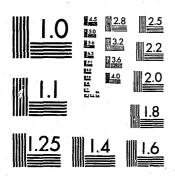
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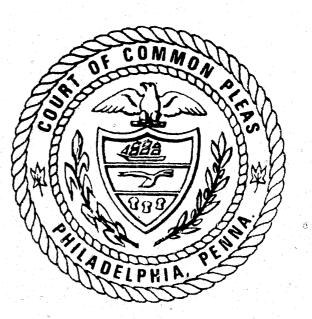
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National Institute of Justice United States Department of Justice Washington, D. C. 20531 CR. Sept 12-14-8:

# PHILADELPHIA COURT OF COMMON PLEAS



1982 ANNUAL RÉPORT

# PHILADELPHIA COURT OF COMMON PLEAS 1982 ANNUAL REPORT

# EDWARD J. BRADLEY

President Judge

DAVID N. SAVITT

Judge,

Court Administrator

ر معاصل آن امریت

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Edward J. Bradley/Court of

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Of Criminal Cases Awaiting Trial

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Court President Judge Edward
J. Bradley vesterday released
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Judge Julian King

**Elected Chairman** 

Honorable Judge Julian King In addition to his new position as

Cipriani To Head National

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Urban Courts Committee

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Judge Nicholas A. Cipriani. Ad Court Judge Lisa A. Richette

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Judge Ring succeeds

Perloff who died January,

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World Affairs Council on Thurs-Jenkins Board honors Shoyer

The Hon Kendall H. Shoyer was honored April 28 at a special buffet luncheon meeting of the Theodore F. Jenkins Memorial Law Library Board of Directors. Judge Shoyer was a member of the Library Board from its inception in 1967 until December of 1981 when he retired from the position.

The luncheon was attended by Library Directors: Harold Cramer, President: J. Pennington Straus, Treasurer,

Hon, Levy Anderson, Hon, Judith Jamison, William D. Harris, Joseph H. Foster, and Jill Kremer, Librarian.

Also in attendance were colleagues and judges of the Orphans' Court including Hon, Edmund S. Pawelec, Hon. Theodore S. Gutowicz, Hon. Paul Silverstein and Hon. Charles

Library President Harold Cramer presented Judge Shover with a plaque which ex-

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The President of Common at the cere.

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Supreme Court Representative

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Visits New Arbitration Center

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the ten rooms in w By Order of the Pennsylvania Supreme Counseing Committee of the Family Law eard by attorne ourt, Cinet Justice Henry X. O'Brien has Section of the Philadelphia Bar oder took advantappointed the Honorable Edward B. nent to briefly qt Rosenberg chelow) Judge of the Common litrators as to the Pleas Cours of Philadelphia County, as afters in which Chairman of the newly formed Domestic Ved. He four Chairman of the newly formed Domestic king sample. Association; and Chairman of the Campus Development Committee of the Community Coffman at Diopodalistics. He is: Judicial & Doris May Harris

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ceremonies sponsored by the last decade, Philadelphia Bar Association chievement The program will begin at 10:30 erean Instia.m. today in the United States Links, and Courthouse, 601 Market Street. n Voters. In Marutani, a native of Kent, recipient of Washington, is a graduate of Da- ear," Award kota Wesleyan University and phia Club. the University of Chicago n active ad-School of Law. He served as a ervices and lieutenant in the United States s a member

serves a To Receive Award

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Lawvers. the University of Pennsylvania

Marutani To Speak ty at the 24th Conference. 1 be held at

At Naturalization w at Bally's Hotel in At-

Ceremonies Today graduate of

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Court Judge William M. Maru-h since her tani will speak at naturalization ecember 31,

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Marutani was appointed to rard Univer-the Common Pleas bench by for-school. mer governor Milton J. Shapp in 1975 and was re-elected for a ten-year term in 1978.

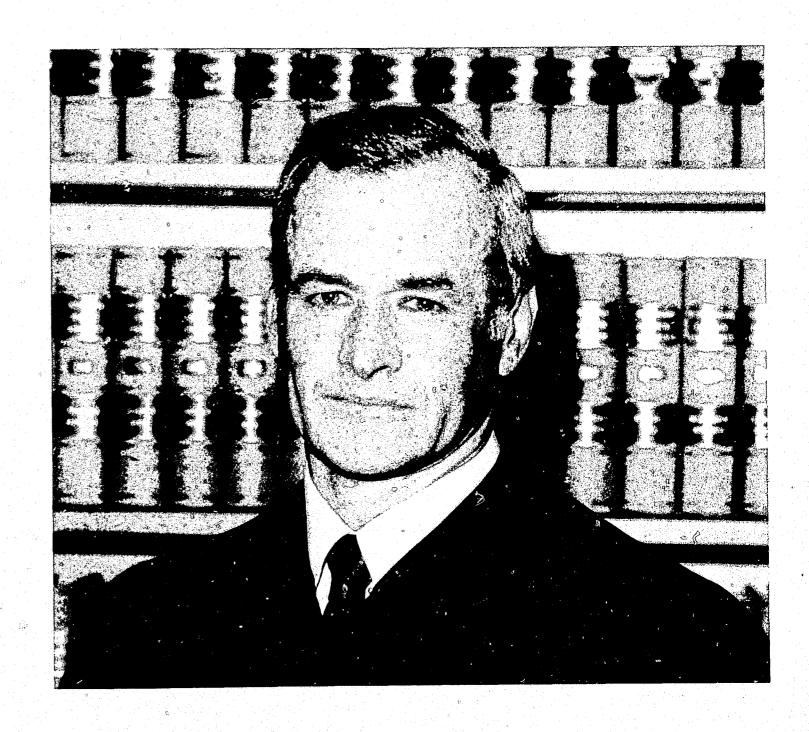
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Hon. Edward J. Bradley,

President Judge

# INTRODUCTION

PRESIDENT JUDGE
COURT OF COMMON PLEAS
386 CITY HALL
PHILADELPHIA, PA. 19107



DWARD J. BRADLE'

June, 1983

### TO THE CITIZENS OF PHILADELPHIA:

1982 has been a year of exceptional accomplishments by our Court System, thanks to the efforts of our hard-working Judges and dedicated employees.

Our scattered and antiquated facilities hamper us in the optimum utilization of our judicial manpower, cause delays in bringing prisoners to courtrooms for trial and present a problem of security and safety to the public, our Judges and Court employees. Consequently, our most compelling need is a unified justice center.

I am most pleased to report that the prospect of a unified justice center has moved from the category of wishful thinking to achievable reality. Much of 1983 will be devoted to working with the City Administration, City Council and public interest and business groups with respect to site selection and specific funding strategies. If the City Administration moves vigorously on this project, it is hoped that final architectural drawings and detailed design plans will be developed during 1984 and construction bids let in 1985.

In the meantime, however, we must continue to deal with our escalating volume of criminal and civil cases in our present unsatisfactory facilities. Despite the progress we have made this year, I am hopeful that we can do even better.

Remarkable progress has been made in dealing with the mounting volume of criminal cases during 1982. This year 12,000 criminal cases were adjudicated — the largest number in any year since our Court System was consolidated in 1969. This impressive record could not have been attained without the sheer, hard work of our Judges assigned to criminal trial programs. Additionally, the construction of two additional courtrooms on the sixth floor of City Hall and skillful management of our judicial manpower assisted this effort. The institution of Saturday Court during the first six months of 1982 enabled us to dispose of an extra 400 cases. Finally, and of special significance, was the adoption of a new strict Continuance Rule at the beginning of this year. Rigorous enforcement of the Rule by our Judges has cut the continuance rate in half and has enabled us to reduce to eight the number of cases scheduled in our waiver trial rooms each day. We intend to see that the Rule continues to be strictly enforced and that sanctions are imposed when necessary.

We have begun to be confronted with cases to which legislatively-imposed sentencing guidelines and mandatory sentences are applicable. Both present problems. The sentencing guideline regulations are applicable to all convictions for crimes committed after July 22 of this year. The regulations require that a Judge impose a sentence within a specified minimum and maximum range determined by a complicated calculation based on the defendant's criminal history and the degree and circumstances of the present offense. The Judge may impose a sentence that is more severe or lenient than the guidelines, but he must justify this decision in writing and it is subject to appeal by either side. The guidelines have had the effect of generating more jury trials, causing an increase in administrative workload and paperwork, and tend to delay the imposition of sentences.

The Mandatory Sentencing Act applies to certain specified crimes of violence committed with a firearm or in or near a public transit facility or where the defendant has a prior conviction for a crime of violence. Applicable to crimes committed after June 8, 1982, this Act presents much more serious problems. It has been predicted that the threat of mandatory sentences will produce demands for more than 200 additional jury trials a year.

With this in mind, we have already begun planning to construct four additional courtrooms in City Hall. We expect that these will be operative early in the coming year. These will be used strictly for jury trials in major criminal cases.

I must point out, however, that as another consequence of this statute, we will have an increase in the frequency and length of prison sentences which will substantially increase prison populations in Philadelphia and throughout the state. Both our county and state prisons are already crowded far beyond design capacity. Unless funding is made available for immediate construction of additional prison cells, an already explosive situation will be further aggravated.

A number of developments in our Civil Program are worthy of special mention.

The Arbitration Program and the operation of our Arbitration Center under the supervision of Judge Ethan Allen Doty has proven to be an unparalleled success. It has been cited nationally and in particular by Chief Justice Warren Burger as a model for non-judicial dispositions of civil litigation. The program has produced savings in arbitrators' fees because of increased efficiency, has disposed of 24,470 cases in 1982, which is far in excess of the rate that previously prevailed, and has won the enthusiastic support of panelists, counsel and the parties themselves.

The computerization of the Prothonotary's Office is proceeding far ahead of schedule. All civil cases begun after January 1 of this year are now docketed by computer, thus eliminating manual docket books completely. All judgement indexes from 1980 forward and all city tax liens have been computerized. By the end of 1983, the automation of the office will be complete when the Divorce Docketing Unit, the Financial Statements and Fictitious Names Unit, and the Certification and Appeals Unit are fully computerized. Within the next year, all accounting for fees, costs and other monetary transactions will also be computerized. We are the first county in the state to achieve this degree of computerization of the Prothonotary's Office.

A rule permitting the use of attorneys to act as Hearing Officers in actions for support was adopted by the Board of Judges at our meeting in September, 1982. Under this rule, litigants have an opportunity to file exceptions to the ruling of the Hearing Officer, which would be heard and decided by a Judge. This procedure will be fully implemented early in 1983 and will make additional Judges available for the other important work in the Family Court Division and provide additional judicial manpower for our civil and criminal trial programs.

I am very proud of the job that our Court System and my colleagues have done in dealing with the myriad of problems that confront us. Much has been accomplished, but we know that we cannot afford to be complacent. All of us realize that much remains to be done.

The Administrative Judges of the Court of Common Pleas are to be particularly commended — Judge Charles P. Mirarchi, Jr., of the Trial Division, Judge Edmund S. Pawelec of the Orphans' Court Division, and Judge Nicholas A. Cipriani of the Family Court Division; Judge David N. Savitt, who has concluded his services as Court Administrator and has returned to the bench on a full-time basis, and Judge Calvin T. Wilson, Secretary of the Board of Judges.

As President Judge, I am pleased to present this Report to the people of Philadelphia.

HONORABLE EDWARD J. BRADLEY

PRESIDENT JUDGE

COURT OF COMMON PLEAS

OF PHILADELPHIA COUNTY

### Introduction

... Supreme Court Representative

Visits New Arbitration Center ...

On May 17, 1982, a representative from United States Supreme Court Justice Warren E. Burger's office was in Philadelphia to tour the new Arbitration Center. John C. Yoder, Special Assistant to the Administrative Assistant to the Chief Justice, had accepted the invitation of President Judge Edward J. Bradley.

Yoder's tour of the Arbitration Center at 1234 Market Street included an inspection of the ten rooms in which cases are heard by attorneyarbitrators. Yoder found a diverse working sample of arbitration in process. His tour also included a visit with the Arbitration Center staff. Yoder viewed the paper process in which a case is assigned a hearing date and place within 240 days from the commencement of action.



President Judge Edward J. Bradley (left) and Jury Commissioner Nicholas Kozay, Jr., Esq., (right) present Ms. Denise Richburg a rather unique check immediately upon the completion of her service as a juror.

Ms. Richburg happened to be the 100,000th juror to be presented a check under the computerized check-writing system instituted January 4, 1981, under the direction of the Common Pleas Jury Selection Commission. Under the former system, prior to this date, jurors had to wait five to eight weeks to receive their checks.



President Judge Edward J. Bradley, (second from right), signs a new, 18 month agreement in December, 1982, with Local 810 of District Council 47, AFSCME. There are currently 364 professional, non-supervisory Court employees covered by this collective bargaining agreement. The majority of these employees are probation officers, social workers and medical personnel.

Also signing the agreement for the Court of Common Pleas is Judge David N. Savitt, Court Administrator (far right).

Among the signers representing the bargaining unit are (left to right) Thomas Paine Cronin, President of District Council 47; Delmar Burridge, President of Local 810; and H. Kenneth Adderley, Vice President of Local 810.

The Philadelphia Court of Common Pleas is the first major court jurisdiction in the Commonwealth to grant employees the opportunity to bargain collectively pursuant to Pennsylvania Act 195, which was held applicable to court systems by the Pennsylvania Supreme Court in 1978.

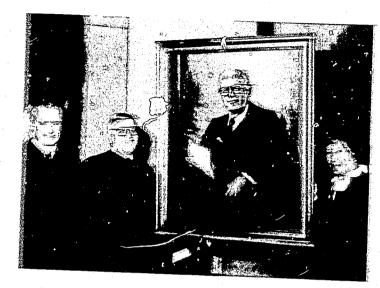
... Judge Shoyer Honored ...

The Honorable Kendall H. Shoyer was honored April 28, 1982, at a special meeting of the Theodore F. Jenkins Memorial Law Library Board of Directors. Judge Shoyer was a member of the Library Board from its inception in 1967 until December of 1981 when he retired from the position.

Library President Harold Cramer presented Judge Shoyer with a plaque which expressed gratitude for the dedication and service given the Law Library during all his years on the Jenkins Law Library Board of Directors.

### ... Portrait of Judge Greenberg Unveiled ...

The Philadelphia Trial Lawyers' Association unveiled a portrait of Philadelphia Common Pleas Court Judge Stanley M. Greenberg in Courtroom 653 City Hall



Common Pleas Court President Judge Edward J. Bradley (left) congratulates Judge and Mrs. Stanley M. Greenberg at the portrait unveiling ceremony in City Hall. The portrait of Judge Greenberg was presented to the Court by the Philadelphia Trial Lawyers Association.

Judge Greenberg serves as Civil Calendar Judge of the Philadelphia Court of Common Pleas. He was elected to the Bench in November, 1965. In 1972, he was appointed Common Pleas Court Administrator, a title he held for three year). Since that time, the Philadelphia native has served /s Administrative Judge of the Superior Court of Pennsylvania; Supervising Judge of Pre-Trial Discovery and Supervising Judge of Arbitration.

### ... Judge Cipriani to Head

National Urban Courts Committee ...

Judge Nicholas A. Cipriani, Administrative Judge of the Family Court Division, has been named Chairman of the National Council of Juvenile and Family Court Judges' Metropolitan Courts Committee. The Committee consists of thirty-six presiding chief or administrative judges of juvenile and family courts representing the largest urban areas in the United States. The committee was formed to examine and recommend action on a series of issues and problems of particular relevance to juvenile justice systems in large metropolitan areas. The committee's work emphasizes the problems of dealing with the serious, violent and chronic delinquent offender who appears in the urban court systems.

### ... Criminal Justice Section Honors Judge Stour ...

Judge Juannea Kidd Stout, Trial Division, Cours of Common Pleas, was the recipient of the 1982 Criminal Justice Section Award. In announcing the award, Michael R. Stiles, Esq., Chairman of the Criminal Justice Section of the Philadelphia Bar Lisociation, said that it reflected the Section's appreciation of a lifetime of distinguished service by Judge Stolle to the community, bench and bar.

### ... Judge King Elected Chairperson

of Blue Cross Board ...

Common Pleas Court Judge Julian F. King was elected Chairperson of the Blue Cross of Greater Philadelphia Board of Directors. He has served as a Director on the Blue Cross Board since 1973 and as Vice Chairperson since 1977. Judge King succeeds Earl Perloff, who died January, 1982.

Following his election Judge King said, "Blue Cross of Greater Philadelphia has always recognized its obligation to its more than two million subscribers. The Board of Directors, as well as the entire Blue Cross organization, is consciously and diligently meeting its obligations to subscribers — a most important accountability in these difficult economic times."



The Prothonotary's Office of the Philadelphia Court of Common Pleas has attracted much attention with the advent of its computerized record keeping and data processing system: John: J. Pettit, Jr., Prothonotary (left) explains the system to visiting President Judge John P. Lavelle (second from right) and other administrative staff from Carbon County, Pennsylvania.

### ... Judge Wilson Elected to Post ...

Common Pleas Court Judge Calvin T. Wilson was elected National Vice-President of the Muscular Dystrophy Association. He shares this post with Kareem Abdul-Jabbar of the Los Angeles Lakers,

entertainer Pearl Bailey, and United States Senator Edward M. Kennedy.

Juage Wilson was unanimously selected by the MDA Board of Directors at its Annual Meeting held in Las Vegas, Nevada. He discussed his appointment as national spokesman during a television appearance on "AM Philadelphia" hosted by Janet Davies (left) of WPVI (Channel 6).



### ... Judges and Lawyers Host

Philadelphia's 300th Birthday Celebration ...

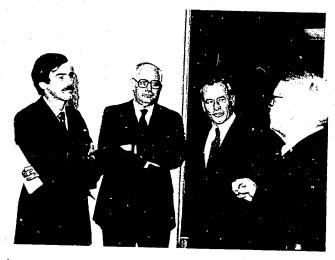
"The City of Brotherly Love" marked its 300th birthday in 1982 and to commemorate

the celebration, Common Pleas Court Judges and lawyers of the Philadelphia Bar Association
Theatre Wing selected the original transcript from the trial of William Penn and William Mead, two young Quakers arrested for preaching in public during the reign of Charles II. The London trial was a landmark decision that ultimately led to the principles of our United States Constitution. Authentic costumes and props of the 17th century combined with 'seasoned thespians' of the Bench and Bar, thrilled the 5,000 tourists and students who witnessed a historical and entertaining program.



The cast of "The Tryal of William Penn and William Mead" presented its final performance on December 8, 1982, in Courtroom 676 City Hall, concluding 12 weekly performances. The re-enactment of this 1670 courtroom drama was a production written, directed and performed by Judges and lawyers, who made this volunteer effort a success.

Members of the cast are (seated left) Judge Marvin R. Halbert and Alan R. Kutner, Esq. (seated right); Standing, left to right: Judge Berel Caesar; Sandra Johnson, Public Information Specialist; Frank B. Tracy, Esq.; A. Taylor Zimmerman, Esq.; E. Paul Maschmeyer, Esq.; Director; Judge Abraham J. Gafni and Spencer M. Wertheimer, Esq.



Rodney R. Dawson, Esq., (far left), Solicitor of New South Wales, confers with (left to right) Court Administrator, Judge David N. Savitt; President Judge Edward J. Bradley and Judge Stanley M. Greenberg, Civil Calendar Judge, at the Common Pleas Court Arbitration Center.

Solicitor Dawson will be instrumental in establishing a centralized arbitration center for New South Wales and was particularly impressed with the operation in Philadelphia. President Judge Bradley extended his full cooperation and expertise in the future organization of the Australian-based facility.



Common Pleas Court Administrator, Judge David N. Savitt (second from left) congratulates Ervin L. Davis (far left) for 29 years of dedicated service to Family Court and the community of Philadelphia. Mr. Davis, who serves as Deputy Court Administrator, was one of forty-five employees honored by the Family Court Division at its Annual Awards Ceremony.

Presenting the plaque of honor is Common Pleas Court President Judge Edward J. Bradley (third from left). Family Court Administrative Judge Nicholas A. Cipriani reads the roll of honor. Other judicial participants are (seated on right) Family Court Judges Doris M. Harris and Edward B. Rosenberg.



Judge Joseph C. Bruno, Philadelphia Court of Common Pleas, hosted members of the Rotary International Study Exchange Team from the Hamburg and Kiel areas of Germany, Rotary International District 189, on their visit to the Philadelphia Court system in early 1982.

Shown (left to right) are Bernd Waldeck; Norbert Plunien; Anton Von Mohl, Team Leader; Judge Bruno; Dr. Hans-Jochen Waack; Horst Wittmaack and Eberhard Von Georg.



Law Day, 1982 "Meet the Judges"
(left to right) Judge Edwin S. Malmed, Judge
I. Raymond Kremer, Judge George J. Ivins and
Judge Eugene Gelfand.

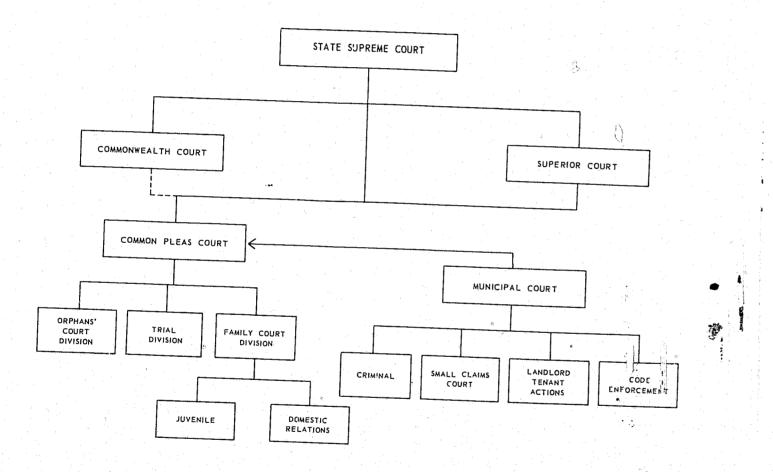


Prosecutors of the Philadelphia District Attorney's Office during the Clark-Dilworth era gathered at The Barclay for their 30-year reunion during 1982. Those in attendance represent the original staff of Assistant District Attorneys who served under Richardson Dilworth, Philadelphia's District Attorney in 1952.

Back row (left to right): Malcolm W. Berkowitz, Esq.; Philadelphia Common Pleas Court Judge Theodore B. Smith, Jr.; Joshua Eilberg, Esq.; United States District Court Judge Charles R. Weiner; Philadelphia Common Pleas Court Judge Leon Katz; Alfred D. Whitman, Esq.; Philadelphia Common Pleas Court Judge Stanley L. Kubacki; Stanley Gomberg, Esq.; Philadelphia Common Pleas Court Judge Marvin R. Halbert; Michael von Moschzisker, Esq.; United States Court of Appeals Circuit Judge A. Leon Higginbotham, Jr. and John A. Popola, Esq.

Front row (left to right): William D. Harris, Esq.; Philadelphia Common Pleas Court Judges Evelyn M. Trommer and Curtis C. Carson, Jr.; Marilyn J. Gelb, Esq.; Philadelphia Court of Common Pleas Judges Paul M. Chalfin, Jacob Kalish and Lisa A. Richette; Samuel Dash, Professor of Law, Georgetown University School of Law; A. Charles Peruto, Esq.; Christopher Edley, President, United Negro College Fund; and William T. Gennetti, Esq.

# PENNSYLVANIA STATE JUDICIAL SYSTEM PHILADELPHIA COUNTY



# ORGANIZATION

# Philadelphia Court of Common Pleas

Judges of the Trial Division



Edward J. Bradley President Judge



Administrative Judge



Lynne M. Abraham



Bernard J. Avellino



Joseph P. Braig



John L. Braxton



Berel Caesar



Edward J. Blake

Curtis C. Carson, Jr.



Paul M. Chalfin



Eugene H. Clarke, Jr.



Armand Della Porta



Charles L. Durham



Eugene Gelfand



Stanley M. Greenberg



Nelson A. Diaz





Victor J. DiNubile, Jr.



Lois G. Forer



Abraham J. Gafni



John A. Geisz





Angelo A. Guarino



Bernard J. Goodheart



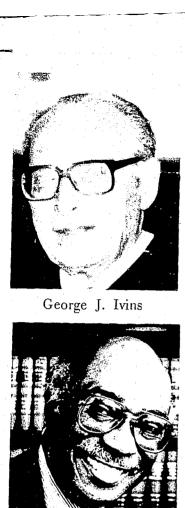
Levan Gordon

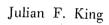


Marvin R. Halbert



Louis G. Hill







Ricardo C. Jackson

Robert A. Latrone

4 William M. Marutani



William J. Mazzola



Norman A. Jenkins

I. Raymond Kremer

Charles A. Lord

James D. McCrudden



Leon Katz



Stanley L. Kubacki



Eugene Edw. J. Maier



William Porter



Lawrence Prattis



Paul Ribner



Lisa A. Richette



Albert F. Sabo



David N. Savitt



Thomas N. Shiomos



Theodore B. Smith, Jr.



Bernard Snyder



Juanita Kidd Stout



Harry A. Takiff



Michael E. Wallace



Thomas A. White



Charles Wright



# Judges of the Family Court Division



Nicholas A. Cipriani Administrative Judge



Alex Bonavitacola



Herbert R. Cain, Jr.



Vito F. Canuso



John J. Chiovero



Nicholas M. D'Alessandro



Paul A. Dandridge



Doris M. Harris



Leonard A. Ivanoski



William J. Lederer



Edward B. Rosenberg



Harvey N. Schmidt



Paul A. Tranchitella



Evelyn M. Trommer



Jerome A. Zaleski

# Judges of the Orphans' Court Division



Edmund S. Pawelec Administrative Judge



Joseph C. Bruno



Theodore S. Gutowicz



Judith J. Jamison



Paul Silverstein



Calvin T. Wilson



Ethan Allen Doty





Joseph T. Murphy



Benjamin W. Schwartz

# Senior Judges



Levy Anderson



Edwin S. Malmed



Jerome A. O'Neill



Kendall H. Shoyer



Ned L. Hirsh



John J. McDevitt, III



Samuel H. Rosenberg



Maurice W. Sporkin



Jacob Kalish



John R. Meade



Edward Rosenwald



James L. Stern

### COMMON PLEAS COURT

PRESIDENT JUDGE
Edward J. Bradley

SECRETARY OF THE BOARD OF JUDGES

Judge Calvin T. Wilson

### TRIAL DIVISION

### ADMINISTRATIVE JUDGE Charles P. Mirarchi, Jr.

### **JUDGES**

Lynne M. Abraham Bernard J. Avellino Francis A. Biunno Edward J. Blake Joseph P. Braig John L. Braxton Berel Caesar Curtis C. Carson, Jr. Paul M. Chalfin Eugene H. Clarke, Jr. Armand Della Porta Nelson A. Diaz Alfred J. DiBona, Jr. Victor J. DiNubile, Jr. Charles L. Durham Lois G. Forer Abraham J. Gafni John A. Geisz Eugene Gelfand Murray C. Goldman Bernard J. Goodheart Levan Gordon Stanley M. Greenberg Angelo A. Guarino Marvin R. Halbert Louis G. Hill George J. Ivins Ricardo C. Jackson

Norman A. Jenkins Leon Katz Julian F. King Richard B. Klein I. Raymond Kremer Stanley L. Kubacki Robert A. Latrone Samuel M. Lehrer Charles A. Lord Eugene Edw. J. Maier William M. Marutani William J. Mazzola James D. McCrudden William Porter Lawrence Prattis Paul Ribner Lisa A. Richette Albert F. Sabo David N. Savitt Thomas N. Shiomos Theodore B. Smith, Jr. Bernard Snyder Juanita Kidd Stout Harry A. Takiff Michael E. Wallace Thomas A. White Charles Wright

### FAMILY COURT DIVISION

### ADMINISTRATIVE JUDGE Nicholas A. Cipriani

### **JUDGES**

Alex Bonavitacola
Herbert R. Cain, Jr.
Vito F. Canuso
John J. Chiovero
Nicholas M. D'Alessandro
Paul A. Dandridge
William A. Dwyer, Jr. 1
Doris M. Harris

Leonard A. Ivanoski
Gregory G. Lagakos <sup>2</sup>
William J. Lederer
Edward B. Rosenberg
Harvey N. Schmidt
Paul A. Tranchitella
Evelyn M. Trommer
Jerome A. Zaleski

### ORPHANS' COURT DIVISION

### ADMINISTRATIVE JUDGE Edmund S. Pawelec

### **JUDGES**

Joseph C. Bruno
Theodore S. Gutowicz
Judith J. Jamison
Paul Silverstein
Calvin T. Wilson

### SENIOR JUDGES

### CHAIRMAN Ethan Allen Doty

Levy Anderson
Ned L. Hirsh
Jacob Kalish
Charles Klein
Edwin S. Malmed
John J. McDevitt, III
John R. Meade
Joseph T. Murphy

Jerome A. O'Neill
Samuel H. Rosenberg
Edward Rosenwald
Benjamin W. Schwartz
Kendall H. Shoyer
Maurice W. Sporkin
James L. Stern

Deceased, December 12, 1982.
 Deceased, July 6; 1982.

### IN MEMORIAM



HONORABLE WILLIAM A. DWYER, JR.

Judge William A. Dwyer, Jr., died on December 12, 1982, at Nazareth Hospital after a short illness. He was 68 years old. A long time resident of Frankford, Judge Dwyer was educated at St. Edward's Parochial School, St. Joseph's Preparatory School, St. Joseph's College, and the Temple University School of Law, obtaining the degrees of B.A. and LL.B.

A veteran of World War II, he served in the Navy from 1942 until 1946 as Communications Officer of the Seventh Fleet and holds nine battle stars from the Asiatic-Pacific Campaign, and was decorated by Admiral Barbey, Commander of the Seventh Fleet.

Judge Dwyer served as counsel for the Children's Bureau for the City of Philadelphia. He was Deputy Attorney General in the administration of Governor George M. Leader and he served as a member of City Council for the City of Philadelphia from 1960 until 1963. While in Council, he sponsored legislation eliminating the social security offset for Municipal employees.

The Philadelphia Jurist was a member of the St. Thomas More Society, Catholic War Veterans' AMDG Post 162, a charter member of AMVETS Police Post 195, Joint State Government Advisory Commission, charter member of the St. Patrick's Observance Committee, Knights of Columbus, Father McHugh Counsel, St. Joseph's University Law Alumni Association and a recipient of the St. Joseph's University Law Alumni Nunc Pro Tunc Award for 1978.

Judge Dwyer is survived by his wife, the former Cynthia Harrington, a former lieutenant in the United States Navy Nurse Corps; two daughters, Cynthia Ciccone and Charlene Foley; a son, Kevin Patrick; one sister, Gladys Kelly; and four grandchildren.

# IN MEMORIAM



HONORABLE GREGORY G. LAGAKOS

Judge Gregory G. Lagakos died suddenly July 6, 1982, at the age of 69, while attending a Greek Orthodox Church Conference in San Francisco. Judge Lagakos was appointed to Common Pleas Court by Governor William W. Scranton in 1965. He served in the Trial Division prior to his last five years on the Family Court Division Bench.

Judge Lagakos was born in Camden, New Jersey, to the parents of Greek immigrants. He graduated from William and Mary College in 1935 and the University of Pennsylvania Law School in 1938. The World War II veteran was awarded the Battle Star in the Normandy Campaign. For eighteen years, he was a member and officer of the Philadelphia Citizens Committee on Immigration and Citizenship (1947-1965). He was appointed by President Lyndon B. Johnson to serve on the National Citizens Advisory Committee (1961-1964) and the Community Relations Committee (1964-1965).

In a speech at a United States District Court naturalization ceremony in 1981, he stressed the duties of all American citizens: "...obedience to the law is a cardinal principle of good citizenship ...and the pursuit of excellence...will keep this country great. The key is hard work!" This philosophy symbolized the quality of this outstanding member of the Philadelphia Bench.

Judge Lagakos was a member of the American, Pennsylvania and Philadelphia Bar Associations, the American Trial Lawyers Association, the Lawyers Club of Philadelphia and the American Judicature Society. His lectures and writings on the 1980 Divorce Code, family law and domestic relations are nationally known. Judge Lagakos is survived by his wife, Catherine and daughter, Penelope.

### PRESIDENT JUDGE Honorable Edward J. Bradley TRIAL DIVISION FAMILY COURT DIVISION ORPHANS' COURT DIVISION Administrative Judge Administrative Judge Administrative Judge Honorable Edmund S. Pawele rable Charles P. Mirarchi, J ionorable Nicholas A. Ciprian CIVIL ACTIONS Honorable Paul J. Cody COURT ADMINISTRATOR Honorable David N. Savitt PUBLIC INFORMATION OFFICE Public Information Officer Vacant COURT OPERATIONS FAMILY COURT OPERATIONS MANAGEMENT SERVICES PROBATION DEPARTMENT Chief Deputy Court Administrator Chief Deputy Court Administrato Chief Deputy Court Administrator Chief Probation Officer Louis S. Aytch Deputy Court Administrator, Deputy Court Administrator, Deputy Court Administrator, Deputy Chief Probation Officer ent and Staff Ervin L. Davis A. Joseph Teti 1 Barry B. Cross 2 Probation and Parole Services Deputy Court Administrator Chief, Domestic Relations Branch Deputy Court Administrato Gloria P. Thomas, Esq. Space and Facilities John P. D'Ortona *Operations* Joseph A. Harrison Presentence Investigation Division Chief, Adoptions Branch Deputy Court Administrator, Active Criminal Records res Reiff Deputy Court Administrator Planning & Staff Develop Chief, Medical Branch John J. Fitzgerald, Jr. Nancy Lick John A. Gallagher 3 istrative Services Division Deputy Court Administrator, Asst. Deputy Court Ad Juvenile Branch Rocco Donatelli olice Liaison/Enforce Frank E. Checkovao William H. Kelly Asst. Deputy Court Add Supervisor, Intake Unit Diversion Services Division Nicholas A. Sicilian Appointment Clerk Superviso Arbitration Administrator Mary M. Alleya Manager, Data Processing System William Fisher Acting Director, Pretrial Services JURY SELECTION COMMISSION PROTHONOTARY'S OFFICE Edward T. Halligen Criminal Listings Jury Selection Comm . Appointed Chief Deputy Cour Prothonotary John J. Pettit, Jr., Etn. olas Kozay, Jr., Esq. terch 1, 1982. Chief Court Crier Principal Deputy Prothonotary William J. Devlin Charles E. O'Connor, Esq. 2, Deceased, August 16, 1982. Mental Health Master 3. Retired, October 26, 1982. Assistant Commissioner Second Deputy Prothonotary Timothy P. Booker, Esq. Paul L. McSorley, Esq. Richard B. Moore, Esq. William L. Zeitz, Esq. Neil Sagot, Esq. Deputy Court Administrator Thomas E. Dempsey, Esq. Frank Farling Harvey Price

Supervisor, Jury Assembly Room

Dona Rhuberg Peter A. Moscufo

### COURT ADMINISTRATION

The office of Court Administration employs approximately 2,000 people who provide support service to the judicial activity of the Courts. The Chief Executive Officer is the Court Administrator, Judge David N. Savitt, whose duties and responsibilities are delegated by the President Judge of the Court of Common Pleas, Edward J. Bradley, by whom he is appointed. Serving under the Court Administrator and ultimately responsible to him and the President Judge are Chief Deputy Court Administrators, Deputy Court Administrators, Prothonotary, Chief Adult Probation Officer, Jury Selection Commissioner and the Public Information Officer. These individuals supervise the activity of each branch of Court Administration. The Chief Deputy Court Administrators for Operations, Management Services and Family Court Division report directly to the Court Administrator. Each of these divisions has units which perform various duties for the operation of the Courts.

Also reporting directly to the Court Administrator are the Chief Adult Probation Officer, Prothonotary, Jury Selection Commissioner and Public Information Officer. All of these units comprise the Philadelphia Court System and must work together so that the operation of the justice system flows smoothly.

The Public Information Office, which operates under Court Administration, is responsible for the dissemination of information to the media and public. This office also prepares all printed information material, including this Annual Report. Additionally, Tributes of recognition issued by the Court and Board of Judges are prepared by this division. The hosting of visiting civic organizations, school groups and dignitaries as well as the organization and photographing of ceremonial events are also the duties of this unit.

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In order to effectively carry out their prescribed roles from the bench, it is vital that the Judiciary have access to extensive state, federal and general legal research materials. To this end, it is the chief function of the Law Library to provide these materials through library resources. Law Library resources include, but are not limited to, a 30,000 volume legal and general research collection; Lexis, a computer-assisted legal research system; and a highly-skilled, service-oriented law library staff.

The majority of the Court library collection is housed in the main library in Room 600, City Hall. As all Judges do not have offices or court-rooms in City Hall, additional satellite libraries are strategically placed throughout Court-held facilities to offset this lack of proximity. The satellite libraries are designed to contain only basic research materials. It is the main library which offers a comprehensive variety of materials, notably, Pennsylvania legislative information, state and federal statutes and codes, trial and appellate court decisions, law reviews and journals, texts, treatises, an assortment of court-owned monographs, and timely background materials.

As mentioned, library resources also include the Lexis computer research system. Prior to 1982 the only Court-held research terminal was located in the main library. In an effort to ensure that all Judges and law clerks had access to the broad-based information contained in Lexis, an expansion in Court library research services was implemented in 1982. Through an agreement with the City, the Court replaced its sole research terminal with the latest technology available in computer-assisted legal research equipment. The new system, an array of strategically placed, remote research terminals, is designed to access the complete Lexis informational data base. Implicit in the design of the system is a centralized stand-alone printer, located in the main library, which handles all print-outs from the independent terminals. Presently, Lexis Ubiqs are located in the heaviest areas of judicial activity, thereby providing the Philadelphia Bench with the standard of excellence in computer research.

### **COURT OPERATIONS**

The Court Operations and Services Division of the Court of Common Pleas is headed by the Chief Deputy Court Administrator for Operations. The Division is comprised of ten units: Active Criminal Records, Criminal Listings, Pretrial Services, Data Processing, Court Reporters and Interpreters, Courtroom Scheduling, Civil Administration, and the Court Planning, Mental Health and the Computer-Aided Transcription (CAT) Units.

These units are responsible for the dayto-day administrative support of the judiciary in the courtroom. Personnel of the Operations and Services Division assist in all aspects of court management from the criminal case defendant's initial appearance at the preliminary arraignment through the final disposition of the case.



Joseph A. Harrison, Deputy Court Administrator Court Operations

The Active Criminal Records Office, under the supervision of Deputy Court Administrator James A. Buggy, has the broad-based responsibility for the entry and updating of all Municipal and Common Pleas Court criminal case records in the Court's computer system from the entrance of the case into the court system, up to and including sentencing of the defendant.

The following units come under the supervision of this office:

1. File Security Unit - responsible for all active Common Pleas files going to and from the courtrooms, as well as Judges Chambers and other areas of the system.

- 2. Trial and Arraignment Unit responsible for the maintenance and batching of active files before going to court.
- 3. Data Processing Unit entry and updating of all information from the time of preliminary arraignment, at the Police Administration Building, until the final disposition of the case. This is the hub of our Criminal Justice Information System and controls all criminal information of both Municipal and Common Pleas Courts. It is the key to our continuing efforts to computerize all facets of the Court system.
- 4. Motion Court process and docket all pre-trial applications, motions, orders and other material pertaining to criminal cases. Handles all appeals from summary convictions, Municipal Court, Traffic Court, Pennsylvania Liquor Control Board. Controls the calendars of both Criminal Miscellaneous courtrooms.
- 5. Post Trial Motions process and list all post-trial motions, sentencings, reconsideration of sentences, remands from higher courts and any other actions requested by the Trial Judges.
- 6. Deferred Indictment Init responsible for all activities involving those cases in which there is bench warrant activity. Issues bail lue-outs, places bail in judgment, arranges for bench warrant hearings and coordinates activities with the Pretrial Services Division.
- 7. Appeals Unit handle and process all cases appealed to the Superior, Commonwealth and Supreme Courts, as well as dissemenating any information resulting from Appellate Court action.
- 8. PCHA and Violation of Probation Unit handle, process and list all post-conviction hearing act cases and all violation of probation hearings, petitions for parole and any other hearing pertaining to probation matters.

The office has a personnel complement of 50 people, all of whom are engaged in day-to-day court operations pertaining to Municipal and Common Pleas Courts.

The Active Criminal Records Office works closely with the Clerk of Quarter Sessions, who is an independently elected official. The Clerk is responsible for the physical maintenance of criminal records and for all funds collected by the Courts such as fines, costs and bail.



ACTIVE CRIMINAL RECORDS
(left to right) Joseph Lanzalotti, Deputy Court
Administrator James A. Buggy, Leonard Armstrong,
Veronica Coskol, Rose Marie Magliocco and
Alfreda Adams.

The Office of Criminal Listings is responsible for scheduling and tracking cases scheduled for trial in the Court of Common Pleas. Primary emphasis is placed on compliance with Rule 1100 which mandates that cases be tried within 180 days of the filing of a complaint. This office also provides substantial administrative assistance to the Calendar Judges of th Homicide and Criminal Calendar Program.



CRIMINAL LISTINGS
Secretary Joan Fitzhenry and Deputy Court
Administrator David C. Lawrence.

Additionally, this unit is responsible for processing all appointments to private counsel who represent indigent defendants in criminal cases. The computerization of this process was successfully completed in January, 1982. The use of available technology in performing this process has substantially increased the speed and accuracy of the appointment process.

The Pretrial Services Division operates as a full service bail program for the Court of Common Pleas, the Municipal Court, the local criminal justice system, and the citizens of the City of Philadelphia.

The first phase of service provided by the Division occurs after an individual is arrested, and prior to a preliminary arraignment where charges are heard by a presiding judge of the Municipal Court. In that interim stage representatives from the Pretrial Services Division interview all defendants who may require bail pending the final disposition of their trials. Based on the interviews, reports are prepared which provide an assessment of an individual's community ties, other aspects related to likelihood of appearance for trial, and a defendant's financial status as it may relate to appointment of counsel. These reports serve the Court by providing the necessary information to best determine important pretrial decisions of the criminal trial system.

Other services provided by Pretrial Services
Division beyond the initial setting of bail involve
a comprehensive system of mail and telephone
service to remind defendants of all scheduled court
appearances. A Conditional Release Program and
bail review procedure is also conducted to service
eligible defendants unable to afford detaining financial
bails.

An additional and critical service provided by the Pretrial Services Division to the Common Pleas and Municipal Court involves the Investigation and Warrant Service Unit. In coordinated efforts with other services provided by the Pretrial Services Division, the Investigation and-Warrant Service Unit assists in providing one of the most innovative and complete pretrial programs in the country.

Further explanation of the above services can be found in the following sections on the four

statistical service components of the Pretrial Services Division:

Release on Recognizance ROR Ten Percent (10%) Cash Bail Conditional Release (CR) Investigation and Warrant Service (IWS)

The Data Processing Department provides support in the areas of new applications and enhancement to existing applications of electronic data processing to a wide variety of operational and managerial problems of the Court and its related or associated agencies. In addition to the updating and/or monitoring of case defendant information, the data processing applications include jury selection, Prothonotary's civil case procedures, gathering and interpretation of statistics, analysis of criminal case dispositions, development of trial lists, case tracking and preparation of subpoenas and witness notifications.

During the past year, the department has been successful in assisting the Court's Arbitration Center by completing conversion to on-line processing specific data recording functions such as file updating including case dispositions or continuance or return to active status. The conversion also affords the on-line posting of the arbitration panel's report and award.

In support of the Criminal Listings Unit an Attorney Appointment System was designed and installed. This system provides the on-line capability to appoint an attorney to a case, to monitor the number of cases already assigned to that attorney and to distinguish the type of case assigned. The system allows for the computer-generation of the letters of appointment sent to the attorneys.

Three times each year a master courtroom assignment schedule is developed and distributed to all Judges in Common Pleas Court. The
Operations Unit is responsible for the development
of these masters as well as weekly assignment updates which reflect any last minute changes and for
the assignment of Court Officers and Court Criers to
the individual courtrooms. Further, this Unit acts
as a liaison between the Office of Court Administration and the Judges in the courtrooms as well as
the courtroom support staff.

The Operations Unit is responsible for the daily assignment of Court Reporters and Interpreters. Interpreters are provided by this Unit for cases in which a participant is either deaf or does not speak English.

Attachment of attorneys, not only in the County of Philadelphia, but also the four surrounding counties, is a primary responsibility of the Operations Department. This includes notifying counsel and calendering the attachments.

The office of the Special Master of Mental Health is located in Room 260D City Hall, Philadelphia. There are three mental health masters, all of whom are attorneys: Neil Sagot, Esquire; W. Michael Mulvey, Esquire; and Joseph Davidson, Esquire. Their duties consist principally of conducting civil mental health commitment hearings, and forwarding reports and recommendations on same to the Motion Court Judges who act as supervising judges of the Common Pleas Courts Mental Health Commitment program. By having trained Mental Health Masters conduct the commitment proceedings, there is a considerable saving in judicial time and money.

The hearings are conducted five days per week at five separate locations throughout the City of Philadelphia. At these hearings the City Solicitor's Office represents the petitioner, who is susually a Community Mental Health Center in conjunction with a member of the family of the person whose commitment is sought. The respondent is represented by an attorney from the Public Defender's Office.

Since the advent of the Mental Health Procedures Act of 1976, the number of commitment hearings has increased from approximately 1,200 cases per year to well over 4,000 cases. In 1982 alone, there was an increase of over 800 petitions filed from the previous year.

The tremendously increased case load has caused the Master's Office to increase from two Mental Health Masters in 1976 to three Mental Health Masters beginning in 1981. Prior to 1982, the hearings were conducted three days per week, but the increased case load has caused an expansion of the schedule to five days per week currently.

Neil Sagot, Esquire, has been the Special Master of Mental Health for the Philadelphia Court System since 1975. W. Michael Mulvey, Esquire, has been a Deputy Mental Health Master since 1978. Joseph Davidson, Esquire, was appointed as a third Mental Health Master in 1981. The office of the Mental Health Master is staffed with one secretary who handles all of the paperwork involved with the civil mental health commitment proceedings. This secretary, Marilyn Malkiel, was appointed to the position in 1982, replacing Regina Yantella, who retired in 1982, after 20 years of service to the Philadelphia Common Pleas Court, including 12 years as the secretary to the Special Master of Mental Health. One Court Reporter, Margaret Klinger, is also assigned to the Office of the Special Master. She is assigned to all mental health commitment proceedings on a regular basis.

The office of the Philadelphia Special Master for Mental Health is unique, in that the Special Masters also conduct mental retardation commitment proceedings under Section 406 of the Mental Health and Mental Retardation Act of 1966.

The Court of Common Pleas Office of Civil Administration is responsible for the coordination and administration of the Court's civil litigation case flow. All civil litigation in the Court of Common Pleas is originally filed in the Prothonotary's Office. While the Prothonotary's Office is responsible for the initial phases of civil case processing as well as the post-trial case activity, the Office of Civil Administration guides and monitors case progress between the pre- and post-trial phases.

Civil Motions Court, Civil Trial Listings and the Court of Common Pleas' Compulsory Arbitration Program come under the aegis of the Office of Civil Administration. With regard to the Compulsory Arbitration Program, every Common Pleas civil case in which the contested amount is between \$1,000 and \$15,000, with the exception of real estate and equity matters, is heard by a court-appointed panel of three lawyer-arbitrators whose findings have the same force and effect as a court decision.

The Court of Common Pleas Computer-Aided Transcription Unit (CAT) administers a unique program of court transcript production, the purpose of which is greatly to reduce delay in the transcription of notes of testimony.

The Court expects a new generation of CAT equipment, which will be many times faster than the equipment formerly used, will be in place shortly. It is expected that this will further reduce delays in the transcription of notes of testimony.

In January, 1982 our new arbitration program went into effect at the Arbitration Center, located at Suite 2020, 1234 Market Street. The Center provides a dignified and functional facility for the arbitration hearings. The procedure which calls for the assigning of a hearing date at the time of initial filing has helped in the speedy and fair disposition of cases. In excess of one-half of civil cases continue to be disposed of by means of arbitration while the appeal rate has remained constant.

In providing support to the Common Pleas Office of Court Administration, the Court's Planning Unit monitors court operations through regular statistical reporting and conducts special studies as needed. The Planning Unit also keeps track of proposed and pending legislation, as well, as other external developments which have impact on the Courts. As part of its general planning responsibilities, the Unit oversees all Court grant applications for State and Federal funds or foundation monies.

### **FAMILY COURT DIVISION**



Dr. Leonard Rosengarten, Chief Deputy Court Administrator-Family Court Division.

The Family Court Division of the Court of Common Pleas is under the direction of the Honorable Nicholas A. Cipriani, Administrative Judge, and Dr. Leonard Rosengarten, Chief Deputy Court Administrator.

Family Court Division has jurisdiction in all cases involving delinquent and dependent children; adults involved in crimes against children; domestic relations issues; adoption proceedings; and all matters concerning divorce proceedings.

In order to accomplish efficient disposition of these cases, the division is divided into six major branches or units: Management and Staff Services; the Juvenile, Domestic Relations, Adoption and Medical Branches; and an Appointment Unit. They provide support services for the Judiciary, as well as professional, social and related services for individuals as mandated by the Court.

Ongoing efforts are constantly in progress to improve and streamline procedures and reduce the large amounts of paperwork required in processing cases. Some new programs and services implemented in 1982 were as follows:

The Juvenile Branch instituted a Courtroom Certain System. This system provides for timely notice of the next hearing date, time and courtroom, to all parties in a case at the Bar of the Court. This gives attorneys maximum lead time for case preparation and reduces the number of continuances.

The Domestic Relations Branch implemented several new procedures in 1982 leading to improved and more efficient services.

Pursuant to the Rules of Civil Procedure Governing Actions in Support, a full-time Master was appointed to hear testimony in support cases and recommend a support order in cases where no agreement could be reached at the pre-trial conference level. If exceptions to the Master's recommendations are not filed by one of the parties within ten (10) days, the recommendation becomes a final Order of Court. It is expected that a great number of support cases will be diverted from the Court as a result of this system.

Although initiated late in 1981, the Custody Unit became fully operational. This unit has also assisted in diverting cases from judicial hearings where a custody or visitation agreement, acceptable to the Court, can be reach d between the parties.

A contract between the Court and the Bureau of Motor Vehicles was effectuated resulting in the installation and use of a Bureau of Motor Vehicles terminal in the Parent Locator Service Unit. This resource has proved invaluable in assisting in the location of absent parents, who are parties to child support cases.

These efforts to improve procedures and services have shown some positive results. Collection of support payments have risen steadily in recent years. Support payments received in 1982 totaled approximately \$40 million, an increase of \$5 million over payments collected in 1981. An additional \$1.4 million was collected for reimbursement to DPW as a result of the Court's participation in the IRS Intercept Program.

In October, 1982, Family Court Division held its first annual awards ceremony honoring outstanding employees. Awards were given to outstanding employees in each Branch of Family Court, as well as those employees recognized for their many years of service to the Court.



Thomas Falcone (holding plaque) of the Family Court Division is honored for his 25 years of dedicated service to the Court and community of Philadelphia. Mr. Falcone and forty-five of his co-workers were honored during the Family Court Annual Employee Awards Ceremony.

Presenting the award are (standing, right to left)
Family Court Administrative Judge Nicholas A.
Cipriani, Common Pleas President Judge Edward
J. Bradley and Common Pleas Court Administrator,
Judge David N. Savitt.

### MANAGEMENT SERVICES



A. Joseph Teti, Chief Deputy Court Administrator-Management Services

The Management Services Division of the Court of Common Pleas is directed by a Chief Deputy Court Administrator. This Division is responsible for fiscal operations, personnel services, facilities management, printing and microfilm services, records management, organizational review, forms management, and messenger services. The Division is composed of three departments: Fiscal Operations, Personnel Services, and Space & Facilities.

Fiscal Operations provides the Court with all required fiscal services. These include the development, preparation, and control of the Court's operating budget; the performance of all purchasing and procurement functions; the processing of all payroll transactions; the establishment of policies and procedures to regulate these activities, and all necessary accounting services.

Personnel Services provides central personnel management for the Court. This includes the development and administration of personnel regulations and procedures; recruitment and testing; the administration of benefit programs including compensation, insurance, medical plans, leave, and retirement; and the coordination of training programs.

This department also participates in labor relations activities and assures that Court policies comply with Equal Employment Opportunity guidelines.

Space and Facilities provides complete maintenance and custodial services to the Court to assure efficient and uninterrupted operations. Available services include construction, renovation, modification, preventive maintenance, repair, and relocation. Custodial services are also provided for Court facilities in City Hall, City Hall Annex, and 1801 Vine Street.

### PROBATION DEPARTMENT



Louis S. Aytch, Chief Probation Officer

### **IDEALS:**

Within the limits of its authority and responsibility, the ideal of the Adult Probation Department is to protect the community and, whenever possible, to improve the lives of its clients.

Within its own organization, the Department believes it must create an environment which enhances worklife, and encourages the creativity and productivity of all its employees.

### GOALS:

- To affirm the authority and legitimacy of the Department as an essential agency in Philadelphia's Criminal Justice and social service networks.
- To provide clients with opportunities to develop, where possible, their capabilities.
- To improve the management of workloads so as to deliver the best supervision and support for all clients.
- To provide efficient and effective management at all levels within the Adult Probation Department.

- To increase understanding of and cooperation with the wide variety of people and agencies in the service community who can help clients better utilize services.
- To find ways to sense and respond to the concerns of the community.

### **OBJECTIVES:**

- 1. Participate in the planning for the Justice Center to assure a complex that meets the varied needs of the many Criminal Justice agencies it will serve.
- Upgrade the record-keeping system which would include the following:
  - a. High-density mobile files
  - b. Microfiche
  - c. Computerized records
- 3. Implement department budget control.
- 4. Develop a system to identify department training needs and implement training programs accordingly.
- 5. Connect clients to the wide variety of services within the community, and when there is a void of service, to try to provide the services or encourage the community to do so.
- 6. Improve the ability to exchange ideas and information between this Department and the community.
- 7. Extend services to aid the victim wherever possible.
- 8. Comply with the Pennsylvania Board of Probation and Parole's standards.

### **ACCOMPLISHMENTS DURING 1982**

### INTAKE DIVISION

The professionally staffed Intake Division, which was established in 1981, provided orientation and risk and need assessments to new probationers. These services have now been expanded to include parolees.

As a result, probation officers are receiving more thorough information to assist in the development of service plans for clients.

### PROBATION AND PAROLE SERVICES

During the past year, the Probation/Parole Services Division has instituted a geographically-based "cluster" system, which facilitates coordination and cooperation between general supervision units and those units which supervise clients with drug, alcohol, and/or psychiatric problems, or who have been convicted of sex offenses or child abuse.

In response to increasing caseloads, efforts have been made to scrutinize departmental paperwork in an effort to eliminate any which is non-essential and streamline that which is.

### EMPLOYMENT UNIT

The Employment Unit, formerly within Diversion Services, has been combined with the Vocational Counseling and Job Referral Unit in an effort to provide more comprehensive services to both Diversion and Probation/Parole clients. The unit currently provides testing and job referral services and is also responsible for administering the Secretarial Science Program.

### POLICE LIAISON/ENFORCEMENT DIVISION

This division continues to assist in the detection and apprehension of those individuals who fail to comply with the conditions of probation and parole.

### COMMUNITY RESOURCE MANAGEMENT TEAM

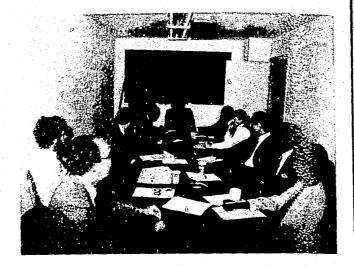
This department currently has five CRMT units. An evaluation of the initial two teams was completed in 1982 and some problems with implementation were revealed. A grant is being prepared to request advanced training for all five teams to improve the ability of staff to implement this innovative approach to service delivery.

### MID-MANAGEMENT TRAINING PROGRAM

As a result of a comprehensive training program provided in 1981, mid-managers within this department now have improved managerial skills. In addition, many are more active in human service organizations.

### PLANNING PROCESS

The planning process continues within this department. A restructuring of the department has been suggested and is being considered by the administration. Members of the Organizational Plan Group met with the Criminal Justice Coordinating Commission to get input from other agencies that interface with the Probation Department.



Weekly Administrative Staff Meeting:
(from left) Frank Eaverly, Director of Diversion
Services; Frank Snyder, Associate Director; Carl
Divins, Director of Administrative Services;
Katherine Barrington, Director of Probation and
Parole Services; William Kelly, Director of Police
Liaison/Enforcement Division; William Derringer,
Director of Presentence; Louis S. Aytch, Chief
Probation Officer; James Stewart, Deputy Chief
Probation Officer; John Clarke, Associate Director of CRMT; Michael Green, Director of Intake
Division; Jacquelyn L. Manns, Supervisor of
Planning and Staff Development.



Clerical facilities have been improved for staff since the Department has centralized. (from left, seated) Charlene Hartman, Clerk Typist; (standing) Sharon Holden, Supervisor; Helen DiPietro, Clerk Typist; Crystal Penn, Clerk Typist; Ruby Martin, Clerk Typist and Barbara Spano, Clerk Typist.

### CENTRALIZATION

In 1982, this department has centralized its offices. It is expected that the new facility will provide for improved communication and a more professional atmosphere for the staff.

### SECRETARIAL SCIENCE PROGRAM

In 1982, this department secured funding from the William Penn foundation to resume the Secretarial Science program. Clients from all divisions within the department are eligible to receive secretarial training. The program currently provides for forty participants per year. Long-term employment placement rate has been high.

### RESTITUTION UNIT

During the fiscal year from July 1, 1981 to June 30, 1982 the Restitution Unit collected and dispersed a total of \$461,314.08 The department is looking into ways to computerize the system which would streamline this process tremendously.



Probation District - West 10 - in new centralized facility. (front) David Vaugh, Probation Officer; (rear, seated) Jacqueline Brown, Probation Officer and Linda Mathers, Supervisor.

### EDUCATIONAL SUPPORT PROGRAM

Funding for the Educational Support
Program will terminate at the end of 1982. The
educational classes for clients will be continued through
the use of teachers provided by the Board of Education,
or volunteers recruited by this department.

### TRAINING UNIT

The department continues to explore ways to provide comprehensive training opportunities for staff.

### STATE STANDARDS

A review of 1982 standards by the State Board of Probation and Parole found this Department in compliance. Adult Probation in Philadelphia will continue to support the standardization of probation and parole services throughout the state.

### UNION

A new two-year contract was reached with local 810. Agreement was also reached with first level supervisors.

### SENTENCING GUIDELINES

Responsibility for completing the prior criminal history section of the new sentencing grid was assigned to the Presentence Division by the President Judge. Presentence staff received training from the Sentencing Commission on how to score these prior offenses.

### EPISCOPAL COMMUNITY SERVICES

ECS received a grant to implement a sentencing support service for probation clients. This department is expected to assume responsibility for that service in the second year.

### HADD PROGRAM

The Habitual Alcohol Drunk Drivers
Program was implemented in 1982 as a pilot program.
It is being monitored in cooperation with CODAAP
and the Driving While Intoxicated Unit of the Adult
Probation Department. Expected results are a
reduction in the number of habitual drunk drivers
in the Philadelphia area.

### JURY SELECTION COMMISSION



Nicholas Kozay Jr., Esq., Jury Commissioner

The system whereby a citizen summoned for jury duty is either assigned to a case or excused after one day is now fully operational. Received well by the public it is designed to serve, the one-day/one-trial system reduces hardship and inconvenience to members of the public and permits jury service by a wider segment of the community; even Judges serve as jurors. Administrative costs have been reduced, too; even postage and envelopes are saved by paying jurors at City Hall upon completion of their service.

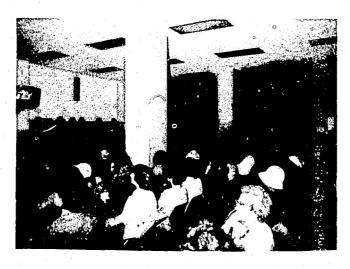
The Jury Assembly Room has been moved to more spacious and attractive quarters on the first floor of City Hall. A great improvement over the previous sixth floor space, now used for two additional courtrooms, the new Jury Assembly Room provides a bright, clean and cheerful setting, complete with T.V. monitors for jury orientation and entertainment while waiting for actual service. The location of the room, too, is an improvement, permitting easier access for persons reporting for jury duty, and more ready transfer of jury panels to courtrooms throughout the building. The Court has received a measure of praise from the public for the new Assembly Room, even from persons offering "to serve again, 26 any time."

Our jury operation also allows for a further accommodation. Should it be inconvenient for a juror to serve when summoned, he or she can apply for a deferment to a more convenient time and, in most cases, select a day in advance within six months from the original date of service.



Main Office of the Jury Commissioner. (left to right) Frank Farlino, Chief Officer; Maria Pero, Secretary to Mr. Farlino; and Grace Nogowski, Secretary to Mr. Kozay.

The Jury Selection Commission handles in excess of 300,000 pieces of mail a year. In cooperation with the Post Office, the method of handling is through a "pre-sort" method of bulk mail, which allows for a somewhat cheaper rate than the standard postage.



Orientation of prospective jurors by television monitors before being assigned to courtrooms.

Now that the one-day/one-trial system is well organized and established, effort will be made to refine certain areas. For example, as in every other jurisdiction, there are a certain amount of "no shows". These are people who simply just ignore the summons. Our statute provides that a juror who fails to report pursuant to summons is subject to a fine of \$500.00 and/or ten (10) days in jail. Although our percentage of "no shows" is low compared with other jurisdictions,



The Jury Commission Staff of Room 111, receiving and dispatching jurors to courtrooms.

we are setting up an Enforcement Division. We have now begun to automatically list the jurors again for the date of service three months in advance. Should they fail to respond the second time, they will be notified to appear and explain their absence. Should this fail, a Writ of Attachment for civil contempt will be the necessary remedy.

The number of persons to summon for jury duty at any particular time must be determined at least one month in advance, to give the citizens the minimum of three weeks notice they need in which to arrange to serve. This difficult determination, based in the past on little more than prior experience, will eventually be eased by an improved system in which trial calendars reflect with relative accuracy, the anticipated number of jury cases and their probable length. Implementation of such an improvement will require long and careful planning, but should prove well worth the required effort.



At the conclusion of service, juror checks and employer work forms are distributed.

Mandatory sentence legislation has increased the number of jury trials and will continue to do so. This requires a corresponding rise in the number of jurors called. As a result, there has been an increase in costs and a necessary expansion of facilities to accommodate additional persons summoned.

With the support and cooperation of the President Judge, every effort is made to make jury service less burdensome for the public.

### **PROTHONOTARY**



John J. Pettit, Jr., Esq., Prothonotary of Philadelphia

The Prothonotary's Office is one of the most important, diversified and busiest offices of the Court system. The name Prothonotary is distinctive and carries traditional and historical significance. It has been in continuous use in Pennsylvania since the time of William Penn, thus providing an unbroken link between the Province and the Commonwealth.

More important than traditional consideration is the fact that the Office of the Prothonotary is more than a clerical office. While the Prothonotary's primary duty is to serve as Chief Civil Clerk of the Court of Common Pleas, his statutory duties extend his responsibility much further. Among these duties is the registration of Fictitious Names, filing and recording of U.C.C. financing statements and maintaining the register of Notaries Public.



RECORDS ROOM STAFF - Kevin McKinney, David Vogler, Margaret Inemer, Reginald Harris, Eileen Gianos and Lloyd Wilson.

The office is primarily responsible, inter alia, for receiving, filing and docketing of all civil cases filed with the Court; the collection of all fees and escrow funds; maintenance of the judgment, liens and divorce indexes; preparation and maintenance of Court files and records; receiving and filing of all appeals to appellate courts.



Elsa Padilla, Receptionist and Russ Perrella, Liaison to Appellate Courts, discuss procedures for transfer of records. Also shown is Thomas E. Dempsey, Solicitor to the Prothonotary.

The year 1982 was one of significant advancement in the Prothonotary's Office. Total computerization of the appearance dockets became a reality, with the elimination of the manual docketing system. Our appreciation is extended to the members of the bar for their cooperation and patience during the critical transition period.

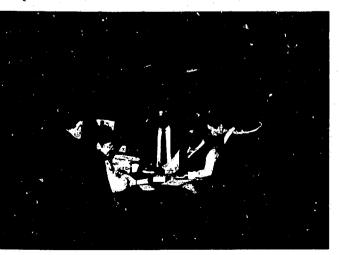
My deep appreciation is also extended to the employees of the Office without whose dedication and cooperation our achievements would not have been possible. The work load is heavy and they have had to learn and develop new skills. Retraining can be frightening and intimidating. It is important to remember that no matter how efficient a system may be, it still takes the dedication of individuals to make it work effectively.

All this has been accomplished in spite of a dramatic increase in filings. During 1982 this office processed over 75,000 new cases (an increase of 12,000 to 15,000 new filings). A significant portion of this increase has arisen from two major areas: city taxes and asbestos cases.

The City of Philadelphia, over a period of 17 months, has filed 13,500 suits resulting in the collection of 15.2 million dollars in the delinquency area affected by these law suits. Significant in this project has been the creation of a tax court under the supervision of the Honorable Stanley M. Greenberg, which enables him to dispose of the majority of these cases without further backlogging of the trial lists. Our appreciation also to Deputy City Solicitor William Wolf for his understanding and cooperation in the processing of this work.

The second major area of increase is in asbestos litigation. Accurate statistics as to the actual increase are not readily available since we have just recently begun keeping separate statistics for this genere of filings. I can report that beginning with January Term, 1983, we are also electronically docketing the asbestos litigation, enabling us to more efficiently manage these records.

During 1983 we will continue to finetune and expand our computer capability. It is imperative that our plans for a comprehensive records management program be implemented. These plans include a records destruction schedule for temporary records and a microfilm program for permanent records.



Ken Federal, Fee Ticket Clerk, accepting second filing papers under supervision of David Savaiano, Legal Unit Supervisor.

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COMMON PLEAS
COURT



The Fourth Annual Judicial Law Cler's Seminar was held in City Hall Court-room 653 in October, 1982. This seminar, sponsored by the Philadelphis Judicial Institute, introduced new Common Pleas Court Law Clerks to the procedures and operations of clerking.

Addressing the group is Judge Berel Caesar. Seated, at right, is President Judge Edward J. Bradley.

Common Pleas Court Judge Edwin S. Malmed was honored in July, 1982, with a special award presented by Lodge 5 of the Fraternal Order of Police. The award praised Judge Malmed's outstanding performance in presiding over the spring, 1980, trial of nine members of the Move sect. The nine were convicted of third-degree murder in the death of Philadelphia Policeman James Ramp.





President Judge Edward J. Bradley was the keynote speaker at the 1982 Bench-Bar Conference held in Atlantic City.

### COURT OF COMMON PLEAS STATISTICAL SUMMARY

### JANUARY THROUGH DECEMBER TERMS 1982

	Records Available for Disposition Jan. 4, 1982	New Records Received During Report Period	Total Records To Be <u>Disposed</u>	Total Records Dispositions	Records Available for Disposition Jan. 3, 1983	Increase (Decrease)
TRIAL DIVISION						
MAJOR CASE GENERAL CASE SUB-TOTAL ARBITRATION	13,394 3,892 17,286 16,992	  (1) 27,481	13,394 3,892 17,286 44,473	3,800 1,350 5,150 24,470	9,594 2,542 12,136 20,003(2)	(3,800) (1,350) (5,150) 3,011
CRIMINAL						
HOMICIDE CALENDAR PROGRAM LIST PROGRAM SUB-TOTAL	380 2,354 4,263 6,997	385 3,695 7,109 11,189	765 6,049 11,372 18,186	288 3,328 8,337 11,953	477 2,721 3,035 6,233	97 367 (1,228) (764)
FAMILY COURT DIVISION						
ADOPTIONS DOMESTIC RELATIONS JUVENILE SUB-TOTAL	176 17,370 2,585 20,131	1,164 35,488 28,267 64,919	1,340 52,858 30,852 85,050	1,263 27,164 27,975 56,402	77 25,694 2,877 28,648	(99) 8,324 (292) 8,517
ORPHANS' COURT DIVISION	80	6,073	6,15	6,101	52 · · · · · · · · · · · · · · · · · · ·	(28)
GRAND TOTAL	61,486	109,662	171,148	104,076	67,072	5,586
MISCELLANEOUS						
PROBATION PAROLE	16,558 2,276	4,965 287	21,523 2,563	4,655 1,027	16,868 1,536	310 (740)
TOTAL PROBATION SUPERVISION	18,834	5,252	24,086	5,682	18,404	(430)
PCHA PETITIONS DIVORCES	508 13,604	260 6,892	768 20,496	335 5,908	433 14,588	(75) 984

<sup>(1)</sup> Actions commencing in 1982 are not reflected due to the discontinuance of the Certificate of Readiness. The figures will be available at a later date.

<sup>(2)</sup> With minor exceptions, the majority of these cases are scheduled for hearing in the Arbitration Center and will be disposed in 1983.

### COURT OF COMMON PLEAS NOTES TO STATISTICAL SUMMARY

### JANUARY THROUGH DECEMBER TERMS 1982

### TRIAL DIVISION

### CIVIL:

### MAJOR CASES/GENERAL CASES

Comp?	lair	its	Fi1	ed:

Assumpsit	23,047
Trespass	4,912
Motor Vehicle	9,049
Equity	1,389
Judgements by Confession	9,155
Divorces	6,892
Other	20,753
TOTAL	75,197

### FAMILY COURT DIVISION

### ADOPTIONS

The 1,164 new cases received include 172 previously deferred cases reinstated. The 1,263 cases disposed include 184 cases placed in deferred status.

### DOMESTIC RELATIONS

The 35,488 new cases received include 4,553 previously deferred cases reinstated. The 27 164 cases disposed include 10,037 cases placed in deferred status.

The new cases and disposed cases include 7,337 petitions for wage attachments which were disposed of by hearing officers under the Pre-Trial Diversion Program during this term.

### JUVENILE CASES

The 28,267 new cases received include 12,265 previously closed cases reactivated and 1,187 previously deferred cases reinstated.

The 27,975 cases disposed include 1,065 cases placed in deferred status.

# TRIAL DIVISION

CHARLES P. MIRARCHI, JR. ADMINISTRATIVE JUDGE



Members of the Homicide Program are (clockwise from head of table) President Judge Edward J. Bradley; Senior Judge Edwin S. Malmed; Judge George J. Ivins; Judge Albert F. Sabo; Judge Lisa A. Richette; Judge Theodore B. Smith, Jr.; Judge Paul Ribner; Judge Juanita Kidd Stout and Judge Charles L. Durham. Also shown (far left) are Deputy Court Administrator Joseph A. Harrison and Executive Assistant to the Court Administrator Elsie Heard McAdoo.



Common Pleas Judges of the Civil Program are (clockwise from head of table) President Judge Edward J. Bradley; Judge Joseph P. Braig; Judge Harry A. Takiff; Judge Murray C. Goldman; Judge William M. Marutani; Judge Bernard Snyder; Judge Julian F. King; Civil Calendar Judge Stanley M. Greenberg; Judge Calvin T. Wilson; Judge Charles A. Lord; Senior Judge Ethan Allen Doty; Judge Lawrence Prattis and Judge Curtis C. Carson, Jr.



Criminal Calendar Program Judges of Common Pleas Court (clockwise, seated at table) President Judge Edward J. Bradley; Administrative Judge, Trial Division, Charles P. Mirarchi, Jr.; Judge William Porter; Judge Angelo A. Guarino; Judge Louis G. Hill; Judge Levan Gordon; Judge Eugene H. Clarke, Jr.; Judge Stanley L. Kubacki; Judge Nicholas M. D'Alessandro; Judge Marvin R. Halbert; Judge Lynne M. Abraham; Senior Judge Kendall H. Shoyer; Senior Judge Levy Anderson and Court Administrator, Judge David N. Savitt. Also shown (far left) are Court Programs Analyst Nancy Berk and Chief Deputy Court Administrator A. Joseph Teti.



Members of the Criminal List Program (clockwise from head of table) President Judge Edward J. Bradley, Administrative Judge, Trial Division, Charles P. Mirarchi, Jr.; Sentencing Support Project Coordinator Amy Trommer; Sentencing Support Project Director Dr. Peter C. Buffum; Assistant Defender Michael Hanford; Chairman, Criminal Justice Section, Philadelphia Bar Association, Bruce Franzel; Judge Eugene Edw. J. Maier; Judge John L. Braxton; Judge Bernard J. Avellino; Judge William J. Mazzola; Judge Victor J. DiNubile, Jr.; Senior Judge Ned L. Hirsh; Senior Judge Levy Anderson and Court Administrator, Judge David N. Savitt. Also shown (far left) are Deputy Court Administrator for Planning, Marilyn Slivka and Deputy Court Administrator for Criminal Listings, David C. Lawrence.

### CIVIL TRIALS IN PHILADELPHIA COURTS

Civil trials in Philadelphia in which the amount in controversy is more than \$1,000 are heard in the Court of Common Pleas. Those in which the amount in controversy is \$1,000 or less are tried before a judge without a jury in the Small Claims Division of Municipal Court, as are Landlord and tenant matters. Appeals from verdicts in Small Claims Court are heard in the Court of Common Pleas.

Common Pleas Court civil cases in which the contested amount is under \$20,000 are, with the specific exception of those involving title to real estate or equity matters, heard and decided by a panel of three lawyer-arbitrators, selected at random from a list of lawyer-arbitrators now numbering more than 3000. The decision of the arbitrators is appealable on a trial de novo basis.

These appeals, as well as equity cases and those involving a contested amount of more than \$20,000, are assigned for trial by means of a combined master calendar and individual calendar. Several judges have their own calendars and are assigned case in all categories at various times during the year. There is also a master calendar divided as follows:

Major Jury Trial List

- consisting of cases involving more than \$20,000 in which a jury trial has been requested.

General Jury List

- consisting of appeals from arbitration where a jury trial

has been requested.

Non-Jury Equity List

- consisting of cases in equity, appeals from arbitration and cases involving contested amounts of more than \$20,000

where a jury trial has been waived.

Arbitration cases are heard in the new Arbitration Center located at 1234 Market Street. The use of this facility has expedited the disposition of arbitration cases and has resulted in a savings to the City of approximately five hundred thousand dollars (\$500,000) annually in arbitrator's fees.

The method of getting cases on all lists was radically reformed in 1981 to permit automatic listing for trial. In the case of arbitration, actions are given a trial date and time of hearing eight (8) months hence at the time of commencement of action. For Major Jury and Non-Jury cases and equity cases, the case is automatically put on the trial list one (1) year after commencement of action. Cases on the General Jury List appear in chronological order as the appeals are taken. For all lists the Certificate of Readiness has been eliminated removing the onus for insuring the case's progress from counsel and litigants and placing it on the Court. This change enables the Court to insure better control of its calendar and is an important step toward implementation of a case management program. implementation of a case management program.

Civil matters involving unusual or complicated legal questions or discovery problems may, upon petition by counsel and approval of the President Judge, be assigned to a special judge for all purposes. Similarly, those cases in which delay in disposition may cause hardship to one or more of the parties may, upon petition and approval by the President Judge, be given an advanced listing for trial.

By local rule of court, juries in civil trials may consist of eight (8) persons and, by statute, a verdict may be rendered by 5/6 of the jurors.

Most judgements in Common Pleas Court civil trials may be appealed directly to the Pennsylvania Superior Court. In some cases involving the interpretation of local or state statutes, the appeal will be to the Commonwealth Court.

### COURT OF COMMON PLEAS

CIVIL DIVISION

1978 - 1982

- V	10,185	
	8,673	
	8,442	
		22,563
		34,06
NEW CASES RECEIV	VED DURING REPORT PERIOD	
:	11,134	
- <del> </del>	10,845	
<del> </del>	123,523	من بهرستور میشود.
	<del>na ang na an</del> Tang na ang	19,475
		27,698*
CASES DISPOSED D	URING REPORT PERIOD	
CASES DISPOSED D	OURING REPORT PERIOD  12,646	
CASES DISPOSED D	12,646	<b>/</b>
CASES DISPOSED D	12,646	
CASES DISPOSED D	12,646 11,076 12,506	18,530
CASES DISPOSED D	12,646 11,076 12,506	18,530
CASES DISPOSED D	12,646 11,076 12,506	//
CASES DISPOSED D	12,646 11,076 12,506	//
	12,646 11,076 12,506	//
CASES PENDING AT	12,646 11,076 12,506	//
	12,646 11,076 12,506 T END OF REPORT PERIOD	//
CASES PENDING AT	12,646 11,076 12,506 T END OF REPORT PERIOD 8,673	//
CASES PENDING AT	12,646 11,076 12,506 T END OF REPORT PERIOD 8,673	29,6

Actions commencing in 1982 are not reflected due to the discontinuance of the Certificate of Readiness. The figures will be available at a later date. 39

## COURT OF COMMON PLEAS CIVIL TRIALS

# CIVIL MAJOR, GENERAL CASES SUMMARY JANUARY THROUGH DECEMBER TERMS 1982

	Cases					
	Available For Trial	New Cases Received	Total	n () i	Non-Jury	Total
TYPE OF CASE	Jan. 4, 1982	<u>During 1982*</u>	<u>Dispositions</u>	Jury	non-out y	Joean
	5.000	999	1,698	1,861	1,656	3,517
TRESPASS - MOTOR VEHICLE ACCIDENT	5,326	-111	1,030	13	7	20
TRESPASS - OTHER TRAFFIC ACCIDENT	34	- 3	66	53	36	89
TRESPASS - PROPERTY OWNERS	158 🧓	- 3		· ·	3	20
TRESPASS - PRODUCT LIABILITY	32	. 0	12	17	0	
TRESPASS - FED. EMPL. LIABILITY ACT	0	0	0	0	•	0
TRESPASS - MISCELLANEOUS	4,144	- 23	1,136	2,044	941	2,985
APPEALS FROM MUNICIPAL COURT	19	1	4	2	14	16
ASSUMPSIT	1,523	10	323	344	866	1,210
EQUITY	956	28	133	13	838	851
EMINENT DOMAIN	152	1	63	71	19	90
EJECTMENT	72	2	22	8	44.	52
FOREIGN ATTACHMENT	0	0 1	0	. 0	0	0
FRAUDULENT DEBTOR ATTACHMENT	0	0	0	0	. 0	0
LIBEL AND SLANDER	64	2	17	26	23	49
MANDAMUS	16	0	4	· · · · 1	11	12
QUIET TITLE	3	0	0 .	0	3	3
REPLEVIN	26	2	1	9	18	27
MECHANICS LIEN	0	, O	0	0	0	1
TAX APPEALS	200	0	20	2	178	18 1
MALPRACTICE (NON-MEDICAL)	86	4	25	46	19	€
ARBITRATION APPEALS	2,160	146	1,034	557	715	3, 27
ASSESSMENT OF DAMAGES	188	. 3	34	23	134	15
OTHER - UNCLASSIFIED	1,910	158	547	913	608	i,521
Allier - ouclassi irp			- · ·		- 1 × 1	" <del>"   "   "   "   "   "   "   "   "   "</del>
TOTALS	17,069	217	5,150	6,003	6,133	2,136

# CIVIL MAJOR, GENERAL CASES BY DISPOSITION JANUARY THROUGH DECEMBER TERMS 1982

TYPE OF CASE	Trial Without 	Trial Jury Vondict	Trial Settled Before				
	<u> </u>	<u>Verdict</u>	Verdict	Settled	Stricken	<u>Other</u>	<u>Total</u>
TRESPASS - MOTOR VEHICLE ACCIDENT	23	58	689	900	20		
TRESPASS - OTHER TRAFFIC ACCIDENT	0	0	9	2	28	0	1,698
TRESPASS - PROPERTY OWNERS	1	5	36		• 0	0	11
TRESPASS - PRODUCT LIABILITY		2	7	24	0	0	66
TRESPASS - FED. EMP. LIABILITY ACT	0	0	•	-3	0	0	12
TRESPASS - MISCELLANEOUS	19		0	0	,0	0	0
APPEALS FROM MUNICIPAL COURT		63	519	511	24	0	1,136
ASSUMPSIT	1	0	1	2	0	0	4
EQUITY	40	19	113	137	14	0	323
EMINENT DOMAIN	20	2	30	63	13	5	133
EJECTMENT	1	3, ,	25	33	1	0	63
	1	0	6	13	· 2	. 0	22
FOREIGN ATTACHMENT	0	0	0	0 -	0	0	0.
FRAUDULENT DEBTOR ATTACHMENT	. 0	0	. 0	0	0	0	0
LIBEL AND SLANDER	2	0	10	5	0	0	17
MANDAMUS	0	0	3	1	ń	0	1/
QUIET TITLE	0	0	0	0	n	0 :	4
REPLEVIN	0	n	. 0	1		0	0
HECHANICS LIEN	. 0	0	0	. 1	0	. 0	1
TAX APPEALS	n	0		0	0	0 , ;	0,
MALPRACTICE (MEDICAL)*	4	18	2	11	7	0	20
	<b>"</b>	10	91	144	9	0	266
MALPRACTICE (NON-MEDICAL)	3	. 0	14	7	1.	0	25
APPEALS FROM ARBITRATION	27	44	794	144	25	0	1,034
ASSESSMENT OF DAMAGES	10	1	12	10	1	0	34
OTHER - UNCLASSIFIED	22	10	126	106	17	0	281
TOTALS	174	225	2,487	2,117	142	5	5,150

<sup>\*</sup> Included in "Other-Classified" on preceding table.

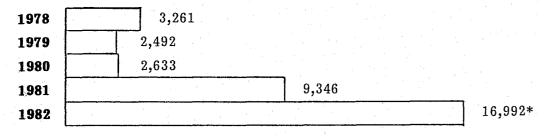
<sup>\*</sup> Negative figures represent cases transferred under Local Rule 150-A. Actions commencing in 1982 are not reflected due to the discontinuance of the Certificate of Readiness. The figures will be available at a later date.

### COURT OF COMMON PLEAS

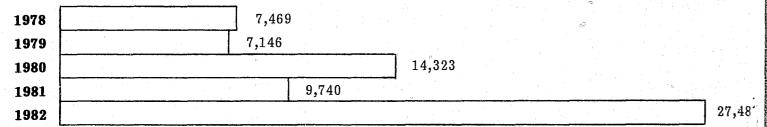
CIVIL DIVISION

### ARBITRATION PROGRAM 1978 - 1982

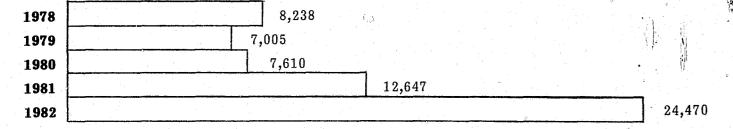
### CASES PENDING BEGINNING OF YEAR



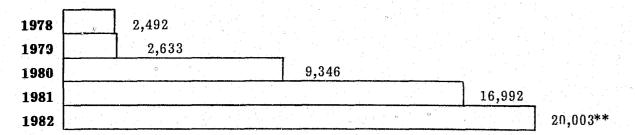
### **NEW CASES RECEIVED DURING REPORT PERIOD**



### CASES DISPOSED DURING REPORT PERIOD



### CASES PENDING AT END OF REPORT PERIOD

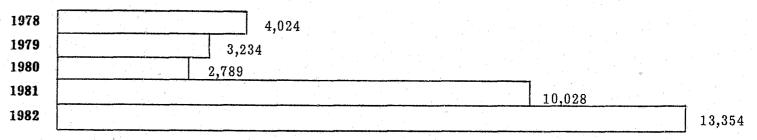


<sup>\*</sup> The beginning figures for 1982 have been adjusted to combine Arbitration Center statistics that have been footnoted in the past with previous reported arbitration statistics in an effort to accurately reflect the Court's arbitration activity. All subsequent reports will reflect those adjustments.

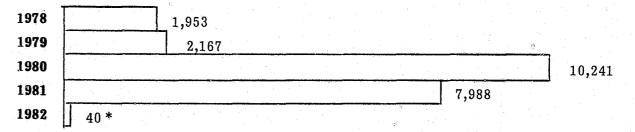
### COURT OF COMMON PLEAS CIVIL DIVISION

MAJOR CASES 1978 - 1982

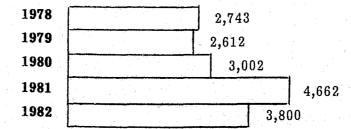
### CASES PENDING BEGINNING OF YEAR



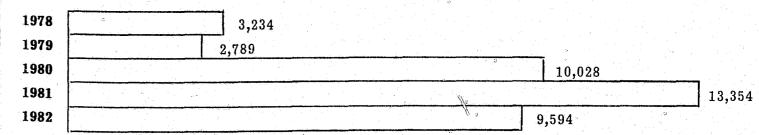
### **NEW CASES RECEIVED DURING REPORT PERIOD**



### CASES DISPOSED DURING REPORT PERIOD



### CASES PENDING AT END OF REPORT PERIOD



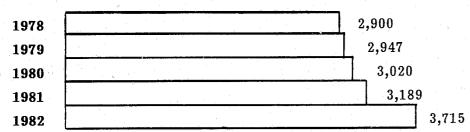
<sup>\*</sup> Actions commencing in 1982 are not reflected due to the discontinuance of the Certificate of Readiness.

<sup>\*\*</sup> With minor exceptions, the majority of these cases are scheduled for hearing in the Arbitration Center and will be disposed during 1983.

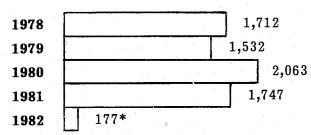
### COURT OF COMMON PLEAS CIVIL DIVISION

GENERAL CASES 1978 - 1982

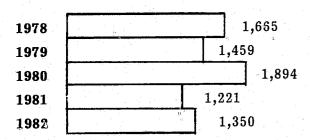
### CASES PENDING BEGINNING OF YEAR



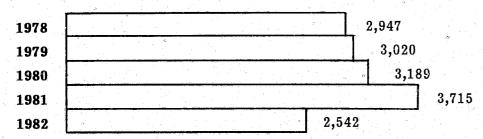
### NEW CASES RECEIVED DURING REPORT PERIOD



### CASES DISPOSED DURING REPORT PERIOD



### CASES PENDING AT END OF REPORT PERIOD



<sup>\*</sup> Actions commencing in 1982 are not reflected due to the discontinuance of the Certificate of Readiness.

# COURT OF COMMON PLEAS CONSOLIDATED CIVIL PRE-TRIAL MOTIONS LIST 1981 - 1982

	<u>1981</u>	<u>1982</u>
MOTIONS AND RULES - START OF YEAR	4,094	6,358
MOTIONS AND RULES FILED	32,528	34,182
LESS: MOTIONS AND RULES DISPOSED AT PRELIMINARY REVIEW	<u>-17,219</u>	-26,404
MOTIONS AND RULES TO BE DISPOSED AT COURT HEARING	19,403	14,136
LESS: MOTIONS AND RULES DISPOSED AT COURT HEARING	-13,045	<u>- 8,790</u>
MOTIONS AND RULES OPEN - END OF YEAR	6,358	5,346
INCREASE IN OPEN MOTIONS AND RULES	2,264	1,012

### CIVIL POST TRIAL MOTIONS LIST 1981 - 1982

				<u>198</u> 1	<u>L</u>	1982
MOTIONS A	UND EXCEPTIONS	OPEN - END OI	F <b>Yea</b> r	423		443
	UND EXCEPTIONS		\$	<u>241</u>		214
MOTIONS A	ND EXCEPTIONS	TO BE DISPOSE	ED	664		657
MOTIONS A	IND EXCEPTIONS	DISPOSED		<u>221</u>	and the second s	168
MOTIONS A	ND EXCEPTIONS	OPEN - START	OF YEAR	443	a .	489
INCREASE	IN OPEN MOTIO	NS AND EXCEPT	TONS	20	•	46

During 1982, the number of pretrial motions and rules filed increased 5% compared to 1981. Overall, dispositions increased 16%. 1982 year end inventory of open rules and motions is 16% lower than at the end of 1981. Filings and dispositions of post trial motions and exceptions were slightly lower during 1982 than during 1981.

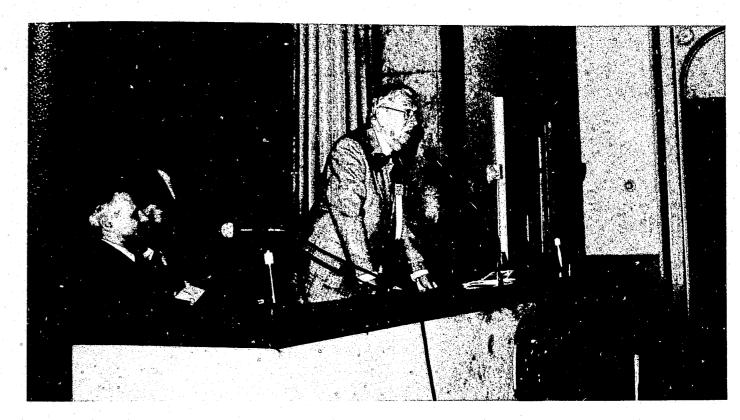
# COURT OF COMMON PLEAS CIVIL DIVISION AGE OF DISPOSED CASES

JANUARY THROUGH DECEMBER TERMS 1982

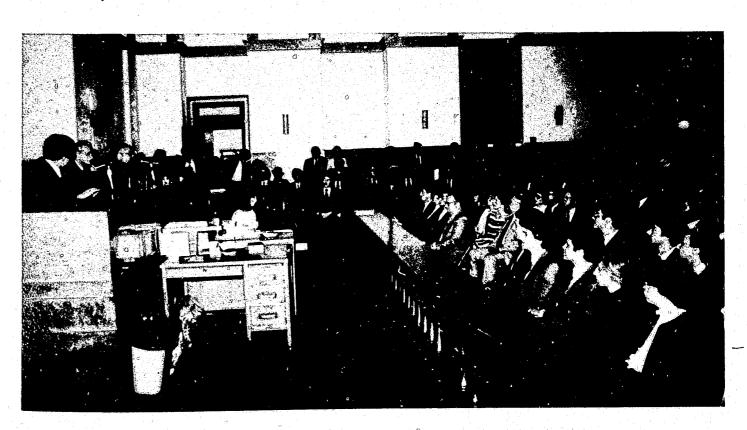
))		Age of Cases	At Disposit	ion		Average Age	in Months
0-6 mo.	7-12 mo.	13-18 mo.	<u>19-24 mo.</u>	2-4 yrs.	Over 4 yrs.	<u>1981</u>	1982
30	316	491	488	1,671	804	⊘ 38	35
394	642	1,026	1,029	668	41	10	17
3,087	357	243	87	24	2	2	3
		Total Dispose	d Cases - 3	,800	¥		
					020	A.F.	42
_	•						43
93	192	205	173	222	92 🧓	22	22
956	4	5	3	9	0	, 1	. 1
		Total Dispos	ed Cases -	977			•
		**					Ą
							36
1	20	34	43	119	156	37	41
62	73	75	71	79	13	11	15
340	13	8	4	7	1	. 4	1
	:	Total Dispos	ed Cases -	373		*	
	30 394 3,087 3 93 956	30 316 394 642 3,087 357 3 6 93 192 956 4	Q-6 mo.         7-12 mo.         13-18 mo.           30         316         491           394         642         1,026           3,087         357         243           Total Dispose           3         6         16           93         192         205           956         4         5           Total Dispose           1         20         34           62         73         75           340         13         8	Q-6 mo.     7-12 mo.     13-18 mo.     19-24 mo.       30     316     491     488       394     642     1,026     1,029       3,087     357     243     87       Total Disposed Cases - 3       Total Disposed Cases - 3       Total Disposed Cases - 3       1     20     34     43       62     73     75     71       340     13     8     4	30 316 491 488 1,671 394 642 1,026 1,029 668 3,087 357 243 87 24  Total Disposed Cases - 3,800  3 6 16 70 650 93 192 205 173 222 956 4 5 3 9  Total Disposed Cases - 977  1 20 34 43 119 62 73 75 71 79 340 13 8 4 7	Q-6 mo.     7-12 mo.     13-18 mo.     19-24 mo.     2-4 yrs.     Over 4 yrs.       30     316     491     488     1,671     804       394     642     1,026     1,029     668     41       3,087     357     243     87     24     2       Total Disposed Cases - 3,800    1 20 34 5 3 9 0  Total Disposed Cases - 977	0-6 mo. 7-12 mo. 13-18 mo. 19-24 mo. 2-4 yrs. 0ver 4 yrs. 1981  30 316 491 488 1,671 804 38 394 642 1,026 1,029 668 41 10 3,087 367 243 87 24 2 2  Total Disposed Cases - 3,800   3 6 16 70 650 232 45 93 192 205 173 222 92 22 956 4 5 3 9 0 1  Total Disposed Cases - 977   1 20 34 43 119 156 37 62 73 75 71 79 13 11

The figures on this page show the age of civil cases at disposition. For each program three dates are given:

1) from term date, meaning when the complaint was first filed; 2) from certificate date, or when the lawyers filed with the Court, indicating they were ready to proceed; and 3) assignment date, when the case was assigned to a judge. Disposed cases included here are only those for which a certificate of readiness was filed. Because a large number of cases are resolved in the time before a certificate is filed, the average time to disposition of those cases shown here is much higher than the average time for all civil cases.



Senior Judge Ethan Allen Doty welcomes guests at the Seventh Annual Temple Law School Reception in City Hall Courtroom 653. The reception was held to introduce the Law School's graduating class of 1982 to the Philadelphia Judiciary.



Graduates of Delaware Law School of Widener University attend a City Hall ceremony to receive the Oath of Admission to the Bar. The sixty-five DLS graduates were sworn in by Common Pleas Court Administrative Judge Charles P. Mirarchi, Jr. (on bench, third from left). Also presiding were Common Pleas Court President Judge Edward J. Bradley (center) and Common Pleas Court Judge Angelo A. Guarino.

### CRIMINAL TRIALS IN PHILADELPHIA COURTS

As soon as possible after arrest, a defendant accused of a criminal offense is brought before a Municipal Court judge for preliminary arraignment. At the preliminary arraignment, the defendant is apprised of the nature of the charge against him, of his right to counsel and, upon evidence of indigency, of his right to court-appointed counsel. At this stage of the proceedings, he is interviewed by representatives of the Pretrial Services Division and matters pertaining to bail are determined. At the preliminary arraignment, a date for a preliminary hearing or, depending on the severity of the potential penalty for the offense involved, for trial in Municipal Court is set.

Criminal cases in which the maximum potential penalty is imprisonment for five years or more are tried in the Court of Common Pleas, where the defendant has the right to trial by jury.

For administrative purposes, criminal trials in the Court of Common Pleas are assigned to one of three programs. The Homicide program, as its name indicates, handles all cases in which the defendant is accused of a felonious homicide. The Criminal Calendar program hears all cases (other than homicides) which the District Attorney's office believes will involve substantial legal problems, complexity of preparation, multiple defendants or a large number of witnesses. All cases in which a jury trial has been demanded and all cases involving rape or arson also are assigned to the Calendar program. All other Common Pleas criminal trials are assigned initially to the Criminal List program.

All criminal cases in which the maximum potential penalty does not exceed five years imprisonment are tried before a judge without a jury in the Municipal Court and the defendant, upon conviction, has an absolute right to appeal for a trial de novo before a judge and jury in the Court of Common Pleas.



Villanova Law School Reception · (left to right) Hon. Edward J. Bradley, President Judge, Court of Common Pleas; Jerome E. Bogutz, Esq., President of Villanova Law School Alumni Association; J. Willard O'Brien, Esq., Dean of Villanova Law School and Hon. Joseph R. Glancey, President Judge, Philadelphia Municipal Court.



Bernard M. Borish, Esq., President of University of Pennsylvania Law School Alumni Association, offers opening remarks at the City Hall reception for recent graduates. Also shown is Common Pleas Court Judge Doris M. Harris.

### COURT OF COMMON PLEAS CRIMINAL TRIALS

### JANUARY THROUGH DECEMBER TERMS 1982

	HOMICIDE PROGRAM	CALENDAR Program	LIST PROGRAM	TOTAL
ACTIVE DEFENDANT RECORDS AT START OF 1982	380	2,354	4,263	6,997
LESS: SENTENCE DEFERRED DEFENDANT RECORDS	0 <u>140</u>	670	1,005	1,815
DEFENDANT RECORDS AVAILABLE FOR TRIAL AT START OF 1982	240	1,684	3,258	5,182
NEW DEFENDANT RECORDS ENTERED	388	3,728	6,480	10,596
DEFENDANT RECORDS ENTERED AS RESULT OF NEW TRIAL GRANTED	0	0	651	651
NET DEFENDANT RECORDS PREVIOUSLY DEFERRED REINSTATED	<u>4</u>	16	97	117
DEFENDANT RECORDS TO BE ADJUDICATED	632	5,428	10,486	16,546
DEFENDANT RECORDS ADJUDICATED	326	3,327	8,097	11,750
NET DEFENDANT RECORDS PLACED IN DEFERRED STATUS	<u>7</u>	49	119	175
DEFENDANT RECORDS AVAILABLE FOR TRIAL AT END OF 1982	299	2,052	2,270	4,621
PLUS: SENTENCE DEFERRED DEFENDANT RECORDS	178	669	<u>765</u>	1,612
ACTIVE DEFENDANT RECORDS AT END OF 1982	477	2,721	3,035	6,233
INCREASE (DECREASE) IN DEFENDANT RECORDS AVAILABLE FOR TRIAL (LINE 10 MINUS LINE 3)	59	368	(988)	(561)

### DEFERRED DEFENDANT RECORDS (END OF DECEMBER TERM 1982)

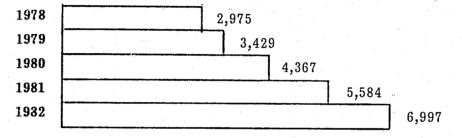
(Not included in total of "Active Defendant Records" Above)

e.	요즘 보다는 사람들은 실망하다 원모님들은 사람들이다.	TOTAL	2,075
	DEFERRED AT REQUEST OF DISTRICT ATTORNEY OR COURT ADMINISTRATOR	R	240
	DEFEMANT AT LARGE - FUGITIVE BENCH WARRANT ISSUED	ž.	1,784
	DEFENDANT INCARCERATED OUTSIDE COUNTY		10
	DEFENDANT IN MILITARY SERVICE		9
	DEFENDANT WITH EXCUSABLE ILLNESS		32

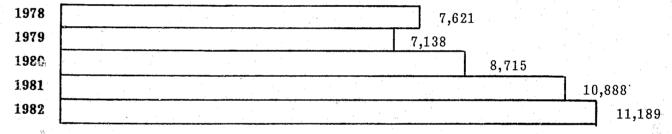
### COURT OF COMMON PLEAS CRIMINAL DIVISION

1978 - 1982

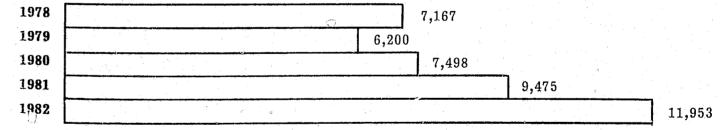
### CASES PENDING BEGINNING OF YEAR



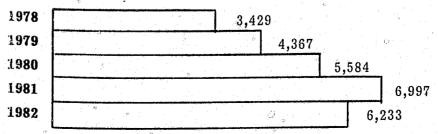
### **NEW CASES RECEIVED DURING REPORT PERIOD**



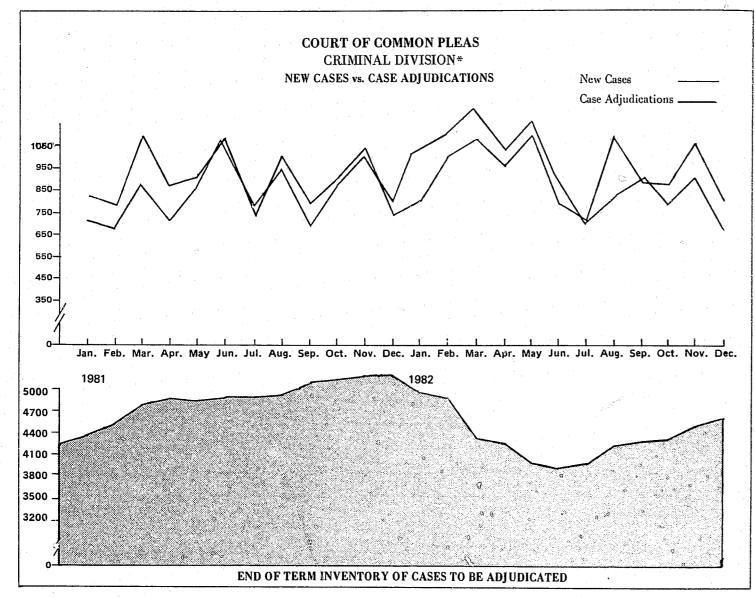
### CASES DISPOSED DURING REPORT PERIOD\*



### CASES PENDING AT END OF REPORT PERIOD



<sup>\*</sup> Excludes cases which have been adjudicated but not yet sentenced



\* Includes Homicide, Criminal Calendar and Criminal List Programs

In the Statistical Summary, the focus of the Criminal Division statistics is on cases disposed. Many criminal cases, however, are adjudicated (a finding of guilt or innocence) but sentence is deferred until a later date. These cases are not counted as disposed until sentence is imposed. Further examination of each of the Criminal Programs in the pages which follow analizes case inventory from the perspectives of both adjudication and disposition. The graphs plot new cases, case adjudications, and the inventory of cases awaiting adjudication for all criminal cases.

The year end inventory of cases to be disposed decreased for the first time in five years. At year's end, 6233 cases were awaiting disposition. This decrease was accomplished by a 26% increase in the number of dispositions in the Criminal Division, coupled with only a small increase in the number of new cases.

Likewise, as shown on the line graphs above, during 1982 adjudications increased and the inventory of cases awaiting adjudication decreased. During the year, 11,750 cases were adjudicated, an increase of 18% over 1981. Year end inventory of cases awaiting adjudication is 4621, 11% lower than at the start of 1982.



Common Pleas Court Judge Nelson A. Diaz (left) attends a reception sponsored by The Young Lawyers Section of the Philadelphia Bar Association. The City Hall program was hosted by the group's Committee on Services to the Spanish Speaking Community. Pictured with Judge Diaz are Victor Fortuno, Assistant District Attorney (center) and Eduardo Robreno, Esq.



President Judge Edward J. Bradley (far left) shares the pride with Chief Probation Officer Louis S. Aytch (far right) at the Annual Awards Luncheon sponsored by employees of the Philadelphia Adult Probation Department. Recipients of this year's honors included Gary Cenna, Probation Officer of the Year (second from left, front row); Marlene Murray, Secretary of the Year (center); Rocco Pozzi, Administrative Employee of the Year (second from right, front row); John Buggy, Supervisor of the Year (rear, left) and Donald Taylor, Master of Ceremonies for this Second Annual Employee of the Year Luncheon.

# COURT OF COMMON PLEAS DEFENDANT DISPOSITIONS

OFFENSE CATEGORY	TOTAL DEFENDANT DISPOSITIONS	TRANSFERS 1	TOTAL NON- CONVICTIONS	GUILTY AS CHARGED	GUILTY LESSER OFFENSES
MURDER	279	1	59	160	59
MANSLAUGHTER	12		5	4	3
ROBBERY	2,762	17	804	1,564	377
AGGRAVATED ASSAULT	1,960	29	701	786	444
MINOR ASSAULT	517	14	192	163	148
BURGLARY	2,974	99	685	1,560	630
LARCENY EXCEPT AUTO	1,461	82	360	596	423
AUTO LARCENY - THEFT	238	20	88	71	59
EMBEZZLEMENT/FRAUD	162	20	31	65	46
	353	17	128	175	33
STOLEN PROPERTY		17	4	17	2
FORGERY/COUNTERFEITING	23	•	118	119	60
RAPE	298	1		33	27
ASSAULT & ATTEMPTED RAPE	83		23	33 7	
STATUTORY RAPE	12	1	3		1
INDECENT ASSAULT	46		18	15	13
COMMERCIALIZED VICE	44		21	17	6
OTHER SEX OFFENSES	24		11	10	3
SALE/USE OF NARCOTICS	383	19	122	192	50
POSSESS/USE NARCOTICS	17	1	9	7	
OTHER DRUG OFFENSES			•		
WEAPONS OFFENSES	82	1	40	32	9
OFNS VS FAMILY & CHILD	1 1			1	
LIQUOR LAWS					
DRIVING WHILE INTOXICATED	36	2	17	16	17
OTHER MOTOR VEHICLE OFFENSES	2	The second secon	1	1	
DISORDERLY CONDUCT - VAG	22	4	6	9	3';
GAMBLING	2			F	1
ARSON	13		- 5	3	. 5
ABORTION					
BIGAMY			• :		
CONTRIB. TO DELINQUENCY	2		1	1	
OFNS VS PUBLIC JUST.	87	2	28	55	2
PRISON BREACH, ETC.	29		5	23	
BLACKMAIL/EXTORTION	5 5	*	2	3	
KIDNAPPING	٥				
MALICIOUS MISCHIEF	4	<b>j</b>	1	9	
TRESPASSING	1			4.	a a
	• + .		1		
OFFENSES VS COMMONWEALTH		· · · · · · · · · · · · · · · · · · ·		4	
OFFENSES VS PUBLIC PEACE	16		10		9 9
OFFENSES VS PUBLIC MORALS	15		12	<b> </b>	
OFFENSES VS PUBLIC POLICY I					
MISCELL'ANEOUS HOLDING OFFENSE	:5 3		3	•	
DELINQUENCY OFFENSES					
OFFENSES - PUBLIC POLICY II					
OFFENSES - PUBLIC POLICY III				and the second s	
MISCELLANEOUS FEDERAL OFFENSE	:5:				
UNCLASSIFIED					
TOTALS	11,952	332	3,505	5,710	2,405

# COURT OF COMMON PLEAS DEFENDANT DISPOSITIONS

*********NO	N-CONVICTIONS	*****	******	**CONVICTIONS**	****	
DISM + PROS.	NON-		GUILTY	NON-	*******	
W/D	JURY	JURY	PLEA	JURY	JURY	OFFENSE CATEGORY
. 8	27	24	49	85	0.5	
2	3	_,	3	3	85	MURDER
411	360	33	983		1	MANSLAUGHTER
349	340	12	453	857	101	ROBBERY
109	77	6		739	38	AGGRAVATED ASSAULT
425	253	7	141	160	10	MINOR ASSAULT
237	120	3	1,317	852	21	BURGLARY
55	32	1	623	386	10	LARCENY EXCEPT AUTO
23	8		60	69	1,	AUTO LARCENY - THEFT
74	53		89	20	2	EMBEZZLEMENT/FRAUD
2	2	1	119	87	2	STOLEN PROPERTY
50	52	1.6	14	5		FORGERY/COUNTERFEITING
14		16	73	62	44	RAPE
	5	4	29	27	, <b>4</b> ·	ASSAULT & ATTEMPTED RAPE
1	2		5	3		STATUTORY RAPE
11	6	. 1	13	13	2	INDECENT ASSAULT
6 .	<b>15</b> ′,		6	14	3	COMMERCIALIZED VICE
4	7		9	3	. 1	OTHER SEX OFFENSES
78	43	1	137	104	1	SALE/USE OF NARCOTICS
6	3		2	5		POSSESS/USE NARCOTICS
						OTHER DRUG OFFENSES
21	17	2	16	22	3	WEAPONS OFFENSES
	g · · · · · · · · · · · · · · · · · · ·		1			OFNS VS FAMILY & CHILD
	0	•				LIQUOR LAWS
9	7	1	5	11	1	DRIVING WHILE INTOXICATED
	1		-	1	•	OTHER MOTOR VEHICLE OFFENSES
3	3		5	7		DISORDERLY CONDUCT - VAG
	1			1		GAMBLING
2	3		5	2	ì	
· · · · · · · · · · · · · · · · · · ·			•		, <b>.₩</b>	ARSON
						ABORTION
1				•		BIGAMY
15	11	,	. 20	10		CONTRIB. TO DELINQUENCY
5	11	2	28	18	11	OFNS VS. PUBLIC JUST.
1			19	4		PRISON BREACH, ETC.
, 4	. 1		2		. 1	BLACKMAIL/EXTORTION
				• _		KIDNAPPING
	1		1	. 1		MALICIOUS MISCHIEF
	1					TRESPASSING
100						OFFENSES VS COMMONWEALTH
					* .	OFFENSES VS PUBLIC PEACE
12		6		3		OFFENSES VS PUBLIC MORALS
	a contract of		e e			OFFENSES VS PUBLIC POLICY I
3						MISCELLANEOUS HOLDING OFFENSES
The same of the sa						DELINQUENCY OFFENSES
11.						OFFENSES - PUBLIC POLICY II
*			e e e e e e e e e e e e e e e e e e e			OFFENSES - PUBLIC POLICY III
*			2.0			MISCELLANEOUS FEDERAL OFFENSES
						UNCLASSIFIED
1 027			4 05-	3		
1,937	1,454	114	4,207	3,565	343	TOTALS

<sup>1.</sup> Transfers include: to Family Court 28, to Pre-Indictment Probation 345, Probation Without Verdict 14, and Disposition in Lieu of Trial 1.

COURT OF COMMON PLEAS
ANALYSIS OF DEFENDANT SENTENCING BY MOST SERIOUS CHARGE CONVICTED

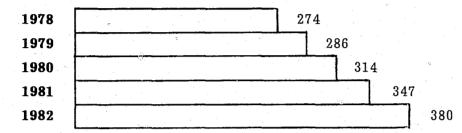
COURT OF COMMON PLEAS
ANALYSIS OF DEFENDANT SENTENCING BY MOST SERIOUS CHARGE CONVICTED

		MINUS																		
	TOTAL	TRNS	ADJUD.	NON				GUILTY	NON-											
OFFENSE CATEGORY	DISP.	PRO W/D	DISP.	CONV.	7	CONV.	<u>z</u>	PLEA	JURY	JURY						PROB		SENT.	FINES	
	-				, 4	<del></del>	<del>-</del>			TRIAL	OV. 2 YR.	<u> </u>	UN. 2 YR.	<u> </u>	PRI %	SENT	7	SUSP.	COSTS	
MURDER	220	9.	211	51	24	160	76	. 38	51								=	3031 .	00313	OFFENSE CATEGORY
MANSLAUGHTER	61	2	59	3	5	56	95	12	34	71	148	93	6	4	96	. 6	4			
ROBBERY	2,395	428	1,967	393	20	1,574	80	854	627	10	27	48	- 5	9	57	24	43			MURDER
AGGRAVATED ASSAULT	1,581	378	1,203	352	29	851	71	348	472	93	568	36	523	33	69	479	30	<b>A</b>		MANSLAUGHTER
MINOR ASSAULT	918	123	795	83	10	712	90	209	473	31	145	17	205	24	41	488	57	10		ROBBERY
BURGLARY	2,452	524	1,928	260	13	1,668	87	1,087	564	30	39	.5	190	27	32	443	62	12	. 1	AGGRAVATED ASSAULT
LARCENY EXCEPT AUTO	1,331	319	1,012	123	12	889	88	474	407	17	304	18	543	33	51			23	17	MINOR ASSAULT
AUTO LARCENY - THEFT	316	75	241	33	14	208	86	51	154	8	68	8	344	39	46	797	48	22	. 2	BURGLARY
EMBEZZLEMENT/FRAUD	182	43	139	8		131	94	87	36	3	15	7	85	41	48	446	50	23	8	LARCENY EXCEPT AUTO
STOLEN PROPERTY	986				6			505		8	9	7	24	18		104	50	3	.1	AUTO LARCENY - THEFT
		91	895	54	. 0	841	94		330	1 6	61	7			25	88	67	4	, 6	EMBEZZLEMENT/FRAUD
FORGERY/COUNTERFEITING	126	.2	124	2	2	122	98	113	8	1	7	,	273	32	40	480	57	17	10	STOLEN PROPERTY
RAPE	238	51	187	68	36	119	64	43	46	30	02	70	32	26	32	80	66	3		FORGERY/COUNTERFEITING
ASSLT & ATTEMPT RAPE	57	14	43	9	21	34	79	16	15	30	83	70	15	13	82	21	18			RAPE
STATUTORY RAPE	22	2	20	2	10	18	90	15	2	3	20	59	/	21	79	7	21			ASSLT & ATTEMPT RAPE
INDECENT ASSAULT	63	11	52	7	13	45	87	20	23		5	28	3.	17	44	10	56			STATUTORY RAPE
COMMERCIALIZED VICE	39	6	33	15	45	18	55	4	14	2	. 11	24	16	36	60	18	40			INDECENT ASSAULT
OTHER SEX OFFENSES	35	4	31	7	23	24	77	. 17	6				1	6	6	10	56	4	3	COMMERCIALIZED VICE
SALE/USE OF NARCOTICS	338	97	241	44	18	197	82	116	80	1	7	29	4	17	46	12	50	1	÷	OTHER SEX OFFENSES
POSSESS/USE NARCOTICS	71	7	64	3	5	61	95	24	37	1	26	13	39	20	33	123	62	6	3	SALE/USE OF NARCOTICS
OTHER DRUG OFFENSES											2	3	13	21	25	40	66	. 3	3	POSSESS/USE NARCOTICS
WEAPONS OFFENSES	127	22	105	19	18	86	82	33	48											OTHER DRUG OFFENSES
OFNS VS FAMILY & CHILD	. 1		1	·		1	100	1	•	5	12	14	23	27	41	39	45	7	5	WEAPONS OFFENSES
LIQUOR LAWS																1	100	- • •		OFNS VS FAMILY & CHILD
DRIVING WHILE INTOXICATED	36	11	25	8	32	17	68	4	. 2							_	200			LIQUOR LAWS
OTHER MOTOR VEH. OFNS	4		4	. 1	25	3	75	1	2	1			4	24	24	13	76			DRIVING WHILE INTOXICATED
DISORDERLY CONDUCT - VAG	36	7	29	3	10	26	90	13	1.3					7.		- 2	67	1.		OTHER MOTOR VEH. OFNS
GAMBLING	3		3	1	33	2	67						7	27	27	16	62	2	. 1	
ARSON	47	2	45	3	7	42	93	32	g						,	10	02	1	1	DISORDERLY CONDUCT - VAG
ABORTION			1 1	-			30	}	ί '	2	Δ	10	10	24	33	28	67	1:	1	GAMBLING
BIGAMY		\$						<b>V</b>			7 .	10	10	24	33	20	0/		,	ARSON
CNTRIB. TO DELINQUENCY	8	. 1	7			. 7	100		2											ABORTION
OFNS VS PUBLIC JUST.	131	17	114	13	11	101	89 .	* 1	44		1 .	. 14 14	10	.40						BIGAMY
PRISON BREACH, ETC.	33	- 5	27	13				44	44	13	1	14 14		43	57	2	29	1.	1	CNTRIB. TO DELINQUENCY
BLACKMAIL/EXTORTION	33 7	1		o. 1	17	27	100	22	5	a 12	28	28	32	32	59	36	36	3	2	OFNS VS PUBLIC JUST.
KIDNAPPING			· ·	I w	17	5	83	3	1		3	11	14	52	63	8	30	2		PRISON BREACH, ETC.
MALICIOUS MISCHIEF	24	1	່າ						e e e		1	20	1	20	40	3	60			BLACKMAIL/EXTORTION
TRESPASSING	24	1	23	1	. 4	22	96	7	14	•										KIDNAPPING
	42		42	1	2	41	98	10	31				3	14 32	14	12	55	1	6	MALICIOUS MISCHIEF
OFFENSES VS CHINEALTH				£ :							1	2	13	32	34	21	51	1	5	TRESPASSING
OFNS VS PUBLIC PEACE	2		2			2	100	, 1	1										- 4	OFFENSES VS CMNWEALTH
OFNS VS PUBLIC MORALS	15	12	3			3	100	9°	3							2	100			OFNS VS PUBLIC PEACE
OFNS VS PUBLIC POLICY I	2		2			2	100	. 2		3		9	1	33	33	2	67			OFNS VS PUBLIC MORALS
MISC. HOLDING OFFENSES	3	3								AV Av		. 6				2	100			OFNS VS PUBLIC POLICY I
DELINQUENCY OFFENSES								. 6	1.1											MISC. HOLDING OFFENSES
OFNS - PUBLIC POLICY II								. * .	E-PC	E										DELINQUENCY OFFENSES
OFNS - PUBLIC POLICY III								0	Ž.				22.							OFNS - PUBLIC POLICY II
MISC. FEDERAL OFFENSES								9, 1		9			2							OFNS - PUBLIC POLICY III
UNCLASSIFIED									9	į.							a a			MISC. FEDERAL OFFENSES
				4														0		UNCLASSIFIED
TOTALS	11,952	2,269	9,683	1,568	16	8,115	84	4,207	3,565											
. 8					v. te					.143	1,595	20	2,439	。30	50	3,863	48	143	75	TOTALS

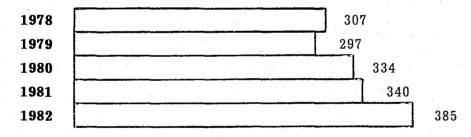
# COURT OF COMMON PLEAS CRIMINAL TRIALS

### HOMICIDE PROGRAM 1978 - 1982

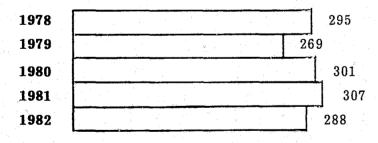
### CASES PENDING BEGINNING OF YEAR



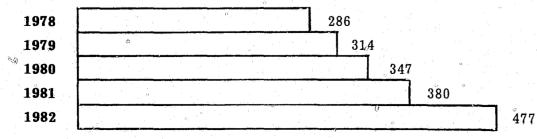
### **NEW CASES RECEIVED DURING REPORT PERIOD**

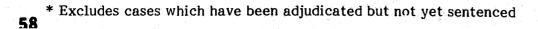


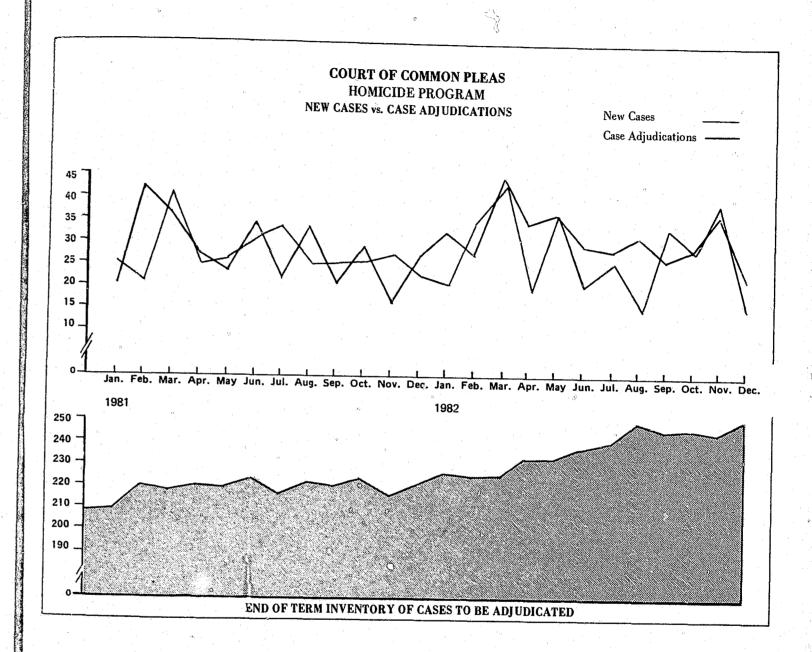
### CASES DISPOSED DURING REPORT PERIOD\*



### CASES PENDING AT END OF REPORT PERIOD





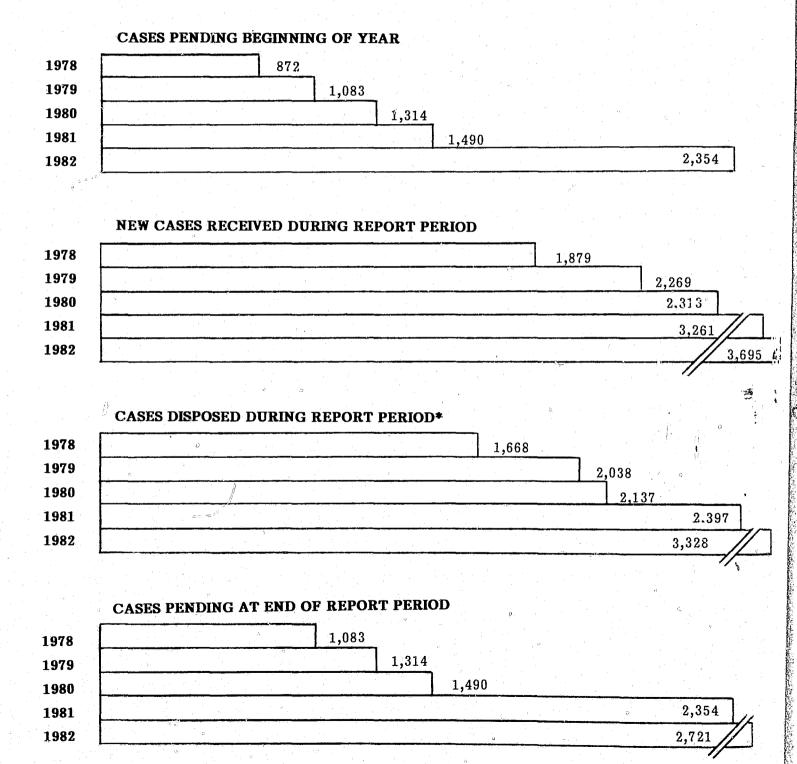


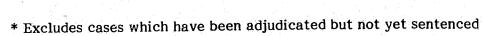
Slightly fewer Homicide Program cases were adjudicated and disposed in 1982 than in 1981. New cases received were approximately 13% higher during 1982 than during 1981. Therefore, the inventories of cases awaiting adjudication and cases awaiting disposition rose approximately 25% during 1982.

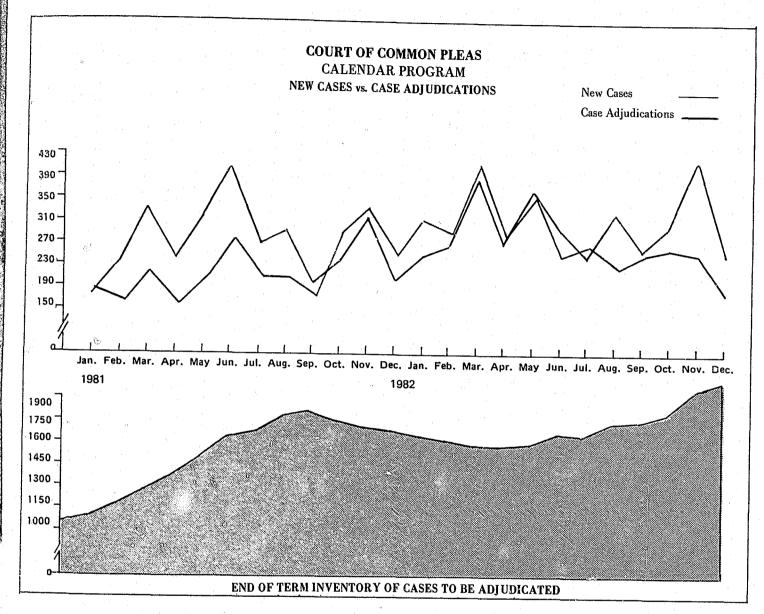
The line graphs above depict the new cases, adjudication and inventory of cases to be adjudicated on a month-to-month basis during 1981 and 1982.

# COURT OF COMMON PLEAS CRIMINAL TRIALS

# CALENDAR PROGRAM 1978 - 1982







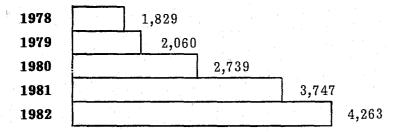
New cases entering the Calendar Program have increased in each of the last five years. Almost twice as many new cases entered the program during 1982 as during 1978. Likewise, dispositions have doubled since 1978. Dispositions for 1982 were 39% higher than 1981.

The line graphs above depict new cases, adjudications and inventory of cases to be adjudicated. Although adjudications were 24% higher in 1982 than 1981, the inventory increased because of an increase in the number of new cases entering the program.

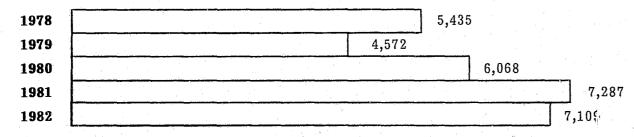
# COURT OF COMMON PLEAS CRIMINAL TRIALS

LIST PROGRAM 1978 - 1982

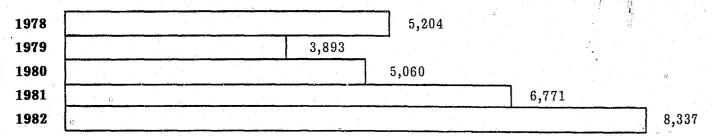
### CASES PENDING BEGINNING OF YEAR



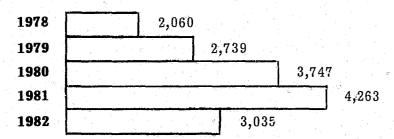
### **NEW CASES RECEIVED DURING REPORT PERIOD**

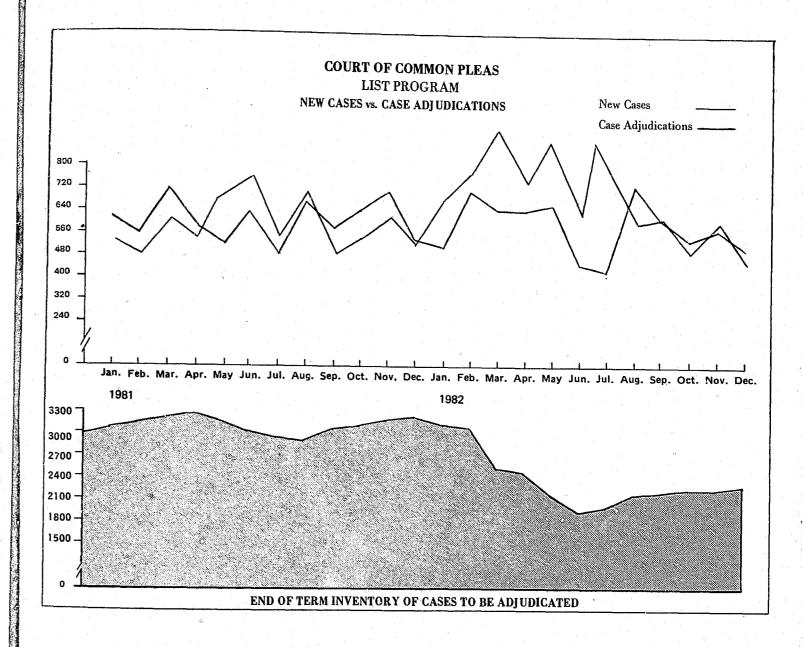


### CASES DISPOSED DURING REPORT PERIOD\*



#### CASES PENDING AT END OF REPORT PERIOD





For the first time in five years, the end of the year inventory of the List Program decreased. During 1982, the inventory of cases to be disposed decreased 29%, from 4263 to 3035. Dispositions increased 23% during 1982.

5

The line graphs above compare new cases entering the program with adjudications on a monthly basis during 1981 and 1982 and chart monthly changes in the inventory of cases to be adjudicated. Sixteen percent more cases were adjudicated during 1982 than 1981. During 1982 the inventory of cases to be adjudicated decreased 44% from 3258 to 2270. Adjudications surpassed new cases during seven of the twelve months in 1982.

# COURT OF COMMON PLEAS

CRIMINAL TRIAL DIVISION

# ANALYSIS OF DEFENDANT RECORDS AVAILABLE FOR TRIAL BY AGE AT END OF DECEMBER TERM 1982

ARREST DATE 3 YEARS TO DECEMBER TERM 1982

						Defendant Records			į.	ð.
	1-60 Days	61-20 Days	121-180 Days	181-240 Days		Available For Trial*	Mean Age 1981	In Days 1982	Median A	ge In Day: 1982
	·	<del></del>	<del></del>			-	£1:			
HOMICIDE									. 3	
No. of Cases	27	55	50	46	96	274	253.3	258.5	188	187
Percentage	10%	20%	18%	17%	35%					
*Cumulative Percentage	10%	30%	48%	65%	100%					
Camarative referrage	10%		. 101							
Section 1										
CALENDAR PROGRAM	· B									* -
and the second s	. "					1 006	232.8	220.7	180	166
No. of Cases	138	498	476	<i>2</i> 86	588	1,986	232.0	220.7	100	700
Percentage	77%	ু 25%	24%	14%	30%		ū			
*Cumulative Percentage	7%	32%	56%	70%	100%					
		φ' · · · ·		2						
LIST PROGRAM		T.			4)		2	e		
No. of Cases	515	<sup>2</sup> 750	446	188	346	2,245	172.3 <sub>O</sub>	153.3	134	109
Percentage	23%	34%	20%	8%	15%			0		
*Cumulative Percentage	23%	57%	77%	85%	100%					
	* 1								- 4	
TOTAL						**				
No. of Cases	680	1,303	972	520	1,030	4,505				
Percentage	15%	29%	22%	11%	23%					
*Cumulative Percentage	15%	44%	66%	° 77%	100%					
									. 9	

<sup>\*</sup> The cumulative percentage for any particular category includes the percentage of cases available for trial that fell in or below that category.

The figures on this page show the age of cases available for trial at the end of the December Term 1982. The 116 cases which are older than three years have been excluded from this table. The median age of cases decreased during 1982 in all three programs. The most dramatic decrease was in the List Program where the median age decreased 25 days, from 134 to 109. At the end of 1982, 66% of the cases were 180 days old or less; this is a substantial increase from the 60% which were in this category at the end of 1982 and is indicative of the increased adjudications of 1982.

# FAMILY COURT DIVISION

NICHOLAS A. CIPRIANI ADMINISTRATIVE JUDGE

<sup>1.</sup> Does not include 116 cases over three years old; 25 in the Homicide Program, 66 in the Calendar Program and 25 in the List Program.



Family Court "Juvenile Court Week Open House". (left to right) Judge Maxwell E. Davison, Chairman, Juvenile Court Judges Commission: City Councilman John C. Anderson, Juvenile Court Week Chairman; Judge Doris M. Harris; President Judge Edward J. Bradley; Family Court Administrative Judge Nicholas A. Cipriani and Court Administrator, Judge David N. Savitt.

The Veterans of Foreign Wars (VFW) donated \$600 to victims of the Italian earthquake which caused thousands of deaths, homeless and injured victims in 1980.

Accepting for the earthquake victims is Judge Paul A. Tranchitella (left), who is Chairman of the Italian Earthquake Relief Fund. Presenting the check is VFW Philadelphia Commander George Cain. Also present (right) is Family Court Administrative Judge Nicholas A. Cipriani, State President of Sons of Italy.





President Judge Edward J. Bradley (left) presents the Certificate of Honor on behalf of the Court of Common Pleas to Rose Olanoff (center). Ms. Olanoff retires after numerous years of service as Court Interpreter for the Hearing Impaired.

Sharing in the ceremony are Deputy Court Administrator Joseph A. Harrison (far right) and Judicial Secretaries Dorothy Donegan and Judy McCann.

# COURT OF COMMON PLEAS OF PHILADELPHIA FAMILY COURT DIVISION

### ADOPTION BRANCH - 1982

ADOPTION PETITIONS GRANTED	533
NUMBER OF ADOPTEES	601
MALES FEMALES	280 321
WHITE NON-WHITE	329 272
BORN DURING WEDLOCK BORN OUT OF WEDLOCK	208 393
ADOPTEE PLACED BY:	
PARENT	313
AGENCY	203
INTERMEDIARY	78
OTHER	7
RELATIONSHIP OF PETITIONER TO ADOPTEE	
NOT RELATED	308
STEPPARENT	270
OTHER	23

# COURT OF COMMON PLEAS OF PHILADELPHIA FAMILY COURT DIVISION

### DOMESTIC RELATIONS BRANCH - 1982

PETITIONS FILED: (Total)	31,479
SUPPORT OF SPOUSE OR CHILD	15,625
NON-PAYMENT OF ORDER	3,569
CHILD CUSTODY OR VISITATION	4,51,9
MODIFICATION OF SUPPORT ORDER	6,812
SPOUSE ABUSE	954
	'ur .
JUVENILE BRANCH DEPENDENT CHILD CASES - 1982	
REASON FOR REFERRAL OF NEW CASES:	
INABILITY TO PROVIDE CARE NEGLECT, ABUSE, ABANDONMENT MENTAL OR PHYSICAL HEALTH NO PARENT	1,807 677 52 67
INCORRIGIBILITY TRUANCY DELINQUENT COURT REFERRAL OTHERS	244 33 26 10?
TOTALS:	3,009
DISPOSITION OF NEW CASES:	
DISMISSED OR WITHDRAWN PROTECTIVE SUPERVISION COMMIT TO DEPARTMENT OF PUBLIC WELFARE COMMIT TO PARENT COMMIT TO RELATIVE COMMIT TO INDIVIDUAL COMMIT TO MENTAL HEALTH FACILITIES OTHERS	539 331 1,941 32 104 37 23
TOTALS:	3,009

# COURT OF COMMON PLEAS OF PHILADELPHIA FAMILY COURT DIVISION

# JUVENILE BRANCH JUVENILE DELINQUENCY CASES BY TYPE OF DISPOSITION - 1982

TYPE OF DISPOSITION	TOTAL	BOYS	GIRLS
REFERRED ELSEWHERE DISCHARGED, WITHDRAWN OR ADJUSTED PROBATION CONSENT DECREE COMMITTED TO:	71 4,554 2,253 2,326	61 3,948 2,033 1,957	10 606 220 369
INSTITUTIONS FOR DELINQUENCY OTHER INSTITUTIONS OR AGENCIES REFERRED TO CRIMINAL COURT ADJUDGED DELINQUENT ADJUDGED DEPENDENT OTHERS	982 164 237 606 8 164	948 151 233 578 7 142	34 13 4 28 1 22
TOTALS:	11,365	10,058	1,307
NEW DELINQUENCY CASES DISPOSED			
COURT HEARINGS YOUTH STUDY CENTER	10,043 1,322	8,984 1,074	1,059 248
TOTALS:	11,365	10,058	1,307

<sup>&</sup>lt;sup>1</sup>Cases in which a child already committed or on probation is adjudged delinquent on a new charge and remains on probation or as committed.

### COURT OF COMMON PLEAS OF PHILADELPHIA FAMILY COURT DIVISION

# JUVENILE BRANCH JUVENILE DELINQUENCY CASES BY OFFENSE - 1982

OFFENSES	TOTAL	BOYS	GIRLS
HOMICIDE	53	48	5
ASSAULTS	1,751	1,335	416
BURGLARY	2,132	2,031	101
ROBBERY	2,091	1,940	151
AUTO THEFT	619	<b>586</b>	33
OTHER THEFT	2,021	1,784	237
RAPE	67	66	1
OTHER SEX OFFENSES	117	101	16
DRUG LAW VIOLATIONS	751	652	99
WEAPON OFFENSES	528	442	86
RUNAWAY FROM INSTITUTION/AGENCY	294	257	37
VANDALISM (INCLUDES ARSON)	181	17.2	9
DISORDERLY CONDUCT	61	50	- 11
OTHER MALICIOUS MISCHIEF	182	154	28
MOTOR VEHICLE VIOLATIONS	43	42	1 ,
NON-PAYMENT OF FINES/COSTS	306	258	48
ALL OTHER OFFENSES	168	140	
TOTALS:	11,365	10,058	1,307

# JUVENILE BRANCH JUVENILE DELINQUENCY CASES BY AGE AND SEX - 1982

AGE	IN YEARS	,	TOTAL	W.	BOYS	randa da santa da sa Santa da santa da sa	GIRLS
	10		91	and the first of the second of	89		2
	11	9	199		182		17
	12		447		386		61
	13		888		759 <sub>e</sub>		129
	14		1,472		1,273		199
	15	v .	2,196		1,907	9	289
	16	10,	3,084		2,762		322
	17		2,988		2,700		- 288
		TOTALS:	11,365		10,058		1,307

# ORPHANS' COURT DIVISION

EDMUND S. PAWELEC ADMINISTRATIVE JUDGE



Court of Common Pleas President Judge Edward J. Bradley swears in Kathleen Fitzpatrick as the new President of the Philadelphia Judicial Secretaries Association. The event took place in September, 1982, at their Annual Luncheon Meeting. Seated at the head table are (center) Judge David N. Savitt, Court Administrator, (right to left) Mary Donohue and Annette Bottoms. At far right is Ethyl Gelate, Chairperson for this year's Annual Luncheon.



A flag ceremony commemorating the 300th Anniversary of the founding of the City of Philadelphia was held in Courtroom 246 City Hall in October, 1982. Pictured with the flag display are (left to right) Judge Juanita Kidd Stout, President Judge Edward J. Bradley and Judge George J. Ivins.

# COURT OF COMMON PLEAS ORPHANS' COURT DIVISION

# JANUARY THROUGH DECEMBER TERMS 1982

	AS	D MATTERS  OF  1, 1982  UNAVAIL.	NEW	DYCOMOCED	A: Decembei	SED MATTERS S OF R 31, 1982
AUDITS		Oldiffile.	MLM	DISPOSED	AVAIL.	UNAVAIL.
<u> 400113</u>						
GROSS ASSETS ADJUDICATED \$191,665,586	69	441	976	1,082	47	357
PETITIONS AND MISCELLANEOUS MATTERS						
SALES OF REAL PROPERTY						
CITATIONS	0	9	255	254	0	10
APPOINTMENTS OF GUARDIANS FOR MINORS	9	11	1,015	1,018	0	8
APPOINTMENTS OF GUARDIANS FOR INCOMPETENTS	0	13	171	167	0	17
ALLOWANCES FOR MINORS AND INCOMPETENTS	. 4	10	179	177	3	13
SCHEDULES OF DISTRIBUTION APPROVED	0	7	177	173	0	11
MISCELLANEOUS MATTERS	0	6	232	236	0	2
COURT EN BANC MATTERS	0	20	716	717	0	19
	4	4	30	33	0	5
APPEALS FROM REGISTER OF WILLS	3	12	23	25	2	11
DISPOSITIONS ON MARRIAGE LICENSE CERTIFICATIONS	0	0	132	132	0	0
DECREES ORDERING RE-EXAMINATIONS OF TRUST ASSETS	0	0	291	291	0	0.
REPORTS OF EXAMINATIONS OF TRUST ASSETS APPROVED	0	0	483	483	0	0
REPORTS OF CEMETARY TRUSTS FILED	0	0	1,313	1,313	0	0
TOTAL				1,515		U
IOIAL	80	533	5,993	6,101	52	453
· · · · · · · · · · · · · · · · · · ·						
INHERITANCE TAX MATTERS						
INHERITANCE TAX HEARINGS	0	319	491	718	0	92
VECCHIONE MATTERS						
APPOINTMENT OF GUARDIANS	9	19	335	247	0	107

The Orphans' Court Division has jurisdiction primarily in cases involving the estates of decedents and incompetents and in cases of wills and trusts. In 1982, the Division audited estate accounts involving nearly 200 million dollars. In handling these estates the Court deals with such matters as appointments of guardians, allowances of principal for the support and maintenance of minors and incompetents, sales of real estate, and other questions arising on petitions. The Court holds hearings and files opinions on appeals from the Register of Wills and also rules on matters pertaining to issuance of marriage licenses by the Clerk of the Division.

# SPECIAL PROGRAMS

# CONTINUED 10F2

**3** 

# PRETRIAL SERVICES DIVISION SUMMARY OF OPERATIONS

# FOR THE PERIOD JANUARY 1 TO DECEMBER 31, 1982

#### A. INTRODUCTION

The Pretrial Services Division continues to offer one of the most innovative and complete pretrial programs in the country. It serves the Court of Common Pleas, the Municipal Court, the local criminal justice system and the citizens of the City of Philadelphia through four statistical service components -

Release on Recognizance ROR;
Ten Percent (10%) Cash Bail;
Conditional Release (CR); and
Investigation and Warrant Service (IWS).

# Release on Recognizance (ROR) Program

The Release on Recognizance (ROR) Program offers non-financial release to those adjudged to have strong community ties and thereby a high likelihood of returning for trial. The actual form of release is termed "ROR" or "Nominal Bail." Activity for the year is as follows:

	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	TOTAL
I. TOTAL CASES <sup>1</sup>	2982	3055	3419	3211	3291	3055	3134	3206	3800	3683	2940	2699	38,475
2. CASES DISCHARGED (DISMISSED) RATE <sup>2</sup>	6.8%	8.9%	7.1%	7.3%	7.9%	7.7%	8.4%	8.0%	6.1%	8.3%	8.3%	5.4%	7.5%
RECOMMENDATION OF ROR RATE	31.0%	25.3%	35.4%	42.7%	47.4%	44.5%	40.3%	41.7%	39.5%	47.9%	38.2%	15.0%	36.5%
. ROR/NOMINAL RELEASE AT PAB RATE <sup>3</sup>	25.8%	23.6%	31.9%	30.7%	30.8%	25.4%	24.7%	24.8%	22.5%	25.5%	20.3%	10.7%	24.9%
s. RECOMMENDATION/RELE	ASE	. "											
A. RATE OF RECOMMENDE ROR RELEASED ON	D			i.					· P				
ROR/NOMINAL4	45.9%	43.3%	56.9%	55.3%	52.2%	52.2%	44.4%	45.0%	41.9%	43.3%	40.8%	38.8%	47,2%
B. RATE OF RECOMMENDE ROR HELD IN MONEY	D		i.										
BAIL <sup>5</sup>	26.5%	31.9%	27.9%	26.8%	36.0%	37.1%	32.1%	34.0%	38.8%	31.7%	38.5%	47.4%	33.4%

- 1. Indicates the total number of persons arrested and presented for interview to the R-etrial Services Division at the Police Administration Building [hereinafter PAB] in the Police Detention Unit. It excludes persons charged with summary offenses, such as shoplifting, contempt of court, unlawful flight to avoid prosecution and detainers.
- 2. Rate of discharges to the total cases interviewed at the PAB.
- 3. The ROR/Nominal rate consists of those granted ROR divided by total cases minus discharges.
- 4. This rate is the number recommended for ROR and actually released on ROR/Nominal bail divided by the number of these cases recommended for ROR.
- 5. This rate is the number of cases recommended for ROR, but held in money bail, divided by the number of cases originally recommended for ROR.

# JAN FEB MAR APR MAY JUN JUL AUG SEP OCT NOV DEC TOTAL

the state of the s													
C. RATE OF NOT RECOMMENDED GRANTED ROR6	15.5%	19.5%	15.0%	8.5%	10.9%	6.5%	7.4%	9.0%	5.5%	7.8%	6.9%	8.0%	10.0%
D. RATE OF NOT RECOMMENDED HELD IN MONEY BAIL7	74.0%	71.6%	78.2%	83.8%	75.8%	87.1%						78.3%	78.1%
6. FAILURE TO APPEAR (FT. A. SCHEDULED COURT APPEARANCES <sup>8</sup>	A) 1233	1919	2338	2321	2305	2318	1987	1764	1732	1932	1743	2042	23.634
B. BENCH WARRANTS ISSU FOR FTA BY ROR RELEASEES <sup>9</sup>	ED 137	148	172	204	214	243	194	156	199	147	168	198	2,265
C, FTA RATE10	11.1%	7.7%	7.2%	8.8%	9.2%	10.9%	9.7%	8.8%	11.5%	7.6%	9.6%	9.7%	9.6%
7. FUGITIVE RATE (ROR)11 A. RECOMMENDED	1.5%	1.9%	1.6%	2.2%	4.2%	2.3%	5.8%	4.7%	6.2%	2.3%	1.7%	1.6%	3.0%
B. NO RECOMMENDATION	3.5%	3.8%	3.4%	3.0%	3.7%	3.1%	4.6%	2.9%	4.1%	4.2%	2.8%	3.5%	3.5%
C. TOTAL	5.0%	5.7%	5.0%	5.2%	7.9%	5.4%	10.4%	7.6%	10.3%	6.5%	4.5%	5.1%	6.5%

- 6. This rate is the number of cases without an ROR recommendation, but actually released on ROR/nominal bail, divided by the number of cases originally without an ROR recommendation.
- 7. This rate is the number of cases without an ROR recommendation, but held in money bail or without bail, divided by the number of cases without an ROR recommendation.
- 8. The figure for total court appearances is composed of all ROR releasees scheduled for court and either making or missing their court appearance. This figure includes all appearances: preliminary hearings, arraignments, miscellaneous continuances and trials. It is broken down into the number originally recommended for ROR and those without a recommendation, as well as a total.
- 9. Indicates the number of missed court appearances out of the total number of scheduled ROR court appearances.
- 10. Indicates the rate of missed court appearances to the total number of scheduled court appearances for ROR releases.
- 11. This rate consists of the percentage of those ROR releases scheduled for court in the month shown who are still fugitives 90 days longer from the date of failure to appear. Because of the 90-day delay, the entries for October, November and December are from 1978. The total fugitive rate for the year is computed only for the first nine months of 1979.

#### Ten Percent (10%) Cash Bail Program

The Ten Per Cent (10%) Bail Program was designed for those who are held in financial bail. Under the 10% system the defendant - or a private third party - deposits 10% of the bail amount set. The bulk of this deposit is returned at the conclusion of the case to the person who posted it. This process not only provides a financial incentive to the defendant to return for trial (the major part of the deposit is returned if the defendant appears), but also involves an interested third party in the bail process (the private third party in the money is returned only to the person who originally deposited it. There is, therefore, a greater likelihood that a third party will be willing to "lend" it to the defendant.

### The activity for the year is shown below:

JAN FEB MAR APR MAY JUN JUL AUG SEP OCT NOV DEC TOTAL

1. RATE HELD IN FINANCIAL BAIL <sup>12</sup>	54.1%	61.1%	57.6%	58.9%	57.2%	63.7%	62.6%	62.5%	66.6%	60.8%	58.7%	52.7%	60.3%
2. INDIVIDUALS WHO MADE FINANCIAL BAIL <sup>13</sup>							:		20.50	or 72	or on/	04 10/	06 40/
A. RATE OF 10% BAIL <sup>14</sup>	98.0%	97.0%	96.9%	96.9%	96.0%	95.8%	97.3%	96.1%	96.5%	95.7%	95.9%	94.1%	96.4%
B. RATE OF OTHER BAIL <sup>15</sup>	1.9%	2.9%	3.0%	3.1%	3.9%	4.2%	2.7%	3.9%	3.5%	4.2%	4.1%	5.8%	3.6%
3. TYPES OF 10% BAIL POST A. RATE OF "97"	ED 16 50.3%	53.4%	49.4%	55.8%	55.1%	49.0%	52.8%	53.4%	51.7%	53.8%	53.5%	54.0%	52.6%
B. RATE OF "07"	47.8%	43.6%	48.8%	41.1%	40.9%	46.8%	44.4%	42.7%	44.8%	41.9%	42.4%	40.2%	43.8%
4. FAILURE TO APPEAR RATE <sup>17</sup>	7.5%	6.2%	7.5%	4.9%	8.2%	7.3%	8.3%	10.0%	7.8%	6.4%	9.4%	7.1%	7.5%
5. FUGITIVE RATE (10%) $^{18}$	2.4%	5.4%	5.8%	4.2%	3.7%	4.9%	7.4%	6.3%	5.2%	2.4%	3.3%	2.8%	4.5%

- 12. Indicates total number of persons interviewed by the Pretrial Services Division in the Police Administration Building (PAB) detention unit to all cases where money bail has been set at the preliminary arraignment. This latter figure does not include cases held without bail.
- 13. Includes all persons having been arrested since the program began Feb. 23, 1972 who posted bail through any of the accepted methods in the PAB, City Hall, a divisional court or the Detention Center during the month or period shown. This includes defendants arrested in prior months.
- 14. The rate consists of those posting 10% Cash Bail divided by the total number of individuals who made financial bail in the period shown.
- 15. This rate consists of those posting financial bail other than 10% Cash Bail in the period shown divided by the total number of individuals who made financial bail in the period shown. Other methods of posting financial bail include sign-own-bail, corporate sureties, bail funds, payment of the full amount of bail, real estate bail and all other accepted methods of paying bail except 10% Cash Bail.
- 16. "07" and "97" are data processing surety codes defining the methods by which 10% Cash Bail was posted. "07" indicates that the 10% Cash Bail deposit was posted by the defendant himself. "97" indicates that the 10% Cash Bail deposit was posted by a third pary on behalf of the defendant.
- 17. Indicates the number of missed court appearances out of the total number of scheduled 10% Cash Bail court appearances.
- 18. This rate consists of the percentage of those 10% releasees scheduled for court in the month shown who are still fugitives 90 days or longer from the date of failure to appear.

### Conditional Release (CR) Program

The Conditional Release Program is designed for defendants who cannot achieve release under the ROR and 10% Programs. Under conditional release, certain conditions - requirements that the defendant cooperate with a named community-based group or volunteer sponsor - are attached to the bail release. The defendant is consulted prior to such a release and must agree to the conditions. The conditions are imposed to reduce the risk of flight by offering needed supportive services to the defendant.

	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	TOTAL
1. PETITIONS TO REDUCE BAIL <sup>19</sup>													
A. TOTAL REDUCTION PETITIONS	17	24	51	56	23	19	21	21	15	16	7	39	309
B. PETITIONS GRANTED 1.) TO ROR	9	14	24	21	22	19	13	18	15	14	7	11	187
2.) TO REDUCED MONEY BAIL	1	7	12	16	. 0	0	8	3	. 0	2	0	26	75
C. RATE GRANTED	58.8%	87.5%	70.6%	66.1%	95.6%	100%	100%	100%	100%	100%	100%	94.8%	84.8%
2. CONDITIONAL RELEASE PETITIONS <sup>20</sup>													
A. TOTAL	6	62	67	53	62	63	81	74	72	69	49	37	695
B. NUMBER GRANTED	6	57	60	46	48	57	68	58	56	57	32	30	575
C. RATE GRANTED	100%	91.1%	89.5%	86.8%	77.4%	•	83.9%	-			65.3%		82.7%
3. CONDITIONAL RELEASES A. CUMULATIVE TOTAL21	5163	5220	5289	5334	5367	5422	5491	5549	5603	5651	5676	5716	5716
B. TOTAL EXPIRED. CUMULATIVE <sup>22</sup>	4975	4998	5050	5092	5128	5189	5231	5281	5348	5409	5472	5514	5514
C. ACTIVE CASE LOAD23	188	222	239	242	239	233	260	268	255	242	204	202	202
4. CULMULATIVE FAILURE TAPPEAR (FTA) RATE OF CONDITIONAL	0												
RELEASES24	4.5%	4.5%	4.5%	.4.5%	4.5%	4.5%	4.6%	4.5%	4.5%	4.5%	4.5%	4.5%	4.5%
5. FINAL DISPOSITIONS OF CONDITIONAL RELEASE CASES													
A. DISPOSED BEFORE TRIAL <sup>25</sup>	7	5	15	9	9	17	7	13	12	q	1/1	12	120

- 19. Petitions to reduce bail are initiated with the permission of the defendant and defense counsel. They are submitted to the bail review judge at hearings set specially for that purpose. Such hearings are held after bail has been set at the preliminary arraignment. The criteria for such petitions depend on the amount of bail originally set, the charge, the background of the defendant and the length of the post-preliminary arraignment detention before petitioning. Such petitions are heard as early as two days after the preliminary arraignment. These hearings are attended by representatives of the Pretrial Services Division, an assistant district attorney and an assistant public defender or the private counsel in the case.
- 20. Conditional release petitions are initiated with the permission of the defendant and counsel. They are submitted to the bail review judge as a "package." They are prescreened by a community-based group or other sponsor, who is willing to supervise the release. The volunteer attends the hearing. Transportation of the defendant to the hearing is provided by the Pretrial Services Division. Attendance at the hearing otherwise is the same as for private counsel in the case.
- 21. These data reflect the total number of Conditional Releases since the inception of the program.
- 22. These show all cases once they are released on Conditional Release that have expired prior to the end of the reporting month shown.
- 23. This shows the number of cases actually on Conditional Release as of the last day of the reporting month. The sum of active cases plus cumulative expired cases equals the total Conditional Release cases. The total for active cases is shown as the total number on Conditional Release to date.
- 24. The cumulative figures date from the inception of the Conditional Release program. These data are used to "smooth out" the FTA rate and create a more meaningful look at operating trends. Computations are performed in the same matter as outlined above.
- 25. This occurs when the case is discharged, nol prossed, prosecution withdrawn or the case transferred to Accelerated Rehabilitative Disposition (diversion).

		JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	TOTAI
B. REMOVED FROM									(i)					
CONDITIONAL RELEASE <sup>26</sup>	ONDITIONAL	7	10	12	23	16	24	23	23	32	30	19	14	233
C. FINAL TRIAL DISPOSITION		0	0	2	3	2	1	1	0	1.	3	1	3	17
1.) NOT GUILTY 2.) SENTENCES		15	. · 8	23	10	14	20	13	14	22	16	28	14	.° 197

# Investigation and Warrant Service Unit (IWSU)

The Investigation and Warrant Service Unit is charged with the responsibility of coordinating efforts to dispose of judicially ordered bench warrants when there has been a failure to appear. The unit has adopted the additional goal of actually preventing the issuance of such warrants, increasing the release population and providing necessary transportation for the Conditional Release Program.

JAN FEB MAR APR MAY JUN JUL AUG SEP OCT NOV DEC TOTAL

### 1. WARRANT BACKLOG

A. RECEIPTS VERSUS CLEARANCES 27

BY MONTH<sup>28</sup>

1.) WARRANTS 1754 1469 2121 1935 2033 2061 2083 1742 2029 1943 1824 RECEIVED 2.) WARRANTS 1518 1821 2095 1731 1825 1731 1777 1856 1834 **CLEARED** 3.) RATE OF 86.5%123.9% 98.7% 89.4% 89.7% 83.9% 85.3% 106.5% 90.4% 86.4% 91.0% **CLEARANCES** 17995 17643 17669 17876 18081 18411 18763 18649 18844 19108 19272 19483 B. WARRANT BACKLOG

### COURT OF COMMON PLEAS PROBATION DEPARTMENT INTRODUCTION

The mission of the Adult Probation Department is to protect the community and, whenever possible, to improve the lives of its clients. The Department supervises individuals sentenced to probation by judges in Municipal Court and the Court of Common Pleas as well as parolees released from Philadelphia County Prisons. The Department seeks to insure the protection of society as a legal authority of the court system while providing meaningful services to offenders to assist in their rehabilitation and reintegration into the community. In addition, the Department is responsible for conducting presentence investigations and psychiatric examinations as requested by the courts, and providing supervision and meaningful services to persons diverted from the court process.

By providing services that meet the needs of individuals under supervision, Department staff endeavors to help them become law abiding citizens. The Department also provides assistance to victims by facilitating the collection of court-ordered restitution. Moreover, the Department provides an essential service to the community in providing an inexpensive alternative to the costly proposition of incarceration for selected offenders.

The Department is organized into four areas of services - the Intake Division, Probation and Parole Services Division, Diversion Services Division and the Community Resource Management Teams. The majority of sentenced probationers and parolees are supervised by officers in 19 districts located in a centralized facility. Information on the volume of new cases, revocations, and current caseloads is found in the tables which follow this narrative.

NEW CASES BY TYPE OF SUPERVISION

TOTAL CASES BY TYPE OF SUPERVISION

TOTAL CASES UNDER SUPERVISION

REVOCATION RATES

PROBATION/PAROLE HEARINGS SUMMARY

PSYCHIATRIC AND PRESENTENCE INVESTIGATIONS SUMMARY

<sup>26.</sup> In certain instances the conditional release will be changed to ROR without the condition, or the original bail in the case will be reinstated before final case disposition. This removes the case from supervision.

<sup>27.</sup> This compares the total number of warrants cleared in any given month to the total number of warrants received in that same month. Cleared warrants are therefore not necessarily issued in the month in which they are cleared.

<sup>28.</sup> This is the total number of outstanding bench warrants as of the beginning of the time period shown.

<sup>29.</sup> These data show the percentage of warrants now disposed without any detention prior to the bench warrant hearing.

# COURT OF COMMON PLEAS PROBATION DEPARTMENT

# NEW CASES RECEIVED BY TYPE OF SUPERVISION

	NUMBER	1981 PERCENT	NUMBER	1982 <u>PER</u>	<u>CENT</u>	% CHANGE
PROBATION PAROLE	7,925 1,602	83 17	4,965 287		4.5 5.5	-37.3 -82
TOTAL	9,527	100	<del></del> 5,252	1	00	-44.8

### TOTAL CASES BY TYPE OF SUPERVISION

		• <b>1981</b>	1982	PEDECNT	% CHANGE
	NUMBER	PERCENT	MUMBER	PERCENT 91.6	+ 1.8
PROBATION PAROLE	16,558 2,276	88 12	16,868 1,536	8.4	-32.5
TOTAL	18,834	100	18,404	100	- 2.2

The composition of the caseload again showed an increase in probation cases and a decrease in parole cases. Caseload size decreased by 2.2% compared to last year's 6.4% increase.

### TOTAL CASES UNDER SUPERVISION

	<u>1981</u>	<u>1982</u>
ON PROBATION AND PAROLE JANUARY 1ST NEW CASES RECEIVED DURING YEAR	17,683 9,527	18,834 5,252
TOTAL CASES UNDER SUPERVISION DURING YEAR CASES REVOKED CASES EXPIRED AND/OR DISCHARGED	27,210 923 7,453	24,086 1,011 4,671
ON PROBATION/FAROLE DECEMBER 31ST RESTITUTION COLLECTED	18,834 \$401,785.84	18,404 \$550,212.70

At the end of the 1982 term the average caseload for each Probation Officer was 172 cases/officer.

# COURT OF COMMON PLEAS PROBATION DEPARTMENT

### REVOCATION RATES

When a probationer or parolee violates the rules of probation/parole, such as failure to comply with a special condition or a commission of a new offense, a violation hearing is held before the Judge who originally sentenced the offender. In 1982, 1,011 probation and parole cases were revoked.

# REVOCATION RATES

	<u>Probation</u>	<u>Parole</u>	<u>Total</u>
REVOKED	842	169	1.011
TOTAL CASES TERMINATED	4,655	$\frac{1}{1,027}$ 16.5%	${5,682}$ 17.8%

# PROBATION/PAROLE\_HEARINGS 1982

PROBATION VIOLATIONS SPECIAL PROBATION VIOLATIONS PAROLE VIOLATIONS	1,747 93 270
TOTAL VIOLATION HEARINGS	2,110
PETITIONS FOR PAROLE PETITIONS TO TERMINATE PROBATION PETITIONS TO TERMINATE SPECIAL PROBATION PETITIONS TO TERMINATE PAROLE	189 6 0 6
TOTAL PETITION HEARINGS	201
TOTAL HEARINGS	2,311

# COURT OF COMMON PLEAS PROBATION DEPARTMENT

### DIVERSION SERVICES DIVISION: STATISTICS

TOTAL PEOPLE AT THE END OF 1981 TERM	3,033	
ARD/CONDITIONAL RELEASE DDPIP	1,717 1,316	
TOTAL PEOPLE RECEIVED 1982 TERM	3,155	
ARD/CONDITIONAL RELEASE DDPIP	1,831 1,324	
TOTAL PEOPLE TERMINATED 1982 TERM	2,598	
ARD/CONDITIONAL RELEASE DDPIP	1,398 1,200	
TOTAL PEOPLE END OF 1982 TERM	3,590	
ARD/CONDITIONAL RELEASE DDPIP	2,145 1,445	
PSYCHIATRIC EVALUATIONS		
ACTIVE EVALUATIONS JANUARY 1, 1982		763
EVALUATIONS REQUESTED FOR YEAR	5	,438
EVALUATIONS TO BE DISPOSED	6	,201
EVALUATIONS DISPOSED DURING YEAR	5	,661
CANCELLATIONS OR BENCH WARRANTS ISSUED		187
ACTIVE EVALUATIONS DECEMBER 31, 1982		353
INCREASE IN REQUESTS COMPARED TO 1981		+220
PRESENTENCE INVESTIGATIONS		
ACTIVE PRESENTENCE INVESTIGATIONS JANUARY 1, 1982		873
NEW INVESTIGATIONS REQUESTED FOR YEAR	.5	,026
INVESTIGATIONS TO BE DISPOSED	5	,899
INVESTIGATIONS DISPOSED FOR YEAR	-	,195
CA CELLATIONS OR BENCH WARRANTS ISSUED		142
ACTIVE INVESTIGATIONS DECEMBER 31, 1982		562
INCREASE IN REQUESTS COMPARED TO 1981		+344

When compared to 1981, requests for Psychiatric Evaluations increased 4.2% and requests for Presentence Investigations increased 7.3%.

# COURT OF COMMON PLEAS CRIMINAL CASES

# \*POST CONVICTION HEARING ACT CASES 1982

ACTIVE PETITIONS - START OF 1982	508
NEW PETITIONS RECEIVED	
PETITIONS TO BE DISPOSED	260
PETITIONS DISPOSED	768
PETITIONS PENDING - END OF 1982	335
	433
DECREASE IN ACTIVE PETITIONS - 1982	75
The 433 petitions pending at the end of 1982 are classified as follows:	
PETITIONS FOR HEARING	57
PETITIONS READY FOR LISTING	31
PETITIONS HELD UNDER ADVISEMENT BY HEARING JUDGE	98
PETITIONS BEING REVIEWED BY TRIAL JUDGE	35
PETITIONS AWAITING AMENDMENTS	212
TOTAL PETITIONS PENDING	
	433

\*The Post Conviction Hearing Act provides an opportunity for a defendant to seek a reversal of a conviction by raising constitutional questions that were not litigated at trial or upon appeal.



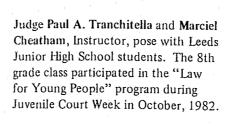
The job of organizing class visits to view the courts, as well as other offices housed in City Hall and its environs, falls to Marcia Halbert, Liaison Teacher for the Philadelphia Board of Education. Mrs. Halbert conducts pre- and post-visit lessons in her classroom, Room 114, City Hall. Students from seventh grade and up are able to take advantage of this program.



Judge Theodore S. Gutowicz speaks with students from Archbishop Ryan High School. The class observed a criminal trial as part of their learning experience in government studies.



Judge Doris M. Harris answers questions from 8th grade Lea School students involved in the "Law Education Program" sponsored by the Philadelphia School District and Temple Univer-sity School of Law.







Judge Marvin R. Halbert addresses graduating students of Spring Garden College in August, 1982. Judge Halbert exemplifies the fact that educating school groups about the operations of the judicial system is not limited to the confines of the courtroom.

