



Monroe County  
and  
Monroe County  
Bar Association  
Assigned Counsel Program  
2007 Annual Report

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## **Introduction**

2007 was the sixteenth year the Assigned Counsel Program operated in all courts. It was also the fifth year of operation for the Conflict Defender Office.

The Conflict Defender Office has a staff of nine attorneys and three support staff. Outside support services such as investigation and service of process are done on a contract basis. The attorneys in the office represent clients in conflict cases in Family Court, Rochester City Court and all of the appellate courts. All cases in Local Criminal Court, all felony cases and all statutorily assigned cases in Superior Court are still assigned to private counsel under the Joint Monroe County/Monroe County Bar Association Plan for Conflict Assignments.

The following statistical information shows the Program's relative success in meeting the goals of the Plan:

"The objectives of this conflict assignments plan are to provide quality representation to eligible indigent defendants or other litigants in those cases where the Public Defender has a conflict of interest; to provide a coordinated and centralized assignment system for conflict cases arising in the courts specified in Article IV herein, to provide a more equitable distribution of conflict assignments among lawyers; to attract more lawyers willing to handle conflict assignments, to maintain uniform and proper billing practices; to ensure cost accountability of services, and to provide increased efficiency for the courts by making qualified attorneys more readily available to handle conflict cases."  
*Monroe County Bar Association Sponsored Plan for Conflict Assignments, ARTICLE II. Plan Objectives*

### **"To Provide Quality Representation"**

The Program received nine initial complaints involving alleged questionable or unethical conduct by participating attorneys. This is an increase of four from 2006. Clients were the source of the complaints. The Monroe County Bar Association referred no complaints filed by clients. The Program has jurisdiction over open cases only. After investigation, the Assigned Counsel Program closed all complaints with no action taken against the attorney. All complaints were disposed of either by the attorney and client reaching a mutually acceptable understanding or by the attorney's withdrawal from the

case with the permission of the court. The Appellate Division disbarred one panel attorney and the Administrator removed that attorney from panel membership.

All complaints required only administrative action. No referral to the Assigned Counsel Program Review Committee was necessary. The most frequent complaint involved failure to maintain communication with the client regarding his or her case.

In 2001, the Program started an electronic newsletter. During 2007, we continued distribution of the newsletter. The Program distributed a total of 38 such newsletters during 2007, two more than in 2006. The newsletter was posted on our web site as an E-Newsletter. An email containing notice of each new posting was sent to all panel members for whom we have e-mail addresses. The weekly e-newsletter provides the panel members with more current and timely information than the printed newsletter of the past. The Program not only saved money in postage and printing, but also increased the number of newsletters sent to the panel members. Special bulletins were distributed throughout 2007 informing the panel members of upcoming seminars and events and encouraging them to take advantage of the opportunities offered by these programs to increase their knowledge and legal skills.

Since the CLE requirements of the Assigned Counsel Program overlap with the Mandatory Continuing Legal Education requirements of the State of New York, compliance is near 100%.

2007 saw only a 3% decrease in case assignments to the Conflict Defender Office from Family Court. This compares with the 12% decrease in Family Court assignments to private counsel due to the inability of the Conflict Defender Office to represent the client. A fifth Family Court staff attorney was added in 2007 to reduce the unmanageable caseload, but the staff attorneys still have a caseload well above the recommended standard of 75 Family Court cases per year. The demands placed on attorney time by Family Treatment Court and the Permanency legislation – requiring hearings every six months – continued the coverage problem for the Conflict Defender Office in 2007.

In 2007 the assigned cases numbered 1,153. Divided among the five attorneys, the caseload number approaches the caseload of an attorney assigned to Family Court in the Public Defenders Office. However, the Public Defenders Office has eight attorneys assigned to the seventeen parts of Family Court. The Conflict Defender Office has only five attorneys assigned to the same number of parts. Additionally, the Public Defenders Office has two full-time paralegals assigned to Family Court while the Conflict Defender Office has none. Paralegals greatly reduce the amount of office time

that attorneys must spend on document preparation giving the attorneys more time for court appearances and client counseling. The Conflict Defender Office remains the only legal office within County government that has neither paralegals nor legal secretaries. The office has only the three clerks original to the office and they each spend a significant part of their time in duties attendant to the administration of the Assigned Counsel Program with little time left to assist the staff attorneys.

An additional staff attorney was added to the appellate staff to assist in reduction of the serious backlog of appellate cases. Again, there was no increase in staff to support this position and each appellate attorney must not only research and write the appellate briefs, but also must physically assemble the appellate file, the record and appendix on appeal and copy the requisite number of briefs and appendices required to perfect each appeal. These are duties normally handled by a paralegal or legal secretary.

### **"To Provide a Coordinated and Centralized Assignment System for Conflict Cases"**

The Assigned Counsel Program is fully computerized. The Program enters all cases reported to it in a centralized database that tracks the representation from assignment through payment of the voucher. This system avoids duplication of representation by showing all open cases for a particular client thus insuring that there is a continuity of representation if the client is arrested on new charges. This system also promptly closes any case thus clearing any potential conflict of interest that the Public Defender might have in representing the client in future cases. During 2007, in conjunction with County Executive Brooks' "Technology Initiative", work was completed on upgrading the Program's case management system to provide better conflict information and to take advantage of a more advanced operating system.

Assignments referred by the courts continue to be assigned from a rotating list of available attorneys. The Program is very successful in insuring continuity of counsel where a client is re-arrested on new charges even when the arrests span differing jurisdictions. Additionally, the Program continues to track conflict of interest information so that counsel is not unnecessarily assigned when the Public Defender could ethically continue.

The notification of availability program whereby attorneys could advise us of his or her availability for appearance on a particular day greatly assisted in our ability to provide timely assignments. This notification of availability enabled us to provide counsel more expeditiously and to more equitably distribute the cases. We used a

combination of fax, telephone, e-mail and web site communication to provide the attorneys with a wide choice of methods to notify us of availability for assignment.

Through this notification system and the cooperation of the panel members, we were able to insure that no clients went without counsel regardless how short a notice of the next appearance our office received.

### **"To Provide a More Equitable Distribution of Conflict Assignments Among Lawyers"**

While not perfect, the Program does achieve a significant improvement over the previous system of assignment of conflict cases. The Program constantly strives for new and better systems to distribute assignments more equitably among the participating attorneys. In criminal cases, the current system is highly effective. There are still several local criminal courts that do not fully utilize the services of the Program in the assignment of counsel. This sometimes leads to a client having multiple attorneys for different pending charges. This results in increased and unnecessary costs to the taxpayer.

The District Attorney's policy change regarding felony hearings causes a situation that skews the assignment distribution toward those attorneys who were most available for assignments. Since we need attorneys very quickly, those available when called got a disproportionate number of assignments. We continue to work on development of systems designed to alleviate this problem. Attorneys may notify us of availability on certain dates and at certain times so we may contact them when an assignment opportunity occurs on that date and time. Notice can be emailed, telephoned or faxed to our office. In addition, the first page of our web site contains a form that can be filled out and sent to us.

With passage in 2004 of increased the hourly rates paid under Article 18-B of the County Law to \$60 per hour for misdemeanor and lesser cases and \$75 per hour for all other cases, there is increased participation among private counsel in the Program. Attorneys who previously resigned from the Program have returned and newly admitted attorneys with the requisite experience did apply for participation. There was an increase in the number of felony panel members during 2007.

Equitable distribution of cases remained low in those Family Court cases not represented by the Conflict Defender staff. A mechanism must be found to address the inequities in Family Court assignments. The fact that a very few attorneys receive the bulk of the assignments places an undue burden on those attorneys and can impact

directly on the quality of representation. More training through the appropriate committee of the Bar Association is necessary to familiarize the panel attorneys with local Family Court practice. The panel requirements should be reviewed with the Family Court judges to see if they are stringent enough. Lack of confidence in the quality of representation is a possible factor in the Judges' reluctance to use the full services offered by the Assigned Counsel Program. A Family Court component of a Trial Institute might alleviate the concern of the Family Court judges regarding the training of assigned counsel.

### **"To Attract More Lawyers Willing To Handle Conflict Assignments"**

Included in this report is a list of new panel members added during 2007.

The Program takes every opportunity to remind the current panel members to apply for the more restrictive panels once they achieve the requisite qualifications. 2007 saw an increase in the number of qualified felony attorneys. This increase is probably the result of the rate increase effective January 1, 2004. The requirements for inclusion on a felony panel include having conducted a misdemeanor jury trial or participated in jury selection in such a case coupled with conduct of a bench trial. Since so few misdemeanor trials are held each year, it is difficult for an attorney to meet this requirement. Attorneys did participate in the Trial Mentor Program, but none obtained the requisite experience during the year to advance to a higher panel.

### **"To Maintain Uniform and Proper Billing Practices and To Ensure Cost Accountability of Services"**

The Program has returned to the processing of routine vouchers and sending them to the Judge within 48 hours of receipt. The Administrator reviews each voucher before processing to insure compliance with the voucher regulations and notifies each attorney of any noncompliance to educate the attorney on proper procedures. The review and notification help maintain proper and uniform billing practices among the participating attorneys.

The District Attorney's policy regarding felony hearings negatively affected the overall cost of the Assigned Counsel Program. Attorneys were forced to spend more time in court and more time attempting to obtain information previously obtained before or during the felony hearing. Additionally, more cases that would have been

screened by the felony hearing process were indicted leading to increased time spent in hearings and trials.

### **"To Provide Increased Efficiency for the Courts"**

Courts fully utilizing the services of the Assigned Counsel Program report a positive impact on the efficiency in obtaining assigned counsel in conflict cases. They report a significant decrease in the burden on the court staff in finding attorneys willing to accept assignments, a decrease in the number of phone calls necessary to contact an attorney for assignment, a decrease in the voucher processing time since the vouchers are now clearly labeled as to the matter and already reviewed with comments by the Administrator, and a prompt response from the Assigned Counsel Program in obtaining assigned counsel.

## **2007 Accomplishments**

The following are accomplishments achieved in 2007:

1. Added two additional attorneys to save further costs over assigned counsel system.
2. Moved Conflict Defender Office from CPSB to new offices due to Sheriff moving into the CPSB.
3. Finalized County Executive Brook's technology initiative to bring further efficiency and value to the services of the Assigned Counsel Program.
4. Obtained law school interns to assist the Conflict Defender attorneys, prepare documents, conduct research and improve the motion and brief bank.
5. Recruited more attorneys for the felony panels.

## **2008 Goals**

The following are the goals for 2008:

1. Reduce appeals backlog.
2. Make greater use of student interns to increase quality of service to clients.
3. Continue organization of Conflict Defender Office.
4. Continue development of automated document preparation to facilitate and expedite the preparation of legal documents.
5. Work with the Superior Courts to provide schedules and procedures that reduce wasted time spent by assigned attorneys.
6. Improve the Conflict Defender Office service to Family Court.
7. Improve the Family Court assignment system

## New Attorneys in 2007<sup>1</sup>

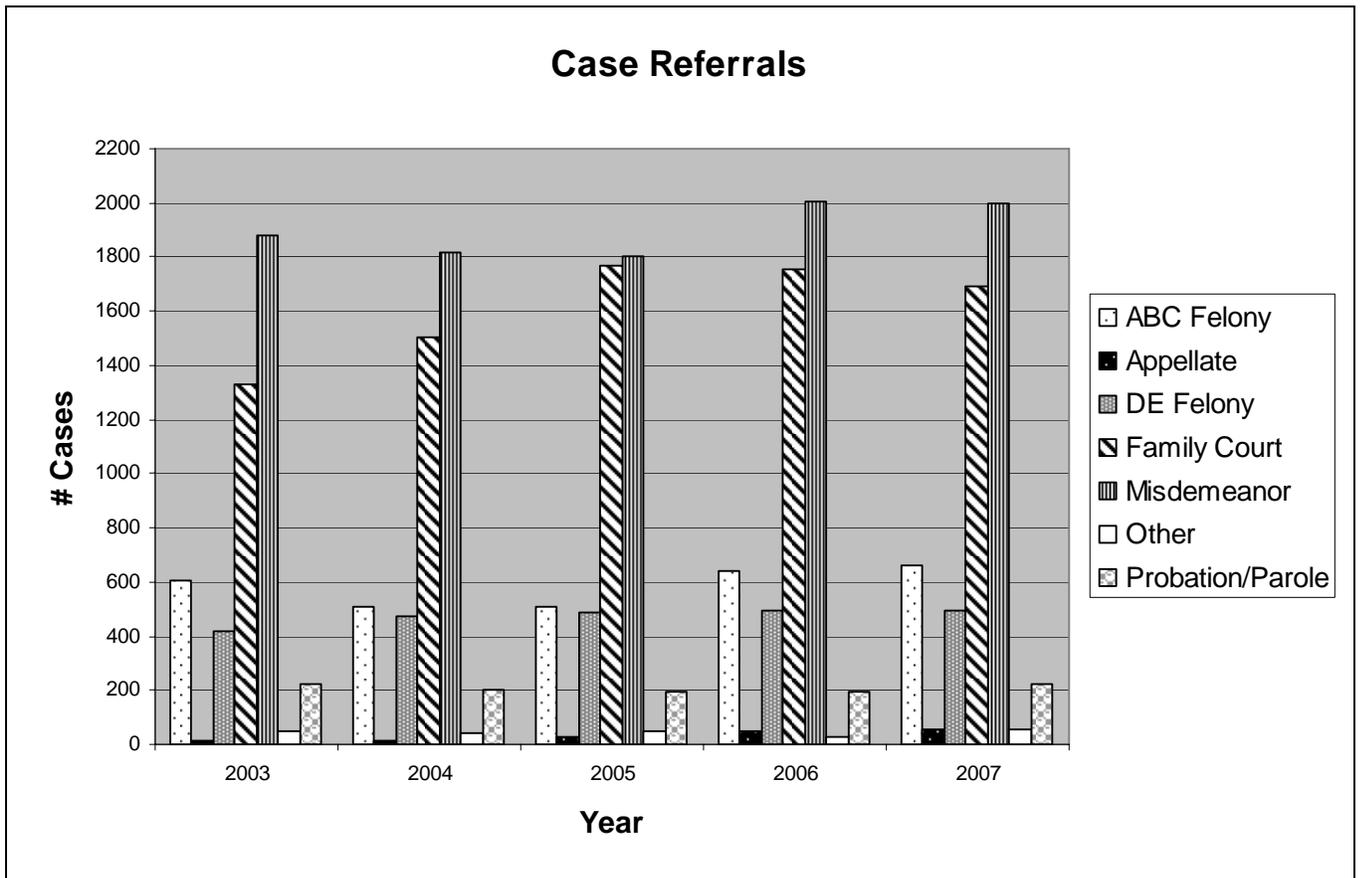
Attorney	Description			
	ABC Felony	DE Felony	Family Court	Misdemeanor
Bowman, Jason J.	1	1		
Capanna, Paloma A.			1	
Catalano, Christian A.		1		1
Chamblee, J. Michael		1		1
Chung, Sandra H.			1	1
Duclos, Marc A.			1	
Duguay, Kimberly F.				1
Flansburg, Chad W.				1
Gianforti, Gary J.		1		1
Hartt, James D.				1
Heyman, Sidney				1
Infantino, Marc	1			
Maines, Russell E.				1
McCarthy, II, Martin Patrick				1
Mix, Matthew J.	1			
Moll, Jennifer	1	1		1
Monaghan, Lori Robb	1			
Napolitano, Lorenzo			1	
Noce, Charles T.	1	1		1
O`Keefe, Shannon J.	1	1		1
Randall, Mary W.				1
Ratchford, Beth A.	1	1	1	1
Romanow, Julia N.	1	1		1
Romeo, Stacey Martha			1	
Rumi, Fares A.		1	1	1
Russell, Dianne C.	1	1		
Scott, Daniel				1
Sperano, Aaron J.	1	1	1	1
Splain, Kristin F.	1	1		1
Young, Mark A.	1			
<b>Grand Total</b>	<b>13</b>	<b>13</b>	<b>8</b>	<b>20</b>

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<sup>1</sup> Panel for which the attorney was approved in 2007. Attorney may have been approved in a previous year for a different panel or panels

## Total Cases Referred by Panel 2003-2007<sup>1</sup>

Description	Year				
	2003	2004	2005	2006	2007
ABC Felony	604	511	506	640	663
Appellate	17	16	27	46	53
DE Felony	416	473	487	497	493
Family Court	1329	1501	1765	1755	1693
Misdemeanor	1877	1815	1805	2008	1995
Other	47	40	52	26	54
Probation/Parole	226	202	193	198	221
<b>Grand Total</b>	<b>4516</b>	<b>4558</b>	<b>4835</b>	<b>5170</b>	<b>5172</b>



1. Does not represent number of assignments made, only initial cases referred for assignment.

## 2007 Assignments<sup>2</sup>

The following charts show the assignments each attorney received in 2007. The number of assignments is higher than the number of cases referred because in some cases more than one attorney receives an assignment for a case. Also, an attorney might be assigned in 2007 to a case originally referred in a previous year. This occurs most often after a court relieves one attorney and either the court or the Assigned Counsel Program assigns a new attorney.

Several factors should be considered in looking at these tables. First, approved panel members receive more assignments than non-approved panel members do. Some of the attorneys with a low number of assignments are non-approved panel members. Most often, such an attorney is court assigned. Secondly, those attorneys gaining membership on a panel for the first time during 2007 will have fewer assignments in that panel because they were not on the panel for an entire year. Thirdly, a number of attorneys decline a significant number of assignments, requested removal from the Program for periods of time or resigned from the Program during 2007. While the report includes non-approved attorneys, new panel members, attorneys declining appointments, and attorneys temporarily removed from panels at their own request, concentrating on those members who participated for the full year as approved members of a particular panel gives a truer picture of the equitable distribution of assignments.

The success of the program in achieving equitable distribution of cases is excellent when compared with other New York jurisdictions. Included are graphs showing the distribution of cases on the various panels.

Of particular significance in this report is the fact that in the criminal courts, where the Assigned Counsel Program assigns a large percentage of cases, there is a more even distribution of assignments. This is attributable to the fact that, by comparison, Family Court has a much lower percentage of cases assigned by the Assigned Counsel Program. Most assignments are directly by the court. Attaining more equitable distribution of cases is difficult, if not impossible. This is less of a concern since the Conflict Defender Office represents the bulk of the conflict cases in Family

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<sup>2</sup> Only assignments to new clients or to old clients with more serious charges are counted here. Therefore, the total number of assignments is less than the total number reported in the "Program Use by Judiciary" section.

Court. Nonetheless, it is an issue that should be addressed for those cases where the Conflict Defender Office cannot represent the client in Family Court.

### 2007 ABC Felony Assignments

Agency	Attorney	Referral		Grand Total
		ACP	Court	
ACP	Murante, David A.	19	4	23
	Shapiro, Robert A.	18	3	21
	Schmitt, Michael D.	13	6	19
	Young, Mark A.	9	9	18
	Vacca, James P.	16	0	16
	Garretson, Scott A.	13	2	15
	Shulman, Brian J.	7	7	14
	Bitetti, Gary	12	1	13
	Kristal, Peter L.	12	1	13
	Russell, Dianne C.	5	8	13
	Ajaka, Maroun	12	0	12
	Brown, James E.	11	1	12
	Hinman, James S.	11	1	12
	Kasperek, Lawrence L.	9	3	12
	Krane, Joel N.	10	1	11
	Sperano, Aaron J.	6	5	11
	Bourtis, Eftihia	10	0	10
	Farrell-Gallagher, Barbara E.	10	0	10
	Funk, Mark D.	9	1	10
	MacAulay, Paul D.	8	2	10
	Owens, David L.	9	1	10
	Pilato, Charles M.	2	8	10
	Rose, Angelo A.	7	3	10
	Scibetta, Michael P.	10	0	10
	Splain, Kristin F.	7	3	10
	Zimmermann, Jr., Clark J.	9	1	10
	Cocuzzi, Thomas J.	4	5	9
	DiSalvo, Thomas J.	8	1	9
	Lester, Frederick	9	0	9
	Nobles, Jamie Lee	4	5	9
	Schiano, Jr., Charles A.	7	2	9
	Schiano, Michael P.	3	6	9
	Feindt, Mary E.	7	1	8
	Morabito, David R.	7	1	8
	Nafus, Matthew D.	7	1	8

Agency	Attorney	Referral		Grand Total
		ACP	Court	
	Rizzo, James J.	7	1	8
	Thompson, Donald M.	4	4	8
	Aramini, Mary E.	7	0	7
	Brown, J. Raymond	7	0	7
	Kidera, Thomas J.	6	1	7
	Napier, James A.	7	0	7
	Ratchford, Beth A.	3	4	7
	Romanow, Julia N.	6	1	7
	Young, D. Scott	7	0	7
	Byrne, Heather V.	6	0	6
	Damelio, Joseph S.	1	5	6
	Davison, Mary P.	6	0	6
	DeJohn, Timothy W.	6	0	6
	Holliday, Billie D.	6	0	6
	Kennedy, Christian J.	2	4	6
	Splain, Thomas M.	5	1	6
	Vacca, Jr., Paul J.	5	1	6
	Wood, Robert W.	6	0	6
	Annechino, John A.	5	0	5
	Easton, William T.	4	1	5
	Gross, Bryon W.	4	1	5
	Hurwitz, Phillip R.	4	1	5
	Johnson, Christopher G.	5	0	5
	Moll, Jennifer	3	2	5
	Monaghan, Lori Robb	3	2	5
	O'Keefe, Shannon J.	3	2	5
	Pullano, Peter J.	5	0	5
	Rain, Mary E.	5	0	5
	Walsh, Jr., James E.	3	2	5
	Barr, Culver K.	4	0	4
	Conaty, Jr., George W.	3	1	4
	Daniele, Anthony	4	0	4
	Lepold, Bonnie J.	4	0	4
	Morabito, Kevin A.	4	0	4
	Napier, Robert A.	4	0	4
	Noce, Charles T.	3	1	4
	Strazzeri, Francis A.	4	0	4
	Thomas-Diaz, Kathleen	4	0	4
	Aureli, Daniel L.	1	2	3
	DiPrima, Michael T.	3	0	3

Agency	Attorney	Referral		Grand Total
		ACP	Court	
	Infantino, Marc	2	1	3
	Lewis, Herbert J.	3	0	3
	Meyer, Melissa A.	1	2	3
	Bowman, Jason J.	1	1	2
	Burke, Adrian J.	2	0	2
	Catalano, Christian A.		2	2
	Mix, Matthew J.	2	0	2
	Perez, Gilbert R.	2	0	2
	Zimberlin, John F.	2	0	2
	Josh, Sylvia W.	1	0	1
	Mastrella, Daniel J.		1	1
	Merante, Vincent E.		1	1
	Reyes, Miguel A.		1	1
	Schiano, Christopher		1	1
ACP Total		515	140	655
Grand Total		515	140	655

### 2007 DE Felony Assignments

Agency	Attorney	Referral		Grand Total
		ACP	Court	
ACP	Murante, David A.	12	3	15
	Sperano, Aaron J.	6	6	12
	Shapiro, Robert A.	10	1	11
	Schmitt, Michael D.	6	4	10
	Funk, Mark D.	8	2	10
	Ratchford, Beth A.	6	3	9
	Nobles, Jamie Lee	2	7	9
	Garretson, Scott A.	7	2	9
	Ajaka, Maroun	8	0	8
	Vacca, James P.	8	0	8
	Buettner, Brian C.	7	1	8
	Young, Mark A.	2	6	8
	Lester, Frederick	6	1	7
	Shulman, Brian J.	4	3	7
	Nafus, Matthew D.	3	4	7
	Splain, Kristin F.	4	3	7
	Napolitano, Lorenzo	4	3	7
	Russi, Patrick K.	4	3	7

Agency	Attorney	Referral		Grand Total
		ACP	Court	
	Rizzo, James J.	7	0	7
	Brown, J. Raymond	5	2	7
	Holliday, Billie D.	5	1	6
	Farrell-Gallagher, Barbara E.	5	1	6
	Aramini, Mary E.	6	0	6
	Infantino, Marc	6	0	6
	Walsh, Jr., James E.	1	5	6
	Brown, James E.	4	2	6
	Catalano, Christian A.	0	6	6
	Krane, Joel N.	5	1	6
	Meyer, Melissa A.	0	6	6
	Scibetta, Michael P.	5	1	6
	Russell, Dianne C.	2	4	6
	Morabito, Kevin A.	3	3	6
	MacAulay, Paul D.	5	1	6
	Feindt, Mary E.	3	2	5
	Bowman, Jason J.	5	0	5
	Hinman, James S.	5	0	5
	Kennedy, Christian J.	3	2	5
	Owens, David L.	3	2	5
	Rose, Angelo A.	1	4	5
	Pilato, Charles M.	1	4	5
	Zimmermann, Jr., Clark J.	3	2	5
	Romanow, Julia N.	3	2	5
	Bitetti, Gary	5	0	5
	Aureli, Daniel L.	2	3	5
	Kasperek, Lawrence L.	3	2	5
	Gross, Bryon W.	4	0	4
	Morabito, David R.	2	2	4
	Annechino, John A.	4	0	4
	Bourtis, Eftihia	4	0	4
	Rain, Mary E.	4	0	4
	Monaghan, Lori Robb	1	2	3
	Johnson, Christopher G.	3	0	3
	Josh, Sylvia W.	3	0	3
	Davison, Mary P.	3	0	3
	Kristal, Peter L.	3	0	3
	Napier, Robert A.	3	0	3
	DiSalvo, Thomas J.	2	1	3
	Rumi, Fares A.	3	0	3

Agency	Attorney	Referral		Grand Total
		ACP	Court	
	Sercu, Stephen	0	3	3
	Daniele, Anthony	3	0	3
	Cocuzzi, Thomas J.	1	2	3
	Wood, Robert W.	3	0	3
	Thomas-Diaz, Kathleen	3	0	3
	Owens, Clifford Paul	2	1	3
	Kidera, Thomas J.	3	0	3
	Tuohey, Michael J.	3	0	3
	Schiano, Jr., Charles A.	2	1	3
	Pullano, Peter J.	2	1	3
	Lewis, Herbert J.	3	0	3
	Perez, Gilbert R.	2	0	2
	Mix, Matthew J.	2	0	2
	Stacy, Michael P.	2	0	2
	Merante, Vincent E.	2	0	2
	Moll, Jennifer	2	0	2
	Napier, James A.	2	0	2
	Muldoon, Gary	0	2	2
	Cianca, Mark F.	2	0	2
	Zaretsky, Allen J.	2	0	2
	Schiano, Sr., Charles A.	2	0	2
	Lepold, Bonnie J.	2	0	2
	Gianforti, Gary J.	1	1	2
	Byrne, Heather V.	2	0	2
	Hurwitz, Phillip R.	2	0	2
	Schiano, Michael P.	0	2	2
	Flowerday, Michael D.	1	0	1
	DeJohn, Timothy W.	1	0	1
	Duclos, Marc A.	1	0	1
	Byrnes, James M.	1	0	1
	Schiano, Christopher	0	1	1
	Vacca, Jr., Paul J.	1	0	1
	Young, D. Scott	1	0	1
	Burke, Adrian J.	1	0	1
	Reyes, Miguel A.	0	1	1
	O'Keefe, Shannon J.	0	1	1
	Chamblee, J. Michael	1	0	1
	Damelio, Joseph S.	0	1	1
	Wisner, Todd J.W.	1	0	1
	Noce, Charles T.	1	0	1

Agency	Attorney	Referral		Grand Total
		ACP	Court	
	Keller, Kenneth C.	0	1	1
	Conaty, Jr., George W.	1	0	1
	Barr, Culver K.	1	0	1
	Crimi, Charles F.	1	0	1
	DiPrima, Michael T.	1	0	1
	Getz, Jon P.	0	1	1
	Strazzeri, Francis A.	1	0	1
ACP Total		307	132	439
Grand Total		307	132	439

### 2007 Misdemeanor Assignments

Agency	Attorney	Referral		Grand Total
		ACP	Court	
ACP	Ratchford, Beth A.	9	12	21
	Catalano, Christian A.	3	15	18
	Krane, Joel N.	12	4	16
	Schmitt, Michael D.	11	4	15
	Lester, Frederick	12	2	14
	Merante, Vincent E.	7	7	14
	Murante, David A.	9	4	13
	Buettner, Brian C.	11	2	13
	Ajaka, Maroun	10	2	12
	Schiano, Christopher	2	10	12
	Sperano, Aaron J.	4	7	11
	Nobles, Jamie Lee	2	9	11
	Garretson, Scott A.	8	3	11
	Shulman, Brian J.	6	5	11
	Young, Mark A.	3	7	10
	Splain, Kristin F.	2	8	10
	Bowman, Jason J.	9	0	9
	Shapiro, Robert A.	6	2	8
	Farrell-Gallagher, Barbara E.	5	3	8
	Infantino, Marc	7	1	8
	Gross, Bryon W.	8	0	8
	Annechino, John A.	7	1	8
	Kristal, Peter L.	7	1	8
	Vacca, Jr., Paul J.	5	3	8
	Dedes, William C.	2	6	8

Agency	Attorney	Referral		Grand Total
		ACP	Court	
	Brown, James E.	5	2	7
	Owens, David L.	6	1	7
	Bourtis, Eftihia	6	1	7
	Funk, Mark D.	5	1	6
	Vacca, James P.	4	2	6
	Napolitano, Lorenzo	4	2	6
	Rizzo, James J.	4	2	6
	Holliday, Billie D.	4	2	6
	Meyer, Melissa A.	5	1	6
	Kennedy, Christian J.	1	5	6
	Sercu, Stephen	4	2	6
	Romeo, Stacey Martha	2	4	6
	Parks, Anthony	6	0	6
	Russi, Patrick K.	4	1	5
	Walsh, Jr., James E.	1	4	5
	Hinman, James S.	2	3	5
	Rose, Angelo A.	1	4	5
	Pilato, Charles M.	2	3	5
	Moll, Jennifer	1	4	5
	DeJohn, Timothy W.	5	0	5
	Young, D. Scott	2	3	5
	Jain, Rekha	5	0	5
	Shramek, William J.	4	1	5
	Maggio, Frank G.	1	4	5
	Handelman, Eric D.	2	3	5
	Nafus, Matthew D.	1	3	4
	Aramini, Mary E.	1	3	4
	Scibetta, Michael P.	3	1	4
	Russell, Dianne C.	1	3	4
	Morabito, Kevin A.	1	3	4
	MacAulay, Paul D.	2	2	4
	Zimmermann, Jr., Clark J.	3	1	4
	Romanow, Julia N.	1	3	4
	Bitetti, Gary	3	1	4
	Johnson, Christopher G.	4	0	4
	Josh, Sylvia W.	4	0	4
	DiSalvo, Thomas J.	4	0	4
	Daniele, Anthony	2	2	4
	Cocuzzi, Thomas J.	3	1	4
	Mix, Matthew J.	4	0	4

Agency	Attorney	Referral		Grand Total
		ACP	Court	
	Napier, James A.	3	1	4
	Muldoon, Gary	3	1	4
	Cianca, Mark F.	2	2	4
	Flowerday, Michael D.	2	2	4
	Burke, Adrian J.	3	1	4
	Chait, Mitchell A.	4	0	4
	Splain, Thomas M.	0	4	4
	Redmond, Gregg H.	3	1	4
	O'Toole, Keith	2	2	4
	Feindt, Mary E.	0	3	3
	Napier, Robert A.	2	1	3
	Wood, Robert W.	3	0	3
	Thomas-Diaz, Kathleen	3	0	3
	Owens, Clifford Paul	1	2	3
	Kidera, Thomas J.	3	0	3
	Zaretsky, Allen J.	1	2	3
	Schiano, Sr., Charles A.	3	0	3
	Byrnes, James M.	2	1	3
	Reyes, Miguel A.	0	3	3
	O'Keefe, Shannon J.	1	2	3
	Chamblee, J. Michael	3	0	3
	Scatigno, John M.	0	3	3
	Lahman, Janice Allen	3	0	3
	Reardon, Kathleen P.	3	0	3
	O'Neill, Jr., Raymond B.	3	0	3
	LaDuca, John J.	3	0	3
	Hummel, Chad M.	3	0	3
	Goldman, Ronald S.	3	0	3
	Flansburg, Chad W.	3	0	3
	Duguay, Kimberly F.	3	0	3
	Cooper, Jennie M.	3	0	3
	Aureli, Daniel L.	2	0	2
	Morabito, David R.	1	1	2
	Rain, Mary E.	1	1	2
	Monaghan, Lori Robb	1	1	2
	Rumi, Fares A.	2	0	2
	Tuohey, Michael J.	2	0	2
	Schiano, Jr., Charles A.	1	1	2
	Perez, Gilbert R.	2	0	2
	Stacy, Michael P.	2	0	2

Agency	Attorney	Referral		Grand Total
		ACP	Court	
	Lepold, Bonnie J.	2	0	2
	Gianforti, Gary J.	1	1	2
	Byrne, Heather V.	2	0	2
	Duclos, Marc A.	2	0	2
	Damelio, Joseph S.	2	0	2
	Willkens, Daniel N.	2	0	2
	Sekharan, Raja N.	2	0	2
	Pennica, Kenneth L.	2	0	2
	Gangarosa, Edward, C.	0	2	2
	Siragusa, Lisa Serio	0	2	2
	Randall, Mary W.	2	0	2
	Hardies, Robert M.	2	0	2
	Kasperek, Lawrence L.	1	0	1
	Davison, Mary P.	1	0	1
	Pullano, Peter J.	1	0	1
	Hurwitz, Phillip R.	1	0	1
	Wisner, Todd J.W.	1	0	1
	Noce, Charles T.	1	0	1
	Keller, Kenneth C.	0	1	1
	Conaty, Jr., George W.	0	1	1
	Barr, Culver K.	0	1	1
	King, Jr., William H.	1	0	1
	Stern, Jon M.	0	1	1
	Karatas, Nigos	1	0	1
	Gladstone, Katherine	1	0	1
	Demo-Vazquez, Kristine M.	0	1	1
	Krause, Mark	0	1	1
	Colombo, Jeanne M.	1	0	1
	White, Van Henri	0	1	1
	Murante, Kathleen	1	0	1
	Marcera, Jr., Salvatore J.	1	0	1
	LaDuca, Anthony	0	1	1
	LaBue, Eugene P.	1	0	1
	Heyman, Sidney	1	0	1
	Glanville, Peter	1	0	1
	Ferlicca, John J.	0	1	1
	Dinolfo, Joseph F.	1	0	1
	Bernacki, Jr., John E.	1	0	1
	Badain, Lara R.	1	0	1
	Asandrov, Louis	0	1	1

Agency	Attorney	Referral		Grand Total
		ACP	Court	
ACP Total		412	246	658
CDO	Crimi, Joseph P.	401	3	404
	Milliken, David	394	0	394
	Bartus, Gregory J.	311	0	311
CDO Total		1106	3	1109
Grand Total		1518	249	1767

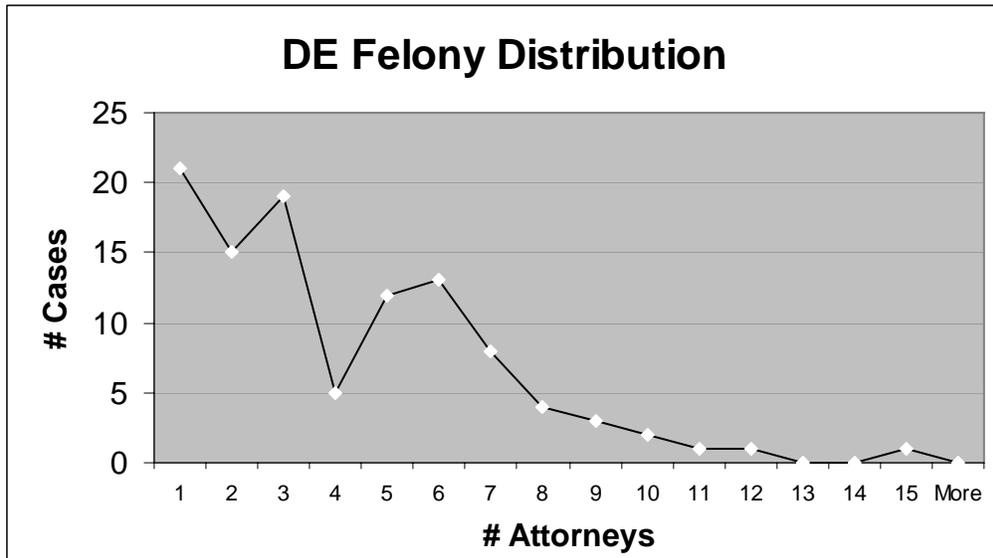
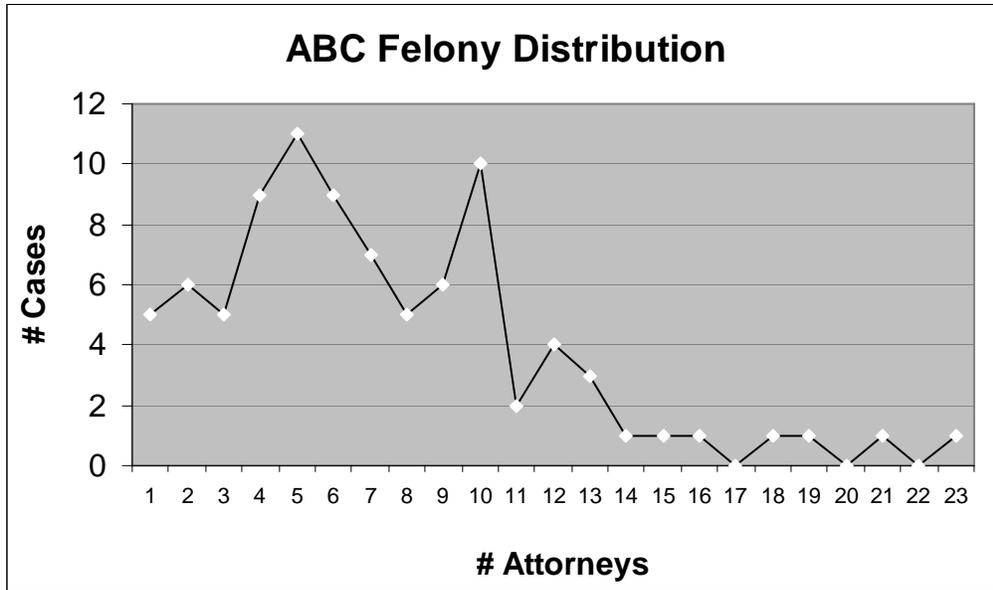
### 2007 Family Court Assignments

Agency	Attorney	Referral		Grand Total
		ACP	Court	
ACP	Schmitt, Michael D.	6	28	34
	Perez, Gilbert R.	3	25	28
	Feindt, Mary E.	1	25	26
	King, Jr., William H.	2	24	26
	Callanan, Karen Smith	1	24	25
	Maslow, Lisa J.	0	21	21
	Ajaka, Maroun	6	14	20
	Lester, Frederick	4	15	19
	Leavy, Anthony	0	17	17
	Fero, Matthew John	1	14	15
	Stern, Jon M.	0	14	14
	Romeo, Stacey Martha	7	6	13
	Van Loon, Nathan Allen	0	13	13
	Chait, Mitchell A.	0	12	12
	Holliday, Billie D.	6	5	11
	Shulman, Brian J.	0	10	10
	Gibbons, Patricia Ann	1	9	10
	Laragy, Susan	1	9	10
	Bowman, Jason J.	3	6	9
	Farrell-Gallagher, Barbara E.	4	5	9
	Merante, RoseMaria	0	9	9
	Hinman, James S.	2	6	8
	Monaghan, Lori Robb	2	6	8
	Vacca, James P.	5	2	7
	Aramini, Mary E.	1	6	7
	Johnson, Christopher G.	5	2	7
	Karatas, Nigos	0	7	7
	Buettner, Brian C.	6	0	6

Agency	Attorney	Referral		Grand Total
		ACP	Court	
	Infantino, Marc	5	1	6
	Kennedy, Christian J.	6	0	6
	Nafus, Matthew D.	0	6	6
	Gladstone, Katherine	1	5	6
	Walsh, Jr., James E.	0	5	5
	Josh, Sylvia W.	3	2	5
	Davison, Mary P.	0	5	5
	Sperano, Aaron J.	4	0	4
	Gross, Bryon W.	3	1	4
	Kristal, Peter L.	2	2	4
	Pappalardo, Fauna M.	0	4	4
	Ratchford, Beth A.	3	0	3
	Brown, James E.	0	3	3
	Funk, Mark D.	1	2	3
	Flowerday, Michael D.	3	0	3
	Demo-Vazquez, Kristine M.	3	0	3
	Bruce, Lisa	1	2	3
	Crowder, Debra A.	0	3	3
	Nesser, Joseph G.	0	3	3
	Wagner, Catherine M.	0	3	3
	DeJohn, Timothy W.	1	1	2
	Mix, Matthew J.	0	2	2
	Napier, Robert A.	0	2	2
	Morabito, David R.	1	1	2
	Duclos, Marc A.	2	0	2
	Willkens, Daniel N.	0	2	2
	Sekharan, Raja N.	2	0	2
	Pennica, Kenneth L.	2	0	2
	Gangarosa, Edward, C.	1	1	2
	Attardo, Marlene A.	0	2	2
	Capanna, Paloma A.	2	0	2
	Costello, Paul Keely	1	1	2
	Hirtelen, Lori A.	0	2	2
	Kress, Danielle B.	2	0	2
	Molak, Cecily G.	0	2	2
	Offen, Alan L.	0	2	2
	Watkins, Paul B.	1	1	2
	Young, Mark A.	0	1	1
	Splain, Kristin F.	0	1	1
	Annechino, John A.	1	0	1

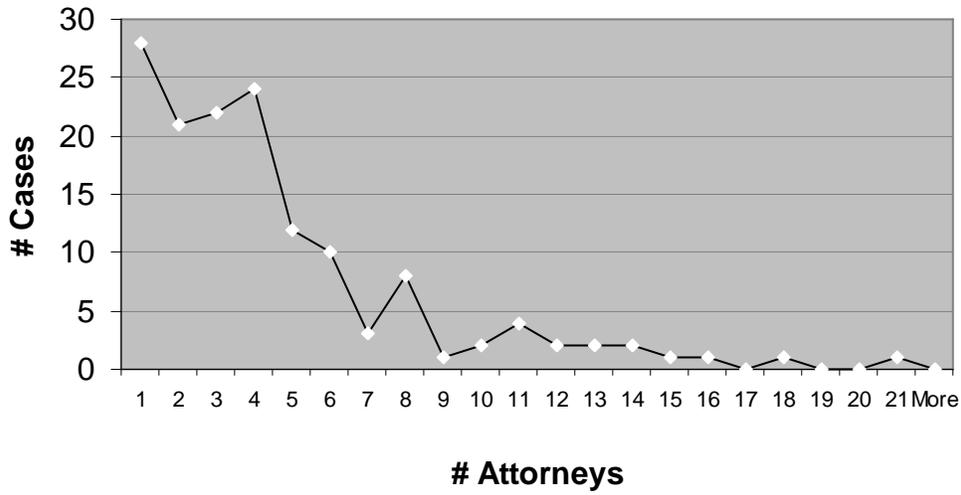
Agency	Attorney	Referral		Grand Total
		ACP	Court	
	Owens, David L.	1	0	1
	Napolitano, Lorenzo	1	0	1
	Russi, Patrick K.	0	1	1
	Jain, Rekha	1	0	1
	DiSalvo, Thomas J.	1	0	1
	Byrnes, James M.	1	0	1
	Scatigno, John M.	1	0	1
	Lahman, Janice Allen	1	0	1
	Rumi, Fares A.	1	0	1
	Stacy, Michael P.	1	0	1
	Krause, Mark	0	1	1
	Colombo, Jeanne M.	1	0	1
	Chase, Carolyn L.	0	1	1
	Cicccone, Kelly M.	0	1	1
	Hartzell, Jr., Thomas C.	0	1	1
	Indivino, Deborah A.	0	1	1
	Kaplan, David M.	1	0	1
	King, Roy W.	0	1	1
	Laragy, Christopher J.	0	1	1
	Martin, Thomas N.	0	1	1
	Rossow, Nicole A.	1	0	1
	Sedor, William J.	0	1	1
	Zimmerman, Martin L.	0	1	1
ACP Total		130	413	543
CDO	Edwards, Tynise Y.	275	3	278
	Jones, Rhian D.	268	6	274
	Dils, Anne M.	201	2	203
	Proano, Galo M.	159	3	162
	Khuns, Kevin	121	2	123
	Machado, Kerri	111	6	117
CDO Total		1135	22	1157
Grand Total		1265	435	1700

## 2007 Case Distribution Graphs1

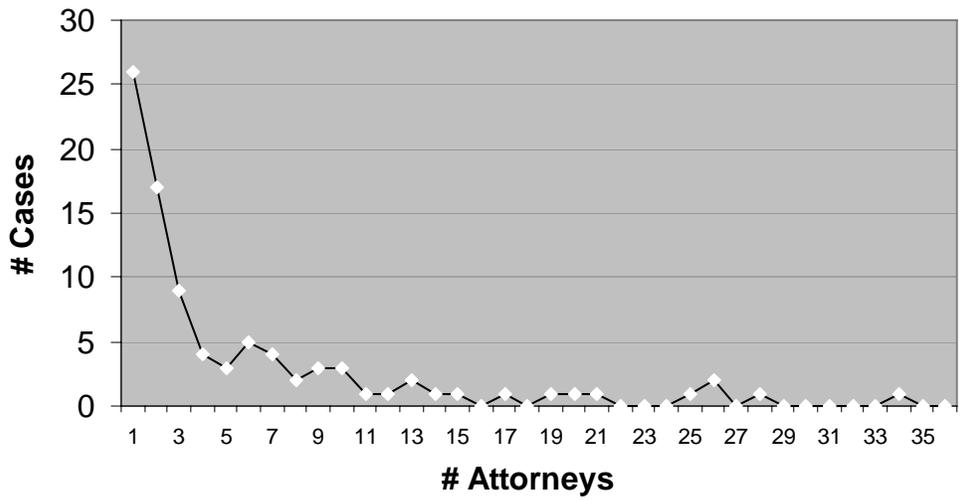


1. In interpreting these graphs, keep in mind that new panel members, non-approved attorneys, attorneys declining assignments and attorneys temporarily removed from the panels skew the results. Assigned Counsel cases only. No CDO cases in distribution

### Misdemeanor Distribution



### Family Court Distribution



## 2007 Table of Program Use by Judiciary<sup>3</sup>

The table below shows the number of assignments for each Judge making at least one assignment during 2007. The table divides the assignments between those made through the Assigned Counsel Program and those made directly by the Judge. The statistics clearly show that Rochester City Court, which assigns the greatest number of cases in the County, is very high in percentage of cases assigned through the Assigned Counsel Program – 87%. These facts directly correlate to the fact that the distribution of cases among the attorneys is greatest for criminal cases. Conversely, the statistics show that Family Court has a very low percentage of cases assigned through the Assigned Counsel Program when removing those cases assigned to the Conflict Defender Office. Therefore, Family Court has a very uneven distribution of cases among the attorneys on the Assigned Counsel Program Family Court panel.

Name	Judge	Agency	Referral		Grand Total
			ACP	Court	
Appellate Division	Appellate Division	ACP	13	1	14
		CDO	39	0	39
Appellate Division Total			52	1	53
Brighton Town Court	Dollinger, Hon. Richard A.	ACP	17	0	17
	Morris, Hon. Karen	ACP	9	1	10
Brighton Town Court Total			26	1	27
Chili Town Court	Olver, Hon. Melvin L.	ACP	0	6	6
	Pietropaoli, Hon. Patrick	ACP	0	5	5
Chili Town Court Total			0	11	11
Clarkson Town Court	Hammel, Hon. Allyn S.	ACP	4	0	4
	Wilcox, Hon. Christopher T.	ACP	7	0	7
Clarkson Town Court Total			11	0	11
E. Rochester Town Court	Argento, Hon. Victoria M.	ACP	1	10	11
	Odorisi, Hon. J. Scott	ACP	1	3	4
E. Rochester Town Court Total			2	13	15
Fairport Village Court	Barone, Hon. Vincent M.	ACP	3	2	5
Fairport Village Court Total			3	2	5
Family Court Other	Boldt , Hon. Margaret M.	ACP	1	0	1
		CDO	14	0	14
	Farber, Hon. Sidney T.	ACP	25	10	35
		CDO	147	0	147

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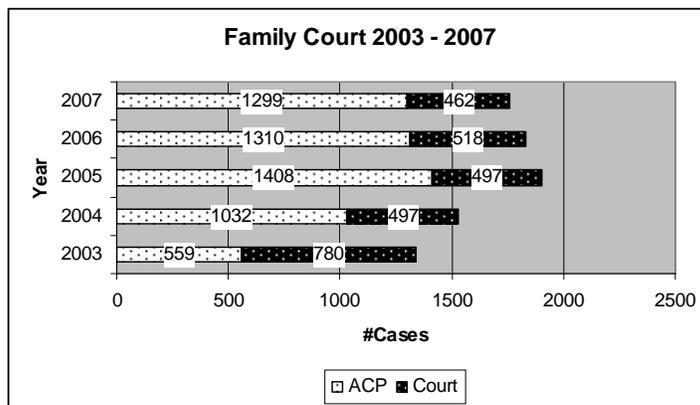
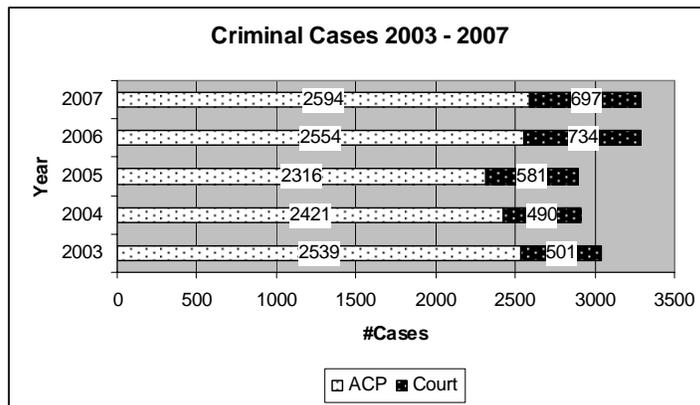
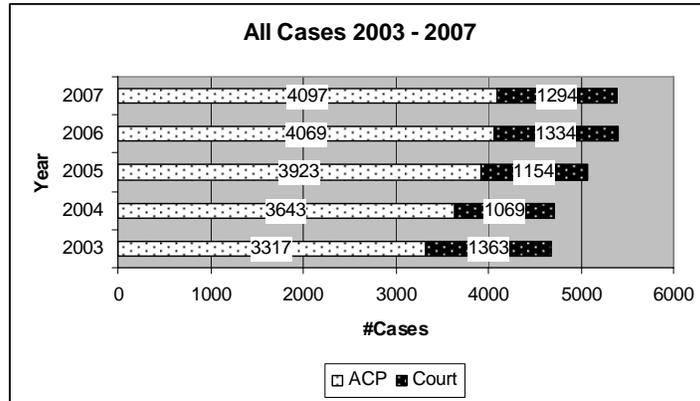
<sup>3</sup> The assignment numbers are higher here because unlike reporting of attorney assignments where only new assignments are reported, all assignments made by the Judges are counted here.

Name	Judge	Agency	Referral		Grand Total
			ACP	Court	
	Gordon, Hon. Julie Anne	ACP	23	32	55
		CDO	188	4	192
	Irizarry, Hon. Diana M.	ACP	2	1	3
		CDO	12	0	12
	Maloy, Hon. Charles T.	ACP	4	1	5
		CDO	35	0	35
	Morton, Hon. Glenn R.	ACP	5	1	6
		CDO	38	0	38
	Owlett, Hon. Deborah	ACP	0	1	1
		CDO	4	0	4
	Pilato, Hon. Linda Lohner	CDO	7	0	7
	Polito, Hon. Thomas W.	ACP	24	9	33
		CDO	119	3	122
	Rao, Hon. Michael G.	ACP	0	1	1
		CDO	3	0	3
	Strobridge, Hon. Maurice E.	ACP	3	0	3
		CDO	10	0	10
Family Court Other Total			664	63	727
Gates Town Court	Pisaturo, Hon. John J.	ACP	18	6	24
	Pupatelli, Hon. Peter P.	ACP	3	16	19
Gates Town Court Total			21	22	43
Greece Town Court	Campbell, Hon. Vincent	ACP	17	31	48
	Nitti, Hon. Gino M.	ACP	39	9	48
	Schiano, Jr., Hon. Charles A.	ACP	25	9	34
Greece Town Court Total			81	49	130
Hamlin Town Court	Moffett, Hon. Richard W.	ACP	6	0	6
	Rath, Hon. Paul W.	ACP	2	0	2
Hamlin Town Court Total			8	0	8
Henrietta Town Court	Donsky, Hon. Steven M.	ACP	1	25	26
	Kopacki, Hon. John	ACP	0	32	32
	Pericak, Hon. John G.	ACP	2	16	18
	Piampiano, Hon. James J.	ACP	0	1	1
Henrietta Town Court Total			3	74	77
Irondequoit Town Court	DeMarco, Hon. John L.	ACP	0	25	25
	Dinolfo, Hon. Vincent M.	ACP	0	30	30
	Genier, Hon. Joseph T.	ACP	2	18	20
Irondequoit Town Court Total			2	73	75
Monroe County Court	Bellini, Hon. Elma A.	ACP	21	10	31
		CDO	3	0	3
	Connell, Hon. John J.	ACP	10	22	32
		CDO	1	0	1
	Geraci, Jr., Hon. Frank P.	ACP	35	14	49

Name	Judge	Agency	Referral		Grand Total
			ACP	Court	
		CDO	3	0	3
	Keenan, Hon. Richard A.	ACP	12	44	56
		CDO	1	0	1
	Lindley, Hon. Stephen K.	ACP	0	1	1
	Marks, Hon. Patricia D.	ACP	10	28	38
		CDO	5	0	5
	Morse, Hon. Thomas Rainbow	ACP	9	0	9
	Renzi, Hon. Alexander	ACP	22	32	54
		CDO	2	0	2
	Schwartz, Hon. John R.	ACP	19	13	32
		CDO	4	0	4
	Sirkin, Hon. Stephen R.	ACP	2	1	3
Monroe County Court Total			159	165	324
Monroe County Family Court	Donofrio, Hon. Gail	ACP	4	100	104
		CDO	154	5	159
	Gallaher, Hon. Patricia E.	ACP	3	34	37
		CDO	100	1	101
	Kohout, Hon. Joan S.	ACP	5	82	87
		CDO	166	2	168
	O'Connor, Hon. Marilyn L.	ACP	0	1	1
		CDO	5	0	5
	Rivoli, Hon. John J.	ACP	1	10	11
		CDO	37	3	40
	Ruhlmann, Hon. Dandrea L.	ACP	2	103	105
		CDO	114	5	119
Monroe County Family Court Total			591	346	937
Ogden Town Court	Murante, Hon. David A.	ACP	1	3	4
	Schiano, Hon. Michael Patrick	ACP	4	2	6
Ogden Town Court Total			5	5	10
Parma Town Court	Maley, Jr., Hon. James E.	ACP	6	0	6
	Sciortino, Hon. Michael A.	ACP	8	1	9
Parma Town Court Total			14	1	15
Penfield Town Court	Farber, Hon. Sidney T.	ACP	14	4	18
	Lomenzo, Jr., Hon. John P.	ACP	13	2	15
Penfield Town Court Total			27	6	33
Perinton Town Court	Arnold, Hon. Michael H.	ACP	6	7	13
	Klonick, Hon. Thomas A	ACP	1	2	3
Perinton Town Court Total			7	9	16
Pittsford Town Court	Gallina, Hon. Fred S.	ACP	6	0	6
	Michel, Hon. F. Robert	ACP	9	1	10
Pittsford Town Court Total			15	1	16
Riga Town Court	Amarosa, Hon. Louis	ACP	2	0	2

Name	Judge	Agency	Referral		Grand Total
			ACP	Court	
	Steinwachs, Hon. Joseph	ACP	1	0	1
Riga Town Court Total			3	0	3
Rochester City Court	Castro, Hon. Melchor E.	ACP	92	43	135
		CDO	235	2	237
	Crimi, Jr., Hon. Charles F.	ACP	45	25	70
		CDO	161	0	161
	Dixon, Hon. Maija C.	ACP	40	10	50
		CDO	159	0	159
	Elliott, Hon. John E.	ACP	32	33	65
		CDO	143	0	143
	Johnson, Hon. Teresa D.	ACP	64	6	70
		CDO	171	0	171
	Lindley, Hon. Stephen K.	CDO	1	0	1
	Miller, Hon. Stephen T.	ACP	31	23	54
		CDO	90	0	90
	Morse, Hon. Thomas Rainbow	ACP	757	179	936
		CDO	31	2	33
	Yacknin, Hon. Ellen M.	ACP	44	11	55
		CDO	142	1	143
Rochester City Court Total			2238	335	2573
Rush Town Court	Kirch, Hon. Henry E.	ACP	1	0	1
Rush Town Court Total			1	0	1
Supreme Court	Affronti, Hon. Francis A.	ACP	7	7	14
	Ark, Hon. John J.	ACP	7	16	23
	Bellini, Hon. Elma A.	ACP	76	79	155
	Stander, Hon. Thomas A.	ACP	0	1	1
	Valentino, Hon. Joseph D.	ACP	20	11	31
Supreme Court Total			110	114	224
Sweden Town Court	Coapman, Hon. Carl A.	ACP	4	0	4
	Cody, Hon. William J.	ACP	15	0	15
	Depferd, Hon. Mark R.	ACP	2	0	2
Sweden Town Court Total			21	0	21
Webster Town Court	Corretore, Hon. David	ACP	8	1	9
	DiSalvo, Hon. Thomas J.	ACP	15	2	17
Webster Town Court Total			23	3	26
Wheatland Town Court	Hallock, Hon. Timothy	ACP	2	0	2
	Litteer, Jr., Hon. Harold H.	ACP	7	0	7
Wheatland Town Court Total			9	0	9

## Graphs of Program Use by Judiciary



## Types of Cases Referred in 2007<sup>4</sup>

Crime	Total
Custody/Visitation	1004
Family Offense	322
Child Protective Proceeding	256
Harassment 2	242
Petit Larceny	217
Crim. Poss. Controlled Substance 3	204
Disorderly Conduct	178
Assault 3	165
Crim. Poss. Controlled Substance 7	105
Criminal Mischief 4	102
Criminal Contempt 2	98
Unauthorized Use Motor Vehicle 3	88
Robbery 1	87
Violation Probation (M)	87
Assault 2	81
Parole Violation	81
Unlawful Poss. Marihuana	80
Crim. Poss. Weapon 2	76
Menacing 2	74
Burglary 2	71
Criminal Contempt 1	65
Loitering 1	62
Agg. Harassment 2	61
Crim. Poss. Stolen Property 4	55
Robbery 2	54
Violation Probation (F)	53
Agg. Unlicensed Operation 2	45
Agg. Unlicensed Operation 3	43
Burglary 3	42
Appeal-Criminal Court (Fel.)	39
Murder 2	36
Paternity	36

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<sup>4</sup> Based only on cases referred to ACP for assignment. Assignment numbers are higher because during the pendency of a referred case, more than one attorney may be assigned to that case.

Crime	Total
Grand Larceny 4	35
Witness	32
Obstructing Gov't'l Administration 2	31
Resisting Arrest	31
Support	30
Trespass	28
Crim. Poss. Marihuana 5	27
Crim. Sale of Controlled Substance 3	27
Crim. Poss. Marihuana 4	26
Crim. Poss. Forged Instrument 2	24
Crim. Trespass 3	24
Crim. Trespass 2	23
Driving While Intoxicated	21
Guardianship	20
Grand Larceny 3	19
Agg. Unlicensed Operation 1	18
Crim. Poss. Weapon 4	17
Burglary 1	15
Crim. Poss. Stolen Property 5	15
Forgery 2	15
Assault 1	14
Pins-Intervenor/FC	14
Crim. Sale Marihuana 4	13
Rape 1	13
Crim. Poss. Weapon 3	12
Criminal Impersonation 2	12
Criminal Mischief 3	12
Robbery 3	12
Appeal-Family Court	11
Crim. Poss. Controlled Substance 2	11
False Personation	11
Reckless Endangerment 1	11
End. Welfare Child	10
Loitering	10
Crim. Poss. Controlled Substance 1	9
Crim. Poss. Marihuana 3	9
Foster Care	9
Poss. Imitation Controlled Substance	9
Reckless Endangerment 2	9
Crim. Poss. Stolen Property 3	8
Post-Conviction Motion	8

Crime	Total
Crim. Poss. Controlled Substance 5	6
Crim. Use Drug Paraphernalia 2	6
Criminal Contempt 1, Aggravated	6
Driving While Intoxicated (Fel.)	6
Unlawful Assembly	6
Act Manor Injur Child < 17	5
Alcoholic Beverage Control	5
Crim. Poss. Marihuana 2	5
Prohibited Use of Weapon	5
Rioting 2	5
Conspiracy 2	4
Criminal Facilitation 4	4
Criminal Mischief 2	4
Criminal Sexual Act 1	4
Fugitive	4
Intimidating Victim/Witness 3	4
Robbery 1, Att.	4
Appeal-Criminal Court (Misd.)	3
Arson 2, Att.	3
Arson 3	3
Burglary 2, Att.	3
Crim. Poss. Forged Instrument 3	3
Crim. Poss. Hypodermic Instrument	3
Harassment	3
Identity Theft 1	3
Manslaughter 1	3
Petit Larceny, Att.	3
Promoting Prison Contraband 2	3
Promoting Prostitution 2	3
Public Lewdness	3
Sexual Abuse 3	3
Theft of Services	3
Unauthorized Use Motor Vehicle 2	3
Unlawfully Dealing With Child	3
Unlicensed Operator	3
722-c Order	2
Adoption	2
Appeal - Parole Violation	2
Assault 2, Att.	2
Assault 3, Att.	2
Body Stealing	2

Crime	Total
Crim. Sale Marihuana 2	2
Crim. Sale of Controlled Sub. 3, Att.	2
Criminal Nuisance 2	2
Fail Exercise Control of	2
Fail to Reg:Sex Off 2nd O	2
Falsely Reporting Incident 3	2
Falsifying Business Records 1	2
Forcible Touching	2
Gang Assault 2	2
Grand Larceny 2	2
Identity Theft 2	2
Imit Control Subs 2	2
Insurance Fraud 5	2
Intimidating Victim/Witness 2	2
Leaving Scene Incident-PI	2
Murder 1	2
Patronizing a Prostitute 4	2
Poss. Burglar's Tools	2
Prostitution	2
Rape 1, Att.	2
Rape 2	2
Rape 3	2
Rockefeller Reform Resentence	2
Sex Conduct Child 1	2
Sexual Abuse 2	2
Sexual Misconduct	2
Suspended Registration	2
Agg. Assault Officer	1
Agg. Harassment 1	1
Arson 1, Att.	1
Arson 5	1
Att. Vehicular Assault 2	1
Bail Jumping 1	1
Burglary 1, Att.	1
Burglary 3, Att.	1
Cig Tax - Poss/Trans Untaked	1
Conspiracy 6	1
Crim. Poss. Marihuana 1	1
Crim. Sale Firearm 1	1
Crim. Sale Marihuana 5	1
Crim. Tamp 2	1

Crime	Total
Crim. Use Firearm 1	1
Crossing Other Than Crosswalk	1
Driving With More Than .10	1
Escape 2	1
Exposure of Person	1
Fail to Reg:Sex Offender	1
Fail Yield Right of Way	1
Gang Assault 1	1
Grand Larceny 4, Att.	1
Habeas Corpus	1
Harassment 1	1
Identity Theft 3	1
Insurance Fraud 3	1
Murder 1, Att.	1
Murder 2, Att.	1
Offering False Instrument for Filing 1	1
Park Curfew	1
Promoting Prostitution 4	1
Public Health Law	1
Reckless Driving	1
Resentence (F)	1
Robbery 3, Att.	1
Sale of Alcohol to a Minor	1
Sexual Abuse 1	1
Sodomy 1	1
Sodomy 2	1
Stalking 3	1
Tampering Physical Evidence	1
Torturing & Injuring Animals	1
Unauthorized Use Motor Vehicle 3, Att.	1
Unlawful Disp Used Oil	1
Unlawful Growth Cannabis	1
Unlawful Poss Fireworks	1
Unlawful Poss Personal	1
Unlawfully Deal w/Child 2	1
Unlawfully Dealing w/Child 1	1
Unregistered Vehicle	1
Unsecured Firearm	1
Welfare Fraud - Fel.	1
Welfare Fraud 3	1
Grand Total	5171

## 2007 Case Costs by Panel<sup>5</sup>

Description	Data	Attorney Expenses	Fees	Vendor Expenses	Total
ABC Felony	Fees	\$6,886	\$1,268,296	\$85,075	\$1,360,257
	#Cases	181	553	81	815
Appellate	Fees	\$437	\$53,934	\$192	\$54,563
	#Cases	3	8	2	13
DE Felony	Fees	\$1,809	\$508,808	\$10,403	\$521,020
	#Cases	98	430	18	546
Family Court	Fees	\$1,450	\$468,376	\$1,500	\$471,326
	#Cases	118	513	1	632
Misdemeanor	Fees	\$589	\$373,340	\$3,951	\$377,880
	#Cases	122	725	26	873
Other	Fees	\$196	\$37,581	\$1,649	\$39,425
	#Cases	7	33	2	42
Probation/Parole	Fees	\$86	\$71,533		\$71,619
	#Cases	20	140		160
Total Fees		\$11,452	\$2,781,869	\$102,769	\$2,896,091
Total #Cases		549	2402	130	3081

## 2007 Costs by Case Disposition

Panel	Disposition	Data	Total
ABC Felony	A.C.D.	Total	\$2,589
		Average	\$647
		#Cases	4
	Abated by Death	Total	\$2,326
		Average	\$581
		#Cases	4
	Alford Plea	Total	\$4,136
		Average	\$4,136
		#Cases	1
	Bench Trial - Acquittal	Total	\$8,802
		Average	\$4,401
		#Cases	2
	Bench Trial - Guilty Lesser	Total	\$13,450
		Average	\$2,242
		#Cases	6

<sup>5</sup> Includes all cases closed and paid in 2007 even if assigned in a prior year. Excludes administrative costs.

Panel	Disposition	Data	Total
	Bench Trial - Guilty Original	Total	\$5,027
		Average	\$2,514
		#Cases	2
	Bench Warrant	Total	\$12,751
		Average	\$1,822
		#Cases	7
	Client Retained Own Counsel	Total	\$15,937
		Average	\$498
		#Cases	32
	Conflict of Interest	Total	\$2,250
		Average	\$1,125
		#Cases	2
	Consolidated - Other Charges	Total	\$188
		Average	\$188
		#Cases	1
	Covered by Plea - Other Charge	Total	\$15,859
		Average	\$933
		#Cases	17
	Dismissed - CPL 30.30	Total	\$3,235
		Average	\$809
		#Cases	4
	Dismissed - Felony Complaint	Total	\$1,312
		Average	\$219
		#Cases	6
	Dismissed - Indictment	Total	\$56,601
		Average	\$2,461
		#Cases	23
	Dismissed - Information	Total	\$1,339
		Average	\$669
		#Cases	2
	Dismissed - Plea in Satisfaction	Total	\$3,179
		Average	\$530
		#Cases	6
	Jury Trial - Acquittal	Total	\$126,313
		Average	\$3,414
		#Cases	37
	Jury Trial - Guilty Lesser	Total	\$93,532
		Average	\$3,897
		#Cases	24
	Jury Trial - Guilty Original	Total	\$339,641
		Average	\$4,922
		#Cases	69
	No Bill - Grand Jury	Total	\$35,188
		Average	\$434

Panel	Disposition	Data	Total
		#Cases	81
	Not Indigent	Total	\$920
		Average	\$460
		#Cases	2
	Other	Total	\$7,492
		Average	\$1,498
		#Cases	5
	Plea To Reduced Charge	Total	\$328,663
		Average	\$1,236
		#Cases	266
	Plea To Top Charge	Total	\$201,752
		Average	\$1,654
		#Cases	122
	Relieved By Court	Total	\$7,427
		Average	\$619
		#Cases	12
	Stipulated Settlement	Total	\$1,058
		Average	\$1,058
		#Cases	1
	Transfer to Family Court	Total	\$2,694
		Average	\$539
		#Cases	5
	Y.O. Adjudication	Total	\$49,446
		Average	\$824
		#Cases	60
ABC Felony Total			\$1,343,104
ABC Felony Average			\$1,673
ABC Felony #Cases			803
Appellate	Appeal Judgment - Affirmed	Total	\$8,547
		Average	\$2,849
		#Cases	3
	Appeal Judgment - Dismissed	Total	\$645
		Average	\$645
		#Cases	1
	Appeal Judgment - Modified	Total	\$5,340
		Average	\$2,670
		#Cases	2
	Appeal Judgment - Reversed	Total	\$106
		Average	\$106
		#Cases	1
	Appeal Sentence - Affirmed	Total	\$7,193
		Average	\$7,193
		#Cases	1
Appellate Total			\$21,831

Panel	Disposition	Data	Total
Appellate Average			\$2,729
Appellate #Cases			8
DE Felony	A.C.D.	Total	\$1,433
		Average	\$478
		#Cases	3
	Bench Trial - Acquittal	Total	\$2,025
		Average	\$1,013
		#Cases	2
	Bench Trial - Guilty Lesser	Total	\$5,119
		Average	\$1,024
		#Cases	5
	Bench Warrant	Total	\$14,574
		Average	\$1,214
		#Cases	12
	Client Retained Own Counsel	Total	\$7,514
		Average	\$376
		#Cases	20
	Consolidated - Other Charges	Total	\$457
		Average	\$457
		#Cases	1
	Covered by Plea - Other Charge	Total	\$6,516
		Average	\$383
		#Cases	17
	Dismissed - CPL 30.30	Total	\$5,430
		Average	\$1,086
		#Cases	5
	Dismissed - Felony Complaint	Total	\$11,513
		Average	\$1,279
		#Cases	9
	Dismissed - Indictment	Total	\$18,662
		Average	\$1,866
		#Cases	10
	Dismissed - Plea in Satisfaction	Total	\$3,987
		Average	\$443
		#Cases	9
	Jury Trial - Acquittal	Total	\$23,140
		Average	\$2,571
		#Cases	9
	Jury Trial - Guilty Original	Total	\$8,386
		Average	\$1,398
		#Cases	6
	No Bill - Grand Jury	Total	\$26,959
		Average	\$435
		#Cases	62

Panel	Disposition	Data	Total
	No Conflict - PD Continued	Total	\$420
		Average	\$210
		#Cases	2
	Other	Total	\$1,163
		Average	\$291
		#Cases	4
	Plea To Reduced Charge	Total	\$223,198
		Average	\$1,010
		#Cases	221
	Plea To Top Charge	Total	\$122,462
		Average	\$1,250
		#Cases	98
	Relieved By Court	Total	\$6,031
		Average	\$548
		#Cases	11
	Y.O. Adjudication	Total	\$31,656
		Average	\$812
		#Cases	39
	DE Felony Total		\$520,645
	DE Felony Average		\$955
	DE Felony #Cases		545
Family Court	A.C.D.	Total	\$2,985
		Average	\$498
		#Cases	6
	Abated by Death	Total	\$45
		Average	\$45
		#Cases	1
	Admit Petition	Total	\$14,096
		Average	\$829
		#Cases	17
	Client Retained Own Counsel	Total	\$2,689
		Average	\$672
		#Cases	4
	Conflict of Interest	Total	\$1,058
		Average	\$529
		#Cases	2
	Petition Dismissed	Total	\$85,172
		Average	\$471
		#Cases	181
	Petition Found After Hearing	Total	\$60,303
		Average	\$1,546
		#Cases	39
	Relieved By Court	Total	\$2,030
		Average	\$338

Panel	Disposition	Data	Total
		#Cases	6
	Stipulated Settlement	Total	\$301,449
		Average	\$804
		#Cases	375
Family Court Total			\$469,826
Family Court Average			\$745
Family Court #Cases			631
Misdemeanor	A.C.D.	Total	\$64,091
		Average	\$373
		#Cases	172
	Abated by Death	Total	\$168
		Average	\$168
		#Cases	1
	Bench Trial - Acquittal	Total	\$3,291
		Average	\$470
		#Cases	7
	Bench Trial - Guilty Lesser	Total	\$2,443
		Average	\$814
		#Cases	3
	Bench Trial - Guilty Original	Total	\$6,993
		Average	\$1,399
		#Cases	5
	Bench Warrant	Total	\$7,302
		Average	\$456
		#Cases	16
	Client Retained Own Counsel	Total	\$2,507
		Average	\$358
		#Cases	7
	Conflict of Interest	Total	\$144
		Average	\$72
		#Cases	2
	Consolidated - Other Charges	Total	\$285
		Average	\$285
		#Cases	1
	Covered by Plea - Other Charge	Total	\$21,699
		Average	\$402
		#Cases	54
	Dismissed - CPL 30.30	Total	\$25,632
		Average	\$316
		#Cases	81
	Dismissed - Indictment	Total	\$786
		Average	\$786
		#Cases	1
	Dismissed - Information	Total	\$40,197

Panel	Disposition	Data	Total
		Average	\$362
		#Cases	111
	Dismissed - Plea in Satisfaction	Total	\$19,051
		Average	\$465
		#Cases	41
	Jury Trial - Acquittal	Total	\$2,351
		Average	\$588
		#Cases	4
	Jury Trial - Guilty Lesser	Total	\$306
		Average	\$306
		#Cases	1
	Jury Trial - Guilty Original	Total	\$2,664
		Average	\$666
		#Cases	4
	Plea To Reduced Charge	Total	\$103,603
		Average	\$493
		#Cases	210
	Plea To Top Charge	Total	\$57,509
		Average	\$483
		#Cases	119
	Post Conviction - Denied	Total	\$1,206
		Average	\$1,206
		#Cases	1
	Pre-Trial Diversion	Total	\$1,365
		Average	\$683
		#Cases	2
	Relieved By Court	Total	\$1,197
		Average	\$199
		#Cases	6
	Trial Order of Dismissal	Total	\$2,754
		Average	\$2,754
		#Cases	1
	Y.O. Adjudication	Total	\$10,199
		Average	\$486
		#Cases	21
Misdemeanor Total			\$377,742
Misdemeanor Average			\$434
Misdemeanor #Cases			871
Other	Appeal Judgment - Discontinued	Total	\$300
		Average	\$300
		#Cases	1
	Appeal Sentence - Modified	Total	\$2,865
		Average	\$1,433
		#Cases	2

Panel	Disposition	Data	Total
	Client Retained Own Counsel	Total	\$338
		Average	\$113
		#Cases	3
	Dismissed - CPL 30.30	Total	\$113
		Average	\$113
		#Cases	1
	Dismissed - Information	Total	\$113
		Average	\$113
		#Cases	1
	Extradition Granted	Total	\$3,247
		Average	\$1,082
		#Cases	3
	No Conflict - PD Continued	Total	\$165
		Average	\$165
		#Cases	1
	Other	Total	\$6,160
		Average	\$362
		#Cases	17
	Petition Found After Hearing	Total	\$12,189
		Average	\$12,189
		#Cases	1
	Plea To Reduced Charge	Total	\$5,888
		Average	\$5,888
		#Cases	1
	Post Conviction - Denied	Total	\$3,687
		Average	\$922
		#Cases	4
	Post Conviction - Granted	Total	\$2,705
		Average	\$676
		#Cases	4
	Stipulated Settlement	Total	\$8
		Average	\$8
		#Cases	1
Other Total			\$37,777
Other Average			\$944
Other #Cases			40
Probation/Parole	Admit Petition	Total	\$56,309
		Average	\$462
		#Cases	122
	Bench Warrant	Total	\$42
		Average	\$42
		#Cases	1
	Client Retained Own Counsel	Total	\$421
		Average	\$210

Panel	Disposition	Data	Total
		#Cases	2
	Consolidated - Other Charges	Total	\$271
		Average	\$135
		#Cases	2
	Covered by Plea - Other Charge	Total	\$1,693
		Average	\$242
		#Cases	7
	Dismissed - Plea in Satisfaction	Total	\$532
		Average	\$532
		#Cases	1
	Petition Dismissed	Total	\$4,681
		Average	\$468
		#Cases	10
	Petition Found After Hearing	Total	\$4,470
		Average	\$559
		#Cases	8
	Plea To Reduced Charge	Total	\$1,720
		Average	\$860
		#Cases	2
	Relieved By Court	Total	\$391
		Average	\$195
		#Cases	2
	Stipulated Settlement	Total	\$1,088
		Average	\$363
		#Cases	3
Probation/Parole Total			\$71,619
Probation/Parole Average			\$448
Probation/Parole #Cases			160
Total Total			\$2,842,545
Total Average			\$930
Total #Cases			3058