# Criminal Court of the City of New York Annual Report 2016

Hon. Melissa C. Jackson

**Administrative Judge** 

Justin A. Barry

Chief Clerk

#### CRIMINAL COURT OF THE CITY OF NEW YORK 2016 ANNUAL REPORT Published August 2017

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|--------------------|
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This report discusses online arrest/Desk Appearance Ticket (DAT) and summons arraignments and filings. Online arrest/DAT refers to those cases that are filed with the court subsequent to an arrest by a law enforcement officer and the filing of a formal complaint. With online arrest/DAT cases, the defendant is typically detained either at a local police precinct or central booking while fingerprints are taken and a criminal history report returned. Online arrest defendants are held until seen by a judge. DAT defendants are released after printing, at the discretion of law enforcement, and given a notice to appear in court on a future date. Unless indicated, this report groups these two types of cases to-gether into one category.

Summons cases are started when a law enforcement officer issues an appearance ticket to a defendant with instructions to report to court on a certain date. Typically, the defendant is not detained prior to release and no fingerprints are taken. A complaint is then filed with the Criminal Court to commence the case.

# Welcome – Administrative Judge Melissa C. Jackson

New York City Criminal Court continues to work on ideas and issues on the cutting edge of the national discussion surrounding criminal justice. Our top priority is Chief Judge Janet DiFiore's Excellence Initiative and a renewed commitment to reducing delays in our processing of cases. We have had some incredible success in making our delivery of justice more efficient and timely and there is still more to come.

But along with our work on the Excellence Initiative, Criminal Court has been busy implementing a host of new initiatives and programs that fit squarely in today's national conversation surrounding the criminal justice system.

In partnership with the City of New York, we implemented a pretrial supervised release program. This program gives our judges another option for ensuring a defendant's return to court besides the imposition of bail or release on recognizance. Judges now have the option of releasing defendants charged with non-violent felonies and misdemeanors to the community as long as they agree to and comply with supervision from providers with whom they meet regularly. Not only do the providers keep tabs on and remind the defendant of court dates and requirements but they also can assist a defendant with social services, for issues such as housing, medical issues and drug addiction that might prove an impediment to meeting court obligations. So far the program has shown great promise with return rates similar to defendants released on bail.

Amongst the continuing discussion around the prosecution of quality of life offenses, Criminal Court has been working with the City and the New York City Police Department to transition jurisdiction over certain of these low-level offenses from our summons courts to administrative tribunals. Starting this summer, NYPD will have the discretion to issue civil summons rather than those heard in the Criminal Court carrying criminal penalties. It remains to be seen how this new legislation will affect our caseload and NYPD's policing strategy but the Court will continue to work with our partners



Hon. Melissa C. Jackson Administrative Judge New York City Criminal Court

in the City to make the transition seamless.

The coming year will bring the challenges of implementing the newly passed "Raise the Age" legislation. New York State remained one of two states in the country that prosecuted sixteen and seventeen year olds for every offense in its criminal courts. Scheduled for implementation in 2018, this new legislation will transfer jurisdiction over the prosecution of most offenses committed by this age group to the Family Court. We have our work cut out for us transitioning the tens of thousands of cases each year involving these adolescents from our courthouses and we look forward to assisting Family Court and Supreme Court in developing a plan for handling this new caseload.

#### Introduction – Chief Clerk Justin Barry

In February 2016, Chief Judge Janet DiFiore announced the Excellence Initiative, a comprehensive review of court operations focused on improving the ability of every New York State Courts' ability to bring cases to a timely resolution and reduce delays. Since Chief Judge DiFiore's announcement, New York City Criminal Court has taken to heart the adage the "justice delayed is justice denied" and redoubled its efforts to reduce caseloads and the time it takes to bring a case to final disposition.

The Court had significant success in the later half of 2016 in reducing misdemeanor and petty offense caseloads with an eight percent (8%) reduction citywide. Certain counties, in particular Bronx and New York, saw even bigger drops with twentyeight percent (28%) and fifteen percent (15%), respectively.

We have actively pushed to reduce the number of cases pending over one year and six months as well, dropping the number of older cases by as much as fifty percent (50%) in some counties.

The work is certainly not complete and we continue to strive to further streamline the work of the Court. To date in 2017, we are continuing to see pending caseloads and the number of older cases drop.

How has Criminal Court achieved these goals? As with every initiative in the Court, it starts with our dedicated judges and staff. We have focused on increasing trial capacity; identifying the oldest cases and making sure they are sent to trial as guickly as possible. We have zeroed in on the hardest cases to bring to pretrial disposition-such as drunk driving and domestic violence cases-and, where possible, created specialized trial parts to concentrate on focusing the parties attention on a disposition or bringing them to a speedy trial. To focus the parties attention on the strengths and weaknesses of their cases, Criminal Court judges are having meaningful disposition conferences earlier in the lifespan of case to prevent cases aging. We have created Trial Assignment Parts (TAP) in which a judge and staff will identify, coordinate



Justin Barry Chief Clerk VII New York City Criminal Court

and push cases to a speedy trial. We have partnered with the Supreme Court in certain counties to send cases to be tried there when a judge is not engaged in a felony trial matter. We have shifted calendars so that judges sitting in all-purpose or calendar parts carve out time so that they can conduct bench trials as part of our Trial Fridays program. And we have partnered with the prosecutors and indigent defender offices so that they know and share our urgency in bringing all of our cases to final resolution.

We made significant progress toward our goal in 2016 and saw even stronger results in the first half of 2017. Our commitment to the Excellence Initiative continues and we continue to work with our judges, staff and partners to bring justice to the people of the City of New York.

|  | 2016                                       | New York City Criminal Co  | urt                        |  | C   |
|--|--|--|----------------------------|--|-----|
|  | Hon. Meli<br>Hon. Alexan                   | Hon. Melissa C. Jackson, Administrative Judge<br>Hon. Alexander Jeong, Deputy Administrative Judge | e Judge<br>itive Judge     |  | ) — |
| BRONX                                      | KINGS                                      | NEW YORK   | QUEENS                     | RICHMOND   |     |
| Hon. George A. Grasso                      | Hon. Michael Yavinsky                      | Hon. Tamiko Amaker   | Hon. Michelle Armstrong    | Hon. Alan Meyer  |     |
| Supervising Judge<br>Criminal Court Indges | Supervising Judge<br>Criminal Court Ludges | Supervising Judge<br>Criminal Court Judges   | Criminal Court Turdees     | Criminal Court Indoor  |     |
|  | Hon Claudia Daniels-DePevster              | Hon Gerianne Ahriano   | Hon Bruna DiRiase          | Hon Raia Raietwari   |     |
| Hon. Steven Hornstein                      | Hon. Marguerite Dougherty                  | Hon. Stephen Antignani   | Hon. Althea Drysdale       | Hon. Raymond Rodriguez   |     |
| Hon. Julio Rodriguez III                   | Hon. Curtis Farber                         | Hon. Heidi Cesare  | Hon. Karen Gopee           | þ  |     |
| Hon. Elizabeth Warin                       | Hon. John Hecht                            | Hon. Abena Darkeh  | Hon. Ernest Hart           |  |     |
| Hon. Cori Weston                           | Hon. Laura Johnson                         | Hon. Kathryn Paek  | Hon. Gia Morris-Kern       |  |     |
|  | Hon. Donald Leo                            | Hon. Laurie Peterson   | Hon. John Zoll             |  |     |
|  | Hon. Joanne Quinones                       | Hon. Ann Scherzer  |                            |  |     |
|  | Hon. Jane Tully                            | Hon. Steven Statsinger   |                            |  |     |
|  |  | Hon. Joanne Watters  |                            |  |     |
| Civil Court Judges                         | Civil Court Judges                         | Civil Court Judges   | Civil Court Judges         |  |     |
| Hon. Toni Cimino                           | Hon. Andrew Borrok                         | Hon. Melissa Crane   | Hon. Peter Vallone         |  |     |
| Hon. Denise Dominguez                      | Hon. Joy Campanelli                        | Hon. Charlotte Davidson  |                            |  |     |
| Hon. David Kirschner                       | Hon. Cenceria Edwards                      | Hon. Lyle Frank  |                            |  |     |
| Hon. Linda Poust Lopez                     | Hon. Sharen Hudson                         | Hon. Eugene Guarino  |                            |  |     |
| Hon. Marsha Michael                        | Hon. Lorna McAllister                      | Hon. Louis Nock  |                            |  |     |
| Hon. Armando Montano                       | Hon. Rosemarie Montalbano                  | Hon. Ushir Pandit-Durant   |                            |  |     |
| Hon. Bahaati Pitt                          | Hon. Craig Walker                          |  |                            |  |     |
| Hon. Mary Rosado                           | Hon. Carolyn Walker-Diallo                 |  |                            |  |     |
| Hon. Kim Wilson                            |  |  |                            |  |     |
| Acting Sup. Court Justices                 | Acting Sup. Court Justices                 | Acting Sup. Court Justices   | Acting Sup. Court Justices |  |     |
| Hon. Harold Adler                          | Hon. Frederick Arriaga                     | Hon. Kevin McGrath   | Hon. Dorothy Chin-Brandt   |  |     |
| Hon. Shari Michels                         | Hon. Dena Douglas                          | Hon. Felicia Mennin  | Hon. Elisa Koenderman      |  |     |
| Hon. Marc Whiten                           | Hon. Michael Gerstein                      | Hon. Larry Stephen   | Hon. Suzanne Melendez      |  |     |
|  |  | Hon. Richard Weinberg  | Hon. Toko Serita           |  |     |
|  |  |  | Hon. Stephanie Zaro        |  |     |
|  | Red Hook CJC                               | Midtown Community Court  |                            |  |     |
|  | Hon. Alex Calabrese                        | Hon. Guy Mitchell  |                            |  |     |
|  |  |  |                            | Note: The Supervising Judges are Acting Sup. Court Justices too. |     |

#### Calendar Year 2016 - Executive Summary

This report profiles the work and accomplishments of the Criminal Court of the City of New York in 2016. The report is divided into two sections; the first part is an introduction and summary of the organizational structure of the Court and the second part describes court operations - a summary of the Court's work, arraignments, all-purpose parts, trial parts, community courts and other specialized courtrooms, along with a description of the Court's back office. This report explains how each court operation functions and then provides a quantitative analysis of the work in an effort to give the reader a snapshot of the volume and outcomes.

From November 2004 through October 2012, the Bronx Criminal Division had administrative responsibility over many aspects of misdemeanor case processing in the Bronx. For the most part this report does not address statistical information relating to Bronx misdemeanor operations during this period, since most non-arraignment Criminal Court functions were handled in the Bronx Supreme Court Criminal Division until October 2012. There are exceptions, however. We do report on summons, arraignment statistics and revenue numbers in the Bronx during that period as part of the entire Criminal Court picture. Due to the fact All-Purpose and Trial Part case processing returned to Criminal Court in the Bronx toward the end of 2012, many of the Bronx statistics appear incomplete, e.g. number of calendared cases or number of trials. In many instances these 2012 numbers are incomplete because are attributed statistically to the Bronx Criminal Division until October 8, 2012 and the Criminal Court for the rest of the year.

Here are some 2016 Criminal Court milestones :

- 19.51 hours average arrest-to-arraignment time;
- 281,321 online arrest/DAT arraignments;
- 296,290 summons filings;
- 286,905 online arrest/DAT dispositions;
- 1,003,128 cases calendared;
- 654,430 cases calendared in all purpose parts;
- 19,764 total dispositions in Criminal Court felony waiver parts;
- 949 pre-trial hearings commenced;
- 990 trials commenced (combined arrest/DAT and summons);
- \$29,828,600 in revenue; and
- \$137,812,812 operating budget.

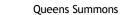
#### NYC Criminal Court 2016 By the Numbers

| Budget:                     | \$137,812,812 | Hearings commenced:             | 949 |
|-----------------------------|---------------|---------------------------------|-----|
| Total revenue:              | \$29,828,600  | Trials verdicts (arrest cases): | 591 |
| Fine revenue:               | \$15,689,442  | Trials (summons cases):         | 438 |
| Summons Revenue             | \$10,790,065  | Court officers:                 | 597 |
| Bail revenue:               | \$7,583,900   | Clerks:                         | 221 |
| Summons filings:            | 296,290       | Judges authorized by statute:   | 107 |
| Arraignments (Online/DATs): | 281,321       | Judges actually sitting:        | 76  |
| Misdemeanor filings:        | 234,649       | Court Reporters:                | 90  |
| Felony filings:             | 45,680        | Court Interpreters:             | 69  |
| Jurors serving:             | 4,300         | Court Attorneys:                | 73  |
| Non-judicial personnel:     | 1,315         | Courthouses:                    | 10  |

# **Courthouse Locations**

- **Bronx Criminal Court NEW YORK CITY** 215 E.161st Street, Bronx, NY 10451 265 E.161st Street, Bronx, NY 10451 **Queens Criminal Court** 125-01 Queens Blvd., Kew Gardens, NY 11415 **Queens Summons** . 120-55 Queens Blvd., Kew Gardens, NY 11415 Midtown Community Court BRONX 314 W. 54th Street, New York, NY 10019 New York Criminal Court 俞 Â 100 Centre Street, New York, NY 10013 **Citywide Summons NEW YORK** 1 Centre Street, New York, NY 10007 (Manhattan) **Kings Criminal Court** Â 120 Schermerhorn Street, Brooklyn, NY 11201 Î **Red Hook Community Justice Center** 88-94 Visitation Place, Brooklyn, NY 11231 QUEENS **Richmond Criminal Court** 26 Central Ave, Staten Island, NY 10301 Î KINGS (Brooklyn)  $\widehat{}$ RICHMOND (Staten Island) Bronx Brooklyn Manhattan
- Citywide Summons

Queens



Staten Island

Red Hook Midtown

#### NYC Criminal Court Jurisdiction

New York City Criminal Court is a court of citywide jurisdiction. As of December 31, 2016, Criminal Court administration assigned seventy-six judges to preside over cases in six main courthouses, two community courthouses, a citywide summons operation in Manhattan, and a summons operation in the Queens Borough Hall.

Criminal Court has preliminary jurisdiction over all arrests processed in the five counties of New York City by state and local law enforcement agencies. Criminal Court arraigns the vast majority of felony, misdemeanor and petty offenses cases in the city.

#### Misdemeanors

Criminal Court has trial jurisdiction over all misdemeanor cases not prosecuted by indictment and adjudicates these cases from the initial court appearance until final disposition. Criminal Court handles all aspects of the hundreds of thousands of misdemeanor cases filed each year including arraignment, trial readiness, motion practice, pretrial hearings and trial. The vast majority of misdemeanor cases are disposed by guilty plea, other disposition or dismissal but the Court presides over four to six hundred trials each year.

#### Summonses

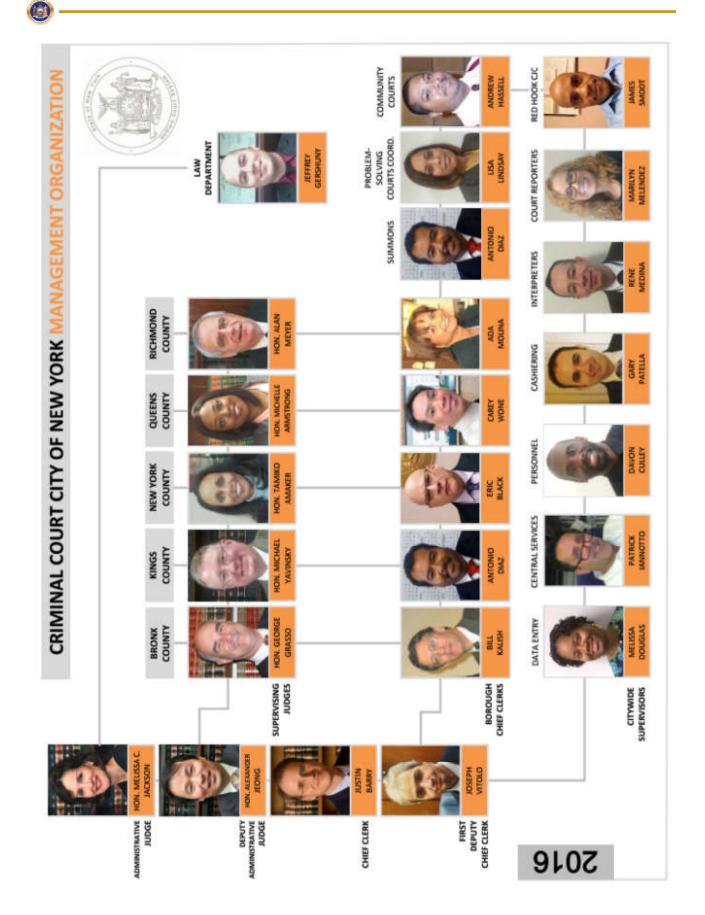
Cases initiated by a summons make up a very large portion of the cases heard in Criminal Court. Summonses are typically issued by police officers for minor Penal Law violations or by peace officers/ enforcement agents (and, again, police officers) whose duties mandate enforcement of the local laws (e.g., the NYC Administrative Code). Criminal Court has trial jurisdiction over summons matters, hearing these cases from arraignment to trial or final disposition.

#### Felonies

Criminal Court has preliminary jurisdiction over felony cases. Felonies are typically arraigned in Criminal Court. Cases are usually adjourned to a Felony Waiver Part to await the decision of the Grand Jury on whether the defendant should stand trial on the felony charges. Felony cases are transferred to Supreme Court after a grand jury votes an indictment.

While Criminal Court does not have jurisdiction to hear trials on felony matters, a very large number of final dispositions on felonies are adjudicated by Criminal Court judges sitting in Felony Waiver

| Crimin                             | al Court Jurisdiction   |  | Parts. (These judg-   |
|------------------------------------|---|--|---|
| Types                              | of Matters Heard in New York City Crir  | ninal Court  | es are designated<br>by administrative  |
| Trial All Purpose Part Arraignment | <ul> <li>Misdemeanor and Petty Offenses</li> <li>NYC Criminal Court has Trial Jurisdiction over<br/>misdemeanor and petty offenses (those where<br/>the defendant faces no more than one year in<br/>jail upon conviction after trial).</li> <li>Trial Jurisdiction means that once the<br/>defendant has been accused of the offense,<br/>the Court has the authority to accept a plea of<br/>guilty, conduct a trial, or otherwise dispose of<br/>the charges.</li> <li>Criminal Court handles all aspects of these<br/>cases from arraignment to trial readiness to<br/>final disposition. Criminal Court never loses<br/>jurisdiction over these cases as it might with a<br/>case over which it has Preliminary Jurisdiction.<br/>The one exception is when the district<br/>attorney files notice that they intend to<br/>present the case to a grand jury and seek<br/>indictment. If the district attorney obtains an<br/>indictment the case is then transferred to<br/>Supreme Court. If no indictment follows,<br/>Criminal Court retains Trial Jurisdiction.</li> </ul> | Felony Offenses<br>NYC Criminal Court has Preliminary<br>Jurisdiction over felony offenses (those<br>where the defendant faces more than one<br>year in jail upon conviction after trial).<br>Preliminary Jurisdiction means that a<br>criminal action is started in the Court and<br>the Court may conduct proceedings which<br>will lead to the prosecution and final<br>disposition in another court that has trial<br>jurisdiction.<br>Felonies are arraigned in Criminal Court<br>and typically sent to the Felony Waiver<br>Part to await grand jury action.<br>Dispositions are taken in the Felony<br>Waiver Part. If a Grand Jury indicts, the<br>case is transferred to Supreme Court. | orders to sit as Act-<br>ing Justices of the<br>Supreme Court).<br>These parts act as<br>both Criminal Court<br>and Supreme Court<br>Parts, allowing<br>prosecutor and de-<br>fense counsel to<br>agree in certain<br>cases to waive<br>presentation to the<br>Grand Jury and in-<br>stead prosecute the<br>case with a Superi-<br>or Court Infor-<br>mation (SCI). |



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#### **Organizational Structure of NYC Criminal Court**

By statute, Criminal Court has 107 authorized judgeships. Each Criminal Court judge must be a resident of New York City. The judges are appointed for terms of ten years by the Mayor of the City of New York. Any vacancies which occur prior to the expiration of a term also are filled through appointment by the Mayor.

Many of the 107 judges appointed to the Criminal Court have been assigned to the Criminal Term of the Supreme Court in order to handle felony cases. To assist in processing Criminal Court cases, court administrators have assigned to the Criminal Court, New York City Civil Court Judges and, on occasion, a Judge of the New York City Family Court. All judges presiding over a Criminal Court Part on December 31, 2016 are listed on page six.

The Court is headed by a citywide Administrative Judge, Hon. Melissa C. Jackson, who is responsible for the overall operation of the Court. Judge Jackson is assisted in this task by the Deputy Administrative Judge Alexander Jeong and by five supervising judges: one for the Bronx – Hon. George A. Grasso; one for Kings – Hon. Michael Yavinsky; one for New York County – Hon. Tamiko Amaker; one for Queens–Hon. Michelle Armstrong; and one for Richmond– Hon. Alan Meyer.

Under the direction of the Administrative Judge, the Chief Clerk oversees the Court's staff of nonjudicial personnel. In 2016, Chief Clerk Justin Barry was assisted in this task by the First Deputy Chief Clerk for citywide operations, Joseph Vitolo. In addition, the Chief Clerk is supported by five Borough Chief Clerks who, along with the supervising judges, oversaw the day-to-day operations in each county- William Kalish (Bronx), Antonio Diaz (Kings), Eric Black (New York), Carey Wone (Queens) and Ada Molina (Richmond). The citywide summons operation was supervised by Antonio Diaz and Andrew Hassell and James Smoot oversaw operations at Midtown Community Court and Red Hook Criminal Justice Center, respectively. In addition Mr. Hassell supervised Community Court operations in Red Hook and Midtown as Citywide Community Court Coordinator.

Central Administration staff also included Lisa Lindsay (problem solving courts); Davon Culley (personnel), who oversees the Criminal Court Human Resources Department; Patrick lannotto (supply and records), who oversees a combined Civil and Criminal Court Central Services Department; Melissa Douglas (data entry); Renee Medina (interpreters); Gary Patella (cashiering); and Marilyn Melendez (court reporters).

# Criminal Court Caseload – A 10 Year Overview

The total number of online arrest/DAT arraignments decreased by 10.6% from 2015 to 2016, 20.7% lower than those seen in 2011 and over 15.4% less than 2006. DAT arraignments citywide have decreased over 12.9% from 2011.

Although New York City law enforcement continues its focus on "quality of life" crimes, summons filings decreased by 9.5% from 2015 to 2016.

Petty offenses, which include misdemeanors, violations, infractions and other low level online arrest/DAT arraignments, decreased with numbers 11.8% lower than 2015, 22.6% lower than those 2011, and 13.7% lower than those seen in 2006. Felony arraignments decreased as well-3.9% lower than the previous year and 9.4% lower than 2011.

Criminal Court calendared 1,003,128 online/DAT cases in 2016, less than the 1,040,446 calendared in 2015. The Court saw a 7.9% decrease in pending online/DAT caseloads.

In 2016, the Court brought 286,905 cases to final disposition, a number 9.1% lower than the previous year.

# New York City Criminal Court Supervising Judges



**Bronx County** 

Honorable George A. Grasso Honorable Michael Yavinsky **Kings County** 

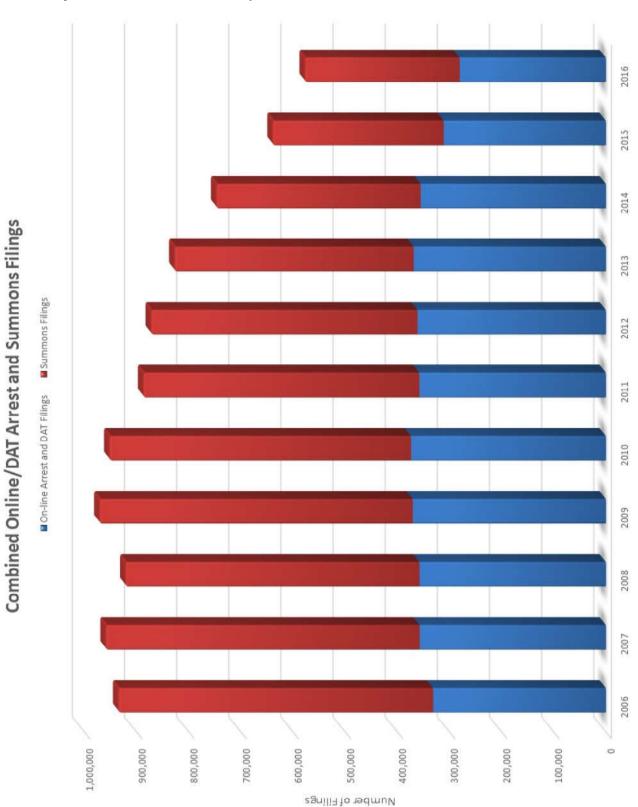
Honorable Tamiko Amaker **New York County** 

led Court SY



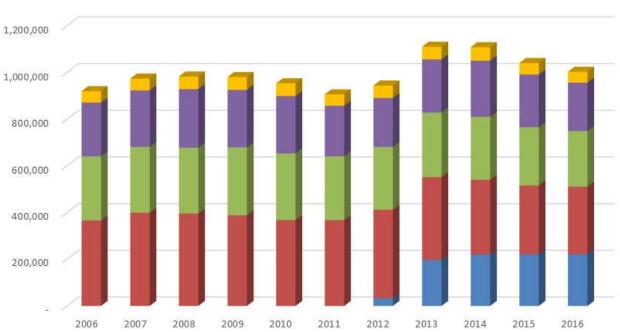
Honorable Alan Meyer **Richmond County** 

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# Court Operations – Summary Information

**Total Number of Calendared Cases** 



Bronx Kings New York Queens Richmond

#### Number of Calendared Cases

|      | Citywide  | Bronx** | Kings   | New York | Queens  | Richmond |
|------|-----------|---------|---------|----------|---------|----------|
| 2016 | 1,003,128 | 220,980 | 289,831 | 238,482  | 207,425 | 46,410   |
| 2015 | 1,040,446 | 220,714 | 295,673 | 248,927  | 225,859 | 49,273   |
| 2014 | 1,108,211 | 220,096 | 319,993 | 269,701  | 240,650 | 57,771   |
| 2013 | 1,110,341 | 196,758 | 354,655 | 276,761  | 227,705 | 54,462   |
| 2012 | 943,933   | 32,483  | 379,625 | 268,902  | 209,595 | 53,328   |
| 2011 | 906,243   |         | 367,718 | 273,088  | 216,702 | 48,735   |
| 2010 | 953,671   |         | 367,764 | 285,833  | 245,255 | 54,819   |
| 2009 | 980,554   |         | 388,157 | 291,113  | 246,065 | 55,219   |
| 2008 | 982,510   |         | 395,929 | 281,891  | 251,205 | 53,485   |
| 2007 | 973,765   |         | 399,345 | 281,697  | 242,091 | 50,632   |
| 2006 | 920,043   |         | 366,072 | 274,794  | 230,191 | 48,986   |

\*\*Year 2012 includes Bronx County data for October 2012 to December 2012.

Dockets Pending on December 31 (Snapshot of Pending Cases)

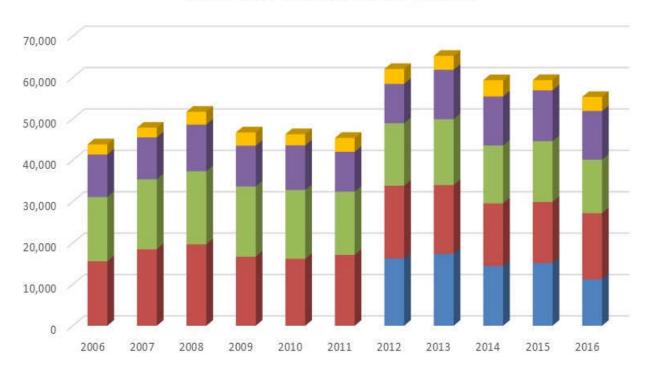
|                  |                                     | Citywide        | Bronx  | Kings           | New York        | Queens         | Richmond     |
|------------------|-------------------------------------|-----------------|--------|-----------------|-----------------|----------------|--------------|
|                  | Total                               | 55,297          | 11,207 | 16,016          | 12,934          | 11,772         | 3,368        |
| 2<br>0           | Total Pending Disposition           | 50,903          | 10,753 | 14,561          | 11,696          | 10,867         | 3,026        |
| 1                | Felony                              | 11,058          | 2,113  | 2,796           | 2,413           | 3,000          | 736          |
| 6                | Misd/Inf/Viol/Oth                   | 39,845          | 8,640  | 11,765          | 9,283           | 7,867          | 2,290        |
|                  | Total Pending Sentence              | 4,394           | 454    | 1,455           | 1,238           | 905            | 342          |
| 2                | Total                               | 59,391          | 15,162 | 14,767          | 14,695          | 12,289         | 2,478        |
| 0                | Total Pending Disposition           | 55,261          | 14,933 | 13,174          | 13,687          | 11,288         | 2,179        |
| 1                | Felony                              | 12,123          | 2,406  | 3,244           | 2,802           | 3,207          | 464          |
| 5                | Misd/Inf/Viol/Oth                   | 43,138          | 12,527 | 9,930           | 10,885          | 8,081          | 1,715        |
|                  | Total Pending Sentence              | 4,130           | 229    | 1,593           | 1,008           | 1,001          | 299          |
| 2                | Total                               | 59,366          | 14,422 | 15,158          | 14,019          | `11,821        | 3,946        |
| 0                | Total Pending Disposition           | 55,094          | 14,196 | 13,350          | 12,978          | 11,105         | 3,465        |
| 1                | Felony                              | 11,699          | 2,673  | 2,754           | 2,594           | 3,062          | 616          |
| 4                | Misd/Inf/Viol/Oth                   | 43,395          | 11,523 | 10,596          | 10,384          | 8,043          | 2,849        |
|                  | Total Pending Sentence              | 4,272           | 226    | 1,808           | 1,041           | 716            | 481          |
|                  | Total                               | 65,238          | 17,374 | 16,654          | 15,907          | 11,936         | 3,367        |
| 2<br>0<br>1<br>3 | Total Pending Disposition           | 61,341          | 17,127 | 15,155          | 14,938          | 11,162         | 2,959        |
|                  | Felony                              | 11,738          | 2,553  | 2,678           | 2,901           | 3,004          | 602          |
|                  | Misd/Inf/Viol/Oth                   | 49,603          | 14,574 | 12,477          | 12,037          | 8,158          | 2,357        |
| 3                | Total Pending Sentence              | 3,897           | 247    | 1,499           | 969             | 774            | 408          |
|                  | Total                               | 62,060          | 16,232 | 17,617          | 15,107          | 9,523          | 3,581        |
| 2                | Total Pending Disposition           | 58,288          | 16,117 | 16,153          | 14,066          | 8,686          | 3,266        |
| 0                | Felony                              | 12,094          | 3,725  | 2,791           | 2,410           | 2,647          | 521          |
| 1<br>2           | Misd/Inf/Viol/Oth                   | 46,194          | 12,392 | 13,362          | 11,656          | 6,039          | 2,745        |
| -                | Total Pending Sentence              | 3,772           | 115    | 1,464           | 1,041           | 837            | 315          |
| 2                | Total                               | 45,404          |        | 17,140          | 15,277          | 9,664          | 3,323        |
| 0                | Total Pending Disposition           | 42,279          |        | 16,089          | 14,356          | 8,829          | 3,005        |
| 1                | Felony                              | 8,515           |        | 2,641           | 2,732           | 2,651          | 491          |
| 1                | Misd/Inf/Viol/Oth                   | 33,764          |        | 13,448          | 11,624          | 6,178          | 2,514        |
| _                | Total Pending Sentence              | 3,125           |        | 1,051           | 921             | 835            | 318          |
| 2                | Total                               | 46,304          |        | 16,177          | 16,663          | 10,774         | 2,690        |
| 0                | Total Pending Disposition           | 43,414          |        | 15,243          | 15,985          | 9,875          | 2,311        |
| 1                | Felony<br>Misd/Inf/Viol/Oth         | 8,736<br>34,678 |        | 2,511           | 3,167<br>12,818 | 2,644          | 414<br>1,897 |
| 0                | Total Pending Sentence              | 2,890           |        | 12,732<br>934   | 678             | 7,231<br>899   | 379          |
|                  | Total                               | 46,735          |        | 16,699          | 16,967          | 9,859          | 3,210        |
| 2                |                                     |                 |        |                 |                 |                |              |
| 0                | Total Pending Disposition<br>Felony | 43,773<br>8,510 |        | 15,621<br>2,486 | 16,432<br>3,141 | 8,891<br>2,385 | 2,829<br>498 |
| 0<br>9           | Misd/Inf/Viol/Oth                   | 35,263          |        | 13,135          | 13,291          | 6,506          | 2,331        |
| -                |                                     |                 |        |                 |                 |                |              |
|                  | Total Pending Sentence              | 2,962           |        | 1,078           | 535             | 968            | 381          |

#### Dockets Pending on December 31 (Snapshot of Pending Cases)

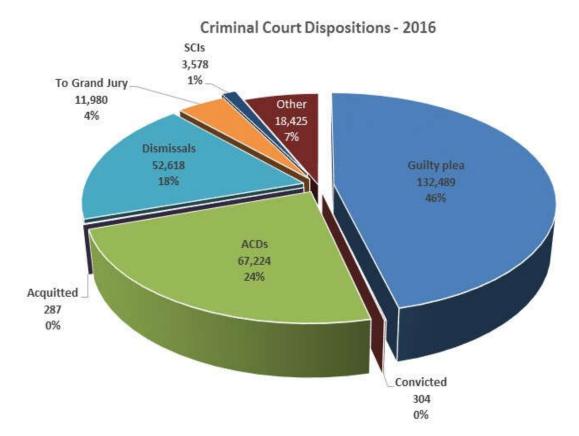
|        |                           | Citywide | Bronx | Kings  | New York | Queens | Richmond |
|--------|---------------------------|----------|-------|--------|----------|--------|----------|
|        | Total                     | 51,725   |       | 19,676 | 17,667   | 11,300 | 3,082    |
| 2      | Total Pending Disposition | 48,771   |       | 18,570 | 17,196   | 10,243 | 2,762    |
| 0<br>0 | Felony                    | 10,522   |       | 2,907  | 3,955    | 3,068  | 592      |
| 8      | Misd/Inf/Viol/Oth         | 38,249   |       | 15,663 | 13,241   | 7,175  | 2,170    |
|        | Total Pending Sentence    | 2,954    |       | 1,106  | 471      | 1,057  | 320      |
|        | Total                     | 47,885   |       | 18,503 | 16,899   | 10,141 | 2,342    |
| 2      | Total Pending Disposition | 45,151   |       | 17,506 | 16,491   | 9,091  | 2,063    |
| 0<br>0 | Felony                    | 10,435   |       | 2,973  | 3,999    | 3,036  | 427      |
| 7      | Misd/Inf/Viol/Oth         | 34,716   |       | 14,533 | 12,492   | 6,055  | 1,636    |
|        | Total Pending Sentence    | 2,734    |       | 997    | 408      | 1,050  | 279      |
|        | Total                     | 43,858   |       | 15,594 | 15,538   | 10,271 | 2,455    |
| 2      | Total Pending Disposition | 41,360   |       | 14,684 | 15,133   | 9,338  | 2,205    |
| 0<br>0 | Felony                    | 9,865    |       | 2,639  | 3,602    | 3,192  | 432      |
| 6      | Misd/Inf/Viol/Oth         | 31,495   |       | 12,045 | 11,531   | 6,146  | 1,773    |
|        | Total Pending Sentence    | 2,498    |       | 910    | 405      | 933    | 250      |

**Pending Cases** 

🔳 Bronx 📕 Kings 🗯 New York 🔳 Queens 📙 Richmond



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#### **Citywide Dispositions**

|      | Total   | Guilty Plea | Convicted | Acquitted | ACD    | Dismissal | To Grand Jury | SCI   | Other* |
|------|---------|-------------|-----------|-----------|--------|-----------|---------------|-------|--------|
| 2016 | 286,905 | 132,489     | 304       | 287       | 67,224 | 52,618    | 11,980        | 3,578 | 18,425 |
| 2015 | 315,760 | 146,201     | 243       | 233       | 82,178 | 51,589    | 11,999        | 3,101 | 20,216 |
| 2014 | 359,475 | 172,490     | 314       | 266       | 94,823 | 55,126    | 12,563        | 3,123 | 20,770 |
| 2013 | 364,583 | 178,647     | 378       | 313       | 93,972 | 52,738    | 13,707        | 2,948 | 21,880 |
| 2012 | 313,791 | 149,311     | 334       | 194       | 87,934 | 43,559    | 11,495        | 2,750 | 18,214 |
| 2011 | 286,286 | 135,474     | 291       | 216       | 84,504 | 38,229    | 10,347        | 2,804 | 14,421 |
| 2010 | 293,637 | 142,520     | 271       | 228       | 80,760 | 41,725    | 10,820        | 3,184 | 14,129 |
| 2009 | 300,318 | 151,094     | 258       | 167       | 75,530 | 44,988    | 11,821        | 3,384 | 13,076 |
| 2008 | 282,788 | 142,359     | 220       | 171       | 66,065 | 45,525    | 13,512        | 3,473 | 11,463 |
| 2007 | 282,684 | 144,187     | 217       | 190       | 65,675 | 43,733    | 13,265        | 4,161 | 11,256 |
| 2006 | 264,295 | 133,981     | 283       | 216       | 58,650 | 43,244    | 12,819        | 4,698 | 10,404 |

\* Dispositions in the "Other" category include resolutions of Criminal Court warrants outstanding in another county; resolutions of Family Court warrants and Orders of Protection outstanding; removals to Family Court; extradition matters; and transfers to another court.

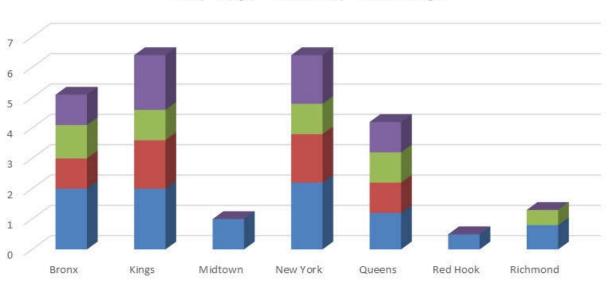
#### **COURT OPERATIONS – ARRAIGNMENTS**

The arraignment marks the first time that a criminal defendant appears in court. Criminal Court operates arraignment parts day and night, every day of the year in all five counties of the city. In 2016, 281,321 cases were arraigned citywide on On-Line arrest or Desk Appearance Ticket (DAT) cases.

Arraignments are actually the final stage of the arrest process in New York City. Before the defendant appears before the Judge, a complicated series of steps must occur, all typically within a twentyfour hour period. The flowchart on page 27 shows all of the necessary steps that must occur between a defendant's arrest and the time that he or she first appears in court. The defendant must be brought to Central Booking where his or her arrest photo and fingerprints are taken. The fingerprints are electronically sent to the Division of Criminal

Justice Services (DCJS) where a criminal history or rap sheet is produced and returned to the police in Central Booking. Meanwhile the Criminal Justice Agency (CJA) interviews each defendant for the purpose of making a bail recommendation and the arresting officer meets with an Assistant District Attorney in order to draft the complaint that will start the criminal prosecution. All of these items complaint, rap sheet and CJA report - must be compiled before the court may arraign the defendant. Once the necessary paperwork are completed, it is delivered to court arraignment clerks who prepare a final file for the court and attorneys, assign a docket number to the case and initialize the case in the court's computer system. Defense counsel either assigned or private - is then given an opportunity to interview the defendant before he or she sees the judge.

# Number of Weekly Arraignment Parts - 2016 Day Night Weekend Day Weekend Night



#### Number of Weekly Arraignment Parts - 2016

|                   | Citywide* | Bronx | Kings | Midtown | New York | Queens | Red Hook | Richmond |
|-------------------|-----------|-------|-------|---------|----------|--------|----------|----------|
| Arraignment Parts | 24.9*     | 5.1   | 6.4   | 1.0     | 6.4      | 4.2    | 0.5*     | 1.3*     |
| Day               | 9.7       | 2.0   | 2.0   | 1.0     | 2.2      | 1.2    | 0.5*     | 0.8*     |
| Night             | 5.2       | 1.0   | 1.6   | 0.0     | 1.6      | 1.0    | 0.0      | 0.0      |
| Weekend Day       | 4.5*      | 1.1   | 1.0   | 0.0     | 1.0      | 1.0    | 0.0      | 0.5*     |
| Weekend Night     | 5.5       | 1.0   | 1.8   | 0.0     | 1.6      | 1.0    | 0.0      | 0.0      |

\* Some arraignment parts are listed as a fraction. In Queens, the arraignment part that is only opened one day/week is listed as 0.2. In Red Hook and Richmond the parts listed operate half of the time as an arraignment part and the other half as either an all-purpose part or a trial part. Summons courtrooms are not included in this list.

# COURT OPERATIONS – ARRAIGNMENTS

In the Arraignment Part, defendants are notified of the charges that have been filed against them and their rights. The judge will also hear arguments from the assistant district attorney and defense counsel concerning bail - whether it is appropriate and, if so, what form the bail should take and how much.

Arraignment is also the first opportunity to dispose of misdemeanor cases. In 2016 there were 122,948

1400 1200 1000 800 600 400 200 0 Midtown Richmond Bronx Kings New York Queens Red Hook

#### Number of Arraignment Sessions - 2016

Day Sessions Night Sessions Weekend

Arraignment Sessions\* - 2016

|                      | Citywide | Bronx | Kings** | Midtown | New York | Queens | Red Hook | Richmond*** |
|----------------------|----------|-------|---------|---------|----------|--------|----------|-------------|
| Total Sessions       | 5,031.3  | 976   | 1,345   | 244     | 1,250    | 857    | 122      | 237.3       |
| Day Sessions         | 2,586.8  | 488   | 619     | 244     | 548      | 379    | 122      | 186.8       |
| Night Sessions       | 1,924.0  | 363   | 611     | 0       | 587      | 363    | 0        | 0           |
| Weekend Day Sessions | 520.5    | 125   | 115     | 0       | 115      | 115    | 0        | 50.5        |

\* Arraignment sessions are the number of parts opened for the year devoted to arraignments. \*\* Kings County APAR6 opened for 1/2 day. The total sessions for this part is the adjusted days times 1/2. \*\*\* Richmond County sessions were computed as follows: APAR1 # of days times 1/2, APAR2 # of days times 1/4, APAR4 # of days times 1/2. Richmond DAT is not credited with a part day since it is only opened for a portion of a day. \*\*\*\* Counties did not enter data for the Hospital ARR Part, except for NY County.

cases disposed of at arraignment throughout all of Criminal Court's five county arraignment parts, about 44% of all arrest cases arraigned.

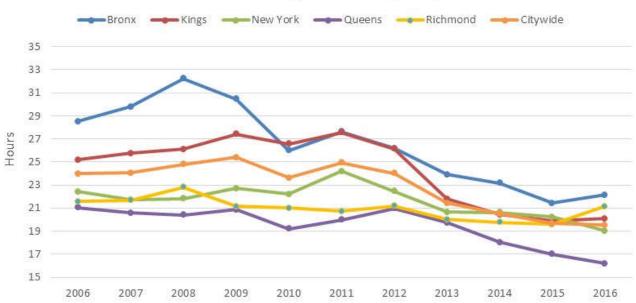




#### Arrest to Arraignment – The Process

There is a tremendous amount of work that must be done after the police arrest a defendant and before the defendant is ready to appear in front of a judge for arraignment. The police must meet with the District Attorney's Office, which will in turn draft a complaint. The police must also send the defendant's fingerprints to Division of Criminal Justice Services (DCJS) in Albany and await the return of a criminal history. The arraignment court clerks must create a court file, docket number and enter the information into the Court's database. Meanwhile, the Criminal Justice Agency must interview the defendant and make a bail recommendation.

Only after all of this takes place, does a defense attorney speak to the defendant and file notice that the defendant is ready to be arraigned by the Court. This page highlights the average time between arrest and arraignment for 2016 and how that compares with the previous ten years. This time period is made all the more important by a mandate from the Court of Appeals to complete this process within twenty-four hours.



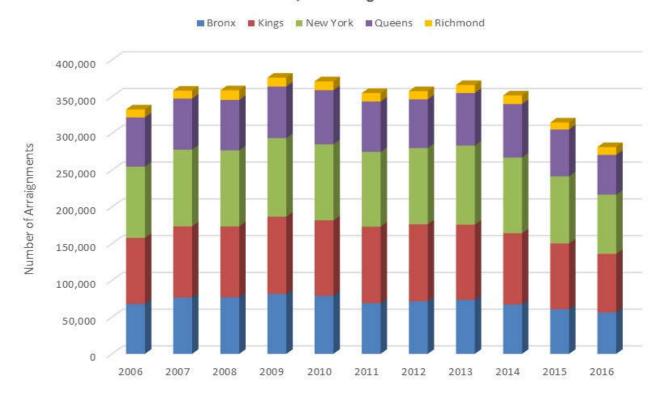
Arrest to Arraignment Times (Hours)

|  | Average | Arrest | to | Arraignment | Times | (Hours) |
|--|---------|--------|----|-------------|-------|---------|
|--|---------|--------|----|-------------|-------|---------|

|      | Citywide | Bronx | Kings | New York | Queens | Richmond |
|------|----------|-------|-------|----------|--------|----------|
| 2016 | 19.51    | 22.15 | 20.10 | 19.02    | 16.19  | 21.16    |
| 2015 | 19.68    | 21.42 | 19.87 | 20.23    | 17.00  | 19.60    |
| 2014 | 20.50    | 23.16 | 20.43 | 20.62    | 18.03  | 19.78    |
| 2013 | 21.44    | 23.92 | 21.78 | 20.66    | 19.74  | 20.01    |
| 2012 | 24.02    | 26.18 | 26.13 | 22.46    | 20.99  | 21.18    |
| 2011 | 24.94    | 27.62 | 27.57 | 24.21    | 20.00  | 20.73    |
| 2010 | 23.64    | 25.99 | 26.58 | 22.20    | 19.22  | 21.02    |
| 2009 | 25.39    | 30.47 | 27.43 | 22.70    | 20.87  | 21.16    |
| 2008 | 24.80    | 32.22 | 26.11 | 21.84    | 20.41  | 22.83    |
| 2007 | 24.07    | 29.80 | 25.75 | 21.71    | 20.60  | 21.68    |
| 2006 | 23.99    | 28.52 | 25.19 | 22.44    | 21.06  | 21.58    |

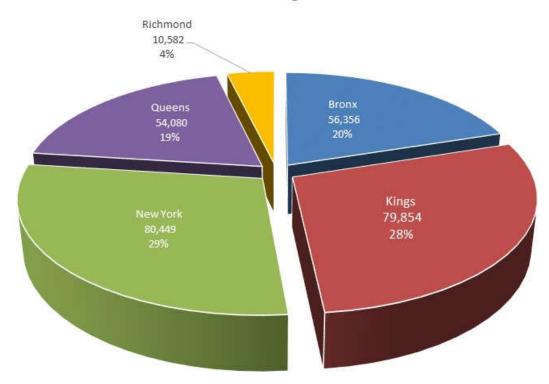
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# **COURT OPERATIONS – ARRAIGNMENTS**



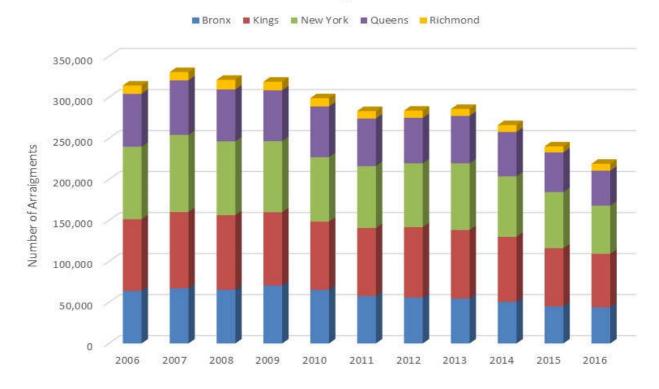
**Online/DAT Arraignments** 

Criminal Court Arraignments - 2016



| 0    |                    |          |             |              |          |        |          |
|------|--------------------|----------|-------------|--------------|----------|--------|----------|
|      |                    |          | DAT/On-Line | Arraignments |          |        |          |
| 2044 |                    | Citywide | Bronx       | Kings        | New York | Queens | Richmond |
| 2016 | Total Arraignments | 281,321  | 56,356      | 79,854       | 80,449   | 54,080 | 10,582   |
|      | DAT                | 62,267   | 12,326      | 14,538       | 21,782   | 11,323 | 2,298    |
|      | On-Line Arrests    | 219,054  | 44,030      | 65,316       | 58,667   | 42,757 | 8,284    |
| 2015 | Total Arraignments | 314,815  | 60,772      | 89,420       | 91,348   | 63,789 | 9,486    |
|      | DAT                | 74,457   | 15,470      | 18,548       | 22,899   | 15,459 | 2,081    |
|      | On-Line Arrests    | 240,358  | 45,302      | 70,872       | 68,449   | 48,330 | 7,405    |
| 2014 | Total Arraignments | 351,511  | 67,121      | 97,041       | 102,876  | 72,825 | 11,648   |
|      | DAT                | 85,236   | 16,389      | 17,793       | 29,002   | 18,749 | 3,303    |
|      | On-Line Arrests    | 266,275  | 50,732      | 79,248       | 73,874   | 54,076 | 8,345    |
| 2013 | Total Arraignments | 365,752  | 73,227      | 102,627      | 107,553  | 71,391 | 10,954   |
|      | DAT                | 79,807   | 18,554      | 18,878       | 26,323   | 13,519 | 2,533    |
|      | On-Line Arrests    | 285,945  | 54,673      | 83,749       | 81,230   | 57,872 | 8,421    |
| 2012 | Total Arraignments | 357,422  | 71,379      | 104,946      | 103,700  | 66,173 | 11,224   |
|      | DAT                | 73,522   | 15,535      | 18,900       | 25,979   | 10,650 | 2,458    |
|      | On-Line Arrests    | 283,900  | 55,844      | 86,046       | 77,721   | 55,523 | 8,766    |
| 2011 | Total Arraignments | 354,797  | 69,091      | 103,884      | 101,805  | 68,535 | 11,482   |
|      | DAT                | 71,476   | 11,280      | 20,903       | 26,333   | 10,555 | 2,405    |
|      | On-Line Arrests    | 283,321  | 57,811      | 82,981       | 75,472   | 57,980 | 9,077    |
| 2010 | Total Arraignments | 370,769  | 79,021      | 102,676      | 103,428  | 73,589 | 12,055   |
|      | DAT                | 71,677   | 13,700      | 19,340       | 24,932   | 11,735 | 1,970    |
|      | On-Line Arrests    | 299,092  | 65,321      | 83,336       | 78,496   | 61,854 | 10,085   |
| 2009 | Total Arraignments | 375,837  | 81,413      | 105,289      | 106,796  | 70,218 | 12,121   |
|      | DAT                | 56,671   | 10,813      | 15,869       | 20,123   | 8,144  | 1,722    |
|      | On-Line Arrests    | 319,166  | 70,600      | 89,420       | 86,673   | 62,074 | 10,399   |
| 2008 | Total Arraignments | 358,559  | 76,923      | 96,498       | 103,398  | 68,669 | 13,071   |
|      | DAT                | 37,094   | 11,508      | 5,524        | 13,369   | 5,278  | 1,415    |
|      | On-Line Arrests    | 321,465  | 65,415      | 90,974       | 90,029   | 63,391 | 11,656   |
| 2007 | Total Arraignments | 358,079  | 76,631      | 96,760       | 104,333  | 69,500 | 10,855   |
|      | DAT                | 27,146   | 9,423       | 3,742        | 10,275   | 2,931  | 775      |
|      | On-Line Arrests    | 330,933  | 67,208      | 93,018       | 94,058   | 66,569 | 10,080   |
| 2006 | Total Arraignments | 332,496  | 67,839      | 89,975       | 96,876   | 67,003 | 10,803   |
|      | DAT                | 17,950   | 3,840       | 2,427        | 8,496    | 2,510  | 677      |
|      | On-Line Arrests    | 314,546  | 63,999      | 87,548       | 88,380   | 64,493 | 10,126   |
|      |                    |          |             |              |          |        |          |

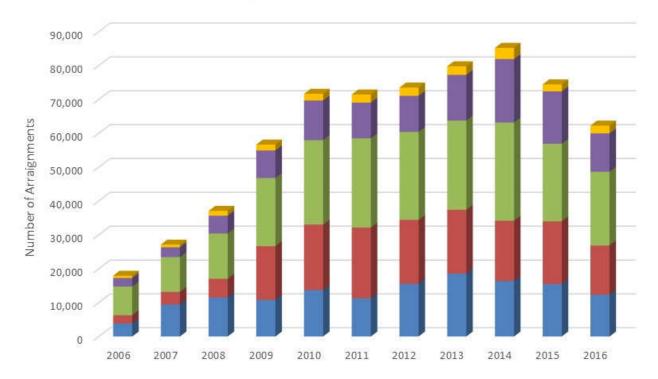
# **COURT OPERATIONS – ARRAIGNMENTS**



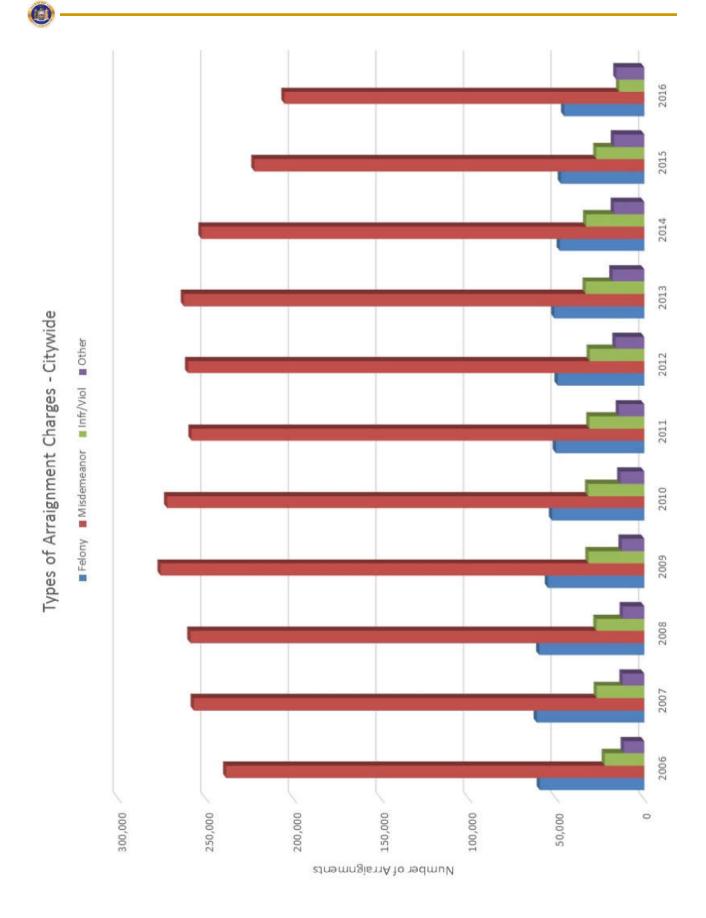
**Online Arraignments** 

#### **DAT Arraignments**

Bronx Kings New York Queens Richmond



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# Arraignments – Types of Charges

Types of Online/DAT Arraignments†

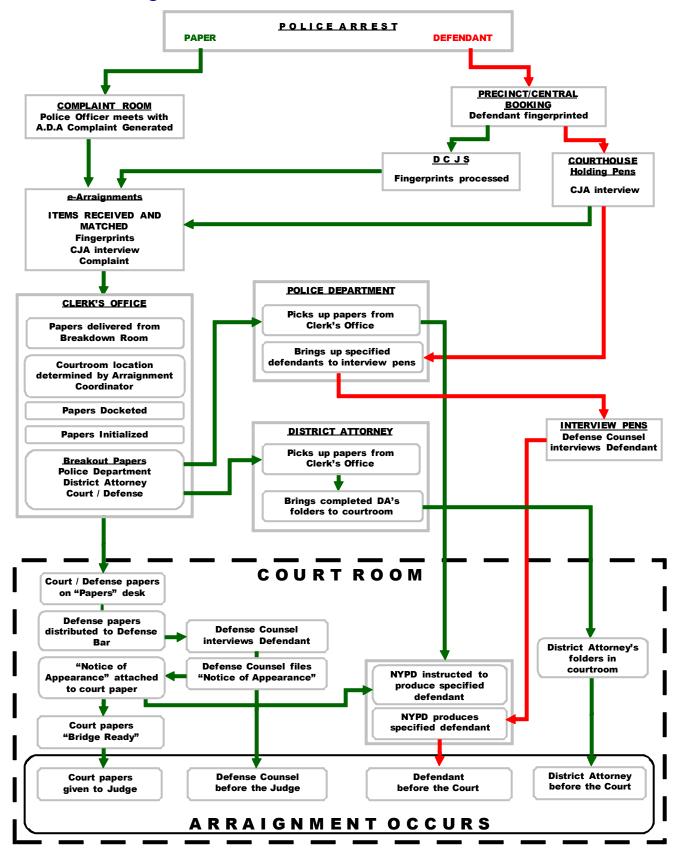
|      |                      | Citywide | Bronx  | Kings   | New York | Queens | Richmond |
|------|----------------------|----------|--------|---------|----------|--------|----------|
| 2016 | Total                | 281,321  | 56,356 | 79,854  | 80,449   | 54,080 | 10,582   |
|      | Felony               | 45,732   | 9,761  | 13,527  | 12,290   | 8,271  | 1,883    |
|      | Misdemeanor          | 205,386  | 42,788 | 55,016  | 59,993   | 39,472 | 8,117    |
|      | Infraction/Violation | 14,296   | 572    | 7,185   | 3,034    | 3,372  | 133      |
|      | Other                | 15,907   | 3,235  | 4,126   | 5,132    | 2,965  | 449      |
| 2015 | Total                | 314,815  | 60,772 | 89,420  | 91,348   | 63,789 | 9,486    |
|      | Felony               | 47,573   | 10,623 | 13,984  | 12,498   | 8,876  | 1,592    |
|      | Misdemeanor          | 222,579  | 45,928 | 60,511  | 62,350   | 46,360 | 7,430    |
|      | Infraction/Violation | 27,357   | 786    | 10,457  | 10,638   | 5,388  | 88       |
|      | Other                | 17,306   | 3,435  | 4,468   | 5,862    | 3,165  | 376      |
| 2014 | Total                | 351,511  | 67,121 | 97,041  | 102,876  | 72,825 | 11,648   |
|      | Felony               | 48,227   | 11,834 | 12,909  | 12,756   | 8,873  | 1,855    |
|      | Misdemeanor          | 252,741  | 50,703 | 67,343  | 72,069   | 53,508 | 9,118    |
|      | Infraction/Violation | 33,172   | 1,176  | 12,254  | 12,536   | 6,976  | 230      |
|      | Other                | 17,371   | 3,408  | 4,535   | 5,515    | 3,468  | 445      |
| 2013 | Total                | 365,752  | 73,227 | 102,627 | 107,553  | 71,391 | 10,954   |
|      | Felony               | 51,328   | 11,978 | 14,084  | 13,694   | 9,597  | 1,975    |
|      | Misdemeanor          | 262,813  | 56,428 | 71,171  | 75,648   | 51,224 | 8,342    |
|      | Infraction/Violation | 33,419   | 1,232  | 12,200  | 12,531   | 7,217  | 239      |
|      | Other                | 18,192   | 3,589  | 5,172   | 5,680    | 3,353  | 398      |
| 2012 | Total                | 357,422  | 71,379 | 104,946 | 103,700  | 66,173 | 11,224   |
|      | Felony               | 49,443   | 12,009 | 14,067  | 12,703   | 8,944  | 1,720    |
|      | Misdemeanor          | 260,433  | 54,668 | 74,772  | 74,713   | 47,486 | 8,794    |
|      | Infraction/Violation | 31,116   | 1,414  | 11,206  | 11,379   | 6,812  | 305      |
|      | Other                | 16,430   | 3,288  | 4,901   | 4,905    | 2,931  | 405      |
| 2011 | Total                | 354,797  | 69,091 | 103,884 | 101,805  | 68,535 | 11,482   |
|      | Felony               | 50,458   | 13,040 | 13,872  | 12,803   | 8,953  | 1,790    |
|      | Misdemeanor          | 258,466  | 51,703 | 74,955  | 72,932   | 50,008 | 8,868    |
|      | Infraction/Violation | 31,350   | 1,280  | 11,021  | 11,762   | 6,824  | 463      |
|      | Other                | 14,523   | 3,068  | 4,036   | 4,308    | 2,750  | 361      |
| 2010 | Total                | 370,769  | 79,021 | 102,676 | 103,428  | 73,589 | 12,055   |
|      | Felony               | 52,639   | 13,919 | 14,132  | 13,900   | 8,934  | 1,754    |
|      | Misdemeanor          | 272,400  | 60,599 | 74,802  | 74,175   | 53,512 | 9,312    |
|      | Infraction/Violation | 32,033   | 1,404  | 10,127  | 11,485   | 8,424  | 593      |
|      | Other                | 13,697   | 3,099  | 3,615   | 3,868    | 2,719  | 396      |
|      |                      |          |        |         |          |        |          |

† Excludes arraignments on summonses. For discussion of summons matters, see page 33.

| U    |                      |          |        |         |          |        |          |
|------|----------------------|----------|--------|---------|----------|--------|----------|
|      |                      | Citywide | Bronx  | Kings   | New York | Queens | Richmond |
| 2009 | Total                | 375,837  | 81,413 | 105,289 | 106,796  | 70,218 | 12,121   |
|      | Felony               | 54,970   | 14,873 | 14,954  | 14,618   | 8,510  | 2,015    |
|      | Misdemeanor          | 276,112  | 62,429 | 77,224  | 76,693   | 50,548 | 9,218    |
|      | Infraction/Violation | 31,853   | 1,266  | 9,672   | 11,845   | 8,596  | 474      |
|      | Other                | 12,902   | 2,845  | 3,439   | 3,640    | 2,564  | 414      |
| 2008 | Total                | 358,559  | 76,923 | 96,498  | 103,398  | 68,669 | 13,071   |
|      | Felony               | 59,886   | 15,543 | 16,543  | 15,732   | 9,685  | 2,383    |
|      | Misdemeanor          | 259,119  | 57,588 | 68,335  | 74,542   | 48,809 | 9,845    |
|      | Infraction/Violation | 27,267   | 1,173  | 8,479   | 9,486    | 7,716  | 413      |
|      | Other                | 12,287   | 2,619  | 3,141   | 3,638    | 2,459  | 430      |
| 2007 | Total                | 358,079  | 76,631 | 96,760  | 104,333  | 69,500 | 10,855   |
|      | Felony               | 61,396   | 16,042 | 16,497  | 16,215   | 10,602 | 2,040    |
|      | Misdemeanor          | 257,202  | 56,439 | 68,776  | 75,882   | 47,973 | 8,132    |
|      | Infraction/Violation | 27,090   | 1,319  | 8,288   | 8,640    | 8,502  | 341      |
|      | Other                | 12,391   | 2,831  | 3,199   | 3,596    | 2,423  | 342      |
| 2006 | Total                | 332,496  | 67,839 | 89,975  | 96,876   | 67,003 | 10,803   |
|      | Felony               | 59,637   | 14,120 | 16,377  | 16,344   | 10,735 | 2,061    |
|      | Misdemeanor          | 238,665  | 49,053 | 63,860  | 70,216   | 47,443 | 8,093    |
|      | Infraction/Violation | 22,527   | 2,022  | 6,448   | 7,067    | 6,670  | 320      |
|      | Other                | 11,667   | 2,644  | 3,290   | 3,249    | 2,155  | 329      |
|      |                      |          |        |         |          |        |          |

**(**) -

#### **Arrest to Arraignment Flowchart**



# **Arraignment Dispositions**

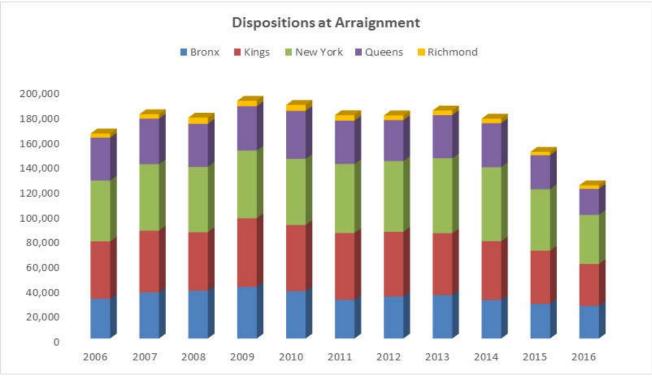
While only the first court appearance, more cases are disposed of in arraignment than at any other stage in the life of a Criminal Court filing. Citywide, approximately half of all case filings were disposed of at their initial court appearance.

Almost all of these dispositions involved misdemeanor or other petty offenses. Disposition rates in the five counties are fairly consistent except for Staten Island where about 29% of all cases are disposed of in arraignments.

|      | City    | wide    | Bro    | onx     | Kir    | ngs     | New    | York    | Que    | ens     | Richr  | nond    |
|------|---------|---------|--------|---------|--------|---------|--------|---------|--------|---------|--------|---------|
|      | Number  | Percent | Number | Percent | Number | Percent | Number | Percent | Number | Percent | Number | Percent |
| 2016 | 122,948 | 42.9    | 26,103 | 43.3    | 33,696 | 42.6    | 39,407 | 47.5    | 20,914 | 38.2    | 2,828  | 29.0    |
| 2015 | 149,765 | 47.4    | 27,827 | 46.6    | 42,634 | 47.2    | 49,281 | 54.1    | 27,266 | 42.7    | 2,757  | 25.4    |
| 2014 | 176,417 | 49.1    | 30,903 | 44.2    | 47,183 | 47.2    | 59,346 | 56.3    | 35,341 | 48.4    | 3,644  | 32.7    |
| 2013 | 182,988 | 50.2    | 34,790 | 47.7    | 49,684 | 47.8    | 60,186 | 56.1    | 34,630 | 50.0    | 3,698  | 32.7    |
| 2012 | 179,007 | 51.0    | 33,714 | 51.8    | 51,855 | 49.6    | 56,830 | 54.6    | 32,849 | 49.5    | 3,759  | 34.3    |
| 2011 | 179,221 | 50.4    | 30,946 | 44.6    | 53,727 | 52.5    | 55,370 | 53.5    | 34,849 | 50.1    | 4,329  | 39.9    |
| 2010 | 187,414 | 50.3    | 38,039 | 48.1    | 53,054 | 51.2    | 53,054 | 50.8    | 38,474 | 52.8    | 4,793  | 38.0    |
| 2009 | 190,718 | 49.9    | 41,391 | 50.6    | 55,107 | 51.0    | 54,330 | 50.0    | 35,589 | 49.7    | 4,301  | 35.6    |
| 2008 | 177,209 | 49.1    | 38,323 | 48.9    | 46,978 | 47.6    | 52,397 | 50.6    | 34,586 | 50.7    | 4,925  | 39.5    |
| 2007 | 179,973 | 49.9    | 37,026 | 48.3    | 49,504 | 50.5    | 53,335 | 51.5    | 36,611 | 52.2    | 3,497  | 31.8    |
| 2006 | 164,491 | 49.3    | 31,793 | 46.9    | 46,127 | 50.7    | 48,831 | 50.4    | 34,427 | 52.0    | 3,313  | 32.3    |

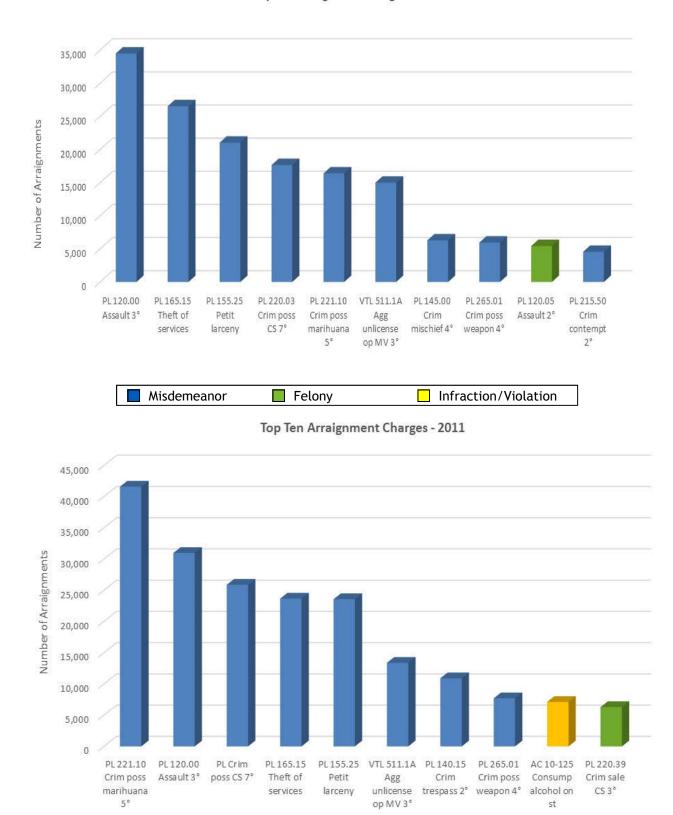
#### Dispositions at Arraignment†

† Figures listed are the percentage of all of that year's dispositions



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# Most Frequently Charged Offenses At Arraignment



Top Ten Arraignment Charges - 2016

| 12    | 112 | 1 |
|-------|-----|---|
| 6 M 1 |     | x |
| - M & | 62  |   |
| 1.1.1 |     | 5 |
|       |     |   |

#### Top 10 Arraignment Charges Citywide

#### Top 10 Misdemeanor Arraignment Charges Citywide

| Com | parison by 1 | most frequently arraigned       | 2016 | 2011 | 2006 | 2001 | Comp | oarison by n | nost frequently arraigned     | 2016 | 2011 | 2006 | 2001 |
|-----|--------------|---------------------------------|------|------|------|------|------|--------------|-------------------------------|------|------|------|------|
| Pl  | 120.00       | Assault 3°                      | 1    | 2    | 2    | 3    | PL   | 120.00       | Assault 3°                    | 1    | 2    | 2    | 3    |
| PL  | 165.15       | Theft of Services               | 2    | 4    | 6    | 4    | PL   | 165.15       | Theft of services             | 2    | 4    | 6    | 4    |
| PL  | 155.25       | Petit larceny                   | 3    | 5    | 4    | 6    | PL   | 155.25       | Petit larceny                 | 3    | 5    | 4    | 6    |
| PL  | 220.03       | Crim poss CS 7°                 | 4    | 3    | 1    | 2    | PL   | 220.03       | Crim poss CS 7°               | 4    | 3    | 1    | 2    |
| PL  | 221.10       | Crim poss marihuana 5 $^\circ$  | 5    | 1    | 3    | 1    | PL   | 221.10       | Crim poss marihuana 5°        | 5    | 1    | 3    | 1    |
| VTL | 511.1A       | Agg unlicensed op MV 3 $^\circ$ | 6    | 6    | 5    | -    | VTL  | 511.1A       | Agg unlicensed op MV 3°       | 6    | 6    | 5    | _    |
| PL  | 145.00       | Criminal mischief $4^\circ$     | 7    | _    | -    | -    | PL   | 145.00       | Crim mischief 4°              | 7    | 10   | _    | _    |
| PL  | 265.01       | Crim poss weapon 4°             | 8    | 8    | 9    | -    | PL   | 265.01       | Crim poss weapon 4°           | 8    | 8    | 8    | _    |
| PL  | 120.05       | Assault 2°                      | 9    | -    | -    | -    | PL   | 215.50       |                               |      | Ū    | U    |      |
| PL  | 215.50       | Crim contempt 2°                | 10   | _    | _    | _    | FL   | 215.50       | Crim contempt 2°              | 9    | -    | -    | _    |
| AC  | 10-125       | Consump alcohol on st           | _    | 9    | _    | _    | VTL  | 1192.2       | Driving while intoxicated     | 10   | -    | 10   | -    |
| PL  | 220.39       | Crim sale CS 3°                 | _    | 10   | 8    | 7    | PL   | 140.15       | Criminal trespass $2^{\circ}$ | -    | 7    | 7    | 7    |
| PL  | 140.15       | Criminal trespass 2°            | _    | 7    | 7    | 8    | PL   | 205.30       | Resisting arrest              | -    | 9    | 9    | -    |
| VTL | 511.1        | Agg unlicensed op MV 3 $^\circ$ | _    | _    | _    | 5    | VTL  | 511.1        | Agg unlic op MV 3°            | _    | _    | _    | 5    |
| PL  | 140.10       | Crim trespass 3°                | _    | _    | _    | 9    | PL   | 140.10       | Criminal trespass 3°          | _    | _    | _    | 8    |
| PL  | 220.16       | Crim poss CS 3°                 | _    | -    | 10   | _    | PL   | 120.14       | Menacing 2°                   | _    | _    | _    | 9    |
| PL  | 120.14       | Menacing 2°                     | -    | -    | -    | 10   | AC   | 20-453       | Unlicensed gen vendor         | -    | _    | _    | 10   |

|     | Top 10 DAT Arraignment Charges Citywide |                                 |      |      |      |      | Top 10 Felony Arraignment Charges Citywide |             |                                |      |      |      |      |
|-----|---|---------------------------------|------|------|------|------|--|-------------|--------------------------------|------|------|------|------|
| Com | parison by                              | most frequently arraigned       | 2016 | 2011 | 2006 | 2001 | Con  | nparison by | most frequently arraigned      | 2016 | 2011 | 2006 | 2001 |
| PL  | 221.10                                  | Crim poss marihuana 5° $$       | 1    | 1    | 2    | 4    | PL   | 120.05      | Assault 2°                     | 1    | 2    | 3    | 2    |
| VTL | 511.1A                                  | Agg unlicensed op MV 3 $^\circ$ | 2    | 4    | 3    | _    | PL   | 220.39      | Crim sale CS 3 $^{\circ}$      | 2    | 1    | 1    | 1    |
| PL  | 155.25                                  | Petit larceny                   | 3    | 2    | 1    | 5    | PL   | 220.16      | Crim poss CS 3°                | 3    | 4    | 2    | 3    |
| PL  | 165.15                                  | Theft of services               | 4    | 3    | 7    | 1    | PL   | 170.25      | Crim poss forged In 2 $^\circ$ | 4    | 9    | 8    | _    |
| PL  | 220.03                                  | Crim poss CS 7°                 | 5    | 5    | 6    | 6    | PL   | 160.10      | Robbery 2°                     | 5    | 3    | 4    | 5    |
| PL  | 120.00                                  | Assault 3°                      | 6    | 6    | 4    | 2    | PL   | 155.30      | Grand larceny 4 $^{\circ}$     | 6    | 6    | 6    | 8    |
| PL  | 265.01                                  | Crim poss weapon 4 $^{\circ}$   | 7    | 8    | _    | -    | PL   | 160.15      | Robbery 1°                     | 7    | 5    | 5    | 4    |
| PL  | 140.15                                  | Criminal trespass $2^{\circ}$   | 8    | 7    | 9    | 9    | PL   | 265.03      | Crim poss weapon 2° $$         | 8    | 7    | _    | _    |
| VTL | 511.1                                   | Agg unlicensed op MV 3 $^\circ$ | 9    | _    | 10   | 3    | PL   | 140.25      | Burglary 2°                    | 9    | 8    | 10   | 9    |
| PL  | 140.10                                  | Criminal trespass 3°            | 10   | _    | _    | _    | PL   | 215.51      | Criminal Contempt 1°           | 10   | _    | _    | _    |
| AC  | 20-453                                  | Unlicensed gen vendor           | _    | 9    | 5    | 8    | PL   | 155.35      | Grand larceny 3°               | _    | 10   | 9    | 6    |
| PL  | 240.30                                  | Agg harassment 2°               | _    | _    | 8    | 7    | PL   | 265.02      | Crim poss weapon $3^{\circ}$   | _    | _    | 7    | 7    |
| PL  | 145.00                                  | Criminal mischief 4°            | _    | -    | -    | 10   | PL   | 140.20      | Burglary 3°                    | _    | _    | _    | 10   |
| PL  | 221.05                                  | Unlawful poss marihuana         | _    | 10   | _    | _    |  |             |                                |      |      |      |      |

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# **Citywide Summons Operation**

In the past year, the personnel supporting the Citywide Summons Operation processed over 296,290 summons filings.

The clerks, data entry and office assistants who comprise the Citywide Summons Operation are responsible for scanning, initializing and docketing every summons case filed with Criminal Court.

Summonses come from over forty certified agencies including the New York City Police Department, Metropolitan Transportation Authority, the New York City Fire Department, the American Society for the Prevention of Cruelty to Animals, Taxi and Limousine Commission, Off Track Betting Corporation, Tax Enforcement, Roosevelt Island Authority and the Unified Court System.

Authorized agencies deliver summonses to the Court's Central Receiving Unit. The Central Receiving Unit separates these summonses by county and appearance date and then looks for serious defects which would prohibit the summons from being docketed, such as a missing signature or narrative, or improper return date. The summonses are then copied into the Court's computer system using high speed scanners which recognize each ticket's bar coded summons number and converts bar code and data into a digital image.

Once the summonses are scanned into the Summons Automated Management System (SAMS), data

entry personnel enter all the pertinent information into the SAMS database and assign each summons a docket number.

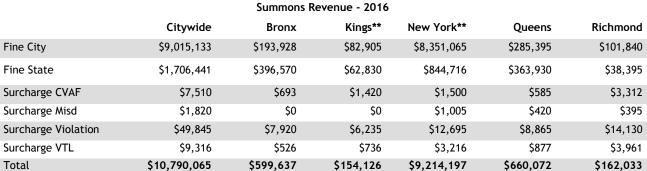
After data entry staff log the information and assign a docket number, the summonses are then forwarded to the appropriate county's summons office where the Associate Court Clerk in charge coordinates with the Supervising Judge's office to ensure that a timely review for legal sufficiency takes place prior to the scheduled arraignment date. Summonses that survive judicial review are then calendared for arraignment.

While individual counties still hear and, if necessary, try the individual summons cases, the Citywide Summons Operation's responsibilities do not end when the cases are sent to the individual counties. (Brooklyn and Manhattan cases are heard at 1 Centre Street). The Summons team also sends out notices to defendants for cases rejected because of defect or dismissed after judicial review. The Citywide Summons Operation is also the central repository for all summons records. Certificates of disposition are given after a review of the SAMS system for cases adjudicated after 1999. For older cases, books and computer printouts are used by the Summons clerical staff to locate and verify summons dispositions going back to 1970.

\* \*Monies received from summonses issued in Brooklyn that are disposed and paid at 1 Centre Street are included in the New

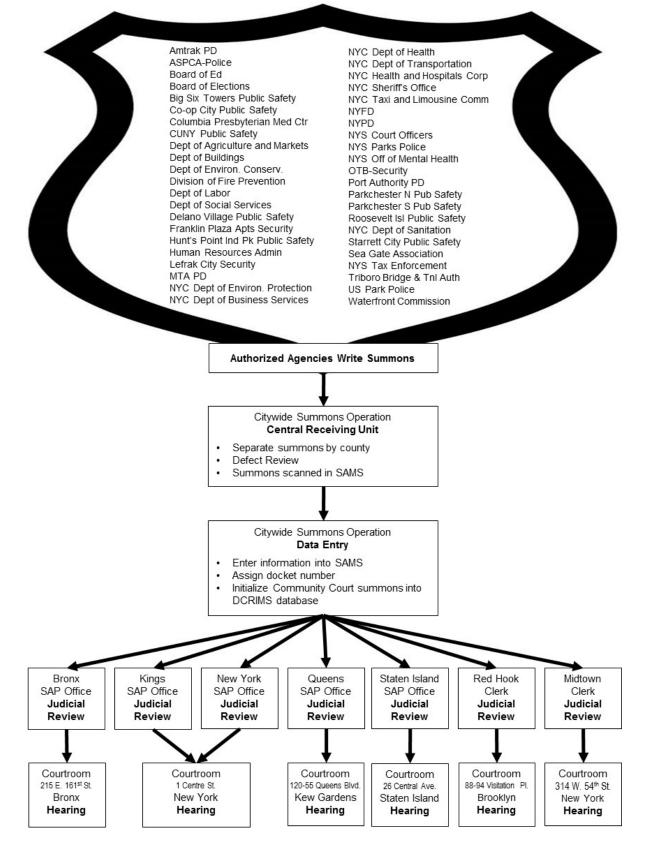
#### Summonses – Revenue

York county figures.





#### Summonses – From Ticket to Hearing

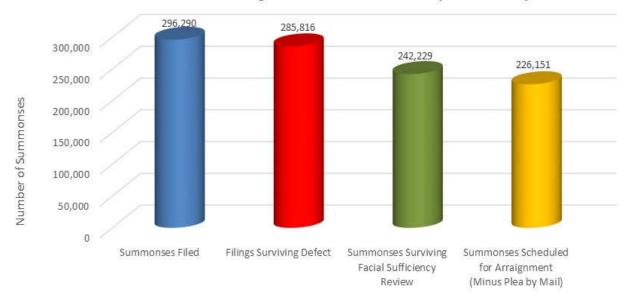


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# Summonses – Filings, Docketing and Arraignments

|                        |          | Summ     | ary of Sumn | nons Filings | - 2016   |         |          |          |
|------------------------|----------|----------|-------------|--------------|----------|---------|----------|----------|
|                        | Citywide | Bronx    | Kings       | Midtown      | New York | Queens  | Red Hook | Richmond |
| Filings                | 296,290  | 64,136   | 75,136      | 17,167       | 58,723   | 59,268  | 8,318    | 13,542   |
| Defects (-)            | (10,474) | (2,519)  | (2,706)     | NA           | (2,604)  | (2,093) | NA       | (552)    |
| Docketed Filings       | 285,816  | 61,617   | 72,430      | 17,167       | 56,119   | 57,175  | 8,318    | 12,990   |
| Dism Insuff (-)        | (43,587) | (12,306) | (7,797)     | (2,665)      | (8,718)  | (6,714) | NA       | (5,387)  |
| Surviving Reviews      | 242,229  | 49,311   | 64,633      | 14,502       | 47,401   | 50,461  | 8,318    | 7,603    |
| Plea By Mail (-)       | (16,078) | (2,295)  | (5,787)     | NA           | (3,756)  | (3,994) | NA       | (246)    |
| Scheduled Arraignments | 226,151  | 47,016   | 58,846      | 14,502       | 43,645   | 46,467  | 8,318    | 7,357    |

#### Summonses Surviving Defect and Facial Sufficiency Review - Citywide



#### Summons Filings

|      | Citywide | Bronx   | Kings   | Midtown | New York | Queens  | Red Hook | Richmond |
|------|----------|---------|---------|---------|----------|---------|----------|----------|
| 2016 | 296,290  | 64,136  | 75,136  | 17,167  | 58,723   | 59,268  | 8,318    | 13,542   |
| 2015 | 327,306  | 72,761  | 87,980  | 16,907  | 63,162   | 65,251  | 8,798    | 12,447   |
| 2014 | 391,171  | 82,554  | 99,879  | 23,329  | 79,977   | 81,053  | 9,588    | 14,791   |
| 2013 | 458,095  | 95,250  | 115,580 | 28,938  | 101,492  | 89,404  | 12,379   | 15,052   |
| 2012 | 510,370  | 115,647 | 124,649 | 27,038  | 117,178  | 96,276  | 13,383   | 16,199   |
| 2011 | 528,618  | 110,020 | 130,095 | 26,730  | 131,755  | 99,784  | 12,747   | 17,487   |
| 2010 | 577,664  | 125,945 | 156,417 | 22,585  | 138,832  | 104,385 | 12,575   | 16,925   |
| 2009 | 600,034  | 131,267 | 174,642 | 12,451  | 146,119  | 110,426 | 8,308    | 16,821   |
| 2008 | 563,157  | 120,331 | 161,271 | 20,131  | 133,409  | 101,266 | 10,830   | 15,919   |
| 2007 | 601,457  | 123,034 | 165,339 | 18,734  | 156,882  | 112,163 | 10,057   | 15,248   |
| 2006 | 602,944  | 128,551 | 158,444 | 15,884  | 157,356  | 113,018 | 11,924   | 17,767   |

**Note:** Defective Summonses for Midtown and Red Hook are included in the New York and Brooklyn defects. Dism Insuff represents the number of summonses dismissed as part of the pre-arraignment review (SAP-D calendar). Midtown, Red Hook and Richmond review summonses for legal sufficiency at the scheduled arraignment session.

# Summonses – Trials

#### Bronx Kings New York Queens Richmond 1,800 1,600 1,400 1,200 1,000 800 600 400 200 0 2006 2007 2008 2009 2010 2011 2012 2013 2014 2015 2016

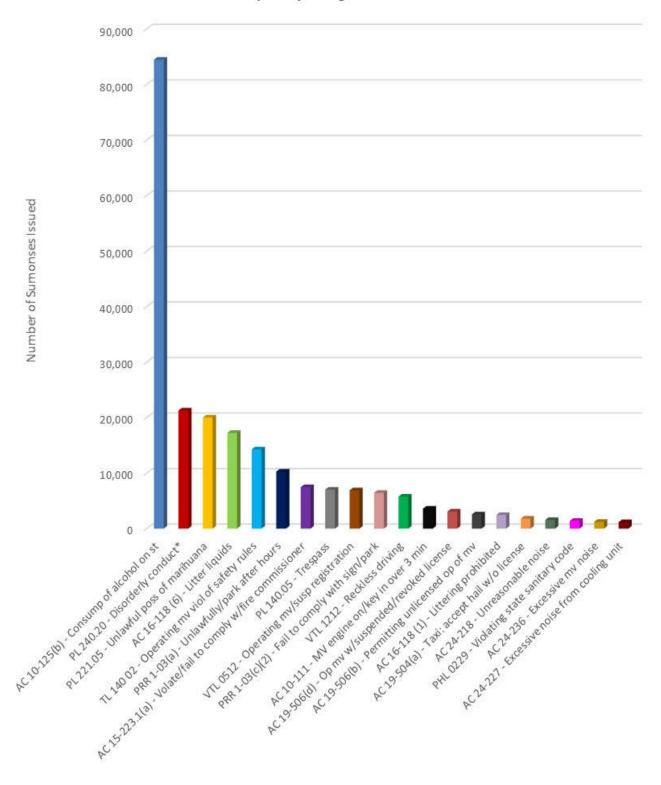
#### **Summons Trials**

Summons Trials

|      | Citywide | Bronx | Kings | New York | Queens | Richmond |
|------|----------|-------|-------|----------|--------|----------|
| 2016 | 438      | 218   | 122   | 61       | 35     | 2        |
| 2015 | 652      | 314   | 161   | 93       | 84     | 0        |
| 2014 | 1,098    | 612   | 221   | 132      | 131    | 2        |
| 2013 | 1,185    | 723   | 208   | 141      | 113    | 0        |
| 2012 | 1,062    | 711   | 130   | 101      | 117    | 3        |
| 2011 | 1,089    | 814   | 86    | 73       | 113    | 3        |
| 2010 | 672      | 325   | 188   | 114      | 43     | 2        |
| 2009 | 723      | 395   | 172   | 98       | 56     | 2        |
| 2008 | 921      | 547   | 174   | 153      | 46     | 1        |
| 2007 | 1,596    | 891   | 258   | 131      | 315    | 1        |
| 2006 | 1,613    | 373   | 286   | 126      | 824    | 4        |

<sup>++</sup> Year 2006 does include Community Court data.

# Most Frequently Charged Summons Offenses 2016



Most Frequently Charged Summons Offenses - 2016

\* DISORDERLY CONDUCT INCLUDES THE FOLLOWING CHARGES: PL 240.20 (0) (1,554);PL 240.20 (1) (5,950);PL 240.20(2)(1,854); PL 240.20(3)(564); PL 240.20(4)(90); PL 240.20(5)(7,690); PL 240.20(6)(1,685); PL 240.20(7)(1,881)

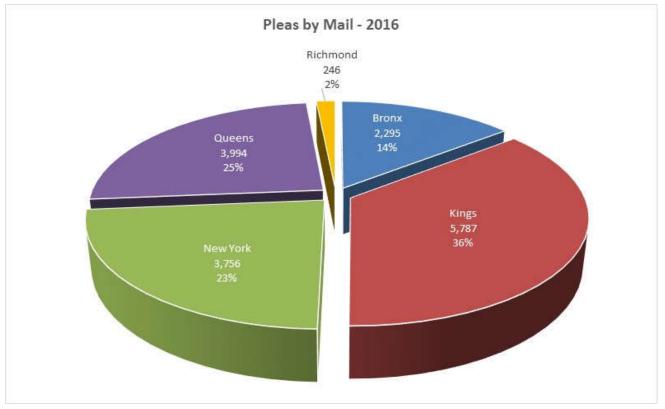
# **Pleas By Mail**

Prohibited" (also known as "Consumption of Alcohol citywide in the summer of 2010. in Public") were eligible to plead guilty and pay a \$25 fine by mail. 2005 also marked the first year that this program, originally piloted in Queens County, expanded to the entire city.

2005 was the first full calendar year that individuals The summons form added the additional charge NYC receiving a Criminal Court summons citing a viola- Admin Code 16-118(6) - "Noxious Fluids in a Roadtion of Section 10-125 (2)(b) of the N.Y.C. Adminis- way" (also known as "Public Urination") was piloted trative Code-"Consumption of Alcohol on Streets in Queens beginning the Fall of 2009 and expanded

> In 2016, 16,078 people chose to plead guilty by mail and sent a check or money order to the court. These individuals did not appear in court.

|      |          |       | Pleas By Mail |          |        |          |
|------|----------|-------|---------------|----------|--------|----------|
|      | Citywide | Bronx | Kings         | New York | Queens | Richmond |
| 2016 | 16,078   | 2,295 | 5,787         | 3,756    | 3,994  | 246      |
| 2015 | 15,350   | 2,059 | 5,858         | 3,715    | 3,603  | 115      |
| 2014 | 18,807   | 2,201 | 5,593         | 4,935    | 5,832  | 246      |
| 2013 | 20,691   | 3,091 | 6,016         | 5,596    | 5,755  | 233      |
| 2012 | 15,074   | 2,022 | 5,014         | 3,834    | 4,156  | 48       |
| 2011 | 10,780   | 1,167 | 3,626         | 4,237    | 1,722  | 28       |
| 2010 | 13,686   | 1,148 | 3,954         | 4,054    | 4,511  | 19       |
| 2009 | 14,554   | 897   | 3,268         | 4,108    | 6,277  | 4        |
| 2008 | 13,501   | 920   | 3,409         | 4,745    | 4,416  | 11       |
| 2007 | 11,221   | 887   | 2,272         | 3,306    | 4,743  | 13       |
| 2006 | 8,554    | 659   | 1,803         | 2,497    | 3,575  | 20       |



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## **COURT OPERATIONS – PRE-TRIAL ALL-PURPOSE PARTS**

The All-Purpose or "AP" Parts are the motion parts of the Criminal Court. Extensive plea negotiations take place in these courtrooms prior to the case being in a trial-ready posture. In addition, depending upon caseloads, the judges in the AP Parts may conduct pre-trial hearings, felony hearings and bench trials.

Misdemeanors are typically sent to the AP Parts from arraignments so that cases may be made ready for trial. If, at arraignment, the defendant is arraigned on a misdemeanor complaint and the case is not converted to an information, the AP Part prosecutor files the necessary affidavits and depositions to make the allegations non-hearsay.

AP Parts throughout the city dispose of tens of thousands of cases each year as a result of negotiations between defense counsels and prosecutors. In the five counties, there were 154,765 cases disposed of in AP Parts, accounting for 54% of all dispositions throughout the year.

AP Parts decide most of the motions submitted on misdemeanor cases. The majority of motions to dismiss for such grounds as facial insufficiency, denial of speedy trial rights, in the furtherance of justice or any other jurisdictional or legal impediment are typically raised in the AP Part. Omnibus motions, which include discovery requests, bills of particulars, motions to suppress evidence and requests for pre-trial hearings are usually filed and decided in the AP Part. Increasingly, district attorneys' offices are agreeing to open file discovery in the AP Part, which involves the prosecutor turning over to defense counsel most of the police reports and information in the district attorney's files without the defense attorneys filing omnibus motions, speeding the way to real trial readiness.

However, the AP Part truly lives up to its name. These parts also hear bail applications; act as the return parts for defendants brought back on bench warrants; hear violation of probation matters; and, to a limited degree, conduct pre-trial hearings and bench trials. Over the years, some of the AP Parts have become specialized. Included in this section are problem-solving courts designed to focus on various societal problems, including Domestic Violence Courts and Drug Courts.

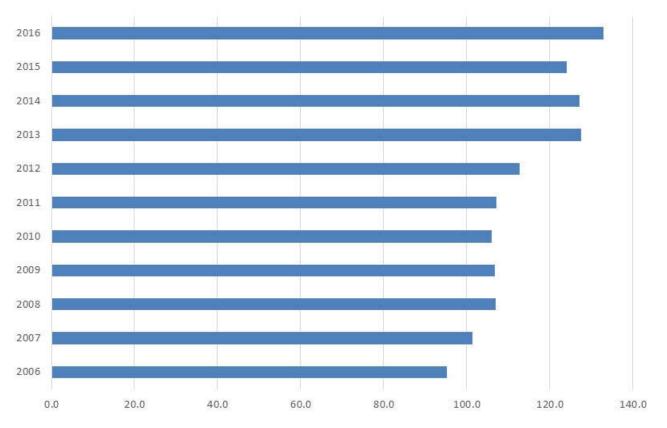
Note: While these specialized parts are AP Parts, for the purposes of this report they are reported separately. Statistics on AP Parts include only "non-specialized courtrooms." Information on the "specialized" courtrooms appears in separate sections.

| 2016                          | Citywide | Bronx | Kings | New York | Queens | Richmond |
|-------------------------------|----------|-------|-------|----------|--------|----------|
| Number of AP Parts            | 35.0     | 8.8   | 10.0  | 7.9      | 7.2    | 1.1      |
| Average # AP Parts Open Daily | 29.4     | 7.7   | 8.1   | 7.0      | 6.0    | 1.0      |

Mean Number of Appearances of Dockets Surviving Arraignments and Disposed in AP Parts Citywide

| 2016 | 4.4 | 5.7 | 4.0 | 4.1 | 4.3 | 4.2 |
|------|-----|-----|-----|-----|-----|-----|

## **COURT OPERATIONS – PRE-TRIAL ALL-PURPOSE PARTS**

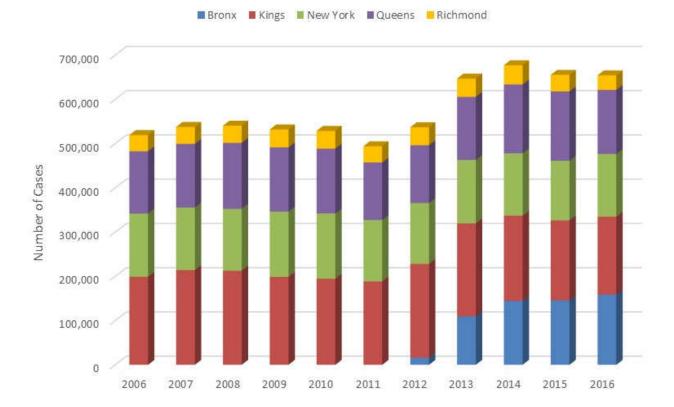


Mean Disposition Age of Docket Surviving Arraignments and Disposed in AP Parts

Mean Disposition Age of Dockets Surviving Arraignment and Disposed in AP Parts (Days)

|       | Citywide | Bronx | Kings | New York | Queens | Richmond |
|-------|----------|-------|-------|----------|--------|----------|
| 2016  | 133.0    | 198.7 | 110.2 | 119.5    | 123.9  | 122.8    |
| 2015  | 124.2    | 161.5 | 106.0 | 120.8    | 118.3  | 149.2    |
| 2014  | 127.2    | 179.5 | 107.2 | 126.6    | 109.6  | 132.4    |
| 2013  | 127.6    | 186.9 | 107.0 | 125.2    | 106.2  | 143.4    |
| 2012  | 112.7    | 167.3 | 102.0 | 110.9    | 101.5  | 144.0    |
| 2011  | 107.1    |       | 101.4 | 114.8    | 100.0  | 125.7    |
| 2010  | 106.1    |       | 100.8 | 116.1    | 94.7   | 122.9    |
| 2009* | 106.7    |       | 103.1 | 114.2    | 98.3   | 114.8    |
| 2008* | 106.9    |       | 100.7 | 118.1    | 99.2   | 103.7    |
| 2007* | 101.4    |       | 94.0  | 109.7    | 98.2   | 103.6    |
| 2006  | 95.3     |       | 82.3  | 108.7    | 93.1   | 88.3     |

\*Revised data for year 2009 annual report includes Kings FD part data for years 2006 to 2009, Richmond AP3 data when staffed by a Judge and revised 2008 data all counties.



### Number of Calendared Cases in AP Parts

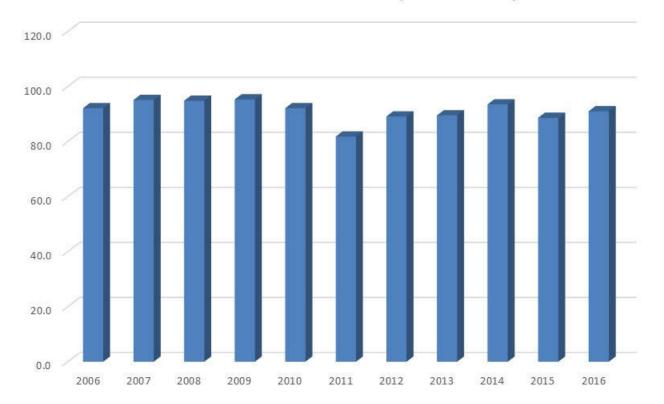
#### Number of Calendared Cases in AP Parts

|        | Citywide | Bronx   | Kings   | New York | Queens  | Richmond |
|--------|----------|---------|---------|----------|---------|----------|
| 2016   | 654,430  | 158,378 | 176,638 | 141,602  | 144,728 | 33,084   |
| 2015   | 655,332  | 145,477 | 181,025 | 134,733  | 156,575 | 37,522   |
| 2014   | 677,213  | 144,249 | 192,748 | 141,067  | 155,631 | 43,518   |
| 2013   | 646,949  | 109,337 | 210,213 | 143,660  | 142,530 | 41,209   |
| 2012** | 536,973  | 16,190  | 211,867 | 137,638  | 130,570 | 40,708   |
| 2011   | 494,118  |         | 188,376 | 139,100  | 129,853 | 36,789   |
| 2010   | 528,712  |         | 194,655 | 147,293  | 146,663 | 40,101   |
| 2009*  | 532,101  |         | 198,865 | 147,388  | 145,110 | 40,738   |
| 2008*  | 540,509  |         | 212,784 | 139,673  | 149,126 | 38,926   |
| 2007*  | 537,729  |         | 214,200 | 141,377  | 143,828 | 38,324   |
| 2006*  | 519,262  |         | 199,017 | 142,900  | 140,704 | 36,641   |

\*Revised data for year 2009 annual report includes Kings FD part data for years 2006 to 2009, Richmond AP3 data when staffed by a Judge and revised 2008 data all counties.

\*\*Year 2012 includes Bronx County data for October 2012 to December 2012.

## **COURT OPERATIONS – PRE-TRIAL ALL PURPOSE PARTS**



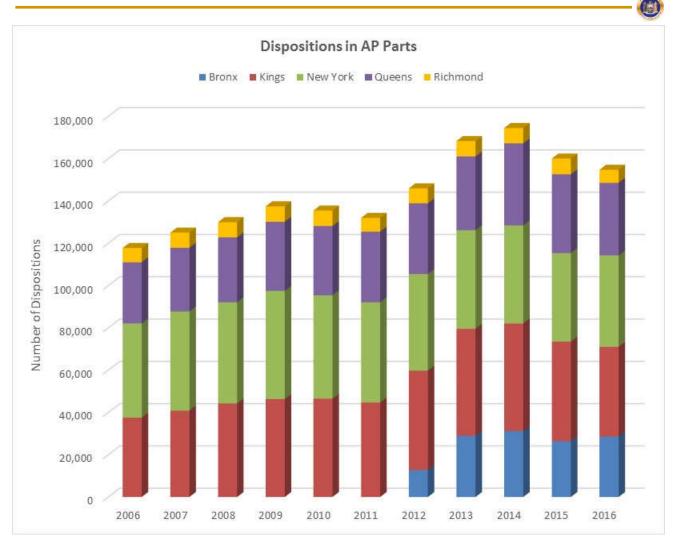
Mean Number of Cases Calendared Per Day in AP Parts - Citywide

Mean Number of Cases Calendared Per Day in AP Parts

|        | Citywide | Bronx** | Kings | New York | Queens | Richmond |
|--------|----------|---------|-------|----------|--------|----------|
| 2016   | 91.0     | 82.8    | 95.5  | 82.1     | 97.2   | 153.4    |
| 2015   | 88.6     | 88.1    | 84.1  | 74.2     | 99.3   | 182.6    |
| 2014   | 93.5     | 88.4    | 95.4  | 81.2     | 96.4   | 180.3    |
| 2013   | 89.5     | 80.6    | 93.9  | 81.3     | 87.6   | 169.8    |
| 2012** | 89.1     | 53.6    | 94.4  | 81.7     | 84.5   | 161.0    |
| 2011   | 81.8     |         | 83.5  | 77.9     | 74.8   | 141.4    |
| 2010   | 92.1     |         | 85.1  | 92.2     | 91.8   | 155.7    |
| 2009   | 95.3     |         | 95.0  | 89.2     | 95.2   | 130.4    |
| 2008*  | 94.8     |         | 98.1  | 83.2     | 96.8   | 123.5    |
| 2007*  | 95.1     |         | 99.2  | 86.9     | 93.7   | 114.5    |
| 2006*  | 92.1     |         | 93.3  | 87.2     | 91.5   | 112.0    |

\*Revised data for year 2009 annual report includes Kings FD part data for years 2006 to 2009, Richmond AP3 data when staffed by a Judge; and) revised 2008 data all counties.

\*\*Year 2012 includes Bronx County data for October 2012 to December 2012.



#### **Total Dispositions in AP Parts**

|      | Citywide | Bronx  | Kings  | New York | Queens | Richmond |
|------|----------|--------|--------|----------|--------|----------|
| 2016 | 154,765  | 28,562 | 42,494 | 43,177   | 34,317 | 6,215    |
| 2015 | 160,105  | 26,391 | 47,131 | 41,854   | 37,254 | 7,475    |
| 2014 | 174,500  | 31,153 | 50,903 | 46,367   | 38,819 | 7,258    |
| 2013 | 168,348  | 28,931 | 50,618 | 46,644   | 34,870 | 7,285    |
| 2012 | 145,948  | 12,738 | 47,012 | 45,728   | 33,431 | 7,039    |
| 2011 | 132,009  |        | 44,689 | 47,390   | 33,442 | 6,488    |
| 2010 | 135,474  |        | 46,501 | 48,886   | 32,779 | 7,308    |
| 2009 | 137,481  |        | 46,317 | 51,161   | 32,725 | 7,278    |
| 2008 | 130,000  |        | 44,247 | 47,824   | 30,713 | 7,216    |
| 2007 | 125,061  |        | 40,846 | 46,881   | 30,139 | 7,195    |
| 2006 | 117,751  |        | 37,538 | 44,583   | 28,912 | 6,718    |

## **Felony Waiver Parts**

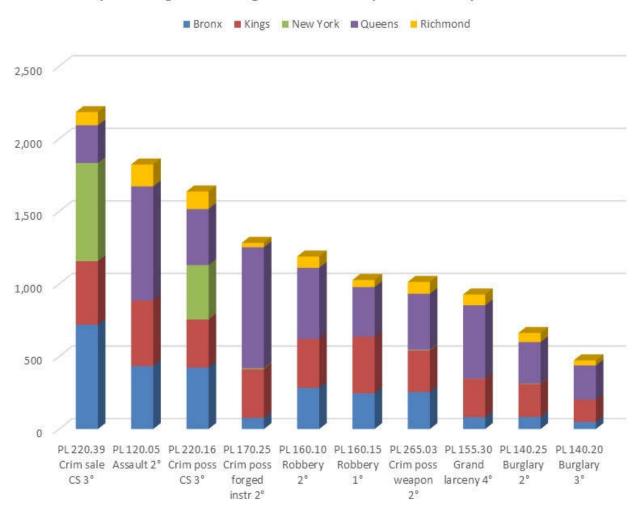
Criminal Court has preliminary jurisdiction over felony cases filed in New York City. Criminal Court retains jurisdiction of the felony cases until a grand jury hears the case and indicts the defendant. Defendants charged with felonies are arraigned in the Criminal Court Arraignment Parts and cases are then usually sent to a Felony Waiver Part to await grand jury action. Once the prosecutor notifies the court that indictment has been voted, the case is transferred to Supreme Court.

Felony Waiver Parts are staffed by Criminal Court judges designated as Acting Supreme Court Justices. District Attorneys' Offices will often negotiate plea bargains in these parts by offering the defendant the opportunity to plead guilty to a reduced charge or receive a reduced sentence. Defendants agreeing to plead guilty to a felony in these parts must waive their right to be prosecuted by indictment and agree to prosecution by a Superior Court Information or "SCI," an accusation drafted by the district attorney rather than the grand jury. Close to 20,000 dispositions were taken in felony waiver parts in the five counties in 2016.

Felony Waiver Parts also hear motions, bail applications and extradition matters among other things. They are among some of the most productive courtrooms in the city. Over 129,000 appearances on cases were calendared in Criminal Court's Felony Waiver Parts throughout the city of which close to 20,000 were disposed. These felony dispositions assisted the five corresponding Supreme Courts allowing them to handle a reduced postindictment caseload.

While every county disposes of a large amount of drug cases in their Felony Waiver Parts, the practice differs with other cases.

| Number of Felony Waiver Parts |          |       |       |          |        |          |
|-------------------------------|----------|-------|-------|----------|--------|----------|
|                               | Citywide | Bronx | Kings | New York | Queens | Richmond |
| 2016                          | 8.4      | 2.0   | 2.0   | 1.0      | 3.0    | .4       |



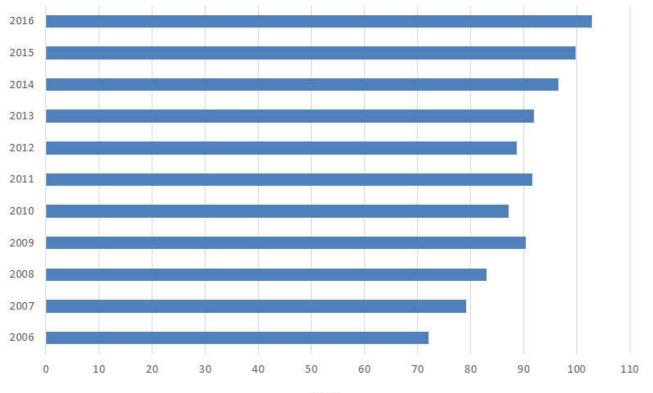
#### Top 10 Arraignment Charges of Dockets Disposed in Felony Waiver Parts

#### Top Ten Arraignment Charges of Dockets Disposed in Felony Waiver Parts 2016

| Nun | nber of dispositions for each charge       | Citywide | Bronx | Kings | New York | Queens | Richmond |
|-----|--|----------|-------|-------|----------|--------|----------|
| 1   | PL 220.39 Crim sale CS 3 $^\circ$          | 2,184    | 719   | 438   | 676      | 260    | 91       |
| 2   | PL 120.05 Assault 2°                       | 1,823    | 434   | 452   | 0        | 786    | 151      |
| 3   | PL 220.16 Crim poss CS 3°                  | 1,637    | 423   | 332   | 375      | 386    | 121      |
| 4   | PL 170.25 Crim poss forged instr $2^\circ$ | 1,283    | 76    | 337   | 6        | 834    | 30       |
| 5   | PL 160.10 Robbery 2°                       | 1,189    | 284   | 337   | 0        | 490    | 78       |
| 6   | PL 160.15 Robbery 1°                       | 1,027    | 246   | 391   | 0        | 341    | 49       |
| 7   | PL 265.03 Crim poss weapon 2 $^{\circ}$    | 1,014    | 255   | 287   | 5        | 385    | 82       |
| 8   | PL 155.30 Grand larceny 4°                 | 927      | 81    | 265   | 1        | 506    | 74       |
| 9   | PL 140.25 Burglary 2°                      | 662      | 83    | 227   | 3        | 286    | 63       |
| 10  | PL 140.20 Burglary 3°                      | 473      | 49    | 153   | 0        | 236    | 35       |

# Felony Waiver Parts

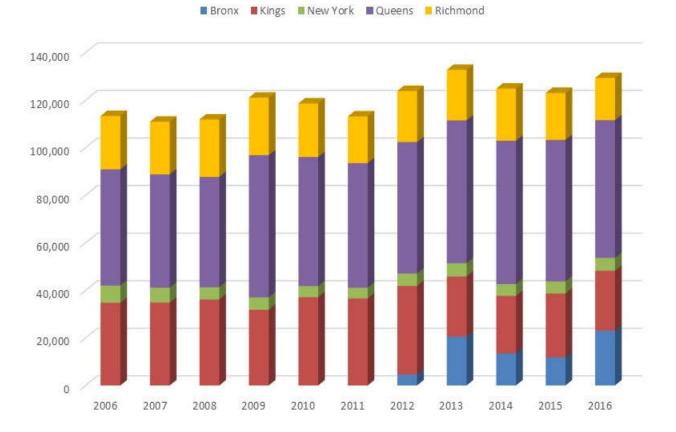
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Mean Age of Dockets Surviving Arraignment and Disposed in Felony Waiver Parts

Days

|      | Citywide | Bronx | Kings | New York | Queens | Richmond |
|------|----------|-------|-------|----------|--------|----------|
| 2016 | 102.9    | 87.9  | 58.8  | 67.6     | 149.6  | 112.4    |
| 2015 | 99.9     | 86.0  | 58.6  | 60.3     | 142.1  | 127.6    |
| 2014 | 96.6     | 91.8  | 52.8  | 59.7     | 138.3  | 122.4    |
| 2013 | 92.0     | 97.0  | 54.9  | 60.0     | 123.5  | 107.5    |
| 2012 | 88.7     | 89.5  | 56.0  | 54.8     | 118.8  | 116.2    |
| 2011 | 91.7     |       | 72.0  | 56.0     | 119.2  | 87.9     |
| 2010 | 87.2     |       | 61.9  | 57.3     | 117.5  | 87.1     |
| 2009 | 90.4     |       | 56.1  | 53.5     | 127.4  | 95.8     |
| 2008 | 83.0     |       | 48.0  | 50.7     | 126.8  | 83.5     |
| 2007 | 79.2     |       | 45.2  | 51.3     | 115.1  | 78.6     |
| 2006 | 72.2     |       | 42.1  | 53.4     | 110.9  | 71.0     |



## Number of Calendared Cases Heard in Felony Waiver Parts

Number of Calendared Cases Heard in Felony Waiver Parts

|      | Citywide | Bronx  | Kings  | New York | Queens | Richmond |
|------|----------|--------|--------|----------|--------|----------|
| 2016 | 129,279  | 23,016 | 25,219 | 5,376    | 57,940 | 17,728   |
| 2015 | 122,986  | 11,772 | 26,892 | 5,086    | 59,488 | 19,748   |
| 2014 | 124,827  | 13,460 | 24,210 | 4,949    | 60,295 | 21,913   |
| 2013 | 132,661  | 20,537 | 25,280 | 5,577    | 60,057 | 21,210   |
| 2012 | 123,833  | 4,571  | 37,249 | 5,234    | 55,274 | 21,505   |
| 2011 | 113,140  |        | 36,599 | 4,470    | 52,405 | 19,666   |
| 2010 | 118,603  |        | 37,118 | 4,679    | 54,258 | 22,548   |
| 2009 | 121,041  |        | 31,817 | 5,203    | 59,794 | 24,227   |
| 2008 | 111,818  |        | 36,141 | 5,151    | 46,403 | 24,123   |
| 2007 | 110,901  |        | 34,852 | 6,255    | 47,663 | 22,131   |
| 2006 | 113,317  |        | 34,778 | 7,176    | 48,914 | 22,449   |

## Felony Waiver Parts

#### Total Dispositions in Felony Waiver Parts

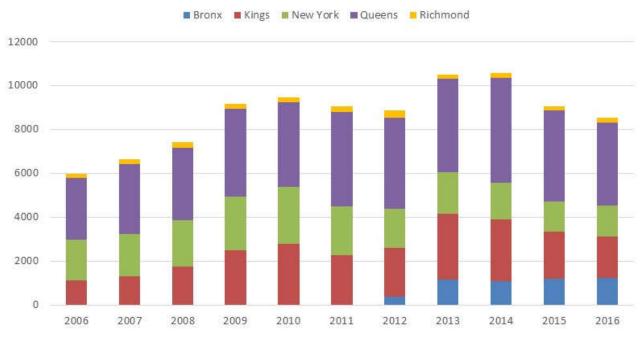
|      |   | -        |       |       |          |        |          |
|------|---|----------|-------|-------|----------|--------|----------|
|      |   | Citywide | Bronx | Kings | New York | Queens | Richmond |
| 2016 | Total Dispositons   | 19,764   | 3,992 | 5,399 | 1,702    | 7,397  | 1,274    |
|      | % of Arraigned Felony Cases Dis-<br>posed of in Felony Waiver Pts | 43.2     |       |       |          |        |          |
| 2015 | Total Dispositons   | 20,649   | 3,990 | 6,067 | 1,497    | 7,692  | 1,403    |
|      | % of Arraigned Felony Cases Dis-                                  | 20,017   | 5,770 | 0,007 | 1,177    | 7,072  | 1,105    |
|      | posed of in Felony Waiver Pts                                     | 43.4     |       |       |          |        |          |
| 2014 | Total Dispositons   | 21,583   | 3,490 | 6,783 | 1,692    | 8,059  | 1,559    |
|      | % of Arraigned Felony Cases Dis-<br>posed of in Felony Waiver Pts | 44.8     |       |       |          |        |          |
|      | Total Dispositons   | 25,185   | 6,577 | 6,853 | 1,973    | 8,188  | 1,594    |
|      | % of Arraigned Felony Cases Dis-<br>posed of in Felony Waiver Pts | 49.1     |       |       |          |        |          |
| 2012 | Total Dispositons   | 21,530   | 3,693 | 6,713 | 1,810    | 7,944  | 1,370    |
|      | % of Arraigned Felony Cases Dis-<br>posed of in Felony Waiver Pts | 54.0     |       |       |          |        |          |
|      | Total Dispositons   | 19,054   |       | 6,981 | 1,740    | 7,612  | 2,721    |
|      | % of Arraigned Felony Cases Dis-<br>posed of in Felony Waiver Pts | 50.9     |       |       |          |        |          |
| 2010 | Total Dispositions  | 18,622   |       | 6,389 | 1,939    | 7,259  | 3,035    |
|      | % of Arraigned Felony Cases Dis-<br>posed of in Felony Waiver Pts | 48.1     |       |       |          |        |          |
| 2009 | Total Dispositions  | 20,767   |       | 6,982 | 2,253    | 8,189  | 3,343    |
|      | % of Arraigned Felony Cases Disposed of in Felony Waiver Pts      | 51.8     |       |       |          |        |          |
| 2008 | Total Dispositions  | 22,739   |       | 8,478 | 2,375    | 8,482  | 3,404    |
|      | % of Arraigned Felony Cases Dis-<br>posed of in Felony Waiver Pts | 51.3     |       |       |          |        |          |
| 2007 | Total Dispositions  | 22,772   |       | 7,423 | 2,792    | 9,260  | 3,297    |
|      | % of Arraigned Felony Cases Dis-<br>posed of in Felony Waiver Pts | 50.2     |       |       |          |        |          |
| 2006 | Total Dispositions  | 25,613   |       | 9,748 | 3,207    | 9,239  | 3,419    |
|      | % of Arraigned Felony Cases Dis-<br>posed of in Felony Waiver Pts | 56.3     |       |       |          |        |          |
|      |   |          |       |       |          |        |          |



## **Domestic Violence Courts**

Criminal Court operates Domestic Violence or DV courts within every county. The Bronx, Brooklyn, Manhattan and Queens operate DV Complexes, which include an All-Purpose Part and Trial Parts dedicated to adjudicating these types of crimes. In Richmond all DV cases are heard in the regular AP Part. Because of the budgetary constraints, the Compliance parts were closed.

Domestic Violence courts are forums that focus on crimes related to domestic violence and abuse and improving the administration of justice surrounding these types of crimes.



#### **DV Part Dispositions**

\* In Richmond county, the domestic violence part (AP2DV) is called in a combined part with 3 other types of calendars and cases.

| Number of Domestic Violence Court Parts in Criminal Court * |          |       |       |          |        |          |  |  |
|---|----------|-------|-------|----------|--------|----------|--|--|
|   | Citywide | Bronx | Kings | New York | Queens | Richmond |  |  |
| 2016  | 6.6      | 2.0   | 2.0   | 1.0      | 1.4    | .2       |  |  |
| Total Number of Plea Dispositions in DV Parts               |          |       |       |          |        |          |  |  |
| 2016  | 8,533    | 1,212 | 1,903 | 1,400    | 3,802  | 216      |  |  |
| 2015  | 9,035    | 1,184 | 2,159 | 1,377    | 4,151  | 164      |  |  |
| 2014  | 10,554   | 1,062 | 2,841 | 1,660    | 4,798  | 193      |  |  |
| 2013  | 10,500   | 1,155 | 3,016 | 1,870    | 4,258  | 201      |  |  |
| 2012  | 8,856    | 370   | 2,222 | 1,805    | 4,129  | 330      |  |  |
| 2011  | 9,055    |       | 2,281 | 2,194    | 4,313  | 267      |  |  |
| 2010  | 9,446    |       | 2,767 | 2,629    | 3,825  | 225      |  |  |
| 2009  | 9,158    |       | 2,486 | 2,442    | 4,006  | 224      |  |  |
| 2008  | 7,411    |       | 1,741 | 2,111    | 3,297  | 262      |  |  |
| 2007  | 6,654    |       | 1,290 | 1,942    | 3,186  | 236      |  |  |
| 2006  | 5,965    |       | 1,100 | 1,857    | 2,815  | 193      |  |  |
|   |          |       |       |          |        |          |  |  |

Number of Domestic Violence Court Parts in Criminal Court \*

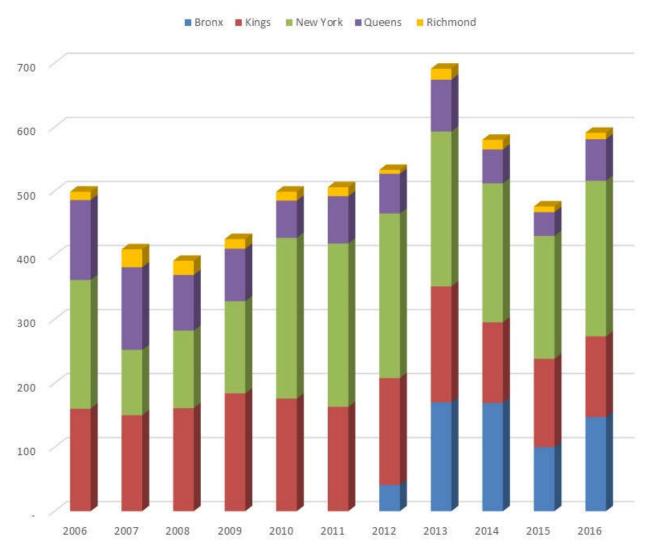
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## **COURT OPERATIONS – TRIAL PARTS**

Trial Parts in the Criminal Court handle most of the trials — both bench and jury. (Some trials are conducted in the Court's AP Parts). In New York State only those individuals charged with a serious crime, defined as one where the defendant faces more than six (6) months in jail, are entitled to a jury trial. Those defendants facing six (6) months incarceration or less are entitled to a bench trial before a judge.

Trial Parts also handle many of the pre-trial hearings that must be conducted before the trial begins. These include suppression, *Sandoval*, Molineux and other evidentiary hearings. Data on the number of trials that go to verdict are presented below and on the facing page. Although the data are not presented here, a significant number of non-trial dispositions (e.g., guilty pleas, ACDs and dismissals) take place in Trial Parts, when the parties are compelled to make a final evaluation of the strength and weaknesses of their case.

Criminal Court also conducts a limited amount of hearings upon felony complaints.



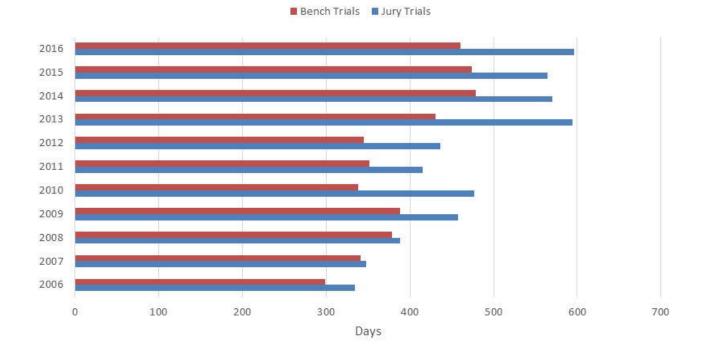
#### **Total Trial Verdicts**

48 New York City Criminal Court 2016 Annual Report

# **COURT OPERATIONS - TRIAL PARTS**

|      |               |           |           |            |      |       |     | Тг       | ial Ver  | dicts     |           |          |                   |         |          |          |         |        |         |
|------|---------------|-----------|-----------|------------|------|-------|-----|----------|----------|-----------|-----------|----------|-------------------|---------|----------|----------|---------|--------|---------|
|      |               | c         | itywide   | •          |      | Bronx |     |          | Kings    |           | ١         | lew Yorl | k                 |         | Queens   |          | Ri      | chmon  | d       |
|      |               | Conv      | Acq       | Tot        | Conv | Acq   | Tot | Conv     | Acq      | Tot       | Conv      | Acq      | Tot               | Conv    | Acq      | Tot      | Conv    | Acq    | Tot     |
| 2016 | Jury          | 89        | 96        | 185        | 7    | 16    | 23  | 19       | 31       | 50        | 45        | 35       | 80                | 15      | 12       | 27       | 3       | 2      | 5       |
|      | Bench         | 215       | 191       | 406        | 48   | 76    | 124 | 40       | 36       | 76        | 105       | 58       | 163               | 18      | 20       | 38       | 4       | 1      | 5       |
|      | Total         | 304       | 287       | 591        | 55   | 92    | 147 | 59       | 67       | 126       | 150       | 93       | 243               | 33      | 32       | 65       | 7       | 3      | 10      |
| 2015 | Jury          | 85        | 76        | 161        | 9    | 15    | 24  | 28       | 26       | 54        | 44        | 28       | 72                | 3       | 7        | 10       | 1       | 0      | 1       |
|      | Bench         | 158       | 157       | 315        | 25   | 51    | 76  | 51       | 33       | 84        | 65        | 55       | 120               | 10      | 17       | 27       | 7       | 1      | 8       |
|      | Total         | 243       | 233       | 476        | 34   | 66    | 100 | 79       | 59       | 138       | 109       | 83       | 192               | 13      | 24       | 37       | 8       | 1      | 9       |
| 2014 | Jury          | 90        | 85        | 175        | 22   | 25    | 47  | 13       | 20       | 33        | 38        | 29       | 67                | 13      | 7        | 20       | 4       | 4      | 8       |
|      | Bench         | 224       | 181       | 405        | 63   | 59    | 122 | 42       | 51       | 93        | 93        | 57       | 150               | 21      | 12       | 33       | 5       | 2      | 7       |
|      | Total         | 314       | 266       | 580        | 85   | 84    | 169 | 55       | 71       | 126       | 131       | 86       | 217               | 34      | 19       | 53       | 9       | 6      | 15      |
| 2013 | Jury          | 115       | 94        | 209        | 18   | 22    | 40  | 31       | 26       | 57        | 41        | 31       | 72                | 22      | 14       | 36       | 3       | 1      | 4       |
|      | Bench         | 263       | 219       | 482        | 54   | 76    | 130 | 53       | 71       | 124       | 127       | 43       | 170               | 19      | 26       | 45       | 10      | 3      | 13      |
|      | Total         | 378       | 313       | 691        | 72   | 98    | 170 | 84       | 97       | 181       | 168       | 74       | 242               | 41      | 40       | 81       | 13      | 4      | 17      |
| 2012 | Jury          | 98        | 47        | 145        | 8    | 0     | 8   | 26       | 16       | 42        | 46        | 21       | 67                | 17      | 10       | 27       | 1       | 0      | 1       |
|      | Bench         | 238       | 150       | 388        | 22   | 11    | 33  | 74       | 51       | 125       | 126       | 64       | 190               | 13      | 22       | 35       | 3       | 2      | 5       |
| 2014 | Total         | 336       | 197       | 533        | 30   | 11    | 41  | 100      | 67       | 167       | 172       | 85       | 257               | 30      | 32       | 62<br>24 | 4       | 2      | 6       |
| 2011 | Jury<br>Bench | 91<br>199 | 69<br>147 | 160<br>346 |      |       |     | 28<br>70 | 18<br>47 | 46<br>117 | 51<br>97  | 37<br>70 | 88                | 9<br>24 | 12<br>29 | 21<br>53 | 3<br>8  | 2<br>1 | 5<br>9  |
|      | Total         | 290       | 216       | 540        |      |       |     | 98       | 47<br>65 | 163       | 97<br>148 | 107      | 167<br><b>255</b> | 33      | 41       | 55<br>74 | 。<br>11 | 3      | 9<br>14 |
| 2010 | Jury          | 78        | 62        | 140        |      |       |     | 21       | 31       | 52        | 43        | 22       | 65                | 9       | 7        | 16       | 5       | 2      | 7       |
| 2010 | Bench         | 193       | 166       | 359        |      |       |     | 67       | 57       | 124       | 103       | 83       | 186               | 19      | 23       | 42       | 4       | 3      | 7       |
|      |               |           |           |            |      |       |     |          |          |           |           |          |                   |         |          |          |         |        |         |
|      | Total         | 271       | 228       | 499        |      |       |     | 88       | 88       | 176       | 146       | 105      | 251               | 28      | 30       | 58       | 9       | 5      | 14      |
| 2009 | Jury          | 102       | 67        | 169        |      |       |     | 28       | 21       | 49        | 48        | 29       | 77                | 24      | 14       | 38       | 2       | 3      | 5       |
|      | Bench         | 156       | 100       | 256        |      |       |     | 81       | 54       | 135       | 42        | 25       | 67                | 25      | 19       | 44       | 8       | 2      | 10      |
|      | Total         | 258       | 167       | 425        |      |       |     | 109      | 75       | 184       | 90        | 54       | 144               | 49      | 33       | 82       | 10      | 5      | 15      |
| 2008 | Jury          | 71        | 56        | 127        |      |       |     | 22       | 21       | 43        | 32        | 22       | 54                | 16      | 13       | 29       | 1       | 0      | 1       |
|      | Bench         | 149       | 115       | 264        |      |       |     | 61       | 57       | 118       | 48        | 19       | 67                | 26      | 32       | 58       | 14      | 7      | 21      |
|      | Total         | 220       | 171       | 391        |      |       |     | 83       | 78       | 161       | 80        | 41       | 121               | 42      | 45       | 87       | 15      | 7      | 22      |
| 2007 | Jury          | 89        | 91        | 180        |      |       |     | 22       | 33       | 55        | 39        | 30       | 69                | 25      | 24       | 49       | 3       | 4      | 7       |
|      | Bench         | 130       | 99        | 229        |      |       |     | 53       | 42       | 95        | 21        | 12       | 33                | 39      | 41       | 80       | 17      | 4      | 21      |
|      | Total         | 219       | 190       | 409        |      |       |     | 75       | 75       | 150       | 60        | 42       | 102               | 64      | 65       | 129      | 20      | 8      | 28      |
| 2006 | Jury          | 124       | 80        | 204        |      |       |     | 25       | 21       | 46        | 74        | 28       | 102               | 22      | 27       | 49       | 3       | 4      | 7       |
|      | Bench         | 159       | 136       | 295        |      |       |     | 63       | 51       | 114       | 52        | 47       | 99                | 39      | 37       | 76       | 5       | 1      | 6       |
|      | Total         | 283       | 216       | 499        |      |       |     | 88       | 72       | 160       | 126       | 75       | 201               | 61      | 64       | 125      | 8       | 5      | 13      |

Trial Verdicts Mean Age at Disposition



| Bench Trial Verdicts Mean Age at Disposition (days) |          |                     |                   |               |        |          |  |  |
|---|----------|---------------------|-------------------|---------------|--------|----------|--|--|
|   | Citywide | Bronx               | Kings             | New York      | Queens | Richmond |  |  |
| 2016  | 460.4    | 634.4               | 348.9             | 418.2         | 314.1  | 345.2    |  |  |
| 2015  | 473.5    | 688.1               | 380.9             | 399.7         | 379.4  | 848.5    |  |  |
| 2014  | 479.1    | 641.6               | 464.5             | 333.9         | 507.0  | 802.3    |  |  |
| 2013  | 430.3    | 512.3               | 532.1             | 290.4         | 435.4  | 485.2    |  |  |
| 2012  | 345.2    | 481.2               | 440.8             | 239.3         | 431.0  | 597.6    |  |  |
| 2011  | 351.3    |                     | 461.2             | 243.5         | 449.9  | 318.3    |  |  |
| 2010  | 338.1    |                     | 464.4             | 251.3         | 355.5  | 261.5    |  |  |
| 2009  | 387.8    |                     | 488.7             | 252.4         | 324.9  | 163.1    |  |  |
| 2008  | 378.8    |                     | 445.6             | 229.9         | 449.0  | 257.5    |  |  |
| 2007  | 340.6    |                     | 370.8             | 222.8         | 348.4  | 335.2    |  |  |
| 2006  | 298.7    |                     | 314.8             | 251.2         | 337.2  | 240.5    |  |  |
|   |          | Jury Trial Verdicts | Mean Age at Dispo | sition (days) |        |          |  |  |
| 2016  | 596.0    | 885.1               | 412.3             | 613.4         | 636.1  | 614.0    |  |  |
| 2015  | 564.3    | 896.7               | 407.4             | 567.7         | 604.7  | 255.0    |  |  |
| 2014  | 570.7    | 826.8               | 495.9             | 413.5         | 557.6  | 723.8    |  |  |
| 2013  | 594.3    | 732.9               | 622.3             | 491.3         | 601.5  | 598.0    |  |  |
| 2012  | 436.1    | 327.5               | 480.3             | 343.5         | 624.7  | 606.0    |  |  |
| 2011  | 414.8    |                     | 598.7             | 320.2         | 444.0  | 248.0    |  |  |
| 2010  | 477.1    |                     | 603.9             | 339.4         | 503.3  | 758.9    |  |  |
| 2009  | 457.3    |                     | 491.0             | 374.1         | 600.4  | 333.8    |  |  |
| 2008  | 388.3    |                     | 419.1             | 336.9         | 414.8  | 1111.0   |  |  |
| 2007  | 347.8    |                     | 322.7             | 328.7         | 381.9  | 488.3    |  |  |
| 2006  | 334.2    |                     | 356.2             | 308.9         | 364.8  | 351.3    |  |  |

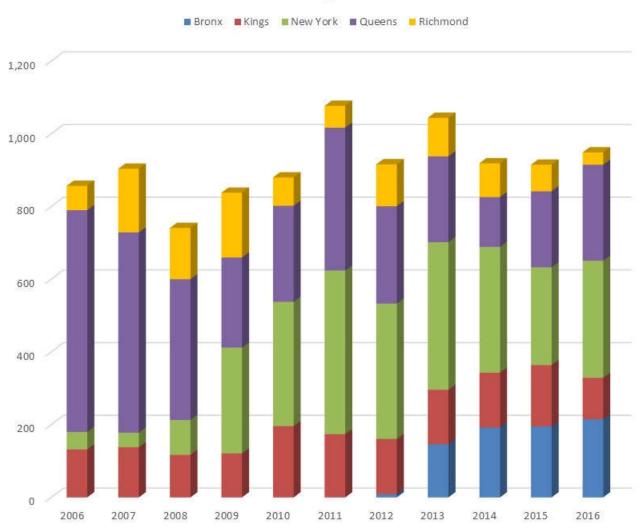
## **Pre-Trial Hearings**

Trial Parts conduct the majority of the pre-trial hearings done in the Criminal Court. The statistics below, divided into felony and other hearings, show the number of pretrial hearings. Felony hearings upon a felony complaint, determining whether a defendant should be held in custody while awaiting action by a grand jury, are typically done in a

felony waiver part - although they may take place in any court part.

The "other hearing" category is comprised of pretrial suppression hearings, *Sandoval*, *Molineux* and other evidentiary hearings.

| Pre-Trial Hearings Commenced |                 |          |       |       |          |        |          |  |
|------------------------------|-----------------|----------|-------|-------|----------|--------|----------|--|
|                              |                 | Citywide | Bronx | Kings | New York | Queens | Richmond |  |
| 2016                         | Total Hearings  | 949      | 215   | 114   | 322      | 264    | 34       |  |
|                              | Felony Hearings | 13       | 1     | 0     | 8        | 4      | 0        |  |
|                              | Other Hearings  | 936      | 214   | 114   | 314      | 260    | 34       |  |
| 2015                         | Total Hearings  | 915      | 195   | 169   | 269      | 209    | 73       |  |
|                              | Felony Hearings | 14       | 3     | 0     | 11       | 0      | 0        |  |
|                              | Other Hearings  | 901      | 192   | 169   | 258      | 209    | 73       |  |
| 2014                         | Total Hearings  | 919      | 192   | 151   | 346      | 137    | 93       |  |
|                              | Felony Hearings | 14       | 3     | 0     | 11       | 0      | 0        |  |
|                              | Other Hearings  | 905      | 189   | 151   | 335      | 137    | 93       |  |
| 2013                         | Total Hearings  | 1,044    | 146   | 150   | 406      | 236    | 106      |  |
|                              | Felony Hearings | 38       | 9     | 0     | 25       | 2      | 2        |  |
|                              | Other Hearings  | 1,006    | 137   | 150   | 381      | 234    | 104      |  |
| 2012                         | Total Hearings  | 916      | 9     | 152   | 372      | 268    | 115      |  |
|                              | Felony Hearings | 16       | 0     | 0     | 13       | 0      | 3        |  |
|                              | Other Hearings  | 900      | 9     | 152   | 359      | 268    | 112      |  |
| 2011                         | Total Hearings  | 1,077    |       | 174   | 450      | 393    | 60       |  |
|                              | Felony Hearings | 18       |       | 1     | 7        | 4      | 6        |  |
|                              | Other Hearings  | 1,059    |       | 173   | 443      | 389    | 54       |  |
| 2010                         | Total Hearings  | 880      |       | 196   | 342      | 264    | 78       |  |
|                              | Felony Hearings | 14       |       | 0     | 7        | 5      | 2        |  |
|                              | Other Hearings  | 866      |       | 196   | 335      | 259    | 76       |  |
| 2009                         | Total Hearings  | 838      |       | 121   | 291      | 248    | 178      |  |
|                              | Felony Hearings | 25       |       | 4     | 14       | 6      | 1        |  |
|                              | Other Hearings  | 813      |       | 117   | 277      | 242    | 177      |  |
| 2008                         | Total Hearings  | 741      |       | 117   | 96       | 387    | 141      |  |
|                              | Felony Hearings | 30       |       | 12    | 15       | 1      | 2        |  |
|                              | Other Hearings  | 711      |       | 105   | 81       | 386    | 139      |  |
| 2007                         | Total Hearings  | 904      |       | 138   | 40       | 551    | 175      |  |
|                              | Felony Hearings | 17       |       | 0     | 10       | 3      | 4        |  |
|                              | Other Hearings  | 887      |       | 138   | 30       | 548    | 171      |  |
| 2006                         | Total Hearings  | 857      |       | 132   | 48       | 610    | 67       |  |
|                              | Felony Hearings | 16       |       | 2     | 6        | 0      | 8        |  |
|                              | Other Hearings  | 841      |       | 130   | 42       | 610    | 59       |  |
|                              |                 |          |       |       |          |        |          |  |



### **Pre-Trial Hearings Commenced**

## **COURT OPERATIONS – COMMUNITY COURTS**

## **Red Hook Community Justice Center**

Red Hook Community Justice Center (RHCJC) integrates the functions of a court with the types of treatment and preventive services typically found in a community center. Staff working for the Center for Court Innovation have offices at the Red Hook site and provide seamless services to the Court and the public.

RHCJC seeks to address the needs of the community as a whole, and is structured to address them by incorporating a multi-jurisdictional court and housing programs to improve the quality of life for the Red Hook community. The Justice Center provides on-site social services addressing drug abuse, poverty, family violence, unemployment and education. It also houses community mediation and job training programs. All of these services are available to defendants and victims as well as to members of the Red Hook community. RHCJC also offers innovative programs designed to address the needs of a particularly vulnerable population, young adults. The Youth Court tries to mediate problems between kids before they flare into something that must involve the criminal justice system.

RHCJC incorporates state-of-the-art technology making information readily available to judges and court personnel. This access enables informed decisions to be made more expeditiously and provides the court with the ability to track sentences and compliance with program mandates.

## **Midtown Community Court**

Launched in 1993, the Midtown Community Court targets quality-of-life offenses, such as prostitution, illegal vending, graffiti, shoplifting, farebeating and vandalism. Typically in these cases, judges are often forced to choose between a few days of jail time and nothing at all - sentences that fail to impress on either the victim, the community or defendants that these quality of life offenses are to be taken seriously. In contrast, the Midtown Community Court sentences low-level offenders to pay back the neighborhood through community service while at the same time offering them help with problems that often underlie criminal behavior. Residents, businesses and social service agencies collaborate with the Court by supervising community service projects and by providing on-site social services, including drug treatment, health care and job training.

| Red Hook Community Justice Center* |       |       |       |       |       |       |       |       |       |       |       |
|------------------------------------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|
|                                    | 2016  | 2015  | 2014  | 2013  | 2012  | 2011  | 2010  | 2009  | 2008  | 2007  | 2006  |
| Arraignments                       | 3,504 | 3,483 | 3,632 | 4,045 | 3,676 | 3,245 | 3,556 | 3,264 | 3,222 | 3,833 | 4,072 |
| Dispositions at Arraign't          | 1,740 | 1,786 | 1,746 | 1,813 | 1,845 | 1,602 | 1,941 | 1,809 | 1.526 | 1,956 | 2,253 |
| Dkts Surviving Arraign't           | 1,764 | 1,697 | 1,886 | 2,232 | 1,831 | 1,643 | 1,615 | 1,455 | 1,696 | 1,877 | 1,819 |
| % Surviving Arraignment            | 50.3  | 48.7  | 51.9  | 55.2  | 49.8  | 50.6  | 45.4  | 44.6  | 52.6  | 49.0  | 44.7  |
| Mean Age at Dispo (days)*          | 97.7  | 107.6 | 112.4 | 107.6 | 89.2  | 95.6  | 86.3  | 108.1 | 111.5 | 95.6  | 88.0  |
| Summons Trials Commenced           | 0     | 0     | 0     | 0     | 0     | 2     | 0     | 0     | 1     | 4     | NA    |
| Online/DAT Trials Commenced        | 5     | 2     | 5     | 2     | 7     | 15    | 13    | 6     | 32    | 39    | 11    |

| Midtown                     |       |       |         |       |       |       |        |       |       |       |       |
|-----------------------------|-------|-------|---------|-------|-------|-------|--------|-------|-------|-------|-------|
|                             | 2016  | 2015  | 2014    | 2013  | 2012  | 2011  | 2010   | 2009  | 2008  | 2007  | 2006  |
| Arraignments                | 6,842 | 8,633 | 10,503  | 9,876 | 8,925 | 9,591 | 10,512 | 9,711 | 8,455 | 8,621 | 8,884 |
| Dispositions at Arraign't   | 5,246 | 7,027 | 8,607   | 7,890 | 7,090 | 7,373 | 7,578  | 7,014 | 6,084 | 6,360 | 6,771 |
| Dkts Surviving Arraign't    | 1,596 | 1,606 | 1,896   | 1,986 | 1,835 | 2,218 | 2,934  | 2,697 | 2,371 | 2,261 | 2,113 |
| % Surviving Arraignment     | 23.3  | 18.6  | 18.1    | 20.1  | 20.6  | 23.1  | 27.9   | 27.8  | 28.0  | 26.2  | 23.8  |
| Mean Age at Dispo (days)    | 110.3 | 106.0 | 1,078.4 | 336.8 | 166.9 | 101.4 | 101.6  | 119.4 | 111.8 | 133.8 | 101.5 |
| Summons Trials Commenced    | 18    | 7     | 7       | 34    | 31    | 2     | 4      | 0     | 16    | 20    | 0     |
| Online/DAT Trials Commenced | 3     | 3     | 4       | 1     | 3     | 11    | 4      | 1     | 9     | 1     | 5     |

\* Dockets surviving arraignments

|       | Top 10 Arraignment Charges - Red Hook |                                 |      |      |      |  |          | Top 10 Arraignment Charges - Midtown |  |      |         |         |  |
|-------|---------------------------------------|---------------------------------|------|------|------|--|----------|--------------------------------------|--|------|---------|---------|--|
| Compa | arison by m                           | ost frequently arraigned        | 2016 | 2011 | 2006 |  | Comp     | oarison by r                         | nost frequently arraigned                      | 2016 | 2011    | 2006    |  |
| VTL   | 511.1A                                | Agg unlicensed op MV 3 $^\circ$ | 1    | 7    | 10   |  | PL       | 165.15                               | Theft of services                              | 1    | 2       | 3       |  |
| PL    | 155.25                                | Petit larceny                   | 2    | 4    | 6    |  | PL       | 155.25                               | Petit larceny                                  | 2    | 1       | 1       |  |
| PL    | 220.03                                | Crim poss CS 7°                 | 3    | 3    | 1    |  | PL       | 221.10                               | Crim poss marihuana 5°                         | 3    | 4       | 4       |  |
| PL    | 120.00                                | Assault 3°                      | 4    | 2    | 3    |  | PL       | 220.03                               | Crim poss CS 7°                                | 4    | 8       | 9       |  |
| PL    | 165.15                                | Theft of services               | 5    | 6    | 9    |  | AC       | 20-453                               | Unlicensed vendor                              | 5    | 3       | 2       |  |
| PL    | 221.10                                | Crim poss marihuana 5°          | 6    | 1    | 2    |  | PL       | 230.00                               | Prostitution                                   | 6    | _       | 5       |  |
| AC    | 10-125                                | Pub. consumption alcohol        | 7    | 5    | 5    |  | PL       | 140.10                               | Crim trespass 3°                               | 7    | 9       | -       |  |
| PL    | 140.10                                | Criminal trespass 3°            | 8    | _    | 8    |  | RR       | 1050.6                               | Misuse of transit facility                     | 8    | 5       | -       |  |
| PL    | 265.01                                | Crim poss weapon 4°             | 9    | _    | _    |  | PL       | 120.00                               | Assault 3°                                     | 9    | —       | -       |  |
| PL    | 145.00                                | Crim mischief 4°                | 10   | _    | _    |  | PL<br>RR | 140.15                               | Crim trespass 2°                               | 10   | -       | -       |  |
| RR    | 1050                                  | Misuse of transit system        | _    | 9    | _    |  |          | 1050.7                               | Disorderly conduct                             | -    | 6       | -       |  |
| VTL   | 511.1                                 | Agg unlicensed op MV 3 $^\circ$ | _    | _    | 4    |  | AC<br>PL | 10-125<br>240.20                     | Pub. consumption alcohol<br>Disorderly conduct | _    | 7<br>10 | 7<br>10 |  |
| PL    | 140.15                                | Criminal trespass 2°            | -    | 8    | _    |  | PL       | 240.37                               | Loitering/prostitution                         | _    |         | 6       |  |
| PL    | 230.04                                | Patron prostitute 3°            | _    | 10   | _    |  | VTL      | 511.1A                               | Agg unlicensed op MV 3°                        | _    | _       | 9       |  |
| PL    | 230.03                                | Patron prostitute $4^{\circ}$   | _    | _    | 7    |  | PL       | 165.71                               | Trademark counterfeit 30°                      | _    | _       | 8       |  |

\* This data only reflects Criminal Court matters adjudicated in RHCJC and does not reflect the Family Court and Housing Court matters heard in this Court.

## **COURT OPERATIONS - CENTRAL ADMINISTRATION**

Central Administration at 100 Centre Street in Manhattan coordinated and oversaw the operation of Criminal Court throughout the city. Central Administration was divided into three main offices the Administrator, Chief Clerk and Law Department.

#### Office of the Administrative Judge

In 2016, Administrative Judge Melissa Jackson acted as the chief judicial officer of the Court and assumed responsibility for the overall direction and policies of the Court. Judge Jackson was also responsible for judicial assignments and met with the Supervising Judges on a regular basis to map out new programs and initiatives to ensure that the Court ran properly.

#### Office of the Chief Clerk

Chief Clerk Justin Barry supervised all non-judicial staff throughout the court. Assisted by First Deputy Chief Clerk Joseph Vitolo, the Office of the Chief

Clerk's responsibilities included:

- •Liaison to the Administrative Judge, Supervising Judges and Borough Chief Clerks;
- •Liaison to the Office of Court Administration;
- Budget preparation and control;
- Personnel assignments;
- Operational directives;
- Citywide Facilities Management;

- Coordination of training;
- Citywide Summons oversight; and
- Grievance oversight.

The Chief Clerk's Office also included other citywide supervisors who advised and coordinated assignments for their respective staff throughout the city. These supervisors included those for court reporters, court interpreters, compliance, summons, data entry, problem-solving courts and records and supply.

#### Law Department

As Counsel to the Administrative Judge, Jeffrey Gershuny, working with Sheridan Jack-Browne, oversaw the Court's Law Department. The office was responsible for advising the Administrative Judge and Chief Clerk on assignment and supervision of court attorneys working for the Criminal Court citywide. The office also kept judicial and non-judicial staff abreast of new developments and changes in the criminal law. The Law Department also coordinated training initiatives for both judges and non-judicial employees, including judicial orientation for new judges. Lastly, this office was the primary liaison to the Office of Court Administration Counsel's Office in monitoring any lawsuits involving Criminal Court

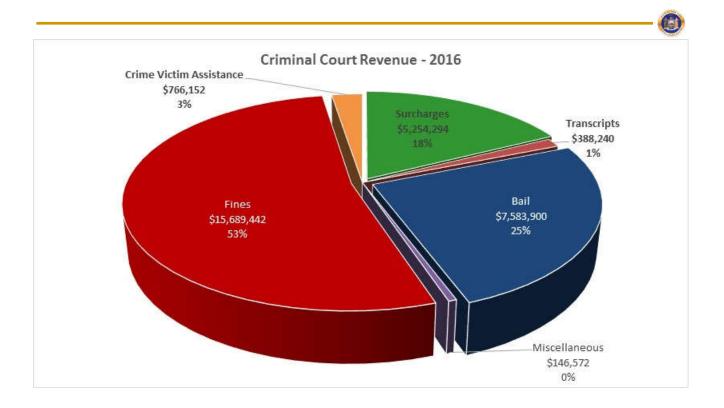
# **COURT OPERATIONS - CENTRAL ADMINISTRATION**

#### Criminal Court Revenue

|                               | Citywide     | Bronx       | Kings       | New York     | Queens      | Richmond    |
|-------------------------------|--------------|-------------|-------------|--------------|-------------|-------------|
| Bail                          | \$7,583,900  | \$1,559,746 | \$2,624,889 | \$1,324,347  | \$1,292,287 | \$782,631   |
| DNA Fee                       | \$104,570    | \$10,400    | \$13,200    | \$40,145     | \$32,635    | \$8,190     |
| DWI SUPP Surcharge            | \$333,022    | \$490       | \$29,100    | \$29,760     | \$263,245   | \$10,427    |
| DWI Surcharge                 | \$598,299    | \$134,404   | \$193,970   | \$199,688    | \$390       | \$69,847    |
| Fine City Arrest              | \$1,125,280  | \$120,945   | \$79,907    | \$198,032    | \$645,877   | \$80,519    |
| Fine City Summons             | \$9,015,133  | \$193,928   | \$82,905    | \$8,351,065  | \$285,395   | \$101,840   |
| Fine DWI                      | \$1,962,864  | \$313,598   | \$416,826   | \$492,053    | \$519,196   | \$221,191   |
| Fine State Arrest             | \$1,879,724  | \$336,912   | \$537,992   | \$520,215    | \$365,038   | \$119,567   |
| Fine State Summons            | \$1,706,441  | \$396,570   | \$62,830    | \$844,716    | \$363,930   | \$38,395    |
| Misc Other                    | \$27,012     | \$0         | \$0         | \$26,680     | \$332       | \$0         |
| Misc Overage                  | \$540        | \$201       | \$129       | \$110        | \$100       | \$0         |
| Misc Returned Check           | \$465        | \$25        | \$0         | \$340        | \$100       | \$0         |
| Misc Shortage                 | (\$100)      | (\$100)     | \$0         | \$0          | \$0         | \$0         |
| SORA                          | \$2,900      | \$2,000     | \$100       | \$250        | \$500       | \$50        |
| SUPP SORA                     | \$11,050     | \$0         | \$2,000     | \$4,000      | \$4,050     | \$1,000     |
| Subpoena Fees                 | \$135        | \$15        | \$45        | \$75         | \$0         | \$0         |
| Summons CVAF                  | \$7,510      | \$693       | \$1,420     | \$1,500      | \$585       | \$3,312     |
| Arrest CVAF                   | \$758,642    | \$131,921   | \$144,852   | \$190,857    | \$248,162   | \$42,850    |
| Misdemeanor Surcharge Summons | \$1,820      | \$0         | \$0         | \$1,005      | \$420       | \$395       |
| Misdemeanor Surcharge Arrest  | \$374,824    | \$52,150    | \$47,825    | \$126,744    | \$118,690   | \$29,415    |
| Violation Surcharge Summons   | \$49,845     | \$7,920     | \$6,235     | \$12,695     | \$8,865     | \$14,130    |
| Violation Surcharge Arrest    | \$2,167,076  | \$373,864   | \$375,853   | \$531,476    | \$779,193   | \$106,690   |
| VTL Surcharge                 | \$367,806    | \$93,426    | \$145,673   | \$104,671    | \$195       | \$23,841    |
| VTL Surcharge Summons         | \$9,316      | \$526       | \$736       | \$3,216      | \$877       | \$3,961     |
| VTL Surcharge Arrest          | \$1,351,736  | \$250,884   | \$378,327   | \$312,047    | \$315,402   | \$95,076    |
| Transcript                    | \$388,240    | \$99,410    | \$33,050    | \$113,960    | \$106,780   | \$35,040    |
| Parking Surcharge             | \$550        | \$0         | \$550       | \$0          | \$0         | \$0         |
| Total                         | \$29,828,600 | \$4,079,928 | \$5,178,414 | \$13,429,647 | \$5,352,244 | \$1,788,367 |

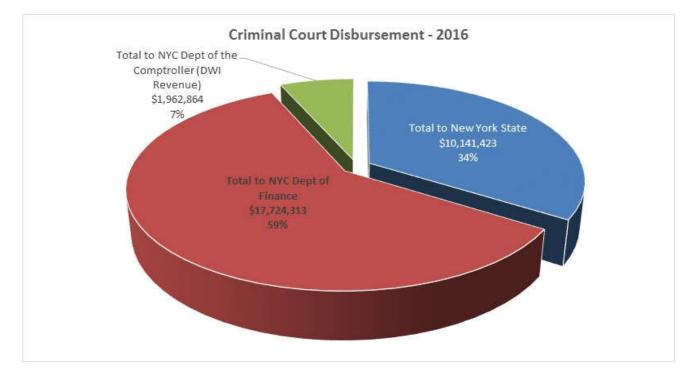
\*\* See note on bottom of page 31 concerning allocation of Kings and Manhattan summons fines and surcharges.

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#### Criminal Court Disbursements 2016\*

| Disbursement to NYC Department of Finance  | \$17,724,313        |
|--|---------------------|
| Disbursement to NYC Department of the Controller (DWI revenue disbursed to Controller) | \$1,962,864         |
| Total disbursements to city (subtotal)   | \$19,687,177        |
| Total disbursement to state  | <u>\$10,141,423</u> |
| Total disbursements  | \$29,828,600        |



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The NYC Criminal Court handles misdemeanors

(crimes punishable by fine or imprisonment of up

to one year) and lesser offenses. The Court also

conducts arraignments and preliminary hearings for felonies (crimes punishable by imprisonment of

The Criminal Courts of the City of New York are

Jurisdiction

more than one year).

located in all five boroughs.

# NYCOURTS.GOV NEW YORK STATE UNIFIED COURT SYSTEM

New York City Criminal Court



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#### Overview

#### Administration

NYC Criminal Court Information Line (646) 386-4500 - addresses, telephone numbers, directions, hours of operation.

#### Chief Clerk Justin Barry

First Deputy Chief Clerk Joseph Vitolo

#### **Court Information by County**

Addresses, telephone numbers, directions, & hours of operation.

For more information, call the NYC Criminal Court Information Line at (646) 386-4500

- Bronx County
- Kings County (Brooklyn)
- Midtown Community Court
- New York County (Manhattan)
- Queens County
- Red Hook Community Justice Center
- Richmond County (Staten Island)

## You may access this report and other useful information at nycourts.gov or on Criminal Court's intranet site http://crimweb

### Criminal Court of the City of New York

Lisa Lindsay 100 Centre St. New York, NY 10013 Phone: 646-386-4600 Fax: 646-386-4395 E-mail: llindsay@nycourts.gov