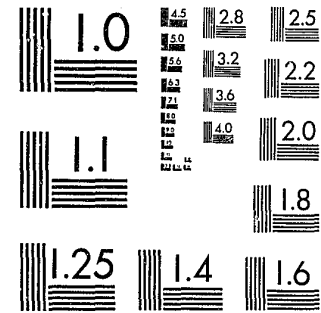


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National Institute of Justice
United States Department of Justice
Washington, D. C. 20531

DATE FILMED

June 15, 1981

58318

U. S. DEPARTMENT OF JUSTICE
LAW ENFORCEMENT ASSISTANCE ADMINISTRATION

DISCRETIONARY GRANT
PROGRESS REPORT

1025

GRANTEE Kentucky Department of Justice	LEAA GRANT NO. 76-NI-04-0003	DATE OF REPORT 9/30/78	REPORT NO. 8
IMPLEMENTING SUBGRANTEE Administrative Office of the Courts	TYPE OF REPORT <input type="checkbox"/> REGULAR QUARTERLY <input type="checkbox"/> SPECIAL REQUEST <input checked="" type="checkbox"/> FINAL REPORT		
SHORT TITLE OF PROJECT Jefferson Co. Jury Management	GRANT AMOUNT \$99,858.00		
REPORT IS SUBMITTED FOR THE PERIOD July 1, 1978	THROUGH August 31, 1978		
SIGNATURE OF PROJECT DIRECTOR <i>x William E. Davis</i>	TYPED NAME & TITLE OF PROJECT DIRECTOR William E. Davis, Director		

COMMENCE REPORT HERE (Add continuation pages as required.)

(see attachment)

MICROFICHE

58318

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JUROR UTILIZATION AND MANAGEMENT DEMONSTRATION PROJECT

FINAL REPORT

THIRTIETH JUDICIAL DISTRICT

BY

BEVERLY DOYLE AND ROBYNE SCHROEDER

LEAA GRANT # 76-NI-04-0003

AUGUST 31, 1978

RECEIVED BY GRANTEE STATE PLANNING AGENCY (Official)

DATE

JUROR UTILIZATION AND MANAGEMENT DEMONSTRATION PROJECT

THIRTIETH JUDICIAL DISTRICT

JEFFERSON COUNTY, KENTUCKY

This is the final report of the Jury Project in Jefferson County. This progress report is the culmination of actions taken and information gathered through the months of July and August, 1978.

"Prepared under Grant # 76-NI-04-0003 from the National Institute of Law Enforcement and Criminal Justice, Law Enforcement Assistance Administration, United States Department of Justice. Points of view or opinions in this document do not necessarily represent the official position or policies of the United States Department of Justice."

ELEMENT I: SELECTION METHODS
AREA: SUMMONING

No changes have been made in the summoning area throughout the final two months of this jury project. A question was raised however by a circuit judge on the proportion of men and women serving as jurors. He was concerned that a noticeably higher number of women were serving based on the number of women assigned in panels in his court. After reviewing the breakdown of men and women in the five previous periods, no substantial difference was found.

The following is the proportion of men and women listed by the summoning date:

	Men	Women
June 27 -	70	80
July 11 -	75	86
July 25 -	70	76
August 8 -	80	72
August 22 -	77	65

AREA: YIELD

The yield is computed by including the yield of the jurors postponed from previous periods to each particular date. The average yield throughout the five jury periods is 32.6. The yield from last quarter was 32.7.

The yields for the five jury periods were fairly consistent. The yields for the final two periods were one standard deviation over the average but did not reach the warning limit. (See Yield Control Chart)

AREA: SOURCE LIST

The jury office continues to utilize the voters and the property tax rolls as the source list for jury selection. There is no indication that the sources will be changed by legislation in the near future.

We may find in the coming months though, a reduction in the number of undeliverable and disqualified. The 1978 state legislature passed

a bill which required the Board of Elections to oversee the complete purge of ineligible voters from the registration list in each precinct every two years. The first purge was completed July 15, 1978. Previously there had been no requirements for a purge. The option of purging a precinct and to what extent was left up to each precinct captain.

AREA: EXCUSE

There have been no changes in the policy of excusing jurors these last two months.

ELEMENT II: RESPONSIVENESS TO COURT NEEDS

AREA: NUMBER OF JURORS NEEDED

During the final two months of this project all the jurors in the pool were actually used on a panel 25.6% of the time. On seven days during this period jurors were brought in for one trial. In all cases, the trial had settled or been reassigned and the jurors were released. This problem exceptionally worsened on 7-24-78. Jurors were called in for a particular trial that required an unusually large panel. The case was reassigned the morning of the trial because a key prosecution witness did not appear. This situation could not have been prevented but the juror waste would have been reduced if other trials were scheduled in other courts.

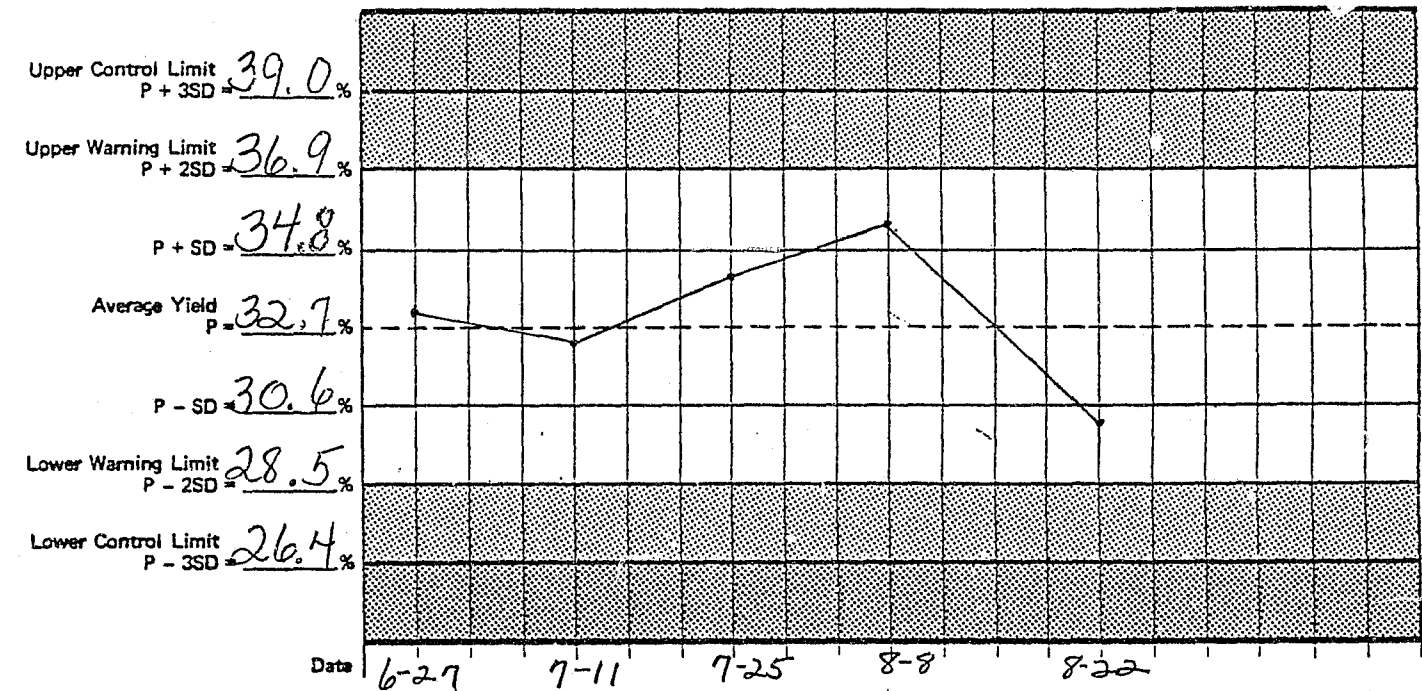
AREA: JUDGE WAITS

There have been six judge waits during July and August. The increase in the number of criminal trials distributed among various courts has contributed to the increase in judge waits. Previously the trials starting times had been naturally staggered with seven civil courts beginning in the morning and three criminal courts starting in the mid morning. This allowed the pool to send to the criminal courts jurors who were challenged earlier in civil trials.

Frequently now we find fewer civil trials scheduled each day and more criminal trials scheduled among more courts. The civil cases invariably begin between 9:30 and 10:00 AM and the criminal cases begin between 10:00 and 11:00 AM. This scheduling of trials creates fewer challenged jurors to use for the criminal trials and causes a breakdown in the flow of timing of panel requests.

Alternatives to this problem would be; 1) Insure staggered trial starting times or 2) Have courts alternate the scheduling of criminal and civil trials to insure more civil cases in the morning.

YIELD CONTROL CHART



Instructions

1. Label midpoint of vertical axis with calculated average yield (P).
2. Determine SD from table or by using formula.
3. Label vertical axis at multiples of SD.
4. Plot data for each time period.

VALUES OF STANDARD DEVIATION (SD)*			
Number Called n	Average Yield P = 50%	Average Yield P = 40% or P = 60%	Average Yield P = 30% or P = 70%
100	5.0%	4.9%	4.6%
200	3.5%	3.5%	3.2%
400	2.5%	2.5%	2.3%
600	2.0%	2.0%	1.9%
1000	1.6%	1.6%	1.5%
1600	1.3%	1.2%	1.1%

* Based on: $SD = \sqrt{\frac{P(100-P)}{n}}$ where P = average yield, n = number called

This formula may also be used to determine SD for more precise values of P, if desired.

SD = 2.1

DATE JURY PERIOD
 BEGINNING- 6/27/78 and
 ENDING- with 8/22/78.

WORKSHEET

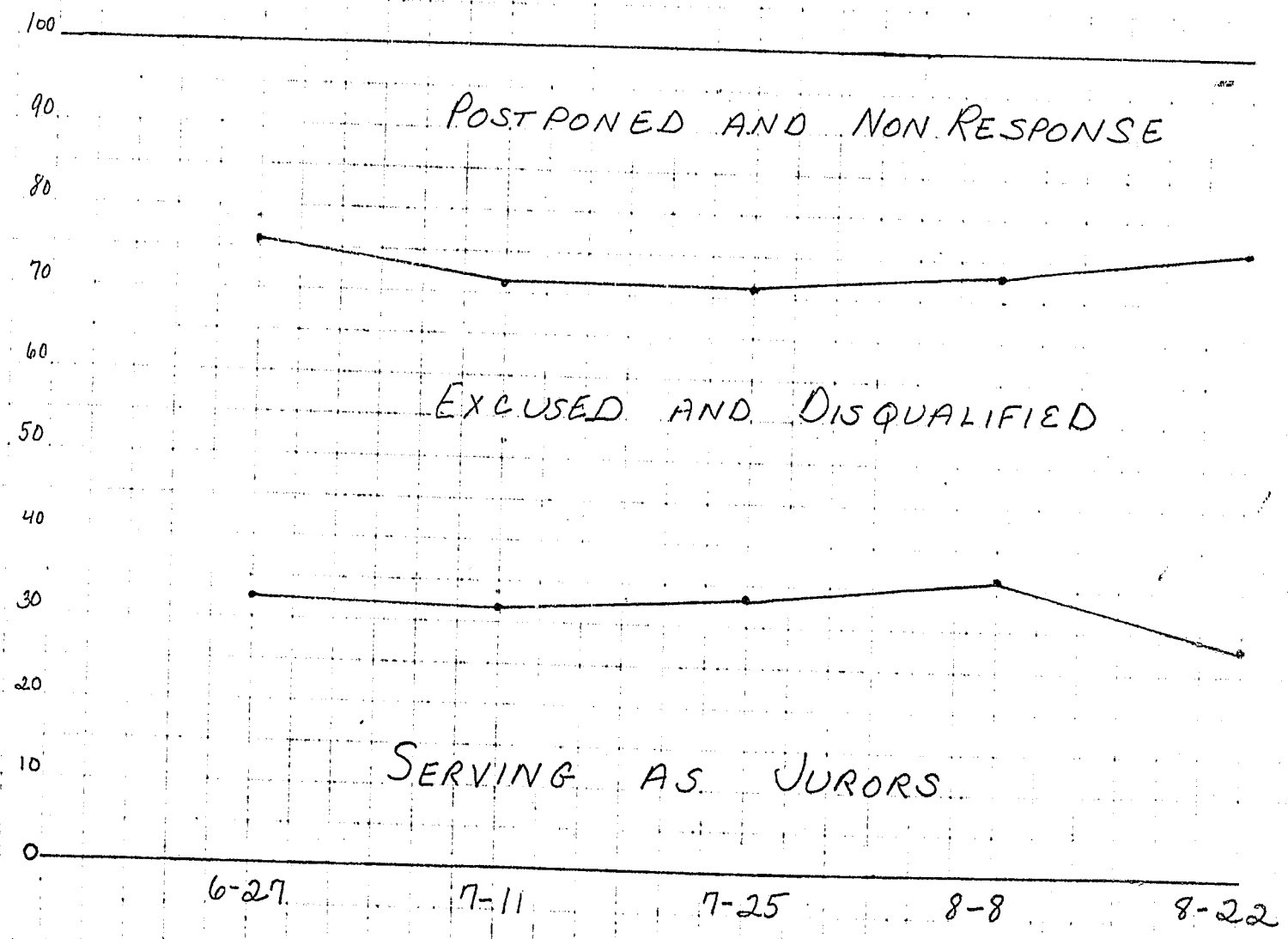
EFFICIENCY LINE No. 2636

	NO. SUMMONS SENT	NO. PERSONS PREVIOUSLY POSTPONED	NO. JURORS SERVING	UNDELIV- ERABLE	NO SHOWS	DISQUAL- IFIED	EXCUSED	POSTPONED
	1	2	3	4	5	6	7	8
6/27	380		112	29	14	9	162	54
		72	38		4		21	9
TOTALS			150	29	18	9	183	63
7/11	398		111	37	24	14	157	55
		102	50		5		27	20
TOTALS			161	37	29	14	184	75
7/25	402		123	46	26	9	142	54
		34	23		1		4	6
TOTALS			146	46	27	9	146	60
8/8	352		109	39	30	22	120	32
		62	43		1		10	10
TOTALS			152	39	31	22	130	42
8/22	483		126	45	34	29	201	48
		25	16				6	3
TOTALS			142	45	34	29	207	51

P E R C E N T A G E S

	#SUMMONED	# SERVING	JURORS	SHERIFF	DISQUAL.	EXCUSED	NO SHOW	POST.	TOTAL
	1	2	3	4 %	5 %	6 %	7 %	8 %	9 %
6/27	380	112	29	8	2	42	4	14	33.2
ORIG.	380	112	29	8	2	42	4	14	33.2
POST.	72	38	52	-	-	30		12	
7/11	398	111	27	9	5	40	6	13	32.2
ORIG.	398	111	27	9	5	40	6	13	32.2
POST.	102	50	49	-	-	27	4	20	
7/25	402	123	31	11	3	35	7	13	33.5
ORIG.	402	123	31	11	3	35	7	13	33.5
POST.	34	23	67	-	-	12	3	18	
8/8	352	109	30	11	7	34	9	9	36.7
ORIG.	352	109	30	11	7	34	9	9	36.7
POST.	62	43	69	-	-	15	1	15	
8/22	483	126	26	9	6	41	7	11	28.
ORIG.	483	126	26	9	6	41	7	11	28.
POST.	25	16	64	-	-	24	-	12	

QUALIFYING - SUMMONING YIELD



ELEMENT III: JURY SERVICE METHODS
 AREA: ORIENTATION PROCESS

The orientation slide show was presented to jurors for the first time on 10-3-78. The show was aired on a local television station in August. The responses from the judges, attorneys and public have been very good. The presentation will not only relieve the orientation responsibility from the judges but will better educate the public.

AREA: UTILIZATION OF JURORS TIME

The following formula is again being used to measure the juror utilization efficiency. The JUI is computed for each jury term during July and August.

JUROR USAGE INDEX: $\frac{\text{JUROR DAYS AVAILABLE}}{\text{TOTAL TRIAL DAYS}}$ RECOMMENDED GOAL: LESS THAN 20.

6-27	35.5
7-11	24.7
7-25	25.3
8-8	29.3
8-22	21.1

This index illustrates the usage of jurors brought in each jury period. At no time during the two months did the project reach its goal. Again this reveals an excess number of jurors are being brought in. It also helps illustrate that the judge waits are in all probability not due to a lack of jurors but the lack of the efficient flow of jury trial starting times.

ELEMENT IV: COST AND CONDITIONS
 AREA: LOSS OF INCOME

There was no information collected during this period on jurors' loss of income.

AREA: REPETITION OF SERVICE

Again there was no information collected on this area.

ELEMENT V: CITIZEN AWARENESS
 AREA: GENERAL INFORMATION

The juror orientation slide show was aired on a local educational television station in August. The jury pool received additional publicity on a television news station, though critical, of the juror waste associated with the trial mentioned earlier in this report.

II-3-11

PETIT JURORS USED

MONTH OF JULY YEAR 1978

PLACE OF HOLDING COURT _____

DATE (record daily)	A JURIES IN TRIAL		NUMBER OF JURORS				F (optional) In this space each court may record such facts about daily juror situations as it finds helpful for later usage analysis (e.g., number of jurors requested by each judge vs. number actually used, times when same juror serves on more than one trial on given day, identity of capital offense cases, etc.).
	6-man	12-man	Total Available To Serve	Served on Trial Juries	Challenged And Not Reached	Not Used	
	B	C	D	E			
SUMMONING DATE 6-27		1	150	93	57	0	
6-28		7	107	56	51	0	
6-29		0	11	0	0	11	
7-5		4	133	50	70	13	
7-6		5	96	53	43	0	
7-7		0	52	0	0	52	
7-10		0	54	0	0	54	6-27-JU1 - 35.5
SUMMONING DATE 7-11		6	156	51	75	0	
7-12	1	6	77	31	38	8	
7-13		3	71	26	38	7	
7-14		1	27	0	0	27	
7-17		3	100	27	38	35	
7-18		6	93	38	48	7	
7-19		6	100	32	47	21	
7-20	1	4	77	31	46	0	
7-21		1	112	14	0	98	
7-24		0	102	0	0	102	7-11-JU1 - 24.7
SUMMONING DATE 7-25		2	143	27	45	71	
7-26		4	67	26	34	7	
7-27	1	6	80	58	22	0	
7-28		4	14	6	8	0	
7-31		1	48	12	13	23	

MONTHLY TOTALS	Juror Days Available			
6-man total x 0.5 =				
12-man total =				
Total Trial Days (weighted) or Days Available				
Total Trial Days				

JUROR USAGE INDEX

- INSTRUCTIONS
- 1 Column B, minus Column C, minus Column D, equals Column E.
 - 2 Column A-show the number of separate jury trials in process, whether or not the trial is completed that day. Also if two trials occur in same courtroom within the day count these as two.
 - 3 Column B-show total number reporting as available to serve, whether or not put on a panel or a jury. Exclude any excused jurors if they were not paid an attendance fee.
 - 4 Column C-show number serving any part of the day as sworn jurors for any specific case trial, even if case settled before evidence is introduced.
 - 5 Column D-show number challenged and not reached during voir dire for any trial service that day. Persons challenged in one trial but used in another are counted in Column C.
 - 6 Column E-show jurors neither challenged nor sworn for any specific trial.

II-3-11

PETIT JURORS USED

MONTH OF AUGUST	YEAR 1978
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PLACE OF HOLDING COURT

ELEMENT VI: PAPERWORK

No changes have been made in the paper work processes.

DATE (record daily)	A JURIES IN TRIAL		NUMBER OF JURORS				F (optional) In this space each court may record such facts about daily juror situations as it finds helpful for later usage analysis (e.g., number of jurors requested by each judge vs. number actually used, times when same juror serves on more than one trial on given day, identity of capital offense cases, etc.).
	6-man	12-man	Total Available To Serve	Served on Trial Juries	Challenged And Not Reached	Not Used	
	B	C	D	E			
8-1	1	1	105	19	30	56	
8-2		1	65	12	12	41	
8-3	2	3	75	50	25	0	
8-4	1	1	0			0	
8-7		0	48	0	0	48	7-25-JUI-25.3
8-8		3	146	37	47	62	
8-9		2	71	24	25	22	
8-10		2	71	12	24	35	
8-11	1	0	45	6	6	33	
8-14		1	42	12	30	0	
8-15		5	82	51	31	0	
8-16		5	78	13	11	54	
8-17		3	103	37	35	31	
8-18		3	43	14	0	29	
8-21		0	36	0	0	36	8-8-JUI-29.3
8-22		4	138	52	64	22	
8-23		6	88	27	45	16	
8-24	1	4	99	39	33	27	
8-25		2	51	13	12	26	
8-28		1	120	14	61	45	
8-30		6	73	37	36	0	
8-31		7	88	37	47	4	8-22-JUI-21.1
MONTHLY TOTALS			Juror Days Available				

- INSTRUCTIONS
- 1 Column B, minus Column C, minus Column D, equals Column E.
 - 2 Column A-show the number of separate jury trials in process, whether or not the trial is completed that day. Also if two trials occur in same courtroom within the day count these as two.
 - 3 Column B-show total number reporting as available to serve, whether or not put on a panel or a jury. Exclude any excused jurors if they were not paid an attendance fee.
 - 4 Column C-show number serving any part of the day as sworn jurors for any specific case trial, even if case settles before evidence is introduced.
 - 5 Column D-show number challenged and not reached during voir dire for any trial service that day. Persons challenged in one trial but used in another are counted in Column C.
 - 6 Column E-show jurors neither challenged nor sworn for any specific trial.

6-man total x 0.5 =

12-man total =

Total Trial Days (weighted)

or Days Available
Total Trial Days

JUROR USAGE INDEX

END