



UNION COUNTY PROSECUTOR'S OFFICE 2017 ANNUAL REPORT

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Letter from Acting Union County Prosecutor Michael A. Monahan



The 2017 calendar year marked a period of transition for the Union County Prosecutor's Office.

In September 2017, former acting Union County Prosecutor Grace H. Park stepped down following more than four years of service to pursue an opportunity in the private sector.

She was replaced in her role as the County's chief law enforcement representative by Thomas K. Isenhour, a 33-year veteran of the Prosecutor's Office, who served in an acting capacity through the end of the year.

I was sworn as acting Prosecutor on January 31, 2018, and today I supervise the Prosecutor's Office's 250 employees and manage an approximately \$23.5 million annual budget, coordinating the law enforcement efforts of approximately 1,600 police officers in 21 local police departments, the Union County Sheriff's Office, and the Union County Police Department.

Throughout the course of 2017, the Office undertook several complex new initiatives, navigated through numerous high-profile investigations, and successfully prosecuted many cases impacting public safety within the County.

UCPO staff handled a total of more than 5,200 adult and juvenile cases in 2017, the majority of which were resolved prior to indictment. The Office also took a total of 33 adult cases to trial.

The Office's Homicide Task Force solved 18 of the 21 homicides that occurred in the County last year, marking a clearance rate of approximately 86 percent, tying the highest such single-year figure in at least a decade. And the Narcotics Strike Force successfully coordinated 64 investigations and made substantial seizures of heroin (more than 29 kilograms), fentanyl (more than 9 kilograms), and cocaine (more than 22 kilograms), also seizing 24 firearms and more than \$70,000 in cash.

The quantity of heroin and fentanyl seized in 2017 was by a wide margin the largest seized by the Strike Force in more than a decade.

UCPO also continued to make community outreach and engagement a top priority in 2017, when members of the Office traveled to address civic, religious, business, and youth groups on more than 100 occasions. Arguably most notable among the Office's efforts in this vein was the long-awaited September 2017 grand opening of the Union County Family Justice Center (FJC), which marked the beginning of a new era in the delivery of services to victims of domestic violence in Union County.

A joint venture of the Union County Board of Chosen Freeholders, Union County Prosecutor's Office, YWCA Union County, and more than half a dozen other partner organizations, the approximately 2,000 square-foot Center is located on the second floor of the newly constructed Union County Courthouse Cherry Street Annex in downtown Elizabeth. The federally endorsed FJC model provides for a one-stop, community-based approach to enhance the safety and welfare of domestic violence victims while ensuring those victims also receive the maximum protections available under the law.

Also in 2017, the Union County Opioid Response Initiative (UCORI), a consortium of partners that includes UCPO and several other law enforcement and community service organizations, marked the launch of two new outreach initiatives.

In February, UCORI leaders announced they had formulated a plan to take a step beyond ensuring that police officers countywide were actively deploying the lifesaving drug naloxone to revive victims of drug overdose, as they have done since 2014. Through direct involvement and support from the County's three largest hospitals – Trinitas Regional Medical Center in Elizabeth, Robert Wood Johnson University Hospital at Rahway,

and Overlook Medical Center in Summit, part of Atlantic Health System – those naloxone recipients now are connected with addiction recovery specialists who visit them at their hospital bedside and seek to help them break the cycle of dependency.

Then, in June, UCORI leaders announced the launch of the Community Law Enforcement Addiction Recovery (C.L.E.A.R.) program, through which citizens of Union County battling substance abuse or addiction were permitted to surrender narcotics without being arrested and gain access to recovery services free of charge. This service continues to be available to members of the public during daytime hours on Tuesdays and Thursdays at the Union County Sheriff's Office in Elizabeth and at Union County Police Department headquarters in Westfield.

In April 2017, UCPO also teamed up with YWCA Union County and other co-sponsors to host the fourth annual Union County C.A.R.E.S. (Community, Action, Response, Education, Safety) Domestic Violence Symposium, which offered an in-depth analysis of an often overlooked area of major public health and safety concern.

For more than 160 years, the Prosecutor's Office has dedicated itself to serve the citizens of Union County, whom we have sworn to protect in a sacred trust. As clearly reflected in this Annual Report, the members of this Office continue to fulfill that pledge to this day.

Sincerely,

Michael A. Monahan

A handwritten signature in black ink, appearing to read "Michael A. Monahan". The signature is fluid and cursive, with a long horizontal stroke at the end.

Acting Union County Prosecutor

Mission Statement

The mission of the Union County Prosecutor's Office is to investigate and prosecute major crimes occurring within the County; to proactively coordinate community outreach initiatives that improve quality of life for the County's citizens; and to work cooperatively with each of the County's various law enforcement agencies to protect the public's fundamental right to safety, security, and liberty.



Annual Report Summary

The acting Union County Prosecutor is the chief law enforcement officer for Union County and maintains the Office of the County Prosecutor, located at 32 Rahway Avenue in Elizabeth, New Jersey, as well as the Elizabeth-based Child Advocacy Center of Union County, the John H. Stamler Police Academy in Scotch Plains, the Forensics Laboratory in Westfield, and the Narcotics Strike Force at a confidential location.

The Union County Prosecutor's Office (UCPO) is staffed by approximately 250 people.

In addition to the Prosecutor, the staff currently consists of attorneys who act as assistant prosecutors, sworn law enforcement officers who function as detectives, prosecutor's agents, victim/witness counselors, and clerical employees.

The County Prosecutor is a constitutional officer who is responsible for the investigation and prosecution of all indictable offenses within the County. The Prosecutor is also responsible for ensuring that policies and procedures mandated by the New Jersey Office of the Attorney General are disseminated and enforced among all law enforcement agencies within the county.

The County Prosecutor renders legal and investigative guidance to local police departments in the investigation, identification, apprehension, and prosecution of people accused of committing crimes within the County. In addition, the County Prosecutor performs an important public function in educating citizens about crime trends, disposition of criminal cases, preventive action to detect and prevent crimes, and policies and procedures to keep our families and vulnerable members of our community safe.

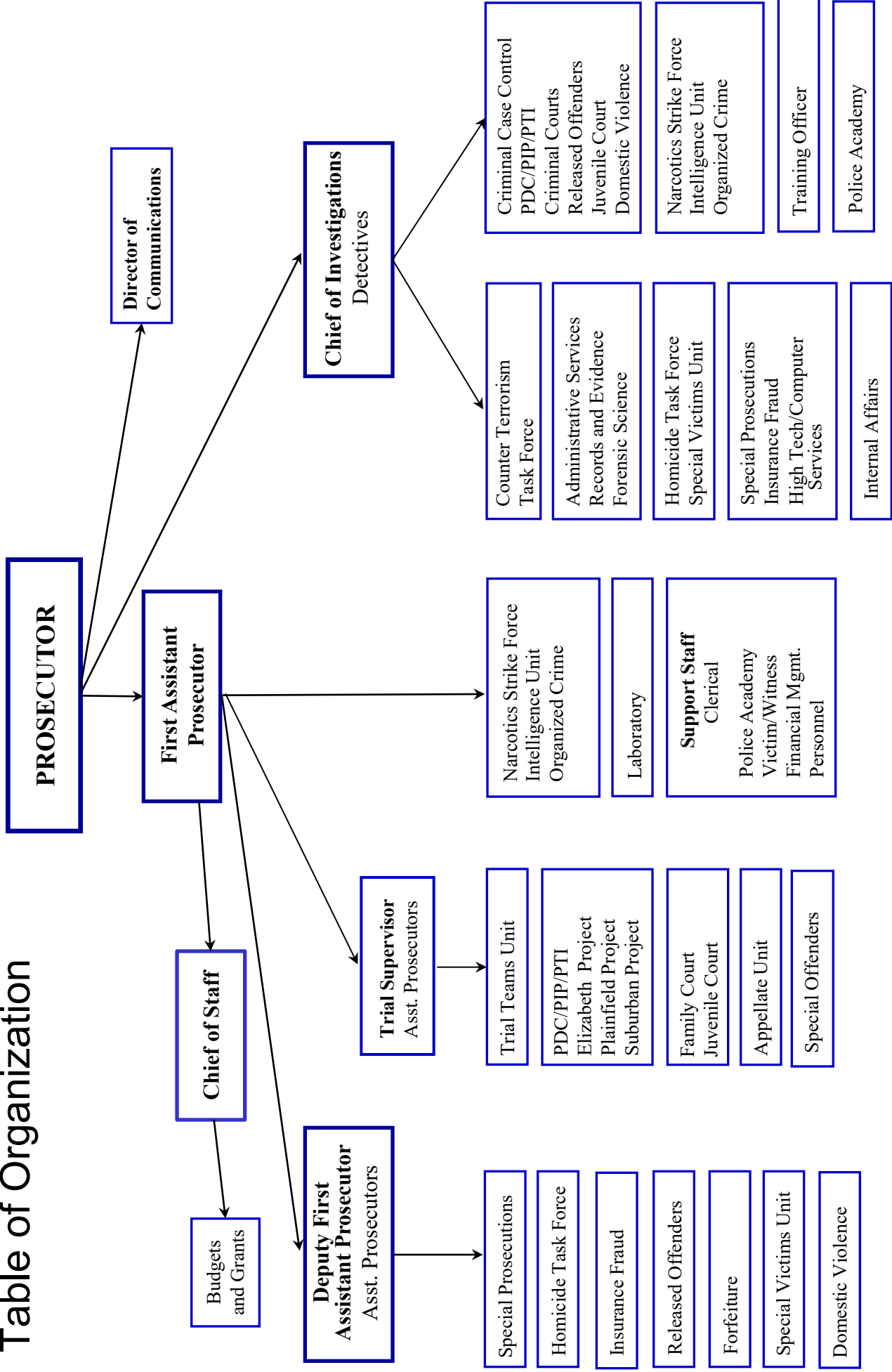
Union County is a jurisdiction of slightly more than half a million residents living in approximately 100 square miles. Union County is bordered by Essex, Hudson, and Morris counties to the north; Richmond County, New York (Staten Island) to the east; Middlesex County to the south; and Somerset County to the west.

There are 21 municipalities in Union County, ranging in size from Winfield (population approximately 1,500) to the county seat, Elizabeth, which at nearly 125,000 residents is New Jersey's fourth-largest city. All 21 municipalities in the County maintain an independent police department.

The Union County Prosecutor's Office is organized into various specialized units. What follows are a brief description of the functions and 2017 accomplishments of each unit.

2017

Table of Organization



Appellate Unit

Attorneys in the Appellate Unit represent the State of New Jersey in various proceedings in the Superior Court Law Division and Appellate Division, the New Jersey Supreme Court, and Federal Court. These proceedings include appeals of municipal court convictions, such as convictions for driving while intoxicated, as well as post-conviction relief proceedings, pretrial detention appeals, direct appeals, and habeas petitions. Unit members also conduct legal research and handle interlocutory appeals.

The Appellate Unit serves as the primary training ground for new attorneys embarking on prosecutorial careers. The Unit also employs law students, many of whom return to the Office as assistant prosecutors after completing their legal studies. Appellate Unit employees concentrate on handling direct appeals referred to this Office by the New Jersey Office of the Attorney General, thus becoming familiar with all aspects of New Jersey criminal law and procedure. Handling these appeals also enables new attorneys to hone their skills in crafting persuasive legal arguments. Additionally, appearing in both the Law Division and Appellate Division provides firsthand knowledge as to how the courts function and provides further training for their future work as trial attorneys.

In 2017, the Criminal Justice Reform Act was implemented, fundamentally changing the landscape of New Jersey's criminal justice system, particularly as it pertained to first appearances, pretrial detention, and a defendant's right to a speedy trial. Much of the year was spent addressing the scope and requirements of the law, which led to numerous appellate filings. The Appellate Unit successfully defended

against numerous challenges raised under the statute. Although much of the unknown has been clarified, thereby eliminating the uncertainty that had led to the need for appeals, a high volume of pretrial detention appeals likely will persist.

The number of habeas petitions that the Appellate Unit handles in Federal District Court and the United States Court of Appeals for the Third Circuit has increased in the last few years, and that trend continued in 2017. All answers to these petitions filed in the past year resulted in denial of relief to defendants. Furthermore, our Office successfully argued two cases in the Third Circuit. In both *Raheem Wilcox v. Warden New Jersey State Prison, et al.*, and *Marvin Mathis v. Attorney General of the State of New Jersey, et al.*, the court rejected the defendant's claim that he received ineffective assistance of counsel when his attorney failed to present expert psychiatric reports at sentencing.

Finally, our Office also has cases before the New Jersey Supreme Court that should be decided in the coming year. Namely, these include *In the Interest of D.M.*, addressing whether a juvenile defendant can be adjudicated delinquent for third-degree endangering the welfare of a child absent penetration, coercion, or a four-year age difference between the juvenile defendant and the victim; and *State v. Rainlin Vasco*, considering whether a defendant provided a sufficient factual basis for unlawful possession of a weapon when he did not affirmatively state that he possessed a weapon for an unlawful purpose, but merely stated that when he possessed the weapon at issue, he did not have a lawful purpose. Additionally, our Office prevailed before the New Jersey Supreme Court in *State v. Ornette Terry*, in which the judgment of the

Appellate Division vacating a defendant's conviction was reversed pursuant to the "driving credentials exception" to the warrant requirement.

Domestic Violence Unit

In 2017, the Domestic Violence Unit of the Union County Prosecutor's Office continued its vertically integrated investigative prosecution of a high volume of indictable offenses, as well as violations of restraining orders and weapons forfeitures addressed in Family Court. The Domestic Violence Unit is responsible for the charging, indictment, and trial of indictable offenses stemming from domestic violence, including first-degree crimes such as kidnapping and attempted murder, as well as investigation-intensive crimes such as interference with custody, stalking, cyber-harassment, and invasion of privacy. The Unit handles approximately 40 new indictable cases and/or restraining order violations each month.

The Domestic Violence Unit is staffed by four assistant prosecutors, three investigators, two victim/witness advocates, and one clerical. The Unit also maintains a 24-hour hotline whereby police departments can contact an on-call assistant prosecutor for domestic violence-related legal advice or for the approval of indictable charges.

Despite the challenges of adapting to Criminal Justice Reform, the Domestic Violence Unit experienced several successes in 2017. In Family Court, Unit attorneys conducted five trials, handled 74 weapons forfeiture matters, and prosecuted 179 cases involving non-indictable violations of restraining orders. In Criminal Court, Unit prosecutors filed motions for pretrial detention in 228 cases, obtained 33 indictments before the Grand Jury, conducted one jury trial, sentenced numerous defendants for indictable crimes after obtaining guilty pleas, and conducted several noteworthy investigations involving violence against young adults.

The collaborative establishment of the Union County Family Justice Center (FJC), a joint initiative of the County of Union, the Union County Prosecutor's Office, and YWCA Union County, among other partners, was the highlight of 2017. The mission of the FJC is to provide a community-wide approach to delivering services to victims of domestic violence and their families through a coordinated effort among agencies, including county government, law enforcement, domestic violence prevention and social service organizations, and the court, in order to enhance safety by ensuring that victims receive the maximum protections under the law and that perpetrators are held accountable. Domestic violence cases present several challenges that distinguish them from other matters typically handled by the Prosecutor's Office. Victims of domestic violence are often emotionally, financially, and legally bound to their perpetrators, attachments that can significantly impact a criminal prosecution of a domestic violence crime. The FJC and the Domestic Violence Unit therefore assist victims in their personal circumstances as they navigate through the criminal justice process by connecting them with community-based resources designed to help them break the cycle of violence. By understanding the dynamics of the victim's relationship with the defendant and by empowering the victim to improve his or her personal circumstances as soon as a domestic violence incident occurs, the Domestic Violence Unit improves its chances for a successful prosecution.

Members of the Domestic Violence Unit instruct at the John H. Stamler Police Academy on domestic violence law and specialized domestic violence evidence-gathering and investigative skills. The Unit also provides training for Domestic Violence Response Teams, schools, community organizations, and civic groups.

Drug Court

In 2017, the Drug Court Unit was staffed by one full-time assistant prosecutor who was responsible for the legal review of all applications and all court-related appearances.

The State's Drug Court Program, which began in Union County in 1999, offers non-violent, substance-abusing, and addicted offenders a treatment-based alternative to prison. In 2017, a total of 308 individuals participated in Drug Court in Union County and were required to report to Court on a weekly, bi-monthly, or monthly basis, depending on the length of time the participant had spent in Drug Court and their successful compliance with the Program rules while in the Program. Participants are required to submit to random drug testing; submit to unannounced home visits; report to probation on a weekly basis; obtain employment or education; and participate in either inpatient or outpatient treatment, as clinically determined. In 2017, a total of 41 Drug Court participants successfully completed their five-year term and graduated.

One hundred and seven applications were filed and reviewed for legal acceptance into Drug Court in 2017. Of that number, 46 were determined to be legally suitable for Drug Court, and letters of acceptance were submitted in each case. After clinical assessments were conducted, 41 defendants entered guilty pleas and were sentenced into Drug Court.¹ One additional defendant was sentenced to Drug Court on a violation of probation. Detailed letters of legal ineligibility were submitted in 61 cases.

¹ Note that some applicants were admitted to Drug Court over the State's objection, which accounts for the number of Drug Court sentences being higher than those actually determined to be legally eligible.

Elizabeth Project

Since 1994, the Union County Prosecutor's Office has assigned an assistant prosecutor to work full-time at the Elizabeth Police Department. Referred to as the "Elizabeth Project," the Program aims to foster a positive working relationship between the two by providing the Department with legal advice and investigative support. The assistant prosecutor also assists with investigations and complaints from the Port Authority Police Department and New Jersey Transit.

The assistant prosecutor reviews police reports and statements for complaint approval and determines when there is sufficient evidence for indictable charges to be filed, or whether the case should be heard in Elizabeth Municipal Court.

In 2017, a total of 2,239 indictable charges were reviewed and issued, 200 disorderly persons offenses were charged, 1,125 cases were administratively dismissed or remanded to municipal court, and 100 cases were reviewed and it was determined that there was insufficient evidence for any charge.

The assistant prosecutor's referral of appropriate cases to Elizabeth Municipal Court, rather than to the Union County Prosecutor's Office, allows detectives to spend more time on cases involving serious indictable charges. The referral of cases to municipal court also eases the burden of the clerical, investigative, and legal staffs of both the Elizabeth Police Department and the Union County Prosecutor's Office. Numerous armed robberies, aggravated assaults, shootings, and burglaries were solved as a result of the cooperative effort between the many different investigative divisions within the Department and the Prosecutor's Office. Both the Department's

director and chief lend their full support to the assigned prosecutor with respect to both investigative and legal issues.

A notable case in 2017 that demonstrated the exemplary efforts of the Elizabeth Police Department involved an armed robbery of a jewelry store located at the Jersey Gardens Mall. Four masked men entered the mall right before the store opened for the day and stole over a million dollars' worth of jewelry at gunpoint.

Elizabeth Police Department detectives, along with agents from the Federal Bureau of Investigation and U.S. Department of Homeland Security, worked tirelessly to solve this complicated case. The investigation required multiple search warrants, CDWs, pen registers, and focused analysis of both call-detail records and corresponding mapping. The information not only provided evidence with respect to the armed robbery, but led to the identification of a retail theft ring operating throughout New Jersey and the Northeast. With this information, detectives were able to assist both Massachusetts and Connecticut authorities in solving additional cases. Multiple parties were charged, and the U.S. Attorney's Office took over the prosecution of the Elizabeth jewelry store robbery.

The Elizabeth Project assistant prosecutor also provides daily legal advice, complaint approval, and review of affidavits of probable cause for warrants, and is available after hours to both the municipal court administrators and police department. Additionally, in 2017, the assistant prosecutor reviewed and assisted in obtaining affidavits for 28 search warrants and/or court orders from the designated judge, gave approval for the submission of evidence for DNA analysis, and assisted the chief with firearm applications. Assistance was also given to the Department's Narcotics Unit and

Detective, Traffic, and Juvenile bureaus in obtaining and preparing 133 Grand Jury subpoenas for bank records, affidavits, orders for investigative detention, and other essential documents.

Forensic Laboratory

The Union County Prosecutor's Office Forensic Laboratory was established in 1972 to analyze physical evidence submitted by law enforcement agencies in Union County, and it was New Jersey's first county-run laboratory. The Forensic Laboratory today occasionally extends services to the Middlesex County Prosecutor's Office, the Newark Police Department, the Drug Enforcement Administration, U.S. Customs and Border Protection, and the Port Authority Police Department.

The Forensic Laboratory is comprised of two analytical sections, Forensic Biology and Controlled Dangerous Substances, which offer forensic science service delivery for criminal investigations within Union County. The Forensic Laboratory currently employs 15 technical and support staff, including a laboratory director, DNA technical leader, senior forensic chemist supervisors, and other staff members. The Forensic Laboratory has maintained accreditation by the American Society of Crime Laboratory Directors/Laboratory Accreditation Board-International, demonstrating continual commitment to improvement for delivery of forensic services.

In 2017, the Forensic Biology Section saw a slight increase in case submissions, with 265 in total. Requests were received in the following types of cases: 18 assaults, 72 homicides, 80 sexual assaults, and 95 property crimes and other incidents. There are currently 1,448 DNA profiles that have been uploaded to the Combined DNA Index System (CODIS). To date, the Forensic Laboratory has linked crime-scene DNA profiles to convicted offenders in 272 Union County cases and to arrestees in 10 Union County cases. Another 32 case requests linked DNA profiles with other Union County

investigations or cases in other jurisdictions. Union County's shared-services agreement continued with the Middlesex County Prosecutor's Office for the analysis of biological evidence and DNA in 2017, with the completion of 85 Middlesex County cases to date.

The Controlled Substances Section saw a 5 percent increase in case submissions as compared with 2016, with a total of 4,882. This continues a trend, as there has been a 26 percent increase in submissions over the last two years. There were 12,313 items of controlled substances alone that were tested. Approximately 35.4 percent of the items examined were marijuana, still accounting for the greatest percentage of all items, but this figure is down from 38 percent in 2016. The next highest percentage is cocaine at 19 percent, followed by heroin, which accounted for 17.5 percent of all controlled items tested. The three of these make up 71.9 percent of all controlled items tested. Heroin mixture cases, including fentanyl and fentanyl-related-drugs such as furanyl fentanyl, FIBF, acetyl fentanyl, and valeryl fentanyl, are included in the heroin percentage above.

Fentanyl continues to make up a large part of the lab's backlog, and such cases are extremely time-consuming, as many items will contain multiple forms of fentanyls along with heroin or other scheduled and non-scheduled drugs. Last year, fentanyl cases totaled 1,046 grams (36.9 ounces), while heroin cases totaled 5,237 grams (184.7 ounces), cocaine totaled 22,774 grams (803.3 ounces), and marijuana totaled 60,003 grams (132.3 pounds). Of the seven largest cases submitted last year, six were from search warrants by our Office, and one was from the Elizabeth Police Department.

These seven cases alone accounted for 14,741 grams (519.97 ounces) of cocaine, 3,740 grams (131.92 ounces) of heroin, and 21,520 grams (47.44 pounds) of marijuana.

Shared-services testing with the Newark Police Department continues to bring narcotics submissions to the Forensic Laboratory. In 2017, evidence in 423 such cases was submitted for routine processing, an increase of 84 percent over last year.

Grants Management

During 2017, Grants Management supervised all federal and state grants awarded to the Union County Prosecutor's Office. Grant funds totaled over \$1 million in all.

Notably, last year the Union County Prosecutor's Office's Forensics Laboratory was awarded several federal and state grants that allowed for significant reduction in the backlog of untested cases and improvement of turnaround time. Throughout 2017, the Laboratory utilized \$276,231 in funds from the National Institute of Justice (NIJ) FY16 DNA Backlog Reduction and Capacity Enhancement Program to support forensic biology testing and \$30,430 from the New Jersey State Police (NJSP) under the FY16 Coverdell Program to support controlled dangerous substances testing.

The Multi-Jurisdictional County Gang, Gun, and Narcotics Task Force Grant, part of the Justice Assistance Grant (JAG) Program of the State of New Jersey, continues to offset overtime costs and allow for the purchase of equipment and supplies for the Office's Narcotics Strike Force.

The Megan's Law Assistance Program is also part of the JAG Program, and funding from this Program enables our Megan's Law Unit to increase the hours of a part-time attorney/legal analyst to tier all registered sex offenders, determine their level of re-offense, and proceed with the subsequent community notification.

The Jail Diversion Program also continues through an agreement between the Trinitas Regional Medical Center's Department of Behavioral Health and the Union

County Prosecutor's Office to fund the salary of an assistant prosecutor in the Mental Health Unit.

Grant funds from the New Jersey Office of the Insurance Fraud Prosecutor continued to fund the salaries of one investigator, one sergeant, and one assistant prosecutor in the Prosecutor's Office's Insurance Fraud Unit.

In 2017, the Sexual Assault Response Team (SART)/Forensic Nurse Examiner Grant Program continued to fund equipment and supply costs and all on-call and examination fees of nurse examiners who are a part of the Union County Sexual Assault Response Team. On-call SART nurses have provided over 1,400 forensic examinations to victims of sexual assault since the inception of the Program in June 2001.

The Victim Assistance Project continues to fund the salaries of victim/witness advocates and victim notification clerks to improve and enhance programs and services for victims of crime in Union County. Additional Victims of Crime Act (VOCA) supplemental funds have allowed for increases in staffing, support of community awareness/violence prevention initiatives, and improvement of quality services to victims. The Union County Prosecutor's Office also continues to participate in the State of New Jersey's Violence Against Women Act Program, which partially funds the salary of a domestic violence advocate.

The Violence Against Women Act (VAWA) Grant Program continues to partially fund the salary of a domestic violence victim/witness advocate.

The Law Enforcement Officers Training and Equipment Program, awarded by the New Jersey Police Training Commission to the John H. Stamler Police Academy,

provided new equipment for recruits and funding for in-service training for law enforcement personnel.

Union County also continues to receive funds from the Body Armor Replacement Program. These funds allow the Union County Prosecutor's Office to upgrade body armor for existing investigative staff and purchase body armor for new investigative staff.

Grant funding allows the Union County Prosecutor's Office to continue existing programs and pursue new initiatives. Grants Management will continue to complete fiscal reporting and explore new funding that corresponds to initiatives of the Union County Prosecutor's Office.

Homicide Task Force

The Homicide Task Force is responsible for the investigation of all homicide cases, including vehicular homicides, that occur within Union County. The Unit is also responsible for the investigation of all suspicious deaths, deaths that occur when an individual is in custody, infant or baby deaths, and murder-suicides. The Homicide Task Force works collaboratively with municipal police departments when such an incident occurs in their jurisdiction.

The Task Force maintains a 24-hour-a-day legal and investigative on-call service to all law enforcement agencies in Union County. In 2017, the Unit was comprised of several assistant prosecutors, investigative supervisors, and detectives whose work is supported by prosecutors' agents and clerical personnel. Furthermore, certain Unit staff are assigned to particular tasks, such as open cases, electronic surveillance, and evidence collection.

In 2017, there were 21 homicides in the County of Union. In total, 18 of those homicides were solved. Of the 21 homicides, there were 12 shootings, four blunt-force trauma cases, three incidents of strict liability for a drug-induced death, and two stabbings. In addition, there were 11 motor vehicle deaths reviewed, four child deaths, and eight unattended person/suspicious deaths.

In total, 22 homicide complaints were signed in 2017, with a total of 22 defendants charged. There were also three complaints signed in connection with vehicular homicides, with an additional complaint signed out of the County due to a conflict. During the course of the year, there were 10 homicide trials prosecuted by members of the Homicide Task Force.

One Unit investigation of note was initiated on Tuesday, April 11, 2017, when 28-year-old Michael Eargle was shot to death in broad daylight on the 1800 block of Lafayette Street in Elizabeth.

A joint investigation by the Union County Homicide Task Force, Elizabeth Police Department, Union County Sheriff's Office Crime Scene Unit, and Union County Police Department Ballistics Unit resulted in 20-year-old Quazir Reddick being identified as a suspect in the case. Following a three-week, multi-state search involving local investigators and members of the U.S. Marshals Service, Reddick was arrested without incident by the Memphis Police Department in Tennessee in late May.

The investigation was unique in its leverage of the public distribution of surveillance video footage taken from a convenience store near the site of the shooting

and multiple requests for assistance from citizens that ultimately produced valuable evidence.

“On behalf of the entire Homicide Task Force, I’d like to thank members of the public for their cooperation and support during the course of this investigation,” Task Force Director Michael Henn said at the time. “We pride ourselves on doing everything possible to ensure that perpetrators of violent crimes are brought to justice, but the fact of the matter is that in many cases, we can’t do it alone – we need citizens’ help.”

Another Unit investigation of note was initiated following the events of Friday, December 22, 2017, when three people died and numerous others were hospitalized during the span of 24 hours in Rahway and surrounding towns due to the distribution of a quantity of fentanyl-laced crack cocaine.

George Rayford, 38, of the 1200 block of Whelan Place ultimately was arrested and charged with three counts of strict liability for a drug-induced death, a first-degree crime, as well as four counts of second-degree drug distribution within 500 feet of a public park and six related lesser drug distribution and possession offenses for his role

Intelligence Unit

The Union County Prosecutor's Office Intelligence Unit was established in December 2002. The mission of this Unit is to gather information from all sources in a manner consistent with the law in order to provide tactical and strategic assessments on the existence, identities, and capabilities of criminal suspects and enterprises, and to further the crime prevention and law enforcement objects and priorities identified by the Union County Prosecutor's Office.

One area of responsibility for the Intelligence Unit is collecting, analyzing, and disseminating gang member intelligence/information into the InfoShare intelligence database. This includes the verification of gang members and identifying information regarding photographs, addresses, vehicles, and involvement in criminal activity.

The Intelligence Unit is often tasked with mapping a variety of criminal activity throughout the county and state; identifying crimes that have similar methods of operation; and offering assistance to units within the Union County Prosecutor's Office as well as municipal police departments. The focus is on analyzing patterns of crimes, most notably homicide, assault, robbery, burglary, and auto theft with the intent of apprehending offenders and deterring continued criminal acts.

In 2017, the Unit gave assistance in the form of intelligence to hundreds of different municipal, county, state, and federal law enforcement agencies, as well as law enforcement officers and legal personnel within the Union County Prosecutor's Office.

The Unit also continued to monitor the 24-hour Union County Crime Stoppers tip hotline and reviewed and forwarded those tips to the appropriate agencies. In 2017, there were 177 tips received through Crime Stoppers.

In 2017, the Unit maintained the statistics on a variety of incidents, including non-lethal shootings (47), fatal overdoses (127), and police-administered naloxone deployments (180).

The Unit also continues to host monthly intelligence-sharing roundtable meetings, the goal of which is to provide intelligence-led policing in order to help agencies allocate resources, improve investigations, enhance community response, and increase effectiveness.

In 2017, the Unit also handled 161 deconflictions in order to ensure officer safety. This system is used to determine whether multiple agencies are investigating the same person or crimes.

Last year the Unit also continued tracking stamps found on glassine heroin folds at the scene of naloxone deployments and overdoses. This information is shared with other agencies as well as the Drug Monitoring Initiative. Intelligence Unit personnel also contribute graphics and information to the Prosecutor's Office's Twitter account to show statistics regarding naloxone deployment and fatal overdoses on a weekly basis.

Lastly, the bi-monthly intelligence brief continues to be compiled and disseminated to more than 300 law enforcement professionals, thus identifying potential criminal activity that is typically trans-jurisdictional in nature.

Internal Affairs / Professional Standards

The Union County Prosecutor's Office is responsible for conducting investigations of police misconduct encompassing criminal and administrative violations committed by law enforcement personnel. It is also charged with the responsibility of overseeing internal affairs criminal investigations for all police jurisdictions within Union County. Under certain conditions, the Prosecutor's Office may conduct investigations of Union County police personnel at the executive level of law enforcement and may conduct independent or joint investigations of any criminal or administrative incident involving municipal and county law enforcement.

At times, the Union County Prosecutor's Office provides legal and investigative support to municipal and county law enforcement for internal affairs investigations. The Prosecutor's Office requires all Union County law enforcement agencies to report statistical information on a quarterly basis summarizing each department's internal affairs unit's activity. Union County internal affairs reporting statistics are derived from each of the County's police department's Professional Standards Summary Reports. The Union County Prosecutor's Office's Internal Affairs Professional Standards Summary Reports provide a summarized yearly analysis for the entire County.

During 2017, the Union County Prosecutor's Office provided training to all new police recruits regarding internal affairs policy requirements as well as training to superior officers from three municipalities newly assigned to internal affairs.

The Professional Standards Summary Reports, Table 1, 2, and 3, are for the calendar year January 1, 2017 through December 31, 2017. For the most part, the complaints reported this year occurred during the reporting year. However, it is understood that not all complaints filed during a given year will have had a disposition during the same year, and as such, the number of all dispositions may not equal the number of complaints filed. In order to better understand the Internal Affairs Professional Standards Summary Reports, a “complaint” is defined as a single incident and the officer involved. If an officer commits more than one act under the complaint types, only the most serious complaint type is reported. If there are multiple officers involved in an incident, each officer who had a complaint filed against him or her is a separate case. The reports from each department’s quarterly reporting and a summarized yearly analysis are consolidated into a County-wide annual report using the sample format provided by the New Jersey Office of the Attorney General Internal Affairs Guidelines.

The following report contains statistical summaries for all law enforcement departments in Union County for 2017. A review of these reports, and a comparison with the statistics from 2016, reveal the following:

	<u>2016</u>	<u>2017</u>
<u>Complaints Filed</u>		
Anonymous Complaint	21	13 (-38.1%)
Citizen Complaint	307	210 (-31.6%)
Agency Complaint	<u>337</u>	<u>222 (-34.1%)</u>
Total Complaints	665	445 (-33%)
<u>Agency Dispositions</u>		
Sustained	280	188 (-32.8%)
Exonerated	116	85 (-26.7%)
Not Sustained	83	73 (-12%)

Unfounded	52	35 (-32.7%)
Administratively Closed	<u>60</u>	<u>64 (+6.6%)</u>
Total Agency Dispositions	591	445 (-24.7%)

Court Dispositions

Cases Dismissed	1	3
Cases Diverted	0	0
Acquittals	0	0
Convictions	<u>3</u>	<u>3</u>
Total Court Dispositions	4	6

In 2016, the police departments within Union County reported a total of 665 internal affairs complaints filed. In comparison to the 445 complaints in 2017, this represents approximately a 33 percent decrease. There was also a decrease in agency disposition volume of 24.7 percent. The decrease in disposition is likely attributable to the decrease in overall complaints, which in turn can be linked to current widespread use of body-worn (765) and dashboard cameras in numerous municipalities. Body-worn and dashboard camera video and audio recordings are important tools in coming to a definitive finding of fact in areas of racial profiling, use of force, and general demeanor complaints. We anticipate that overall, internal affairs complaints will continue to decrease in 2018.

Juvenile Unit

The Juvenile Unit is responsible for prosecuting juveniles for acts of delinquency or criminality ranging from violations of municipal ordinances to murder. The Unit is comprised of a supervising assistant prosecutor, three or four full-time assistant prosecutors, two detectives, a victim/witness advocate, and two clericals. The goals of the Unit are to promote swift and certain punishment for repeat violent offenders and to divert minor offenders away from delinquency and further Court action.

During 2017, there were 967 juvenile cases filed and 73 violations of probation filed. Staff members from the Unit handled eight juvenile delinquency hearings.

Eleven motions were filed to have juveniles treated as adults for purposes of the criminal justice system. Of those motions, three of the juveniles were charged with murder, one was charged with attempted murder, and the remaining defendants were charged with armed robberies or aggravated assaults.

The statistics show a slight increase in the number of complaints filed, with 946 filed in 2016 and 967 in 2017. The number of juveniles charged with acts of delinquency decreased from 782 in 2016 to 761 in 2017, and 357 cases were diverted from the formal calendar.

The number of serious and complex cases remains high. Specifically, in 2017, the Unit handled cases involving 16 juveniles charged with sexual assaults. This number is consistent with the upward trend we have seen in the past several years. There is a great deal of time and preparation required in prosecuting these types of cases. The assistant prosecutor must review extensive discovery and meet with the victim and the victim's family regarding a plea offer. The assistant prosecutor must

answer numerous defense motions and prepare the State's motions and briefs for the admission of certain evidence unique to these cases. The State also must retain experts and prepare witnesses for testimony. Most importantly, the assistant prosecutor spends weeks preparing the victim for testimony.

This year has also seen the steady reporting of gang-related or gang-affiliated crimes and violent offenses. Approximately 50 robbery cases were handled by the Juvenile Unit in 2017. In addition, the Unit handled four murder/attempted murder cases, one carjacking case, 54 weapons-related offenses, 67 theft-related cases, and 68 assault cases.

The Unit provides daily legal advice to the 22 juvenile bureaus within Union County. The supervising assistant prosecutor is a member and officer of numerous county initiatives regarding juveniles, including but not limited to the Juvenile Officers Association, the local and statewide Council on Juvenile Justice Systems Improvement, and the Executive Planning Committee of the Youth Services Commission.

Narcotics Strike Force

The Narcotics Strike Force works with local, state, and federal law enforcement agencies to investigate illegal drug trafficking and gang activity in Union County. The Strike Force, established in 1971, is the oldest countywide, multi-jurisdictional narcotics task force in New Jersey. It is comprised of four assistant prosecutors and 13 Prosecutor's Office detectives.

The Strike Force's daily activities include narcotics interdiction; search warrant preparation; speaking engagements to civic groups; presentation of training courses at the John H. Stamler Police Academy regarding narcotics, gang enforcement, and search and seizure issues; technical and surveillance assistance to local, state, and federal law enforcement agencies; and maintenance of an extensive inventory of sophisticated surveillance equipment. Detectives assigned to the Strike Force also contribute their expertise by reviewing cases in Union County in which a defendant is charged with possession with intent to distribute controlled dangerous substances and are responsible for testifying as expert witnesses in Superior Court.

The narcotics interdiction efforts of the Strike Force are two-pronged in that the priority is to identify and arrest mid- and upper-level drug dealers and gang members while also assisting municipal police departments with disrupting street-level drug distribution and gang activities. This effort is accomplished by employing the full spectrum of techniques, including surveillance, undercover operations, search warrant execution, and electronic surveillance.

In 2017, through the cooperation of the Union County Police Chiefs Association, the Strike Force continued a program in which municipal detectives are detailed to the

Strike Force for six months to a year, when they are trained in all aspects of narcotics and gang investigations. The benefits are threefold: departments are given a cash stipend for each detective assigned; the Strike Force has additional staffing; and the detectives return to their departments better equipped to handle narcotics and gang investigations.

In 2017, the Strike Force initiated 64 investigations and executed 41 search warrants, made 91 arrests, and made substantial seizures of heroin (more than 29,000 grams), fentanyl (9,392 grams), cocaine (22,661 grams), and marijuana (4,613 grams), as well as 22 handguns, two rifles, \$71,119 in United States currency representing drug proceeds, and one vehicle. These totals broke all previous single-year records for heroin, fentanyl, and firearms seizures. Additionally, three separate wiretap investigations and seven pen registers were conducted.

Some notable 2017 Strike Force investigations are as follows: in March 2017, detectives conducted an investigation in Elizabeth that resulted in two arrests and the seizure of five kilograms of cocaine. In April 2017, detectives conducted an investigation in Elizabeth that resulted in two arrests and the seizure of five kilograms of heroin. In July 2017, detectives, with assistance from the Drug Enforcement Administration (DEA), conducted an investigation in Elizabeth that resulted in one arrest and the seizure of seven kilograms of cocaine. In October 2017, detectives, with assistance from the DEA, conducted an investigation in Elizabeth that resulted in one arrest and the seizure of two kilograms of heroin and two kilograms of fentanyl.

In September 2017, the Strike Force, along with the Federal Bureau of Investigation (FBI), conducted a wiretap investigation that successfully thwarted a planned MS-13 murder.

Plainfield Project

The Plainfield Project is a fully staffed satellite office of the Union County Prosecutor's Office established in the City of Plainfield. Its mission is to work closely with the Plainfield Police Division to advance the shared goal of reducing crime in the Queen City. It serves as the presence of the Prosecutor's Office in Plainfield, with the goal of working with the community and the Plainfield Police Division on crime reduction initiatives.

The assistant prosecutor assigned to the Plainfield Project provides legal advice and investigative support to the Plainfield Police Division on a daily basis. This consists of preparation and review of affidavits for search warrants, in addition to the obtaining of court orders, communication data warrants, and other legal documents required to appropriately investigate and prosecute criminal matters arising in the City of Plainfield. The Plainfield Project also serves to provide in-service training to Plainfield Police Division personnel and participates in crafting strategies to address emergent and chronic crime problems. In addition to providing daily legal advice and investigative support to the Plainfield Police Division, the assistant prosecutor also provides legal assistance to the Westfield, Scotch Plains, and Fanwood police departments.

All criminal matters arising within Plainfield, Westfield, Scotch Plains, and Fanwood are initially screened to determine whether there is sufficient evidence for indictable charges to be filed. Upon a determination that indictable charges are appropriate, all cases are further screened for accuracy and completeness before being forwarded to the Trial Unit for disposition. This helps improve the quality of cases originating from all four municipalities.

In 2017, the assistant prosecutor reviewed a total of 804 cases. The assistant prosecutor referred 189 of the cases to the municipal courts, as there was only sufficient evidence of disorderly persons offenses having been committed. Additionally, the assistant prosecutor determined that no charges should be filed in 23 cases, since there was insufficient evidence of any criminal offenses having been committed.

The assistant prosecutor reviewed 18 affidavits for search warrants and assisted the Plainfield Police Division Narcotics Bureau and Criminal Investigations Bureau in obtaining those warrants. In addition to securing search warrants and grand jury subpoenas, the assistant prosecutor also obtained court orders for telephone call records and assisted investigative units in the various police departments in obtaining and preparing 130 grand jury subpoenas for medical, telephone, and banking records, along with other essential documents.

John H. Stamler Police Academy

Union County is home to one of New Jersey's premier police training facilities: the John H. Stamler Police Academy in Scotch Plains. The Academy has two primary functions: to provide basic police training to recruits to produce qualified law enforcement officers for municipal, county, and state agencies; and to provide advanced (in-service) training for veteran police officers.

The Basic Training Police Curriculum meets the strict requirements of the New Jersey Police Training Commission (PTC). The instructional staff is comprised of experts in various areas of law enforcement, thus assuring that Academy graduates have the desire, ability, and judgment to serve the public and honor their oaths of office.

In 2017, the John H. Stamler Police Academy conducted two 21-week sessions of the Basic Course for Police Officers. Class No. 116 consisted of 63 graduating recruits, and Class No. 117 consisted of 50 graduating recruits.

In addition to training police recruits, the Academy strives to provide continuing education to law enforcement professionals in Union County and throughout the state. In 2017, approximately 5,450 law enforcement professionals attended 266 in-service training course offerings.

The Academy courses represent a diverse offering focused on expanding the core Police Training Commission's Basic Police Training Curriculum, and are often created to respond to forecasted and identified needs in the field.

Among our accomplishments in 2017 were:

- Class No. 21 graduation of 27 auxiliary recruits from our three-month Basic Auxiliary Police Training Program, conducted in cooperation with the New Jersey State Police and New Jersey Office of Emergency Management;

- Countywide completion of the mandatory Fair and Impartial Policing training program for all Union County law enforcement officers; and,
- A wide array of special in-service course offerings from such esteemed institutions as Penn State University, Northwestern University, the New Jersey Division of Criminal Justice, New Jersey State Police, New Jersey Department of Homeland Security and Preparedness, U.S. Immigration & Customs Enforcement, federal agencies, and other regional and specialized law enforcement organizations and training agencies, including the Federal Bureau of Investigation, MAGLOCLEN, Connell Consulting, Marin Consulting, and Renahan Consulting. These courses focused on enhanced investigation and prosecution techniques, particularly with regard to gang, narcotics, and cyber investigations; specialized crisis intervention training to enhance police response to individuals with mental illness and to assist returning veterans in crisis; enhanced professional standards and performance; increased patrol efficiency; and safety, leadership, supervision, and agency management enhancement, along with special training for educators and law enforcement officers conducted in partnership with the Office of the Union County Superintendent of Schools.

The unique partnership between the Police Academy, Union County Police Chiefs Association, and the Union County Prosecutor's Office, forged in July 1986, continues to ensure broader opportunities for the basic and in-service training programs, along with the highest standards of training, competence, and professionalism to assist our law enforcement officers to successfully and safely protect and serve our citizens.

Pre-Disposition Conference Pre-Indictment Program Pre-Trial Intervention

The Pre-Indictment Unit is tasked with resolving cases early by offering defendants their lowest plea offers in the criminal justice process. The purpose of the Unit is to resolve cases as expeditiously as possible. In 2017, the unit handled approximately 2,600 defendants.

To understand the function of the Pre-Indictment Unit, one must understand the pre-indictment process. A defendant receives a first appearance date upon arrest. Once the first appearance is held, the defendant is given a pre-disposition conference (PDC) date for approximately six weeks later.

Once a defendant has a first appearance, the case is then forwarded to the deputy Trial Unit supervisors for dissemination among their respective team members. The Trial Unit assistant prosecutor then prepares discovery and a plea offer to be handled at PDC. When each respective file comes to PDC, plea negotiations occur in an attempt to resolve the matter as judiciously as possible.

The Pre-Indictment Unit is also tasked with representing the State at first appearances, also known as Central Judicial Processing (CJP), and files motions to detain defendants pretrial should the State believe that a defendant will present a danger to others, commit another offense, or fail to appear for future court appearances. The Pre-Indictment Unit filed 608 pretrial detention motions in 2017 on cases assigned to the Trial Unit.

Following this stage of the criminal justice process, the Pre-Indictment Unit then represents the State at the detention hearing. In 2017, there were more than 400 detention hearings during which the Pre-Indictment Unit, in conjunction with the Trial Unit assistant prosecutors, appeared and argued for a defendant to remain in custody until his or her matter was resolved.

The Pre-Indictment Unit is also involved in the Pre-Trial Intervention (PTI) program. PTI is a diversionary program designed for first-time offenders who commit non-violent, victimless crimes. In 2017, a total of 177 defendants were admitted into the program. In August 2015, the law was changed to create a presumption against allowing domestic violence offenders into the program, as well as requiring those charged with first- or second-degree offenses to plead guilty as a condition of entry. These changes to the law continue to lead to fewer PTI applications, as fewer domestic violence defendants applied and defendants were hesitant to plead guilty even though the plea would be held in abeyance.

Released Offenders Unit

The Released Offenders Unit, better known as the Megan's Law Unit, is staffed by one assistant prosecutor supervisor, one legal analyst, one legal assistant, one investigator, one prosecutor's agent, and two clericals.

The Unit is responsible for ensuring that all convicted sex offenders residing in Union County have properly registered their residence, employment, and/or school attendance with the police department in the municipality in which they live. This includes verifying that the registrant does in fact reside at the given address, and the monitoring of offenders with local law enforcement to ensure compliance with the quarterly and annual address verification for each registrant residing in Union County.

As a result of intense monitoring and tracking of sex offenders, this Unit, working with local law enforcement and the New Jersey State Parole Board, uncovered instances in which sex offenders failed to register their employment, failed to notify police of their intent to move, failed to re-register their new addresses, and provided false address information to law enforcement. In 2017, two criminal complaints were signed against sex offenders for violating the registration requirements of Megan's Law.

The Unit also works closely with the State Parole Board Sex Offender Management Unit and the GPS Monitoring Unit, and it investigates and prosecutes offenders who violate orders of community supervision for life, parole supervision for life, or GPS conditions. In 2017, a total of 16 criminal complaints were signed against sex offenders who violated such conditions.

The Megan's Law Unit also ensures that immediate notification is made to the GPS Unit of a Tier Three (high-risk) offender determination in order to coordinate the mandatory placement of the offender on GPS monitoring. Moreover, due to the thorough investigation and tracking of missing sex offenders, numerous arrests were made by the Unit detective for offenders who violated the registration provisions of Megan's Law.

The primary focus of the Released Offenders Unit is the tiering of registered offenders to determine the level of risk of re-offense to be assigned to each individual, and the subsequent scope of community notification. This requires an assessment of many factors, including the individual's criminal history, the facts of the sex offense, institutional progress, response to treatment, employment and residential stability, and whether publication on the Sex Offender Internet Registry is applicable to the registrant. Registrants must also be re-reviewed for tiering whenever their address, employment, or school status changes.

During 2017, there were 722 registered sex offenders residing in Union County. In 2017, a total of 74 new sex offenders registered their addresses, and a total of 64 cases were tiered by the Unit. A total of 39 notifications were made to law enforcement regarding Tier 1 offenders, and 25 offenders were personally served with notice of their Tier 2 status; there were also two Tier 3 status. In excess of 2,550 schools, community organizations, and civic groups received notification regarding a sex offender. Close to 2,000 door-to-door notifications to residences and businesses also occurred in connection with the Tier 3 notifications.

This Unit is also responsible for entering all sex offender data in the new Offender Watch Registry and Megan's Law Promis/Gavel. The Offender Watch database was implemented this year by the New Jersey State Police, and it serves as the basis for the information listed on the Internet Sex Offender Registry. Data entry to the Registry is an important and continuous function to track sex offenders, as sex offenders frequently move and change employment. The up-to-date data entry significantly improves notification procedures to schools and community organizations and the public, thereby enhancing public safety.

This past year several members of the Unit continued to work diligently to review the list of offenders and obtain necessary fingerprints and documentation so that those offenders who were no longer residing in Union County, and those who were deported or deceased, could be removed from the New Jersey State Police database and the Internet Registry of Union County sex offenders. The Unit staff also attended numerous trainings on the use of Offender Watch and provided instruction to municipalities within Union County.

This Unit continues to assist U.S. Immigration and Customs Enforcement to identify convicted sex offenders residing in the County who are subject to deportation. The Unit also reviewed and objected to clemency/pardon applications submitted to this Office by the New Jersey State Parole Board. The Unit also handled numerous motions to be relieved of Megan's Law obligations, a substantial increase from years prior. Pursuant to the New Jersey Office of the Attorney General Guidelines, the Released Offenders Unit also conducted numerous training sessions for school personnel, community organizations, and civic groups so they could receive Megan's Law

notifications, and it conducted law enforcement training, public awareness training, and service provider training.

Seized Asset Forfeiture Unit

The Seized Asset Forfeiture Unit files civil lawsuits seeking the forfeiture of property that has been or is intended to be utilized in the furtherance of illegal activity; has been or is intended to become an integral part of illegal activity; or that which constitutes the proceeds of illegal activity.

A forfeiture action is commenced by the filing of a verified complaint in the Law Division of Superior Court. A copy of the filed complaint and summons are then served upon each claimant and/or potential property claimant. A claimant is an individual who has an ownership and/or possessory interest in the seized property.

If the claimant fails to file an answer to the complaint, the Court or the Clerk of the Superior Court may enter default against the claimant. Upon the entry of a default, the State then applies to the Court for the entry of an order for judgment by default. Once such an order is entered, title in the property is transferred to the State. When an answer is filed, the matter ultimately will be resolved either by way of a negotiated settlement, trial, or court order.

Forfeiture actions promote major public policy objectives by encouraging property owners to be more responsible with their property and deter them from using or allowing their property to be used for, or in furtherance of, illegal activity. A corollary benefit is that the forfeited property is distributed to the law enforcement agency or agencies that participated in the correlating investigation and seizure of the property. The forfeited property is to be utilized by the seizing agency or agencies solely in furtherance of law enforcement purposes.

In 2017, the Seized Asset Forfeiture Unit opened 445 files, forfeited \$1,005,941.98

in United States currency, and seized 24 motor vehicles valued at \$85,225. Other forfeited property valued at \$66,893 was also seized, creating an overall total of \$1,158,059.98 in value.

Special Offenders Unit

The Special Offenders Unit was created in March 2005 to address a marked increase in criminal prosecutions against individuals with mental illness. The Unit is comprised of two assistant prosecutors who handle any Trial Unit case when the defendant's competency to stand trial is questioned or when the defenses of insanity or diminished capacity are raised.

The Special Offenders Unit also partners with Trinitas Regional Medical Center and Bridgeway Rehabilitation Services to operate the Union County Jail Diversion Program. The Program attempts to divert mentally ill criminal defendants from traditional prosecution when the underlying offense is related to the defendant's mental illness.

In 2017, the Special Offenders Unit reviewed 334 referrals for the Jail Diversion Program. Referrals of defendants who present or self-identify as suffering from mental illness were received from local law enforcement, the Union County Jail, the defense bar, and the Court. Each referral is screened to determine if the individual is a Union County resident; whether the case is assigned to the Criminal Division; if the case has already been disposed of via plea, sentence, dismissal, or alternate avenue of diversion; and whether the individual is legally appropriate for diversion based on the nature of the current charge or past criminal history. If the individual is deemed legally appropriate, a clinical assessment is completed to determine diagnosis and level of recommended treatment, and a case management assessment is conducted to determine if appropriate treatment is available, amenability to treatment, and willingness

to participate in the Program and follow the Program rules. A treatment plan formulated by mental health professionals from Trinitas and Bridgeway, and progress with the treatment plan, is ordered and monitored by the court. Successful completion of the Program could result in diversion from conviction, jail, or prison.

The Special Offenders Unit also provides training for law enforcement in the recognition of mental illness and techniques for de-escalation of crisis situations. The Unit, in conjunction with local law enforcement and various mental health service providers and agencies, began the process of establishing a Crisis Intervention Training (CIT) program in Union County in 2010. This process resulted in three 40-hour CIT training sessions being conducted annually for law enforcement and mental health providers. The Unit also continues its efforts to provide a two-day practical training curriculum at the John H. Stamler Police Academy for all recruits.

In 2017, the Unit conducted two separate 1.5-day intensive training programs on law enforcement's response to the mentally ill and the concept of excited delirium, offering practical de-escalation methods and tactical demonstrations. In 2017, the Special Offenders Unit also provided state-mandated training on Law Enforcement Response to Individuals with Special Needs and De-escalation to the Union County Emergency Response Team (UCERT) and any officer in the county who is approved to carry a conducted energy device (CED).

The Special Offenders Unit is further responsible for involuntary civil commitment cases at the State psychiatric hospitals. The assistant prosecutors in this Unit regularly appear at Ann Klein Forensic Center, Trenton Psychiatric Hospital, Greystone Park Psychiatric Hospital, and Ancora Psychiatric Hospital to represent the State in the

commitment hearings of profoundly mentally ill criminal defendants who have maxed out on their state prison sentences and require hospitalization. In addition, the Unit is responsible for the continued legal monitoring of individuals who are found not guilty by reason of insanity, as well as individuals found not competent to stand trial.

Special Prosecutions Unit

The Special Prosecutions Unit's core function remains the investigation and prosecution of complex financial matters, internal affairs complaints, identity theft, and official misconduct by public officials. The Unit also takes on intricate investigations into matters such as officer-involved shootings, insurance fraud, bribery, public integrity crimes, election law violations, bias crimes, Open Public Meeting Act (OPMA) violations, and cybercrimes. The Unit is staffed by four assistant prosecutors, one lieutenant, two sergeants, five detectives, and two clerical support staff. There are three assistant prosecutors, one sergeant, and four detectives assigned to the Special Prosecutions Unit; one assistant prosecutor, one sergeant, and one detective assigned to the Insurance Fraud Unit; and one assistant prosecutor and two detectives assigned to the Cyber Crimes Unit. The Special Prosecutions Unit's Financial Crimes Section handles civilian inquiries regarding financial and fiduciary crime, *i.e.*, theft by an executor from an estate.

The Special Prosecutions Unit signed 38 criminal complaints in 2017 and made 38 arrests. The Unit also handled more than 120 citizen contacts/inquiries and conducted three police-involved shooting investigations. Criminal charges were signed against seven defendants for distribution of sexually exploitative images of minors, seven defendants for insurance fraud, two defendants for unauthorized practice of medicine, one defendant for embezzlement of \$187,000 from their employer, and one defendant for defrauding an elderly widow's estate of \$100,000, among others. By year's end, 13 defendants pleaded guilty to some form of theft, identity theft, forgery, or fraud, pre- or post-indictment; 18 separate defendants had a grand jury return an indictment; and 21 defendants pleaded guilty post-indictment. Complaints for second-degree theft were signed against four co-

defendants for theft of contractors' tools valued well in excess of \$100,000, taken from contractors' vans in more than 80 municipalities. Finally, a municipal police officer pleaded guilty to unauthorized access of a database and permanently lost his job for inappropriately supplying confidential law enforcement information to a towing company so it could profit from salvaged titles of abandoned vehicles.

In 2017, the Special Prosecutions Unit responded to three separate officer-involved shootings in Union County. One involved a defendant who carjacked a victim after a pistol-whipping and drove the stolen vehicle through an accident scene, almost striking police, fire, and EMS personnel. An Elizabeth Police Department officer fired on the fleeing suspect to avoid serious bodily injury to himself and others. Three defendants were later arrested for robbery connected to this case.

A second event involved a carjacking of a retired Newark Police Department officer at 4 a.m. at an Elizabeth car wash. As the defendant attempted to run away, the retired officer shot and wounded the suspect. Two defendants were later arrested for robbery connected to this case.

Finally, an off-duty U.S. Marshal from New York fired upon a car in Union, New Jersey after a motor vehicle accident. The investigation of the U.S. Marshal's conduct is still ongoing; the other two Shooting Response Team (SRT) investigations are complete. All officer-involved shooting investigations scrupulously honor the New Jersey Office of the Attorney General's Law Enforcement Directive 2006-5 regarding prosecution and investigation of police use of force.

Bias Crimes Section

A total of 10 bias-related incidents were referred to the Prosecutor's Office for review in 2017, and one bias incident resulted in a criminal charge. Defendant Glenn Miller, age 59, pleaded guilty and was sentenced to three years in state prison for bias intimidation after screaming racial expletives and threatening to kill and sexually assault his black neighbors in Union.

Half of all 2017 bias incidents involved acts of anti-Semitic graffiti on public and private property; the other half of the incidents involved use of racially provocative, derogatory, and insulting terms. Graffiti at houses of worship and schools were present in multiple cases. The Bias Crimes staff continued to work collaboratively with the Attorney General's Office and New Jersey New Jersey Bias Crime Officers Association on issues of community outreach and training. Additionally, the staff conducted bias crime training for police recruits. As members of the Union County Human Relations Commission, the Unit apprised the Commission of recent bias incidents on a regular basis.

Cyber Crimes Section

On October 7, 2015, the Attorney General, the New Jersey State Police, and the Union County Prosecutor's Office signed a memorandum of understanding and agreed to work collaboratively with the National Center for Missing and Exploited Children (NCMEC) regarding Internet crimes against children. In 2017, the New Jersey State Police forwarded 71 cyber tips preliminarily qualifying as sexually exploitative images of minors.

Upon receipt of each NCMEC cyber tip, legal and investigative staff utilized multiple confidential legal tools to identify the subscriber. Once the subscriber was identified, a search warrant and/or communication data warrant was drafted. Seven referrals led to

search warrants and arrest warrants for child endangerment via distribution or sexually exploitative images of children; 20 referrals were made to other police jurisdictions in and out of state; and 43 referrals were closed.

In February 2017, defendant Erick Johnson, age 49, began communicating with an adult female Union County resident via social media. As part of that communication, the defendant sent the Union County resident a pornographic photo depicting a child. The resident contacted police. A Union County Prosecutor's detective then posed as a 13-year-old child and began communication with the defendant for two months. Defendant sent 10 sexually explicit pictures of himself to the undercover detective and ultimately pleaded guilty to endangering the welfare of a child and distributing child pornography. He is currently serving a three-year state prison sentence.

Insurance Fraud Section

The Insurance Fraud Section is state-mandated and is run under a grant provided by the Office of Insurance Fraud Prosecutor (OIFP). In 2017, the Insurance Fraud Section issued complaints against seven defendants, made four arrests, and secured six guilty pleas.

Special Victims Unit

For three decades, the Union County Prosecutor's Office has consistently dedicated every available resource to protecting survivors of sexual abuse and holding perpetrators fully accountable for the bodily and psychological harm of children, teens, and adults. Referrals come from all 21 municipalities. In February 2013, the Child Advocacy Center of Union County staff and the Sex Crimes Unit of the Prosecutor's Office merged to form a single Special Victims Unit (SVU). At that same time, the Unit assumed responsibility for interviewing all children, from infant age to 17, who disclose sexual penetration.

The SVU staff includes 10 detectives, six assistant prosecutors, two clericals, a multidisciplinary team coordinator, two part-time, on-site therapists from Trinitas Regional Medical Center, five intake workers from the New Jersey Division of Child Protection and Permanency (DCP&P), and a forensic sexual assault nurse examiner coordinator.

SVU members are jointly involved with municipal police detectives in the initial stages of the investigation of sexual abuse of adults. The SVU staff supervises the investigations and reviews witness interviews, suspect statements, and evidence analysis, and it obtains search warrants, court orders for phone records, and biological evidence. Assistant prosecutors direct the investigations and provide legal advice at each critical stage of the proceedings. After the signing of complaints and arrest of a suspect, the assistant prosecutor will build a rapport with the victim; present the matter

to a grand jury; negotiate a plea; or prepare for trial.

SVU works closely with the Sexual Assault Response Team, the Union County Prosecutor's Office Forensics Laboratory, and the New Jersey State Police Laboratory. In June 2001, the Prosecutor's Office, following two years of collaborative efforts with Runnells Hospital, the Rape Crisis Center, and emergency room staffs at Trinitas, Muhlenberg, and Overlook hospitals, established a special team to address the needs of survivors of sexual assault. If a survivor is over the age of 13 and the sexual assault occurred within the last five days, the survivor is offered special medical and therapeutic services. The Prosecutor's Office, in close collaboration with the Rape Crisis Center and local hospital emergency rooms, meet every eight weeks as the Sexual Assault Response Team Advisory Board to review and improve patient care at the point of first disclosure.

The Child Advocacy Center is an integral part of the SVU team. Since 1995, the Center's detectives have interviewed more than 4,000 children age 12 and under regarding sexual abuse. From initial disclosure to continued investigation, complaint authorization, grand jury presentation, plea or trial and sentencing, the Unit's various members shepherd each child's case through the criminal justice system. Essential to the investigatory process is the building of rapport with the child, respecting the child's evolving capacity to both disclose and heal, and stabilizing parents in acute crisis.

Detectives who are trained as forensic child interviewers then seek to interview the child in an open-ended format. Often, sexual abuse is painful for a child to disclose. The digitally recorded interview process eases disclosure and prevents multiple re-interviews. The Union County Multi-Disciplinary Team meets monthly to assess the

needs of all families with open cases and take all necessary and appropriate investigative, legal, therapeutic, and medical services steps to improve each client's well-being.

2017 marked the fifth year of operation for the new "wraparound" service model at the Center, located at 240 West Jersey Street in Elizabeth. This has allowed total investigative, prosecutorial, and therapeutic review time of all new sexual abuse referrals to be reduced from five business days to one business day.

In 2017, the misery index for children was high in Union County. A total of 532 referrals of child abuse involving children under 17 were received; 82 criminal investigations were opened; 82 criminal complaints were signed; and 80 defendants were arrested; two remain as fugitives. Regardless of the opening of a criminal investigation, all families were offered community-based resources for follow-up. The vast majority of complaints were signed for first- and second-degree sexual assaults. Detectives from the Unit completed 478 interviews of sexually abused children, teens, and fresh complaint witnesses, and 20 off-site statements from related victims/witnesses were taken. Ninety-two suspect interviews were also obtained by SVU investigative staff.

The child sexual abuse clearance rate in 2017, *i.e.*, those formal investigations that resulted in a criminal charge, was 100 percent, as was the teen sexual abuse clearance rate. This figure is a Unit record. Additionally, legal and investigative staff continue to be assigned to the Child Abduction Response Team (CART) and assist in locating numerous children and teens that are reported missing and/or endangered.

In one 2017 case of note, the Special Victims Unit prosecuted a 31-year-old man

who met his 6-year-old victim when he was her babysitter at her home in the Township of Union. The defendant was hired by the victim's parents through Care.com to serve as her babysitter. The investigation revealed that defendant sexually assaulted the victim on multiple occasions. One specific incident occurred at the Benedict Motel in Linden, where defendant brought the victim instead of taking her to the movies, as her parents believed.

The victim was subsequently transported to Trinitas Regional Medical Center, where a Sexual Assault Nurse Examiner (SANE) conducted a forensic examination. The victim was able to provide enough information for SVU detectives to ultimately determine the location of the Linden incident, and they obtained video footage of defendant and the victim together. Complaints were issued and search warrants were obtained for the suspect's home and cars, which resulted in the seizure of the clothing defendant had purchased that he had the victim wear.

As a result of this courageous victim and the investigation, this defendant pleaded guilty to aggravated sexual assault and was sentenced pursuant to the Jessica Lunsford Act to 25 years in New Jersey State Prison, with a 25-year period of parole ineligibility.

Also in 2017, the Child Advocacy Center's legal and investigative staff, along with the Elizabeth Police Department (EPD), investigated a case involving an eighth-grade substitute teacher engaging in sexual acts with a 15-year-old student. The victim's aunt discovered explicit sexual messages between the victim and what she believed to be his teacher on his social media messaging app.

EPD referred the matter to SVU, and a sworn video statement from the victim

was obtained. The victim indicated that he had met the suspect at school while she was his substitute teacher.

The defendant ultimately was charged and arrested, at which time she waived her constitutional rights and provided a full confession regarding the sexual relationship between her and the victim. She ultimately pleaded guilty to sexual assault and was sentenced to New Jersey State Prison.

Lastly, in December 2017, SVU detectives and legal staff conducted an investigation into the physical abuse of a 4-month-old baby girl in Elizabeth. The investigation revealed that the mother initially brought the baby to the hospital because she was acting differently: specifically, seeming sleepy and not feeding. The mother indicated in a sworn statement that her baby was checked, and medical staff indicated the baby may be suffering from a cold.

Over the next day, when the baby's condition did not improve, the mother indicated that she brought it to University Hospital in Newark, where a CT scan revealed the baby had a brain hemorrhage. The baby was initially treated at University and then transferred to Children's Specialized Hospital, where she is still receiving treatment.

After numerous statements were taken from the mother, relatives who were in contact with the baby, and the baby's father, the investigation revealed that the injuries were caused by the father when he was holding her. He turned to get a diaper and swung the baby's head into the wall so hard that she immediately became unresponsive.

The father went on to state that he performed CPR on the baby, and that she vomited. Most significantly, he indicated that he did not advise the baby's mother of

what occurred when she picked the baby up later that night, and admitted he should have called 911.

Sadly, the baby has brain atrophy as a result of the injury that she sustained. At this point, it is believed that some of the injuries that the baby sustained are not reversible; however, more will be known within the next year.

The defendant was indicted on multiple counts and his case is pending post-indictment litigation.

Trial Unit

The Trial Unit is comprised of one trial supervisor, three deputy trial supervisors, and 18 assistant prosecutors who are assigned, in teams of three, to six criminal courts that handle first-, second-, third-, and fourth-degree criminal charges that are not being handled by a specialized unit. 2017 was the second full year of a vertical prosecution approach for the Unit; that is, the individual assistant prosecutors handle all aspects of a criminal case, from post-complaint to sentencing.

Assistant prosecutors assigned to the Trial Unit conduct case review and issue complaint approval on a rotating, on-call basis. Once complaint approval is given, the assistant prosecutors will screen the cases to determine which are suitable for prosecution in Superior Court and which should be remanded to municipal court for disposition. All indictable cases are referred for a pre-disposition conference, wherein assistant prosecutors will attempt to resolve the case through a plea. Cases that do not resolve at the pre-disposition conference are referred to grand jury, where the vertically assigned assistant prosecutors present the cases for indictment. After an indictment is returned, the assistant prosecutors handle the arraignments, initial case disposition conferences, status conferences, pretrial motions, and post-indictment pleas, trials, and sentences.

The Trial Unit is the backbone of any prosecutor's office, as reflected in the volume of cases each assistant prosecutor must review, prepare, and dispose of during the course of a year. In 2017, the Trial Unit handled 1,815 criminal defendants charged with crimes of kidnapping, carjacking, burglary, robbery, aggravated assault, weapons

possession, eluding, and drug possession and distribution. A total of 1,522 defendants entered pleas of guilty in 2017. Approximately 29 defendants proceeded to trial. The cases that proceeded to trial included defendants who were subject to significant penal exposure due to the nature of the charges or a significant prior record. Throughout the year, the Trial Unit assistant prosecutors also sat as a “second chair” in a number of investigative or specialized unit trials for crimes ranging from homicide to aggravated sexual assault.

On January 1, 2017, with the implementation of Criminal Justice Reform, the Office realized significant changes to its infrastructure and case processing. In particular, the Trial Unit assistant prosecutors began handling detention hearings on all vertically assigned defendants upon whom pretrial detention motions had been filed. In 2017, pretrial detention motions were filed on 525 defendants on a total of 608 cases handled vertically by the assistant prosecutors assigned to the Trial Unit. In late 2017, to meet the time constraints imposed by the Criminal Justice Reform provisions and the overwhelming volume of detention hearings, the Office created a Pre-Indictment Unit. Among other duties, this self-contained Unit assumed the responsibility of handling detention hearings for the Trial Unit and the Domestic Violence Unit. In total, the Trial Unit and the Pre-Indictment Unit represented the State in more than 400 detention hearings during the first year of Criminal Justice Reform. The vertically assigned Trial Unit assistant prosecutors handle defense motions to reopen detention hearings and file and handle motions to revoke release on their own cases.

While the Trial Unit assistant prosecutors have been on call for more than 20 years, issuing complaint approval after hours, Criminal Justice Reform increased the

volume of such responsibilities. To handle the volume of after-hours complaint-warrant requests through the eCDR system, two Trial Unit assistant prosecutors are on call simultaneously on a rotating basis, each handling requests from half of the county's municipalities. The Trial Unit assistant prosecutors are also responsible for representing the State at Central Judicial Processing Court every Saturday on a rotating basis.

Notable cases adjudicated by the Trial Unit in 2017 included a first-degree carjacking and second-degree aggravated assault case wherein a defendant conspired with a co-defendant and approached a woman in the driveway of her residence as she was exiting her vehicle. The defendant assaulted the victim and took her vehicle by force.

Once the crime was reported, the vehicle was subsequently spotted by police officers as the defendant exited the car and ran to a waiting vehicle driven by his co-conspirator. The defendants were taken into custody following a motor vehicle pursuit and a single-vehicle crash. Defendant was found guilty at trial and subsequently received a sentence of 25 years at 85 percent, concurrent to a five-year term.

In another trial, a single defendant was tried for first-degree robbery for pointing a firearm at a car wash employee and hitting him in the head with the gun before fleeing in a vehicle with money from the business. The robbery was captured on surveillance video, revealing that the suspect wore a distinctive hat and clothing.

Information was developed connecting defendant to the make and model of the vehicle used to flee from the robbery. During a subsequent lawful motor vehicle stop,

the defendant was located in the suspect car, wearing the same clothing worn by the suspect in the surveillance video.

In a subsequent photo array, the victim identified the defendant with 100 percent certainty as the person who robbed and assaulted him. Following a jury trial, the defendant was found guilty of first-degree robbery. Due to a significant prior record, he was sentenced to a life term without the possibility of parole.

Another notable trial involved a first-degree kidnapping and first-degree robbery wherein the defendant and an unapprehended cohort entered a retail shoe store where defendant had previously worked. The defendant and the unknown suspect ushered the employees to a back room, where they bound the victims at gunpoint. The defendant proceeded to remove cash proceeds from the business and fled the store.

DNA recovered from a latex glove worn by the suspect and left at the scene matched the defendant. One of the victims also identified defendant with 100 percent certainty from a photo array. Following a jury trial wherein the defendant asserted a third-party guilt defense, he was found guilty and sentenced to a 20-year state prison term, with 85 percent to be served before the possibility of parole.

Office of Victim/Witness Advocacy

In the aftermath of a crime, victims are often shocked, scared, confused, angered, and traumatized, all while their participation in the criminal justice system is moving forward. How our community feels about law enforcement directly impacts our ability to offer justice and secure a successful prosecution. The Union County Office of Victim/Witness Advocacy continues to provide comprehensive services to survivors of crime in Union County by offering supportive services upon the inception of cases and beyond.

These supportive services range from emotional support to transportation, orientation, help to apply for compensation or restitution, notification, updates, and information. A successful case is usually the result of careful investigative work, diligent legal presentation, and compassionate and comprehensive care of victims and witnesses. In growing to enhance and improve services offered to the community, we can effectively work to improve the prosecution of cases in Union County; such is the goal for the Office of Victim/Witness Advocacy (OVWA).

In 2017, the Unit was comprised of a victim/witness coordinator, a multi-disciplinary team (MDT) coordinator, eight advocates, and two clericals/victim notification clerks. The coordinator oversees victim services program development, supervises staff, develops community engagement initiatives, and supports the functions of the Unit as needed to support victims, witnesses, and the staff of the Union County Prosecutor's Office. A dedicated advocate is assigned to the Homicide Task

Force, Domestic Violence Unit, Family Justice Center, Child Advocacy Center, and Juvenile Unit. Three dedicated victim advocates are assigned to the Central Judicial Processing (CJP) and Trial units.

Victims of Crimes Act (VOCA) grant funds have allowed for the development of program services, capacity, competence, and staff of the Unit. With the enhanced grant funding, this Unit was able to significantly improve the quality of services provided to the community, as well as address the ability to respond to Criminal Justice Reform, community engagement needs, and the volume of cases within the various units in UCPO.

In 2017 VOCA grant funds were utilized to improve the ability to communicate with victims through the development of our software investments in InfoShare, an adult victim letter generator, and a victim portal system. This software enables victims to develop a profile to allow for email notification of updates of their cases and archives of their information. It also allows for centralized, digital victim communications. While we continue to make enhancements and adjustments, the system has demonstrated positive capabilities to support the needs of victims of crime.

The cases worked on in the last calendar year included those involving domestic violence, brutal homicides, sexual assaults, crimes against children, victims of impaired drivers, and victims brutalized by gang- and drug-related violence. A specific case of note was the work our team provided in the homicide of April Wyckoff in *State v. Ballister*. The unspeakable trauma the family of the victim experienced has no measure or comparison. It is not often in one's career we are confronted with having to navigate through such human tragedy and still represent this Office with composure and

expertise. Our advocates were able to humbly, compassionately, and professionally support the needs of the family members during long, painful, and difficult court proceedings.

Another case involved compassionate and diligent efforts to provide services to a young woman who endured what could best be described as torture. In our Domestic Violence Unit, we encountered the victim, who was beaten by her boyfriend on numerous occasions and with various objects, including bricks. Her boyfriend had burned her stomach and the soles of her feet, as well as subjected her to psychological and emotional abuse.

This young woman continues to fear for her life, but because of her strength, our investigators were able to identify four more young women who were victims of this perpetrator's abuse. Our advocate was able to offer support and compassion while comprehensively meeting the needs of the victims in this case. In doing so, our advocate helped support the investigative and legal needs of the case by minimizing the challenges experienced by these victims while navigating through the criminal justice process.

Each advocate has examples of exemplary work and service provided to victims. We have invested in the training of each advocate to support the needs of the community and Unit with competent, ethical care. Each advocate has caseloads with demands that range from simple phone calls and restitution requests to intensive services, including crisis counseling. Utilizing their resources, training, communication, teamwork, care, and compassion, OVWA is continuing to make positive impacts within UCPO and the Union County community. We work every day to create and develop

community partnerships with other agencies and providers to strengthen our referral base and promote services of the Unit and Office.

The Unit continues to strive to competently, effectively, and comprehensively meet the diverse needs of all the victims, witnesses, and victim survivors we serve in Union County.

We have made exciting and significant progress in 2017, which we look forward to building upon in 2018 and the years to come.

**POST-CONVICTION ACTIVITIES
AND MISCELLANEOUS COURT ACTIVITIES
BY TYPE AND OUTCOME**

POST CONVICTION ACTIVITY AND OUTCOME	NUMBER
1. Krol hearings involving the prosecutor's office	44
2. TOTAL post-conviction relief applications/briefs filed involving the prosecutor's office	74
a. Defendants granted relief	5
b. Defendants denied relief	45
c. Defendants granted relief in part/Denied relief in part	1
d. Defendants dismissed/Withdrawn	17
3. TOTAL habeas corpus petitions/briefs filed involving the prosecutor's office	16
a. Defendants granted relief	0
b. Defendants denied relief	2
c. Defendants granted relief in part/Denied relief in part	0
d. Defendants dismissed/Withdrawn	2

Rev. 2015

APPELLATE WORKLOAD AND DISPOSITIONS

Appellate Division and Other Appellate Courts

APPELLATE WORKLOAD AND DISPOSITION/OUTCOMES	Appellate Division Appeals						NJ Supreme Court Appeals	US and Other Court Appeals (specify Court)	TOTAL
	Criminal Referral Cases	Other Criminal Appeals	Criminal Interlocutory	Juvenile	Law Division (de novo)	Civil			
1. Appeals pending at beginning of the year	579	64	54	9	12	0	138	30	866
2. Notices of appeal received/filed	129	65	8	2	3	0	57	13	277
3. Appellate motions, motion responses filed	8	0	8	1	0	0	51	0	68
4. Appellate briefs filed	63	25	5	1	1	0	3	16	114
5. STATE Appeals and - TOTAL DISPOSED Cross Appeals	0	0	6	0	0	0	4	0	10
a. Conviction or order affirmed	0	0	4	0	0	0	1	0	5
b. Conviction or order reversed	0	0	2	0	0	0	3	0	5
c. Remanded or judgment modified	0	0	0	0	0	0	0	0	0
d. Withdrawn or dismissed	0	0	0	0	0	0	0	0	0
e. Affirmed in part/Reversed and/or remanded in part	0	0	0	0	0	0	0	0	0
6. DEFENSE Appeals - TOTAL DISPOSED	98	61	2	5	1	0	36	3	206
a. Conviction or order affirmed	68	35	2	4	1	0	35	3	148
b. Conviction or order reversed	3	0	0	0	0	0	1	0	4
c. Remanded or judgment modified	13	8	0	0	0	0	0	0	21
d. Withdrawn or dismissed	9	18	0	0	0	0	0	1	28
e. Affirmed in part/Reversed and/or remanded in part	5	8	0	1	0	0	0	0	14
7. Appeals pending at the end of the year	610	68	54	6	14	0	155	40	947

APPELLATE WORKLOAD AND DISPOSITIONS

Law Division

APPELLATE WORKLOAD AND DISPOSITIONS/OUTCOMES	MUNICIPAL COURT APPEALS -- BY TYPE OF VIOLATION					TOTAL
	Criminal	Disorderly Persons	Motor Vehicle	Municipal Ordinances	Other	
1. Appeals pending at beginning of year	0	12	15	0	0	27
2. Notices of appeal received/filed	0	3	12	0	0	15
3. Appellate motions, motion responses filed	0	0	2	0	0	2
4. Appellate briefs filed	0	3	13	0	0	16
5. TOTAL APPEALS DISPOSED	0	2	10	0	0	12
a. Conviction or order affirmed	0	2	4	0	0	6
b. Conviction or order reversed	0	0	1	0	0	1
c. Remanded or judgment modified	0	0	3	0	0	3
d. Withdrawn or dismissed	0	0	2	0	0	2
6. Appeals pending at the end of the year	0	13	17	0	0	30

Rev. 1995

BUDGETS AND EXPENDITURES

ACTIVITY	YEAR	Total Operating Budget (excluding Grants)	Total Grants Funding
1. TOTAL actual expenditures, prior report year (include all County, State and Federal funding)	2016	\$20,881,688.00	\$1,252,454.00
a. Salaries and Wages		\$20,118,130.00	\$617,883.00
b. Other Expenses		\$763,558.00	\$634,541.00
2. TOTAL Budgeted Appropriations, current report year (include all County, State and Federal funding)	2017	\$23,504,912.00	\$1,641,900.00
a. Salaries and Wages		\$22,739,912.00	\$931,115.00
b. Other Expenses		\$765,000.00	\$710,785.00

Rev. 2007

Elizabeth Project

Indictable cases screened and/or approved	2,239
Indictable complaints remanded	1,124
Complaints approved DP only	200
Complaint approval denied	100
Search Warrants/CDWs	28
Subpoenas	133
Trigger lock	2
DNA approval/Court Orders	75

INVESTIGATIVE WORKLOAD AND DISPOSITIONS

INVESTIGATIVE WORKLOAD AND DISPOSITIONS	NUMBER OF INVESTIGATIONS BY TYPE -- Original and Post-complaint investigations						
	Original Investigations Conducted Jointly With:				Original Exclusive Investigations	TOTAL Original Investigations	TOTAL Post-complaint Investigations
	Local Police	State Agency	Other County Prosecutor	Other Agency			
1. Investigations pending or inactive at the beginning of the year	150	0	0	0	0	150	0
2. Investigations opened during the year	43	0	1	0	0	44	0
3. TOTAL Investigative workload for the year (add nos. 1 - 2)	193	0	1	0	0	194	0
4. TOTAL Investigations completed during this year (add a. - d.)	62	0	0	0	0	62	0
a. Resulting in criminal charges	21	0	0	0	0	21	
b. Referred to other agency for criminal prosecution	0	0	0	0	0	0	
c. Referred to other agency for civil or administrative action	0	0	0	0	0	0	
d. Closed - No further action	41	0	0	0	0	41	
5. Investigations pending or inactive at the end of the year	132	0	0	0	0	132	0

DISPOSITIONS OF ORIGINAL INVESTIGATIONS RESULTING IN CRIMINAL CHARGES

DISPOSITION OF ORIGINAL INVESTIGATIONS RESULTING IN CRIMINAL CHARGES	NUMBER OF DEFENDANTS
1. Defendants charged by complaint, TOTAL	26
a. Defendants with complaints administratively dismissed	0
b. Defendants with complaints downgraded to disorderly persons offenses	0
c. Defendants with complaints referred to Family Court	0
d. Defendants with complaints presented to grand jury	30
2. Defendants with original charges presented to grand jury on direct presentment	2
3. Defendants charged through accusation	0
4. Defendants completing grand jury process on direct presentment and complaint presentation, TOTAL	32
a. Defendants indicted	31
b. Defendants no billed and remanded to municipal court	0
c. Defendants no billed/no action	1

Rev. 1995

TABLE 1 -- COMPLAINTS FILED

Type of Complaint	Anonymous Complaints	Citizen Complaints	Agency Complaints	Total Complaints
Excessive Force	1	13	3	17
Improper Arrest	0	6	0	6
Improper Entry	0	3	0	3
Improper Search	0	6	0	6
Other Criminal Violation	0	6	3	9
Differential Treatment	0	38	1	39
Demeanor	9	77	2	88
Domestic Violence	0	2	1	3
Other Rule Violation	3	59	212	274
TOTAL	13	210	222	445

PROFESSIONAL STANDARDS SUMMARY REPORT FORMS

TABLE 2 -- AGENCY DISPOSITIONS

	Sustained	Exonerated	Not Sustained	Unfounded	Administratively Closed	Total Dispositions
Excessive Force	1	10	7	0	3	21
Improper Arrest	0	4	2	3	1	10
Improper Entry	0	2	0	0	1	3
Improper Search	0	1	1	1	3	6
Other Criminal Violation	0	4	0	1	0	5
Differential Treatment	0	24	6	12	3	43
Demeanor	5	22	22	10	8	72
Domestic Violence	1	0	1	0	1	3
Other Rule Violation	181	18	27	15	44	282
TOTAL	188	85	73	35	64	445

TABLE 3 -- COURT DISPOSITIONS

Court	Cases Dismissed	Cases Diverted	Acquittals	Convictions
Municipal Court	2	0	0	0
Superior Court	1	0	0	3
TOTAL	3	0	0	3

Revised 2011

Section/Unit Juvenile
 (completing report)

County: Union

Section IV. 9.b.

Year...: 2017

JUVENILE DELINQUENCY DISPOSED CASES

Dismissed/Consolidated/Withdrawn	Number of Juveniles	Number of Cases	Number of Offenses
1. Total Dismissed/Consolidated/Withdrawn during Calendar Year	114	153	244
Diverted Cases			
2. Total Diversions during Calendar Year	341	357	505
Inactivated Cases			
3a. VOP Cases Inactivated	30	35	35
3b. Non-VOP Cases Inactivated	72	91	147
3. Total Inactivations during Calendar Year	102	126	182
Non-VOP Decisions (Mandatory Calendar)			
4a. Adjudicated Delinquent	196	266	611
4b. Adjudicated Not Delinquent	0	0	0
4c. Not Adjudicated Dismissed	0	0	0
4d. Case Returned/Post Adjudication Decision	48	52	77
4. Total Non-VOP Decisions (Mandatory Calendar)	244	318	688
Non-VOP Decisions (Non-Mandatory Calendar)			
5a. Adjudicated Delinquent	1	2	2
5b. Adjudicated Not Delinquent	0	0	0
5c. Not Adjudicated Dismissed	0	0	0
5d. Case Returned/Post Adjudication Decision	2	2	4
5. Total Non-VOP Decisions (Non-Mandatory Calendar)	3	4	6
Non-VOP Decisions (Juvenile Referee)			
6a. Adjudicated Delinquent	0	0	0
6b. Adjudicated Not Delinquent	77	91	139
6c. Not Adjudicated Dismissed	0	0	0
6d. Case Returned/Post Adjudication Decision	1	1	2
6. Total Non-VOP Decisions (Juvenile Referee)	78	92	141
VOP Decisions (1:1)			
	Mandatory Calendar	Non-Mandatory Calendar	Juvenile Referee
7a. Adjudicated Delinquent	54	0	0
7b. Adjudicated Not Delinquent	0	0	0
7c. Not Adjudicated Dismissed	0	0	0
7d. Case Returned/Post Adjudication Decision	2	0	0
7. Total VOP Decisions	56	0	0

Trials

8a. Total Number of Trials Where the Assistant Prosecutor Appeared.	8
8b. Total Number of Juveniles Adjudicated Delinquent on One or More Charges at Trial.	5
8c. Total Number of Juveniles Adjudicated Not Delinquent at Trial.	3

Revised for 2017 data

Section/Unit Juvenile
 (completing report)
 Section IV. 9.a.

County: Union

Year..: 2017

JUVENILE DELINQUENCY INTAKE

Filings/New Cases	Number of Juveniles	Number of Cases	Number of Offenses
1. Total New Filings During the Calendar Year	761	967	1,680
VOP Filings			
2. Total Violations of Probation During the Calendar Year	59	72	72
Returned to Court			
3a. Cases Reactivated	45	56	102
3b. Cases Reopened	108	118	183
3c. Cases Successfully Appealed	0	0	0
3. Total Cases Returned to Court	153	174	285
Transfers			
4a. Entering this county	135	156	234
4b. Leaving this county	119	133	222
4. (Net Change)	16	23	12

5. County Screening Procedures.....: Check the box that most accurately describes the procedure in your county. Do not check more than one box.

- a. Prosecutor's office reviews all new delinquency complaints either before of after diversion. _____
- b. Prosecutor's office reviews selected delinquency complaints either before or after diversion based on offense charged or other criteria _____
- c. Prosecutor's office does not screen new delinquency complaints. _____

6. Violations of Probation Procedures: Check the box that most accurately describes the procedure in your county. Do not check more than one box.

- a. An Assistant Prosecutor appears at all V.O.P. hearings. _____
- b. An Assistant Prosecutor appears at selected V.O.P. hearings based on offense charged or other criteria. _____
- c. Assistant Prosecutor's do not at V.O.P. hearings. _____

JUVENILE WAIVER DECISIONS

1. Voluntary Waivers at Juvenile's Request	0
2. Juvenile Waiver Applications by Prosecutor	
a. Pending at Beginning of Year	3
b. Motions Filed by Prosecutor this Year	11
3. Juvenile Waiver Decisions (Prosecutor's Applications)	
a. Waived on Prosecutor's Motion with Juvenile's Consent	0
b. Waived on Prosecutor's Motion after a Hearing	2
c. Motion Voluntarily Withdrawn by Prosecutor	3
d. Waivers Denied	0
e. Total Decisions (sum of 3a through 3d)	5
4. Juvenile Waiver Applications filed by Prosecutor Pending at Year End (2.a. + 2.b. - 3.e.)	9

Rev. 1999

One Juvenile was transferred to Ocean County for Waiver.

INVESTIGATIVE WORKLOAD AND DISPOSITIONS

INVESTIGATIVE WORKLOAD AND DISPOSITIONS	NUMBER OF INVESTIGATIONS BY TYPE -- Original and Post-complaint investigations						
	Original Investigations Conducted Jointly With:				Original Exclusive Investigations	TOTAL Original Investigations	TOTAL Post-complaint Investigations
	Local Police	State Agency	Other County Prosecutor	Other Agency			
1. Investigations pending or inactive at the beginning of the year	0	0	0	0	63	63	0
2. Investigations opened during the year	1	0	0	2	124	127	0
3. TOTAL Investigative workload for the year (add nos. 1 - 2)	1	0	0	2	187	190	0
4. TOTAL Investigations completed during this year (add a. - d.)	1	0	0	2	181	184	0
a. Resulting in criminal charges	0	0	0	0	46	46	
b. Referred to other agency for criminal prosecution	0	0	0	1	2	3	
c. Referred to other agency for civil or administrative action	0	0	0	0	0	0	
d. Closed - No further action	1	0	0	1	133	135	
5. Investigations pending or inactive at the end of the year	0	0	0	0	6	6	0

DISPOSITIONS OF ORIGINAL INVESTIGATIONS RESULTING IN CRIMINAL CHARGES

DISPOSITION OF ORIGINAL INVESTIGATIONS RESULTING IN CRIMINAL CHARGES	NUMBER OF DEFENDANTS
1. Defendants charged by complaint, TOTAL	76
a. Defendants with complaints administratively dismissed	3
b. Defendants with complaints downgraded to disorderly persons offenses	8
c. Defendants with complaints referred to Family Court	0
d. Defendants with complaints presented to grand jury	53
2. Defendants with original charges presented to grand jury on direct presentment	0
3. Defendants charged through accusation	5
4. Defendants completing grand jury process on direct presentment and complaint presentation, TOTAL	53
a. Defendants indicted	53
b. Defendants no billed and remanded to municipal court	0
c. Defendants no billed/no action	0

Rev. 1995

PDC STATS 2017

	May	June	July	Aug	Sept	Oct	Nov	Dec		Total	
Pleas	39	82	46	45	47	38	46	33		376	14%
DG/TBDG	11	19	15	9	14	10	19	17		114	4%
AD/TBD	19	17	9	6	10	14	13	16		104	4%
PTI	25	14	11	10	20	17	22	13		132	5%
Add-On DG	0	0	0	0	0	0	0	0		0	0%
GJ	36	52	33	28	18	25	43	24		259	10%
GJ/No Offer	38	46	28	74	42	67	54	34		383	15%
GJ/Druc Ct/ SMH	15	11	5	14	10	13	14	7		89	3%
BW	12	27	12	14	11	12	14	27		129	5%
ADJ	116	97	82	121	119	101	134	83		853	33%
PTI App	24	17	13	29	23	19	37	15		177	7%
Total	335	382	254	350	314	316	396	269		2616	

PROSECUTORIAL SCREENING OF DEFENDANTS

SCREENING OUTCOMES	STAGE OF THE CRIMINAL JUSTICE PROCESS WHEN DECISION OCCURS	
	PRE-COMPLAINT DECISIONS	POST-COMPLAINT DECISIONS
a. Defendants administratively dismissed		558
b. Defendants with charges downgraded to disorderly persons offenses		1,925
c. Defendants accepted for pre-trial diversion		138
d. Defendants otherwise screened out		82
e. Defendants with change of venue		26
f. Accusations filed		693
g. Defendants with either indictable complaints authorized or charges approved for grand jury		764
h. AOC Correction: Defendants who completed grand jury		717
TOTAL SCREENING DECISIONS FOR 2015 (add a - h)		4,903

Rev. 2010

DEFENDANT APPLICATIONS FOR DIVERSION PROGRAM, ACTION TAKEN AND OUTCOME

Pre-Trial Intervention Diversion Program

	Number of DEFENDANT APPLICATIONS FOR PRE- TRIAL INTERVENTION	
	PRE-INDICTMENT	POST-INDICTMENT
1. Applications reviewed	280	106
2. Recommended for acceptance	190	53
3. Recommended for rejection	157	92
4. Accepted into Program	190	53

Rev. 1995

**DEFENDANTS PENDING GRAND JURY PROCESS
(Pre-Indictment Defendant Cases)
BY AGE OF COMPLAINT**

AGES OF PRE-INDICTMENT DEFENDANT CASES FROM DATE OF COMPLAINT	NUMBER OF DEFENDANTS	
	ACTIVE	INACTIVE/FUGITIVE
1. 0 to 1 month	193	0
2. 1+ to 2 months	188	0
3. 2+ to 3 months	137	2
4. 3+ to 4 months	87	0
5. Over 4 months	61	14
6. TOTAL defendant cases pending grand jury	666	16

Rev. 1999

DEFENDANTS COMPLETING THE GRAND JURY PROCESS AND ACTION TAKEN

ACTION TAKEN	NUMBER OF DEFENDANTS
1. Defendants presented to the grand jury	
2. Defendants indicted	1172
3. Defendants no billed and remanded to municipal court	0
4. Defendants no billed/no action	14
5. TOTAL defendants completing the grand jury process	1186

DEFENDANTS CHARGED BY ACCUSATION

	NUMBER OF DEFENDANTS
TOTAL Defendants charged through Accusation	817

Rev. 1995

MONTHLY STATISTICS - PLAINFIELD PROJECT - 2017

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	TOTAL
Indictable Complaints Screened - Indictment Recommended	25	18	26	29	24	26	30	36	28	22	28	21	313
Indictable Complaints Screened - Downgrade/Remand/AD	11	16	15	12	14	21	19	15	23	16	15	12	189
Complaints Approved - Indictable	6	7	8	7	5	4	9	10	7	6	7	5	81
Complaints Approved - DP Only	3	5	5	4	2	2	3	5	3	4	2	3	41
Complaint Approval Denied (Insufficient Evidence/Other)	2	1	2	3	0	2	3	2	2	1	3	2	23
Search Warrant Applications Reviewed and Approved	2	2	2	1	1	1	1	2	1	0	1	2	16
Investigative Subpoenas Issued	12	8	10	14	11	14	10	11	10	10	9	11	130
Trigger Lock Gun Referrals	0	0	0	0	0	0	1	0	1	1	0	0	3
Court Orders	0	0	1	1	1	0	1	1	0	1	1	1	8
Total Matters Handled	61	57	69	71	58	70	77	82	75	61	66	57	804

POLICE PURSUIT SUMMARY REPORT

Agency: Union County Prosecutor's Office		County: Union
Reporting Period: January 1, 2017 – December 31, 2017		
Person Completing Report: Acting Chief Gagliardi		Date: April 10, 2018
Phone Number: (908) 527-4500		
1. Number of pursuits initiated		190
2. Number of pursuits resulting in accidents		47
3. Number of pursuits resulting in injuries (NO DEATHS)		19
4. Number of pursuits resulting in death		1
5. Number of pursuits resulting in arrest		63
6. Number of vehicles in accidents		
a. Pursued vehicles		50
b. Police vehicles		25
c. Third party vehicles		26
7. Number of people injured		
a. Pursued vehicles		20
b. Police vehicles		10
c. Third party vehicles		14
d. Pedestrians		1
8. Number of people killed		
a. Pursued vehicles		1
b. Police vehicles		0
c. Third party vehicles		0
d. Pedestrians		0
9. Number of people arrested		94
10. Number of pursuits in which a tire deflation device was used		0

(DCJ 10/2001)

MISCELLANEOUS ACTIVITIES

ACTIVITY	NUMBER	VALUE
1. Notice of intention to solicit funds received		
2. Expungement applications received	735	
2. TOTAL number of forfeiture actions	445	
3. Number of motor vehicles obtained through forfeiture actions	24	
4. TOTAL value of property forfeited (add a. - c.)		1,158,059.98
a. Cash forfeited		1,005,941.98
b. Value of forfeited motor vehicles		85,225.00
c. Value of other forfeited property		66,893.00
(Specify property)		
Jewelry		
IPad		
XBox		
TV's		
Imac		

INVESTIGATIVE WORKLOAD AND DISPOSITIONS

INVESTIGATIVE WORKLOAD AND DISPOSITIONS	NUMBER OF INVESTIGATIONS BY TYPE -- Original and Post-complaint investigations						
	Original Investigations Conducted Jointly With:				Original Exclusive Investigations	TOTAL Original Investigations	TOTAL Post-complaint Investigations
	Local Police	State Agency	Other County Prosecutor	Other Agency			
1. Investigations pending or inactive at the beginning of the year	0				7	7	0
2. Investigations opened during the year	1				40	40	0
3. TOTAL Investigative workload for the year (add nos. 1 - 2)	1				47	47	0
4. TOTAL Investigations completed during this year (add a. - d.)	0				41	41	0
a. Resulting in criminal charges					38	38	
b. Referred to other agency for criminal prosecution					0	0	
c. Referred to other agency for civil or administrative action					0	0	
d. Closed - No further action					3	3	
5. Investigations pending or inactive at the end of the year	1				6	6	0

DISPOSITIONS OF ORIGINAL INVESTIGATIONS RESULTING IN CRIMINAL CHARGES

DISPOSITION OF ORIGINAL INVESTIGATIONS RESULTING IN CRIMINAL CHARGES	NUMBER OF DEFENDANTS
1. Defendants charged by complaint, TOTAL	38
a. Defendants with complaints administratively dismissed	1
b. Defendants with complaints downgraded to disorderly persons offenses	0
c. Defendants with complaints referred to Family Court	4
d. Defendants with complaints presented to grand jury	18
2. Defendants with original charges presented to grand jury on direct presentment	0
3. Defendants charged through accusation	15
4. Defendants completing grand jury process on direct presentment and complaint presentation, TOTAL	18
a. Defendants indicted	18
b. Defendants no billed and remanded to municipal court	0
c. Defendants no billed/no action	0

Rev. 1995

ADULT DEFENDANTS WITH BIAS CRIME RELATED CHARGES DISPOSED

	TOTAL	NUMBER CONVICTED		ACQUITTED	DISMISSED	DOWNGRADE/ REMAND
		PLEA	TRIAL			
Number of defendants disposed	1	1	0	0	0	0
Number of defendants for whom application for extended term of imprisonment made	0	0	0	0	0	0
Number of defendants for whom application was granted	0	0	0	0	0	0
Number of defendants for whom application was denied	0	0	0	0	0	0
Number of defendants for whom simple assault was upgraded to 4th degree crime	0	0	0	0	0	0
Number of defendants for whom harassment was upgraded to 4th degree crime	1	1	0	0	0	0
Number of defendants who had both an upgrade to a 4th degree crime and an application for extended terms	0	0	0	0	0	0

Rev. 1992

INVESTIGATIVE WORKLOAD AND DISPOSITIONS

INVESTIGATIVE WORKLOAD AND DISPOSITIONS	NUMBER OF INVESTIGATIONS BY TYPE -- Original and Post-complaint investigations						
	Original Investigations Conducted Jointly With:				Original Exclusive Investigations	TOTAL Original Investigations	TOTAL Post-complaint Investigations
	Local Police	State Agency	Other County Prosecutor	Other Agency			
1. Investigations pending or inactive at the beginning of the year	60				19	79	
2. Investigations opened during the year	9 (CART)				532	541	1
3. TOTAL Investigative workload for the year (add nos. 1 - 2)	69				551	620	1
4. TOTAL Investigations completed during this year (add a. - d.)	161				571	650	1
a. Resulting in criminal charges	28				82	110	
b. Referred to other agency for criminal prosecution	0				32	32	
c. Referred to other agency for civil or administrative action	0				0	0	
d. Closed - No further action	51				489	540	
5. Investigations pending or inactive at the end of the year	37				43	80	

DISPOSITIONS OF ORIGINAL INVESTIGATIONS RESULTING IN CRIMINAL CHARGES

DISPOSITION OF ORIGINAL INVESTIGATIONS RESULTING IN CRIMINAL CHARGES	NUMBER OF DEFENDANTS
1. Defendants charged by complaint, TOTAL	110
a. Defendants with complaints administratively dismissed	1
b. Defendants with complaints downgraded to disorderly persons offenses	4
c. Defendants with complaints referred to Family Court	11
d. Defendants with complaints presented to grand jury	53
2. Defendants with original charges presented to grand jury on direct presentment	1
3. Defendants charged through accusation	9
4. Defendants completing grand jury process on direct presentment and complaint presentation, TOTAL	53
a. Defendants indicted	53
b. Defendants no billed and remanded to municipal court	0
c. Defendants no billed/no action	0

Rev. 1995

DEFENDANTS WITH INDICTMENTS/ACCUSATIONS DISPOSED BY OFFENSE CATEGORY AND MANNER OF DISPOSITION

MANNER OF DISPOSITION	OFFENSE CATEGORIES										
	Homicide	Kidnap- ping	Sexual Assault	Robbery	Arson	Assault	Burglary	Bribery	Narcotics	Official Miscon- duct	Perjury/ Falsification
1. Guilty plea to most serious offense	28	11	44	83	27	103	112	2	489	1	3
2. Guilty plea to lesser indictable offense	12	2	11	23	4	12	8	0	23	1	0
3. Ind. dism., plea to dis. persons offense	0	0	3	3	3	14	2	0	45	0	1
4. Guilty at trial, most serious offense											
a. Jury	9	2	4	6	0	3	0	0	4	0	0
b. Non-jury	0	0	0	0	0	0	0	0	0	0	0
5. Guilty at trial, lesser indictable offense											
a. Jury	0	0	0	0	0	1	0	0	0	0	0
b. Non-jury	0	0	0	0	0	0	0	0	0	0	0
6. Guilty at trial, dis. persons offense											
a. Jury	0	0	0	0	0	0	0	0	0	0	0
b. Non-jury	0	0	0	0	0	0	0	0	0	0	0
7. Not guilty at trial											
a. Jury	4	0	0	1	0	4	0	0	2	0	1
b. Non-jury	0	0	0	1	0	1	0	0	1	0	0
8. Acceptance into diversion program	0	0	4	1	4	11	17	0	77	1	1
9. Dismissed over objection of pros.	0	0	0	0	0	0	0	0	0	0	0
10. Dismissed pros. motion or consent	2	3	1	10	5	17	8	0	87	0	4
11. TOTAL dispositions	55	18	67	128	43	166	147	2	728	3	10

Section IV 4.b

DEFENDANTS WITH INDICTMENTS/ACCUSATIONS DISPOSED BY OFFENSE CATEGORY AND MANNER OF DISPOSITION

MANNER OF DISPOSITION	OFFENSE CATEGORIES									TOTAL
	Theft	Forgery/ Fraud	Weapons	Child Abuse/ Endanger	Gambling	Wiretap	Obstr. Gov't Oper.	Fail to Register	Other	
1. Guilty plea to most serious offense	161	44	86	29	0	0	54	4	37	1318
2. Guilty plea to lesser indictable offense	7	0	1	0	0	0	4	0	0	108
3. Ind. dism., plea to dis. persons offense	9	6	3	2	0	0	3	0	2	96
4. Guilty at trial, most serious offense										
a. Jury	0	0	1	0	0	0	0	0	1	30
b. Non-jury	0	0	0	0	0	0	0	0	0	0
5. Guilty at trial, lesser indictable offense										
a. Jury	0	0	1	0	0	0	0	0	0	2
b. Non-jury	0	0	0	0	0	0	0	0	0	0
6. Guilty at trial, dis. persons offense										
a. Jury	0	0	0	0	0	0	0	0	0	0
b. Non-jury	0	0	0	0	0	0	0	0	0	0
7. Not guilty at trial										
a. Jury	1	4	2	0	0	0	0	0	0	19
b. Non-jury	0	0	0	0	0	0	0	0	0	3
8. Acceptance into diversion program	35	21	11	2	0	0	9	0	8	202
9. Dismissed over objection of pros.	4	1	0	0	0	0	0	0	0	5
10. Dismissed pros. motion or consent	20	3	72	2	0	0	2	0	3	239
11. TOTAL dispositions	237	79	177	35	0	0	72	4	51	2022

Rev. 1997

VICTIM/WITNESS NOTIFICATION SERVICES

NOTIFICATION SERVICES	NOTIFICATION PROVIDED TO					
	VICTIMS		Lay WITNESSES		Law Enforcement WITNESSES	
	YES	NO	YES	NO	YES	NO
Initial contact	X			X		X
Administrative dismissal	X			X		X
Remand to municipal court	X			X		X
Indictment returned	X			X		X
No bill	X			X		X
Acceptance into pre-trial intervention	X			X		X
Guilty plea	X			X		X
Not guilty at trial	X			X		X
Guilty at trial	X			X		X
Indictment dismissed	X			X		X
Sentence	X			X		X
Parole	X			X		X
Disposition of juvenile cases	X			X		X
Other (specify)						

Rev. 1995

VICTIM/WITNESS ASSISTANCE SERVICES PROVIDED

VICTIM/WITNESS ASSISTANCE SERVICES	SERVICE PROVIDED TO			
	VICTIMS		WITNESSES	
	Juvenile Cases	Adult Cases	Juvenile Cases	Adult Cases
INFORMATION AND REFERRAL SERVICES				
Introductory brochure	X	X		
Criminal Justice system orientation	X	X		
Case information	X	X		
VCCB referral	X	X	X	X
Social service information/referral	X	X	X	X
Crime prevention information/referral	X	X	X	X
Property return information	X	X		
Witness fee information				
Public education, community awareness	X	X		
LOGISTIC SERVICES				
Stand-by subpoena and call	X	X	X	X
Witness waiting area	X	X	X	X
Response to witness intimidation, harassment	X	X	X	X
Restitution recommendation at sentencing	X	X		
VCCB claim assistance	X	X	X	X
Social service intervention	X	X	X	X
Employer/student intervention	X	X	X	X
Travel, lodging assistance	X	X	X	X
Transportation assistance	X	X	X	X
Child care assistance	X	X	X	X
Property return assistance	X	X		
Witness fee assistance				
Victim impact statement assistance	X	X		
Counseling	X	X		
Other (specify)				