915
NON-JURY TRIAL	93	294	259	548
SENTENCE	8	319	255	1484
GUILTY PLEA	8	303	243	1484
JURY TRIAL	125	452	389	1144
NON-JURY TRIAL	150	333	287	563



FELONY DEFENDANT PROCESSING TIME:  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)

3RD JUDICIAL DEPARTMENT  
NO. OF DEFENDANTS 80

01-01-77 THRU 12-31-77  
CLASS A DRUGS AS OF 9/1/73



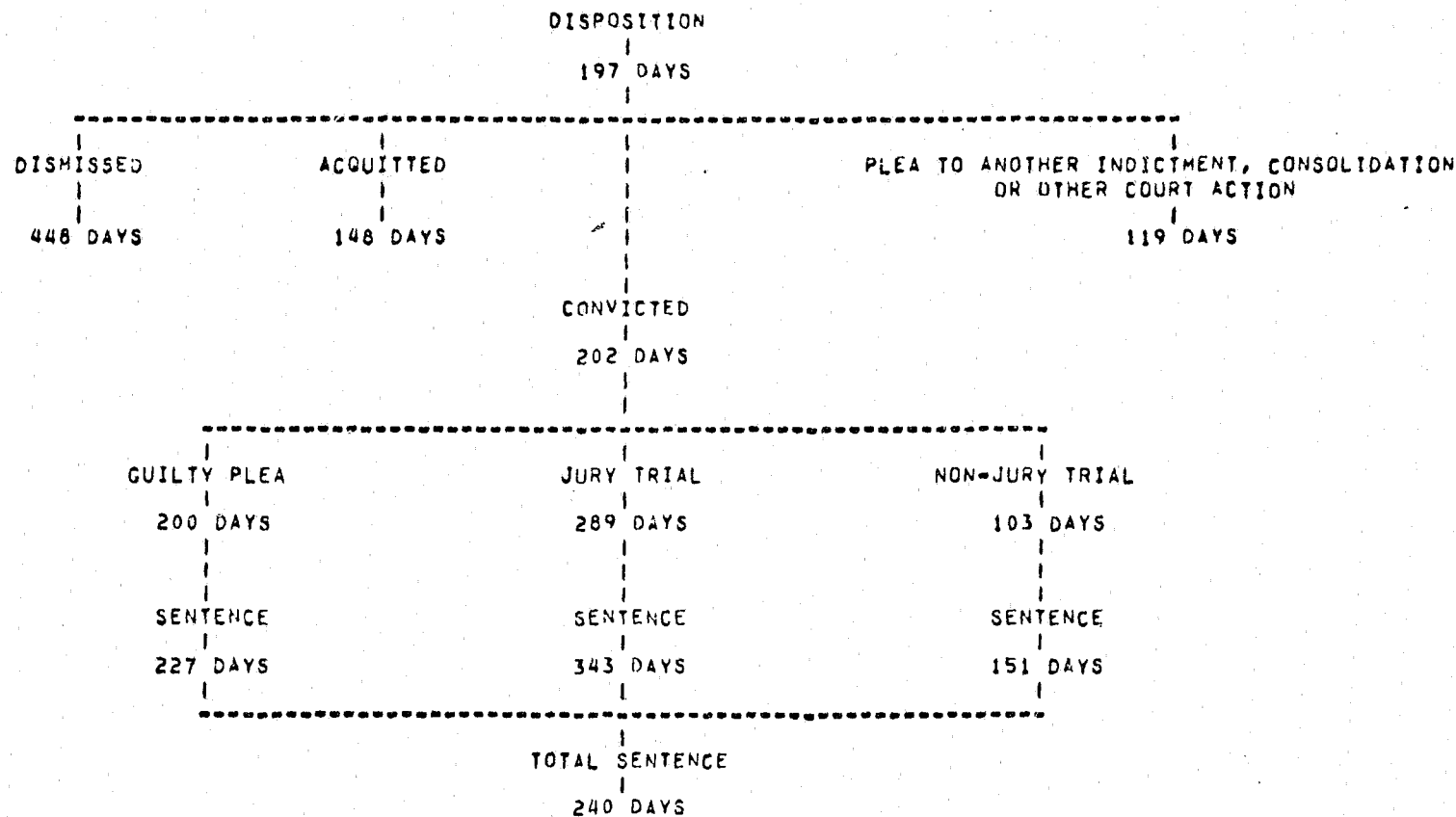
SUMMARY

	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	4	286	181	362
DISMISSED	222	493	364	892
ACQUITTED	85	551	461	362
OTHER COURT ACTION	103	202	122	462
CONVICTED	4	262	178	1168
GUILTY PLEA	4	268	171	1168
JURY TRIAL	138	236	183	491
NON-JURY TRIAL	115	115	115	115
SENTENCE	18	311	218	1183
GUILTY PLEA	18	318	215	1183
JURY TRIAL	151	263	217	545
NON-JURY TRIAL	225	225	225	225

FELONY DEFENDANT PROCESSING TIME  
INDICTMENT TO DISPOSITION (MEDIAN DAYS)

4TH JUDICIAL DEPARTMENT  
NO. OF DEFENDANTS 230

01-01-77 THRU 12-31-77  
CLASS A DRUGS AS OF 9/1/73



SUMMARY

	MINIMUM	AVERAGE	MEDIAN	MAXIMUM
DISPOSITION	0	252	197	1062
DISMISSED	6	426	448	1062
ACQUITTED	148	148	148	148
OTHER COURT ACTION	63	132	119	279
CONVICTED	0	242	202	978
GUILTY PLEA	0	235	200	978
JURY TRIAL	57	299	289	874
NON-JURY TRIAL	103	103	103	103
SENTENCE	30	283	240	1085
GUILTY PLEA	30	271	227	978
JURY TRIAL	99	380	343	1085
NON-JURY TRIAL	151	151	151	151

APPENDIX F

DCJS-1020 FORM USED TO COLLECT DATA

# FELONY INDICTMENT *and* PROSECUTION REPORT

CONTROL NUMBER

## INSTRUCTIONS

1. This is a two part reporting system for indictments handed up after Aug. 31, 1973.
  - a. Submit "INDICTMENT DEFENDANT INFORMATION" sheet when indictment is handed up.
  - b. Submit "PROSECUTION INFORMATION" sheet at:
    - (1) Final disposition, if not convicted.
    - (2) Sentence, if convicted.

(When "PROSECUTION INFORMATION" becomes available for defendants indicted prior to Sept. 1, 1973, submit completed sections A and B.
2. The unit of count is the defendant; complete a separate form for each defendant indicted.
3. To report highest class charge, select "top count" on indictment; when conflict exists, refer to Priority Sequence of Felony Offenses.
4. Thank you. Please submit completed forms to: DCJS - Statistical Control Unit  
Executive Park Tower  
Stuyvesant Plaza  
Albany, New York 12203

A. INDICTMENT/DEFENDANT INFORMATION

1. COUNTY Code      Name of County		2. INDICTMENT, CASE NO.	3. DATE OF INDICTMENT Month      Day      Year
4. DEFENDANT'S NAME (LAST, FIRST, MIDDLE)		5. NYSID NUMBER	6. DATE OF ARREST Month      Day      Year
7. HIGHEST CLASS FELONY CHARGED Law Title      Section No.      Attempt ? <input type="checkbox"/> Yes		8. CRIME COMMITTED AFTER AUGUST 31, 1973 ? <input type="checkbox"/> Yes <input type="checkbox"/> No	

## B. PROSECUTION INFORMATION

9. TYPE OF PROCEEDING		10. FINAL DISPOSITION	
<input type="checkbox"/> a. Pre-Trial	<input type="checkbox"/> c. Non-Jury Trial	<input type="checkbox"/> a. Dismissed-Merit of case	<input type="checkbox"/> c. Acquitted
<input type="checkbox"/> b. Plea of Guilty	<input type="checkbox"/> d. Jury Trial	<input type="checkbox"/> b. Dismissed-DACC Commitment	<input type="checkbox"/> d. Convicted
<input type="checkbox"/> e. Disposed of by other court action			
11. DATE OF FINAL DISPOSITION		12. NUMBER OF HUNG JURIES AND MISTRIALS	
Month	Day	Year	
Complete following sentence information ONLY for convicted offender.			
13. HIGHEST CLASS CHARGE IF CONVICTED		15. TYPE OF SENTENCE	
Low Title	Section No.	Attempt ?	<input type="checkbox"/> d. Probation
		<input type="checkbox"/> Yes	<input type="checkbox"/> a. Unconditional Discharge
		<input type="checkbox"/> b. Conditional Discharge	<input type="checkbox"/> e. Incarceration - Local
		<input type="checkbox"/> c. DACC Commitment	<input type="checkbox"/> f. Incarceration - State
			<input type="checkbox"/> g. Other
14. DATE OF SENTENCING		17. CONDITIONS OF SENTENCE	
Month	Day	Year	
16. TERM OF SENTENCE		17. CONDITIONS OF SENTENCE	
Minimum	Maximum	<input type="checkbox"/> a. Youthful Offender Status Granted	<input type="checkbox"/> b. Second Felony Offender
			<input type="checkbox"/> c. Persistent Felony Offender

**END**