

**Monroe County
and
Monroe County
Bar Association
Assigned Counsel Program
2005 Annual Report**

Maggie Brooks, Monroe County Executive

Steven C. Bowman, Director of Public Safety

James S. Grossman, Esq. , President, Monroe County Bar Association

**Submitted by:
Richard W. Youngman, Esq., Conflict Defender**

April 17, 2006

TABLE OF CONTENTS

INTRODUCTION	1
<i>"To Provide Quality Representation"</i>	1
<i>"To Provide A Coordinated And Centralized Assignment System for Conflict Cases"</i>	2
<i>"To Provide A More Equitable Distribution Of Conflict Assignments Among Lawyers"</i>	3
<i>"To Attract More Lawyers Willing To Handle Conflict Assignments"</i>	4
<i>"To Maintain Uniform And Proper Billing Practices And To Ensure Cost Accountability Of Services"</i>	4
<i>"To Provide Increased Efficiency For The Courts"</i>	4
2006 GOALS	5
NEW ATTORNEYS IN 2005	6
TOTAL CASES REFERRED BY PANEL 2001-2005¹	8
2005 ASSIGNMENTS	9
<i>2005 ABC Felony Assignments</i>	10
<i>2005 DE Felony Assignments</i>	13
<i>2005 Misdemeanor Assignments</i>	18
<i>2005 Family Court Assignments</i>	24
<i>2005 Case Distribution Graphs1</i>	29
2005 TABLE OF PROGRAM USE BY JUDICIARY	31
<i>Graphs of Program Use by Judiciary</i>	38
TYPES OF CASES ASSIGNED IN 2005	39
2005 CASE COSTS BY PANEL	46
2005 COSTS BY CASE DISPOSITION	47
2005 CASE DISPOSITIONS	60

Introduction

2005 was the fourteenth year the Assigned Counsel Program operated in all courts. It was also the second full 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 only three initial complaints involving alleged questionable or unethical conduct by participating attorneys. This is decrease from 2004. 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.

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 2005, we continued distribution of the newsletter. The Program distributed a total of 41 such newsletters during 2005. The newsletter was posted on our web site as an E-Newsletter and 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 2005 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%.

2005 saw a significant increase in case assignments to the Conflict Defender Office from Family Court. Planning for the office anticipated that the four staff attorneys would have a caseload of approximately 1,000 cases per year. In 2005 that assigned cases numbered 1,309. This 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 four attorneys assigned to the same number of parts. There is no way that four attorneys can adequately cover all the 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 demands placed on attorney time by Family Treatment Court and the new Permanency legislation – requiring hearings every six months – increased the coverage problem for the Conflict Defender Office in 2005.

"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 2005, in conjunction with County Executive Brooks' "Technology Initiative", work began 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 are working 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 has been a small increase in the number of felony panel members during 2005.

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 2005.

The Program takes every opportunity to remind the current panel members to apply for the more restrictive panels once they achieve the requisite qualifications. 2005 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. Only one attorney participated in the Trial Mentor Program in order to obtain the requisite experience required to advance to a felony 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 effected 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"

Those 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.

2006 Goals

The following are the goals for 2006:

1. Complete County Executive Brook's technology initiative to bring further efficiency and value to the services of the Assigned Counsel Program.
 - a. This includes total replacement of and enhancements to the case management system now used for both assigned and staff cases.
2. Advocate that the Superior Courts and Family Court provide schedules and procedures that reduce wasted time spent by assigned and staff attorneys.
3. Improve the Conflict Defender Office service to Family Court by reduction of the caseload to those anticipated when the office was created. Reduction to be achieved by one of the following:
 - a. Increase the number of staff attorneys by a minimum of one, but ideally two.
 - b. Assignment of all cases before the Family Court Referees to private counsel under the Assigned Counsel Plan.
4. Obtain law school interns to assist the Conflict Defender attorneys, prepare documents, conduct research and improve the motion and brief bank.
5. Develop any necessary procedures to comply with the anticipated State of New York standards and requirements accompanying state contribution to increased assigned counsel fees under Article 18-B of the County Law.

New Attorneys in 2005¹

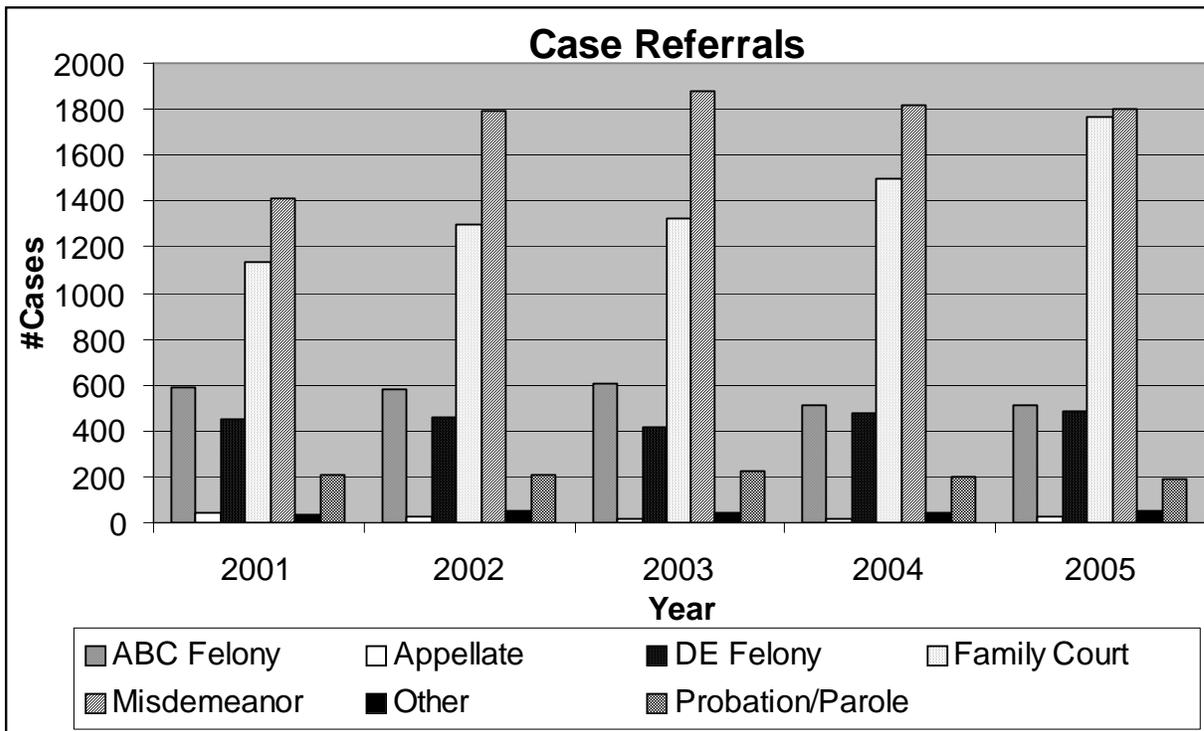
Name	Panel				Grand Total
	ABC Felony	DE Felony	Family Court	Misdemeanor	
Badain, Lara R.		1	1	1	3
Bowman, Jason J.				1	1
Buettner, Brian C.		1			1
Byrne, Heather V.	1	1	1	1	4
Davison, Mary P.	1		1		2
Demo-Vazquez, Kristine M.			1	1	2
Duclos, Marc A.				1	1
Easton, William T.	1	1			2
Gross, Bryon W.		1			1
Kaplan, David M.			1		1
Kennedy, Christian J.		1	1	1	3
Kress, Danielle B.			1		1
Machado, Kerri			1		1
Marcera, Jr., Salvatore J.				1	1
Merante, RoseMaria			1		1
Nobles, Jamie Lee	1			1	2
Rain, Mary E.	1	1			2
Schmitt, Michael D.		1	1	1	3
Sercu, Stephen				1	1
Stern, Jon M.			1	1	2

¹ Panel for which the attorney was approved in 2003. Attorney may have been approved in a previous year for a different panel or panels

Name	Panel				Grand Total
	ABC Felony	DE Felony	Family Court	Misdemeanor	
Watkins, Paul B.			1		1
West, John R.	1	1			2
Wilcox, Christopher T.			1	1	2
Willkens, Daniel N.			1	1	2
Young, D. Scott	1	1		1	3
Grand Total	7	10	14	14	45

Total Cases Referred by Panel 2001-2005¹

Panel	Year				
	2001	2002	2003	2004	2005
ABC Felony	592	584	603	511	507
Appellate	40	22	17	16	27
DE Felony	448	461	416	473	485
Family Court	1137	1299	1329	1501	1764
Misdemeanor	1414	1788	1877	1815	1805
Other	36	48	47	40	52
Probation/Parole	204	205	226	202	193
Grand Total	3871	4407	4515	4558	4833



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

2005 Assignments²

The following charts show the assignments each attorney received in 2005. 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 2005 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 2005 will have fewer assignments in that panel because they were not on the panel for an entire year. Thirdly, a number of attorneys declined a significant number of assignments, requested removal from the Program for long periods of time or resigned from the Program during 2005. 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. The Administrator and Advisory Committee must work diligently to provide a workable solution to the inequities of the Family Court assignments. Looking at the last column of the tables, it takes significantly fewer attorneys for the Family Court assignments to reach a high percentage than it does for the criminal court assignments. This is less of a concern since the Conflict Defender Office represents the bulk of the conflict cases in Family 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.

² 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.

2005 ABC Felony Assignments

Agency	Attorney	Assigned By		Grand Total
		ACP	Court	
ACP	Crimi, Jr., Charles F.	17	2	19
	Rose, Angelo A.	6	12	18
	Shulman, Brian J.	10	8	18
	Brown, James E.	11	7	18
	Zimmermann, Jr., Clark J.	10	8	18
	Vacca, James P.	17	0	17
	Feindt, Mary E.	11	5	16
	Garretson, Scott A.	16	0	16
	Shapiro, Robert A.	14	1	15
	Kristal, Peter L.	11	1	12
	Murante, David A.	10	2	12
	Farrell, Barbara E.	11	0	11
	Hinman, James S.	8	3	11
	Kennedy, Christian J.	0	11	11
	Damelio, Joseph S.	2	9	11
	Krane, Joel N.	8	3	11
	Kasperek, Lawrence L.	9	2	11
	Funk, Mark D.	8	2	10
	Young, Mark A.	1	9	10
	Cocuzzi, Thomas J.	6	4	10
Scibetta, Michael P.	9	1	10	
MacAulay, Paul D.	9	1	10	

		Assigned By		
Agency	Attorney	ACP	Court	Grand Total
	Perez, Gilbert R.	8	1	9
	Johnson, Christopher G.	8	1	9
	Holliday, Billie D.	8	1	9
	Brown, J. Raymond	9	0	9
	Bourtis, Eftihia	9	0	9
	Bitetti, Gary	7	2	9
	DiSalvo, Thomas J.	7	1	8
	Napier, James A.	8	0	8
	Owens, David L.	8	0	8
	Rizzo, James J.	7	1	8
	Vacca, Jr., Paul J.	8	0	8
	Pullano, Peter J.	3	4	7
	Schiano, Michael P.	5	2	7
	Barr, Culver K.	7	0	7
	DeJohn, Timothy W.	6	0	6
	Annechino, John A.	6	0	6
	Schiano, Jr., Charles A.	5	1	6
	Hurwitz, Phillip R.	6	0	6
	Thompson, Donald M.	5	1	6
	Egger, Jan P.	6	0	6
	Aramini, Mary E.	5	0	5
	Pilato, Louis P.	4	1	5
	Morabito, David R.	5	0	5

		Assigned By		
Agency	Attorney	ACP	Court	Grand Total
	Schiano, Christopher	0	5	5
	Nobles, Jamie Lee	2	3	5
	Young, D. Scott	5	0	5
	Conaty, Jr., George W.	5	0	5
	Aureli, Daniel L.	4	1	5
	Fuller, Paul D.	3	1	4
	Thomas-Diaz, Kathleen	4	0	4
	Wood, Robert W.	4	0	4
	Byrne, Heather V.	4	0	4
	Lewis, Herbert J.	3	0	3
	Walsh, Jr., James E.	2	0	2
	Mix, Matthew J.	2	0	2
	Rain, Mary E.	1	1	2
	Splain, Thomas M.	2	0	2
	Burke, Adrian J.	2	0	2
	Napier, Robert A.	2	0	2
	Josh, Sylvia W.	0	1	1
	Crowder, Debra A.	0	1	1
	Merante, Vincent E.	1	0	1
	Schiano, Sr., Charles A.	1	0	1
	Owens, Clifford Paul	1	0	1
	Gangarosa, Edward, C.	0	1	1
	Parks, Anthony	0	1	1

		Assigned By		
Agency	Attorney	ACP	Court	Grand Total
	Davison, Mary P.	1	0	1
	Strazzeri, Francis A.	0	1	1
	Andolina, Lawrence J.	0	1	1
	Easton, William T.	0	1	1
	Green, Scott M.	0	1	1
	LaPine, Felix V.	0	1	1
	Muldoon, Gary	0	1	1
	Reed, Alan	0	1	1
ACP Total		403	129	532
Grand Total		403	129	532

2005 DE Felony Assignments

		Assigned By		
Agency	Attorney	ACP	Court	Grand Total
ACP	Brown, James E.	7	10	17
	Rose, Angelo A.	5	10	15
	Vacca, James P.	11	3	14
	Garretson, Scott A.	10	2	12
	Kristal, Peter L.	10	2	12
	Hinman, James S.	10	2	12
	Bourtis, Eftihia	11	1	12

		Assigned By		
Agency	Attorney	ACP	Court	Grand Total
	Shulman, Brian J.	3	8	11
	Feindt, Mary E.	7	4	11
	Young, Mark A.	3	8	11
	Crimi, Jr., Charles F.	7	3	10
	Funk, Mark D.	8	2	10
	Cocuzzi, Thomas J.	3	7	10
	Schiano, Christopher	3	7	10
	Shapiro, Robert A.	6	3	9
	Murante, David A.	9	0	9
	Kennedy, Christian J.	1	8	9
	Krane, Joel N.	7	2	9
	Johnson, Christopher G.	8	1	9
	Perez, Gilbert R.	6	2	8
	Holliday, Billie D.	7	1	8
	Josh, Sylvia W.	8	0	8
	Infantino, Marc	8	0	8
	Farrell, Barbara E.	5	2	7
	Kasperek, Lawrence L.	7	0	7
	Owens, David L.	7	0	7
	Russi, Patrick K.	6	1	7
	Scibetta, Michael P.	6	0	6
	Aramini, Mary E.	5	1	6
	Pilato, Louis P.	5	1	6

		Assigned By		
Agency	Attorney	ACP	Court	Grand Total
	Nobles, Jamie Lee	1	5	6
	Lester, Frederick	6	0	6
	Gross, Bryon W.	6	0	6
	Schmitt, Michael D.	6	0	6
	MacAulay, Paul D.	5	0	5
	Brown, J. Raymond	5	0	5
	Schiano, Jr., Charles A.	5	0	5
	Thomas-Diaz, Kathleen	4	1	5
	Wood, Robert W.	4	1	5
	Buettner, Brian C.	5	0	5
	Zimmermann, Jr., Clark J.	2	2	4
	Bitetti, Gary	4	0	4
	DiSalvo, Thomas J.	4	0	4
	Napier, James A.	4	0	4
	Rizzo, James J.	4	0	4
	Pullano, Peter J.	3	1	4
	DeJohn, Timothy W.	4	0	4
	Morabito, David R.	4	0	4
	Young, D. Scott	4	0	4
	Lewis, Herbert J.	4	0	4
	Mix, Matthew J.	4	0	4
	Rain, Mary E.	3	1	4
	Merante, Vincent E.	4	0	4

		Assigned By		
Agency	Attorney	ACP	Court	Grand Total
	Schiano, Sr., Charles A.	4	0	4
	Flowerday, Michael D.	4	0	4
	Damelio, Joseph S.	0	3	3
	Schiano, Michael P.	3	0	3
	Annechino, John A.	3	0	3
	Hurwitz, Phillip R.	3	0	3
	Thompson, Donald M.	1	2	3
	Byrne, Heather V.	3	0	3
	Splain, Thomas M.	2	1	3
	Owens, Clifford Paul	1	2	3
	Zaretsky, Allen J.	3	0	3
	Vacca, Jr., Paul J.	2	0	2
	Barr, Culver K.	2	0	2
	Egger, Jan P.	2	0	2
	Conaty, Jr., George W.	2	0	2
	Fuller, Paul D.	2	0	2
	Burke, Adrian J.	2	0	2
	Gangarosa, Edward, C.	0	2	2
	Parks, Anthony	2	0	2
	McMorrow, Brooke B.	1	1	2
	Duclos, Marc A.	1	1	2
	Goldman, Ronald S.	2	0	2
	Aureli, Daniel L.	1	0	1

		Assigned By		
Agency	Attorney	ACP	Court	Grand Total
	Walsh, Jr., James E.	1	0	1
	Crowder, Debra A.	0	1	1
	Davison, Mary P.	1	0	1
	Strazzeri, Francis A.	1	0	1
	Karatas, Nigos	1	0	1
	Gladstone, Katherine	0	1	1
	Dimassimo, James D.	1	0	1
	Sekharan, Raja N.	0	1	1
	Dedes, William C.	1	0	1
	Doyle, James D.	0	1	1
	LaDuca, Anthony	0	1	1
	Lembke, Matthew R.	0	1	1
	Sercu, Stephen	0	1	1
	Tuohey, Michael J.	1	0	1
	West, John R.	0	1	1
	Wisner, Todd J.W.	1	0	1
ACP Total		348	122	470
Grand Total		348	122	470

2005 Misdemeanor Assignments

		Assigned By		
Agency	Attorney	ACP	Court	Grand Total
ACP	Rose, Angelo A.	2	25	27
	Walsh, Jr., James E.	5	16	21
	Young, Mark A.	4	13	17
	Kennedy, Christian J.	3	14	17
	Shulman, Brian J.	5	10	15
	Infantino, Marc	9	6	15
	Cocuzzi, Thomas J.	1	13	14
	Merante, Vincent E.	5	9	14
	Feindt, Mary E.	2	10	12
	Splain, Thomas M.	2	10	12
	Garretson, Scott A.	3	8	11
	Shapiro, Robert A.	4	7	11
	West, John R.	4	6	10
	Ajaka, Maroun	9	1	10
	Schiano, Christopher	3	6	9
	Johnson, Christopher G.	5	4	9
	Holliday, Billie D.	6	3	9
	Schmitt, Michael D.	6	3	9
	Robb, Lori Ann	4	5	9
	Brown, James E.	5	3	8
Kristal, Peter L.	6	2	8	
Murante, David A.	7	1	8	

		Assigned By		
Agency	Attorney	ACP	Court	Grand Total
	Perez, Gilbert R.	5	3	8
	Farrell, Barbara E.	6	2	8
	Owens, David L.	3	5	8
	Scibetta, Michael P.	6	2	8
	Gross, Bryon W.	7	1	8
	Sercu, Stephen	5	3	8
	Siragusa, Lisa Serio	0	8	8
	Bourtis, Eftihia	6	1	7
	Dedes, William C.	1	6	7
	Hinman, James S.	5	1	6
	Schiano, Jr., Charles A.	5	1	6
	McMorrow, Brooke B.	1	5	6
	Bowman, Jason J.	6	0	6
	Crimi, Jr., Charles F.	3	2	5
	Buettner, Brian C.	5	0	5
	Napier, James A.	3	2	5
	Rain, Mary E.	0	5	5
	Parks, Anthony	5	0	5
	Sekharan, Raja N.	4	1	5
	Jimenez, Patricio	1	4	5
	Jain, Rekha	5	0	5
	Funk, Mark D.	2	2	4
	Krane, Joel N.	3	1	4

		Assigned By		
Agency	Attorney	ACP	Court	Grand Total
	Josh, Sylvia W.	3	1	4
	Russi, Patrick K.	3	1	4
	Aramini, Mary E.	3	1	4
	Zimmermann, Jr., Clark J.	0	4	4
	Bitetti, Gary	3	1	4
	Mix, Matthew J.	4	0	4
	Owens, Clifford Paul	2	2	4
	Duclos, Marc A.	4	0	4
	Crowder, Debra A.	2	2	4
	Chait, Mitchell A.	4	0	4
	Hummel, Chad M.	3	1	4
	LaBue, Eugene P.	4	0	4
	Pennica, Kenneth L.	4	0	4
	Redmond, Gregg H.	2	2	4
	Pilato, Louis P.	0	3	3
	Nobles, Jamie Lee	1	2	3
	Lester, Frederick	3	0	3
	Thomas-Diaz, Kathleen	1	2	3
	Rizzo, James J.	2	1	3
	DeJohn, Timothy W.	3	0	3
	Young, D. Scott	3	0	3
	Flowerday, Michael D.	2	1	3
	Gangarosa, Edward, C.	0	3	3

		Assigned By		
Agency	Attorney	ACP	Court	Grand Total
	Goldman, Ronald S.	3	0	3
	Dimassimo, James D.	3	0	3
	Sadinsky, Lisa A.	3	0	3
	Handelman, Eric D.	3	0	3
	Keller, Kenneth C.	0	3	3
	Maggio, Frank G.	3	0	3
	O'Neill, Jr., Raymond B.	3	0	3
	Vacca, James P.	2	0	2
	MacAulay, Paul D.	0	2	2
	DiSalvo, Thomas J.	2	0	2
	Morabito, David R.	0	2	2
	Schiano, Michael P.	1	1	2
	Annechino, John A.	2	0	2
	Hurwitz, Phillip R.	2	0	2
	Zaretsky, Allen J.	2	0	2
	Fuller, Paul D.	1	1	2
	Burke, Adrian J.	1	1	2
	Aureli, Daniel L.	0	2	2
	Karatas, Nigos	2	0	2
	Gladstone, Katherine	2	0	2
	LaDuca, Anthony	0	2	2
	Muldoon, Gary	0	2	2
	Demo-Vazquez, Kristine M.	2	0	2

		Assigned By		
Agency	Attorney	ACP	Court	Grand Total
	Cooper, Jennie M.	2	0	2
	Bernacki, Jr., John E.	1	1	2
	Bernacki, Thomas	0	2	2
	Bowman, Wynn L.	0	2	2
	Cianca, Mark F.	2	0	2
	D'Arpino, John Joseph	2	0	2
	Lahman, Janice Allen	2	0	2
	Marcera, Jr., Salvatore J.	2	0	2
	O'Toole, Keith	2	0	2
	Kasperek, Lawrence L.	0	1	1
	Wood, Robert W.	1	0	1
	Pullano, Peter J.	0	1	1
	Schiano, Sr., Charles A.	1	0	1
	Damelio, Joseph S.	1	0	1
	Byrne, Heather V.	1	0	1
	Vacca, Jr., Paul J.	1	0	1
	Barr, Culver K.	0	1	1
	Egger, Jan P.	0	1	1
	Andolina, Lawrence J.	0	1	1
	Easton, William T.	0	1	1
	Milliken, David	1	0	1
	King, Jr., William H.	1	0	1
	Hirtelen, Lori A.	0	1	1

		Assigned By		
Agency	Attorney	ACP	Court	Grand Total
	Stern, Jon M.	1	0	1
	Stacy, Michael P.	1	0	1
	Dinolfo, Joseph F.	1	0	1
	Schell, Jr., George A.	0	1	1
	Badain, Lara R.	1	0	1
	Scatigno, John M.	0	1	1
	Wilcox, Christopher T.	1	0	1
	Brennan, Robert E.	0	1	1
	Brooker, James G.	1	0	1
	Costello, Paul Keely	0	1	1
	Goldberg, Richard A.	0	1	1
	Hardies, Robert M.	1	0	1
	Kosoff-Roth, Karen L.	1	0	1
	LaDuca, John J.	1	0	1
	Nobile, Michelle R.	0	1	1
	Palmiere, David M.	1	0	1
	Sherman, Bradley A.	1	0	1
ACP Total		311	291	602
CDO	Crimi, Joseph P.	460	0	460
	Schmitt, Michael D.	362	0	362
	Czapranski, Kimberly J.	241	0	241
	Milliken, David	57	0	57
	Solomon, R. Adrian	11	0	11

		Assigned By		
Agency	Attorney	ACP	Court	Grand Total
CDO Total		1,131	0	1,131
Grand Total		1,442	291	1,733

2005 Family Court Assignments

		Assigned By		
Agency	Attorney	ACP	Court	Grand Total
ACP	Feindt, Mary E.	3	38	41
	Callanan, Karen Smith	0	39	39
	Perez, Gilbert R.	1	33	34
	Chait, Mitchell A.	0	31	31
	King, Jr., William H.	1	28	29
	Leavy, Anthony	3	25	28
	Ajaka, Maroun	9	12	21
	Robb, Lori Ann	4	14	18
	Lester, Frederick	7	11	18
	Farrell, Barbara E.	5	11	16
	Karatas, Nigos	0	14	14
	Rose, Angelo A.	1	11	12
	Hinman, James S.	4	8	12
	Funk, Mark D.	5	7	12
	Johnson, Christopher G.	2	9	11
Hirtelen, Lori A.	0	11	11	

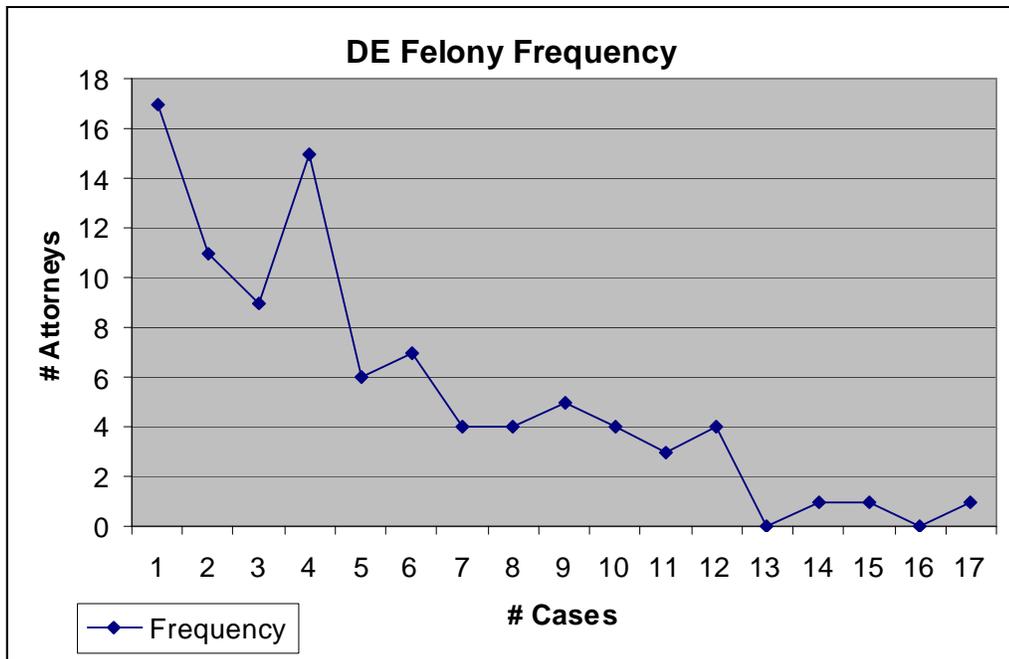
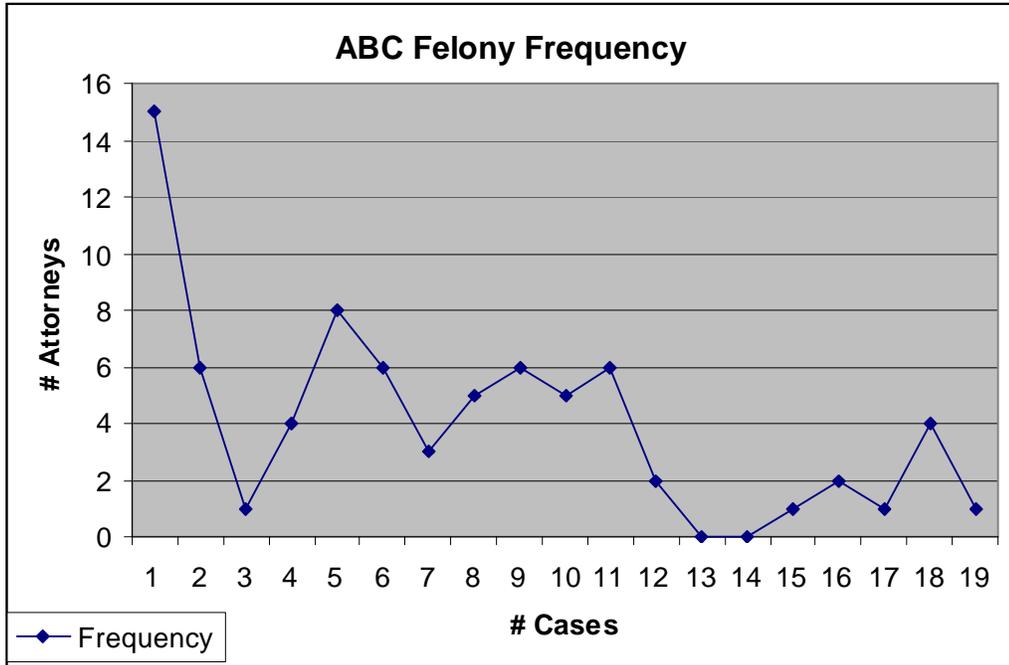
		Assigned By		
Agency	Attorney	ACP	Court	Grand Total
	Stern, Jon M.	3	8	11
	Shulman, Brian J.	1	8	9
	Josh, Sylvia W.	8	1	9
	Aramini, Mary E.	0	9	9
	Crowder, Debra A.	1	8	9
	Maslow, Lisa J.	0	9	9
	McMorrow, Brooke B.	3	5	8
	DeJohn, Timothy W.	0	8	8
	Gross, Bryon W.	6	1	7
	Holliday, Billie D.	4	2	6
	Gladstone, Katherine	1	5	6
	Infantino, Marc	5	0	5
	Vacca, James P.	3	2	5
	DiSalvo, Thomas J.	0	5	5
	Fero, Matthew John	0	5	5
	Gibbons, Patricia Ann	0	5	5
	Martin, Thomas N.	0	5	5
	Van Loon, Nathan Allen	0	5	5
	Watkins, Paul B.	2	3	5
	Walsh, Jr., James E.	2	2	4
	Schmitt, Michael D.	2	2	4
	Kristal, Peter L.	1	3	4
	Buettner, Brian C.	4	0	4

		Assigned By		
Agency	Attorney	ACP	Court	Grand Total
	Stacy, Michael P.	2	2	4
	Bruce, Lisa	2	2	4
	Kennedy, Christian J.	3	0	3
	Bowman, Jason J.	0	3	3
	Mix, Matthew J.	1	2	3
	Fuller, Paul D.	3	0	3
	Dentino, Anthony A.	0	3	3
	Merante, RoseMaria	1	2	3
	Offen, Alan L.	0	3	3
	Young, Mark A.	0	2	2
	Brown, James E.	0	2	2
	Napier, James A.	1	1	2
	Sekharan, Raja N.	2	0	2
	Jimenez, Patricio	2	0	2
	Flowerday, Michael D.	2	0	2
	Dimassimo, James D.	0	2	2
	Sadinsky, Lisa A.	0	2	2
	Annechino, John A.	1	1	2
	Demo-Vazquez, Kristine M.	2	0	2
	Dinolfo, Joseph F.	2	0	2
	Schell, Jr., George A.	0	2	2
	Kaplan, David M.	1	1	2
	Kress, Danielle B.	2	0	2

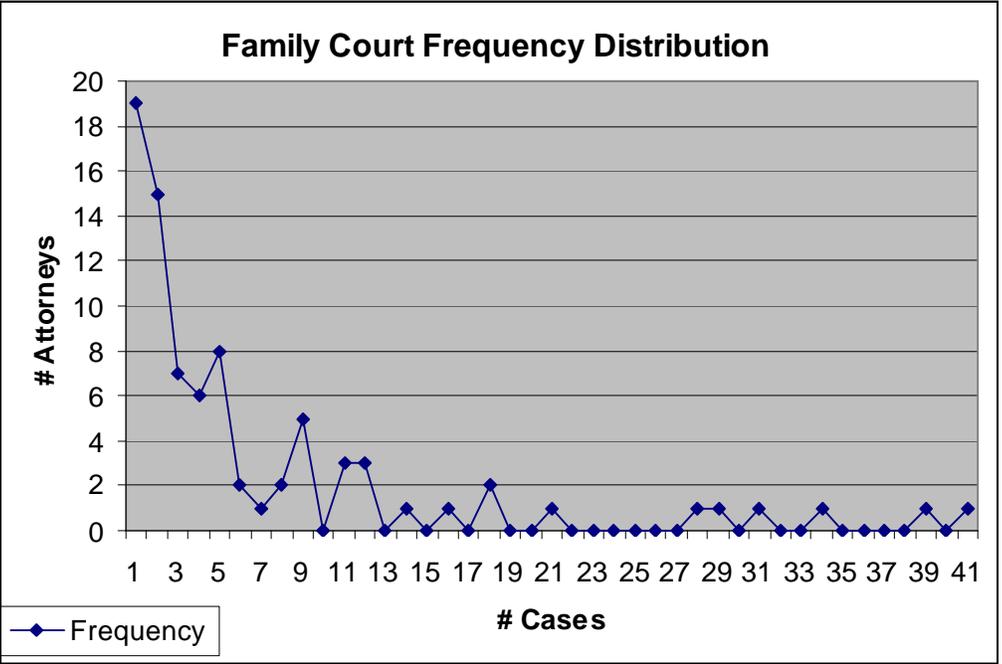
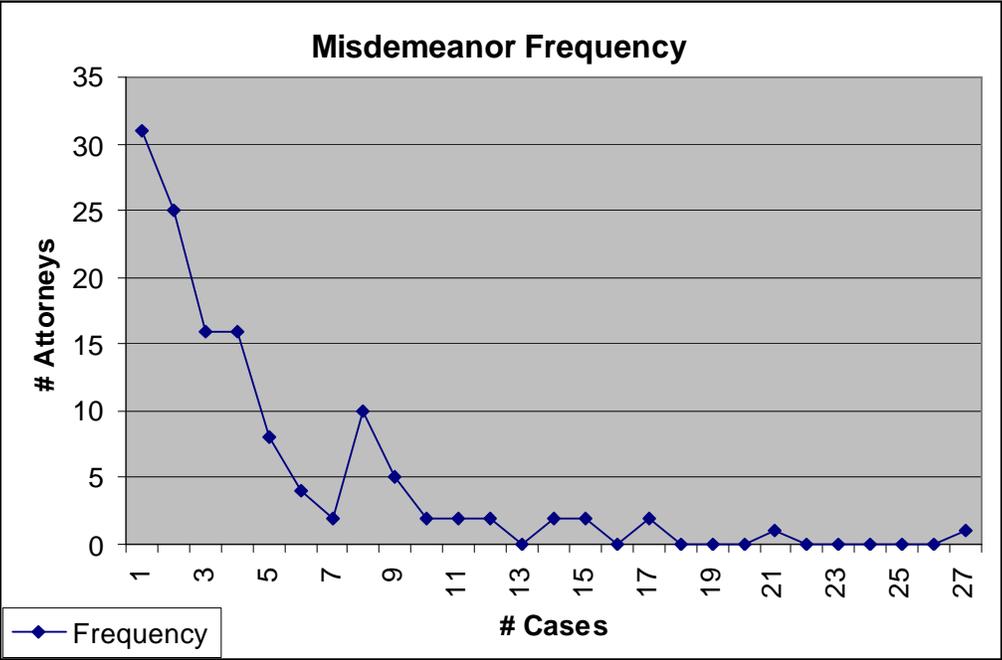
		Assigned By		
Agency	Attorney	ACP	Court	Grand Total
	McGinn, William D.	0	2	2
	Owens, David L.	1	0	1
	Jain, Rekha	0	1	1
	Pilato, Louis P.	1	0	1
	Thomas-Diaz, Kathleen	1	0	1
	Morabito, David R.	1	0	1
	Cooper, Jennie M.	0	1	1
	Damelio, Joseph S.	0	1	1
	Badain, Lara R.	1	0	1
	Scatigno, John M.	1	0	1
	Wilcox, Christopher T.	1	0	1
	Brown, J. Raymond	0	1	1
	Chase, Carolyn L.	0	1	1
	Cicccone, Kelly M.	0	1	1
	Colombo, Jeanne M.	1	0	1
	Duguay, Kimberly F.	0	1	1
	Nesser, Joseph G.	0	1	1
	Pappalardo, Fauna M.	0	1	1
	Romeo, Stacey Martha	0	1	1
	Seidman, Steven J.	0	1	1
ACP Total		126	446	572
CDO	Jones, Rhian D.	414	0	414
	Edwards, Tynise Y.	289	0	289

		Assigned By		
Agency	Attorney	ACP	Court	Grand Total
	Proano, Galo M.	269	0	270
	Milliken, David	227	0	227
	Machado, Kerri	109	0	109
CDO Total		1,308	0	1,309
Grand Total		1,434	446	1,881

2005 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



2005 Table of Program Use by Judiciary³

The table below shows the number of assignments for each Judge making at least one assignment during 2005. 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 – 90%. 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.

Court	Judge	Agency	Referral		
			ACP	Court	Total
Appellate Division	Appellate Division	ACP	1	0	1
		CDO	20	0	20
Appellate Division Total			21	0	21
Brighton Town Court	Morris, Hon. James E.	ACP	11	0	11
	Morris, Hon. Karen	ACP	16	0	16
Brighton Town Court Total			27	0	27
Chili Town Court	Olver, Hon. Melvin L.	ACP	5	5	10
	Pietropaoli, Hon. Patrick	ACP	1	4	5
Chili Town Court Total			6	9	15
Clarkson Town Court	Hammel, Hon. Allyn S.	ACP	4	0	4
Clarkson Town Court Total			4	0	4
E. Rochester Town Court	Argento, Hon. Victoria M.	ACP	3	11	14
	Odorisi, Hon. J. Scott	ACP	4	5	9
E. Rochester Town Court Total			7	16	23

³ 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.

Court	Judge	Agency	Referral			
			ACP	Court	Total	
Fairport Village Court	Barone, Hon. Vincent M.	ACP	0	3	3	
Fairport Village Court Total			0	3	3	
Family Court (Other Parts)	Boldt , S.M. Margaret M.	CDO	2	0	2	
	Farber, Hon. Sidney T.	ACP	19	9	28	
		CDO	172	0	172	
	Gordon, F.C.R. Julie Anne	ACP	22	34	56	
		CDO	173	0	173	
	Irizarry, SM. Diana M.	CDO	10	0	10	
	Maloy, Hon. Charles T.	ACP	4	2	6	
		CDO	37	0	37	
	Morton, Hon. Glenn R.	ACP	7	6	13	
		CDO	56	1	57	
	Owlett, S.M. Deborah	ACP	2	0	2	
		CDO	8	0	8	
	Pilato, S.M. Linda Lohner	CDO	2	0	2	
	Polito, F.C.R. Thomas W.	ACP	2	13	15	
		CDO	130	0	130	
	Rao, S.M.. Michael G.	CDO	3	0	3	
	Strobridge, Hon. Maurice E.	ACP	1	0	1	
		CDO	9	0	9	
	Family Court (Other Parts) Total			659	65	724
	Gates Town Court	Pisaturo, Hon. John J.	ACP	7	13	20
		Pupatelli, Hon. Peter P.	ACP	7	22	29
Gates Town Court Total			14	35	49	
Greece Town Court	Campbell, Hon. Vincent	ACP	42	4	46	

Court	Judge	Agency	Referral		
			ACP	Court	Total
	Diraddo, Hon. Raymond S.	ACP	3	2	5
	Nitti, Hon. Gino M.	ACP	37	0	37
	Schiano, Jr., Hon. Charles A.	ACP	21	6	27
Greece Town Court Total			103	12	115
Hamlin Town Court	Moffett, Hon. Richard W.	ACP	3	0	3
	Rath, Hon. Paul W.	ACP	2	0	2
Hamlin Town Court Total			5	0	5
Henrietta Town Court	Donsky, Hon. Steven M.	ACP	3	23	26
	Kopacki, Hon. John	ACP	3	41	44
	Pericak, Hon. John G.	ACP	6	22	28
Henrietta Town Court Total			12	86	98
Honeoye Falls Village Court	Skivington, Hon. Peter	ACP	1	0	1
Honeoye Falls Village Court Total			1	0	1
Irondequoit Town Court	DeMarco, Hon. John L.	ACP	4	29	33
	Dinolfo, Hon. Vincent M.	ACP	3	21	24
	Genier, Hon. Joseph T.	ACP	4	30	34
Irondequoit Town Court Total			11	80	91
Mendon Town Court	Fletcher, Hon. William P.	ACP	1	1	2
	Ross, Hon. Alan L.	ACP	1	0	1
Mendon Town Court Total			2	1	3
Monroe County Court	Bellini, Hon. Elma A.	ACP	14	7	21
		CDO	4	0	4
	Connell, Hon. John J.	ACP	10	30	40
		CDO	2	0	2
	Geraci, Jr., Hon. Frank P.	ACP	50	4	54

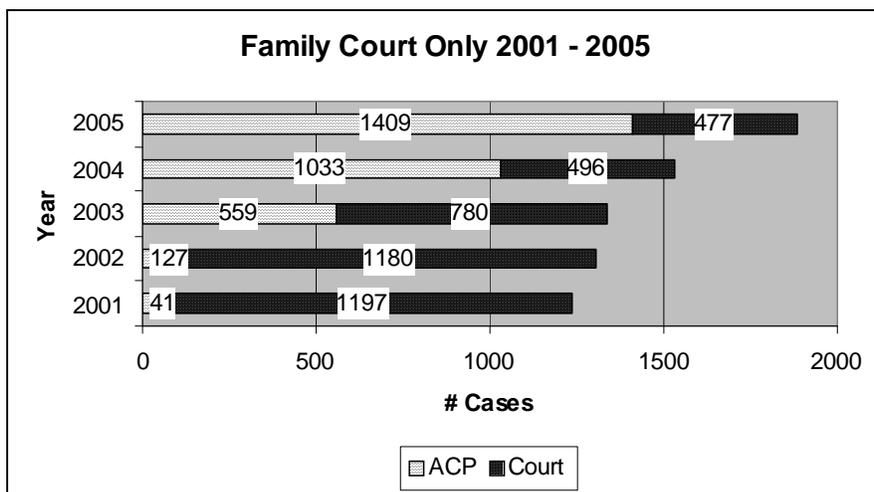
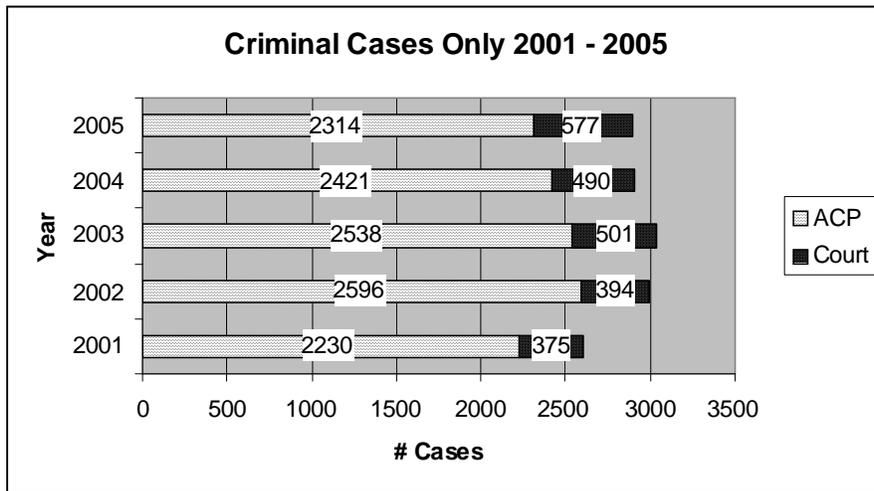
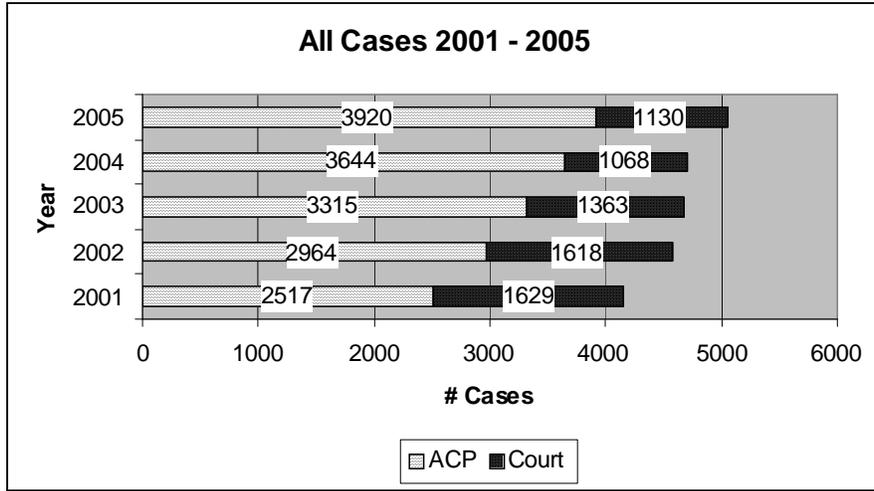
Court	Judge	Agency	Referral		
			ACP	Court	Total
		CDO	3	0	3
	Keenan, Hon. Richard A.	ACP	14	26	40
		CDO	4	0	4
	Kehoe, Hon. Dennis	ACP	1	0	1
		CDO	0	0	
	Lindley, Hon. Stephen K.	ACP	5	4	9
		CDO	1	0	1
	Marks, Hon. Patricia D.	ACP	12	33	45
		CDO	4	0	4
	Renzi, Hon. Alexander	ACP	40	9	49
		CDO	2	0	2
	Schwartz, Hon. John R.	ACP	19	4	23
		CDO	2	0	2
	Sirkin, Hon. Stephen R.	ACP	0	1	1
Monroe County Court Total			186	118	304
Monroe County Family Court	Cohen, Hon. Dennis S.	CDO	1	1	2
	Donofrio, Hon. Gail	ACP	0	122	122
		CDO	199	18	217
	Kohout, Hon. Joan S.	ACP	6	14	20
		CDO	33	2	35
	O'Connor, Hon. Marilyn L.	ACP	0	31	31
		CDO	107	3	110
	Rivoli, Hon. John J.	ACP	2	41	43
		CDO	116	0	116
	Ruhlmann, Hon. Dandrea L.	ACP	1	75	76

Court	Judge	Agency	Referral		
			ACP	Court	Total
		CDO	131	3	134
	Sciolino, Hon. Anthony J.	ACP	5	30	35
		CDO	86	1	87
Monroe County Family Court Total			687	341	1028
Ogden Town Court	Murante, Hon. David A.	ACP	5	4	9
	Schiano, Hon. Michael Patrick	ACP	5	3	8
Ogden Town Court Total			10	7	17
Parma Town Court	Maley, Jr., Hon. James E.	ACP	6	2	8
	Sciortino, Hon. Michael A.	ACP	10	1	11
Parma Town Court Total			16	3	19
Penfield Town Court	Farber, Hon. Sidney T.	ACP	15	2	17
	Lomenzo, Jr., Hon. John P.	ACP	11	2	13
Penfield Town Court Total			26	4	30
Perinton Town Court	Arnold, Hon. Michael H.	ACP	4	4	8
	Klonick, Hon. Thomas A	ACP	1	2	3
Perinton Town Court Total			5	6	11
Pittsford Town Court	Gallina, Hon. Fred S.	ACP	13	3	16
	Michel, Hon. F. Robert	ACP	3	1	4
Pittsford Town Court Total			16	4	20
Riga Town Court	Amarosa, Hon. Louis	ACP	2	0	2
Riga Town Court Total			2	0	2
Rochester City Court	Castro, Hon. Melchor E.	ACP	25	16	41
		CDO	170	0	170
	Elliott, Hon. John E.	ACP	18	5	23
		CDO	121	2	123

Court	Judge	Agency	Referral		Total	
			ACP	Court		
Rochester City Court	Johnson, Hon. Teresa D.	ACP	36	16	52	
		CDO	238	1	239	
	King, Hon. Roy Wheatley	ACP	8	1	9	
		CDO	4	0	4	
	Lindley, Hon. Stephen K.	ACP	567	99	666	
		CDO	113	1	114	
	Miller, Hon. Stephen T.	ACP	3	0	3	
		CDO	1	0	1	
	Morse, Hon. Thomas Rainbow	ACP	29	49	78	
		CDO	186	1	187	
	Pfeiffer, Hon. Ann E.	ACP	72	25	97	
		CDO	177	0	177	
	Schwartz, Hon. John R.	ACP	1	0	1	
		CDO	1	0	1	
	Yacknin, Hon. Ellen M.	ACP	21	14	35	
		CDO	141	0	141	
	Rochester City Court Total			1932	230	2162
	Rush Town Court	Anderson, Hon. Paula	ACP	1	0	1
Kirch, Hon. Henry E.		ACP	1	0	1	
Rush Town Court Total			2	0	2	
Supreme Court	Affronti, Hon. Francis A.	ACP	12	4	16	
	Bellini, Hon. Elma A.	ACP	75	93	168	
		CDO	6	0	6	
	Egan, Hon. David D.	ACP	1	0	1	
	Valentino, Hon. Joseph D.	ACP	16	8	24	

Court	Judge	Agency	Referral		Total
			ACP	Court	
Supreme Court Total			110	105	215
Sweden Town Court	Coapman, Hon. Carl A.	ACP	2	0	2
	Cody, Hon. William J.	ACP	9	2	11
	Depferd, Hon. Mark R.	ACP	4	0	4
Sweden Town Court Total			15	2	17
Webster Town Court	Corretore, Hon. David	ACP	12	2	14
	DiSalvo, Hon. Thomas J.	ACP	28	0	28
Webster Town Court Total			40	2	42
Wheatland Town Court	Litteer, Jr., Hon. Harold H.	ACP	2	0	2
Wheatland Town Court Total			2	0	2
Grand Total			3922	1129	5051

Graphs of Program Use by Judiciary



Types of Cases Assigned in 2005⁴

Type of Case	Total
Custody/Visitation	814
Child Protective Proceeding	470
Family Offense	376
Petit Larceny	270
Harassment 2	244
Assault 3	179
Crim. Poss. Controlled Substance 3	131
Disorderly Conduct	108
Crim. Poss. Controlled Substance 7	101
Criminal Mischief 4	98
Criminal Contempt 2	87
Violation Probation (M)	73
Parole Violation	71
Crim. Poss. Stolen Property 4	69
Unauthorized Use Motor Vehicle 3	69
Robbery 1	68
Menacing 2	65
Agg. Harassment 2	64
Assault 2	58

⁴ Based 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.

Type of Case	Total
Burglary 2	57
Criminal Contempt 1	56
Crim. Poss. Weapon 2	51
Violation Probation (F)	49
Loitering 1	48
Robbery 2	46
Grand Larceny 4	43
Crim. Sale of Controlled Substance 3	38
Agg. Unlicensed Operation 2	37
Paternity	35
Agg. Unlicensed Operation 3	34
Crim. Poss. Weapon 3	32
Guardianship	31
Burglary 3	29
Crim. Poss. Stolen Property 5	29
Witness	28
Murder 2	27
Trespass	27
Unlawful Poss. Marihuana	27
Resisting Arrest	25
Crim. Poss. Forged Instrument 2	24
False Personation	22
Crim. Poss. Marihuana 4	21
Crim. Poss. Marihuana 5	21

Type of Case	Total
End. Welfare Child	21
Support	19
Assault 1	17
Crim. Sale Marihuana 4	17
Crim. Trespass 2	17
Forgery 2	16
Obstructing Gov't Administration 2	16
Appeal-Criminal Court (Fel.)	15
Reckless Endangerment 1	15
Crim. Poss. Weapon 4	13
Criminal Contempt 1, Aggravated	13
Criminal Mischief 3	13
Driving While Intoxicated	13
Burglary 1	12
Crim. Poss. Controlled Substance 1	12
Crim. Trespass 3	12
Driving While Intoxicated (Fel.)	11
Falsifying Business Records 1	11
Pins-Intervenor/FC	11
Prostitution	11
Rockefeller Reform Resentence	11
Issuing a Bad Check	10
Crim. Poss. Stolen Property 3	9
Crim. Use Drug Paraphernalia 2	9

Type of Case	Total
Criminal Impersonation 2	9
Foster Care	8
Grand Larceny 3	8
Agg. Unlicensed Operation 1	7
Loitering	7
Rape 1	7
Robbery 3	7
Appeal-Criminal Court (Misd.)	6
Criminal Facilitation 4	6
Conspiracy 2	5
Crim. Poss. Controlled Substance 4	5
Crim. Poss. Marihuana 2	5
Fugitive	5
Murder 1	5
Sexual Abuse 1	5
Appeal-Family Court	4
Assault 1, Att.	4
Crim. Poss. Controlled Substance 5	4
Falsely Reporting Incident 3	4
Kidnapping 2	4
Poss. Burglar's Tools	4
Promoting Prison Contraband 1	4
Promoting Prison Contraband 2	4
Unauthorized Use Motor Vehicle 2	4

Type of Case	Total
Unlawful Imprisonment 2	4
722-c Order	3
Bail Jumping 3	3
File False Written Statment	3
Identity Theft 1	3
Intimidating Victim/Witness 3	3
Post-Conviction Motion	3
Rape 2	3
Rape 3	3
Reckless Driving	3
Sexual Misconduct	3
Act Manor Injur Child < 17	2
Appeal - Court of Appeals	2
Arson 2	2
Burglary 3, Att.	2
Crim. Poss. Marihuana 3	2
Crim. Sale of Controlled Substance 5	2
Criminal Mischief 2	2
Forcible Touching	2
Harassment	2
Intimidating Victim/Witness 2	2
Loitering to Promote Prostitution	2
Manslaughter 2	2
Persistent Sexual Abuse	2

Type of Case	Total
Public Lewdness	2
Rape 1, Att.	2
Robbery 1, Att.	2
Robbery 2, Att.	2
Sex Conduct Child 1	2
Sexual Abuse 2	2
Sexual Abuse 3	2
Suspended Registration	2
Absconding From Temp Release	1
Aggravated Cruelty to Animals	1
Alcoholic Beverage Control	1
Appeal - Parole Violation	1
Arson 3	1
Assault 2, Att.	1
Bail Jumping 2	1
Cig Tax - Poss/Trans Untaked	1
Conspiracy 4	1
Conspiracy 6	1
Crim. Poss. Controlled Substance 2	1
Crim. Poss. Marihuana 1	1
Crim. Poss. Weapon 1	1
Crim. Sale Marihuana 1	1
Criminal Facilitation 2	1
Criminal Impersonation 1	1

Type of Case	Total
Criminal Mischief 4, Att.	1
Criminal Sexual Act 2	1
Criminally Negligent Homicide	1
Discharge Firearm Within City Limits	1
End. Welfare Incompetent Person	1
Exposure of Person	1
Fail to Reg:Sex Offender	1
Falsely Reporting Incident 1	1
Grand Larceny 4, Att.	1
Leaving Scene Incident-PI	1
Making Graffiti	1
Noxious Material on Highway	1
Offering False Instrument for Filing 1	1
Perjury 1	1
Petit Larceny, Att.	1
Poss. Alcohol By Minor	1
Poss. Imitation Controlled Substance	1
Prohibited Use of Weapon	1
Public Health Law	1
Rioting 2	1
Scheme to Defraud 1	1
Sodomy 1	1
Sodomy 1, Att.	1
Sodomy 3	1

Type of Case	Total
Stalking 4	1
Theft of Services	1
Torturing & Injuring Animals	1
Unauthorized Use Motor Vehicle 1	1
Unlawful Growth Cannabis	1
Unlawful Imprisonment 1	1
Unlawful Poss. Radio Devices	1
Unlawfully Dealing w/Child 1	1
Unlicensed Operator	1
UNTH - Fire Hydrant	1
Grand Total	4833

2005 Case Costs by Panel⁵

Panel		Type of Expense		
		Attorney Expenses	Fees	Vendor Expenses
ABC Felony	Total	\$5,685	\$921,129	\$146,628
	Average	\$45	\$2,065	\$1,111
	#Cases	127	446	132
Appellate	Total	\$2,496	\$86,760	\$2,134
	Average	\$166	\$5,104	\$427
	#Cases	15	17	5
DE Felony	Total	\$1,584	\$536,843	\$23,961

⁵ Includes all cases closed and paid in 2005 even if assigned in a prior year. Excludes administrative costs.

Panel		Type of Expense		
		Attorney Expenses	Fees	Vendor Expenses
	Average	\$15	\$1,248	\$420
	#Cases	103	430	57
Family Court	Total	\$1,064	\$257,190	\$16,240
	Average	\$16	\$857	\$164
	#Cases	68	300	99
Misdemeanor	Total	\$987	\$299,618	\$8,071
	Average	\$9	\$519	\$152
	#Cases	112	577	53
Other	Total	\$60	\$15,509	\$14,042
	Average	\$9	\$443	\$3,511
	#Cases	7	35	4
Probation/Parole	Total	\$90	\$46,671	\$553
	Average	\$5	\$440	\$111
	#Cases	17	106	5
Total Total		\$11,966	\$2,163,720	\$211,629
Total Average		\$27	\$1,132	\$596
Total #Cases		449	1911	355

2005 Costs by Case Disposition

Panel	Disposition		Type		
			Attorney Expenses	Fees	Vendor Expenses
ABC Felony	A.C.D.	Total	\$1	\$435	\$0
		Average	\$1	\$435	\$0
		#Cases	1	1	0

Panel	Disposition		Type		
			Attorney Expenses	Fees	Vendor Expenses
	Abated by Death	Total	\$23	\$1,148	\$1,086
		Average	\$23	\$1,148	\$543
		#Cases	1	1	2
	Bench Trial - Acquittal	Total	\$143	\$15,390	\$1,496
		Average	\$29	\$3,848	\$299
		#Cases	5	4	5
	Bench Trial - Guilty Lesser	Total	\$289	\$12,652	\$370
		Average	\$58	\$6,326	\$185
		#Cases	5	2	2
	Bench Trial - Guilty Original	Total	\$408	\$17,505	\$1,632
		Average	\$408	\$17,505	\$544
		#Cases	1	1	3
	Bench Warrant	Total	\$84	\$4,800	\$86
		Average	\$42	\$2,400	\$86
		#Cases	2	2	1
	Capital Defender Case	Total	\$0	\$0	\$604
		Average	\$0	\$0	\$302
		#Cases	0	0	2
	Client Retained Own Counsel	Total	\$17	\$12,694	\$1,094
		Average	\$4	\$488	\$547
		#Cases	4	26	2
	Consolidated - Other Charges	Total	\$0	\$544	\$0
		Average	\$0	\$544	\$0
		#Cases	0	1	0
Covered by Plea - Other Charge	Total	\$1	\$4,815	\$3,206	

Panel	Disposition		Type		
			Attorney Expenses	Fees	Vendor Expenses
		Average	\$1	\$602	\$641
		#Cases	1	8	5
	Dismissed - CPL 30.30	Total	\$0	\$795	\$0
		Average	\$0	\$795	\$0
		#Cases	0	1	0
	Dismissed - Felony Complaint	Total	\$0	\$2,956	\$306
		Average	\$0	\$2,956	\$153
		#Cases	0	1	2
	Dismissed - Indictment	Total	\$144	\$14,634	\$2,797
		Average	\$24	\$2,439	\$559
		#Cases	6	6	5
	Dismissed - Information	Total	\$0	\$938	\$0
		Average	\$0	\$938	\$0
		#Cases	0	1	0
	Dismissed - Plea in Satisfaction	Total	\$1	\$4,889	\$0
		Average	\$1	\$978	\$0
		#Cases	1	5	0
	Jury Trial - Acquittal	Total	\$1,061	\$122,652	\$31,296
		Average	\$62	\$7,215	\$1,010
		#Cases	17	17	31
Jury Trial - Guilty Lesser	Total	\$794	\$67,367	\$32,503	
	Average	\$99	\$8,421	\$2,031	
	#Cases	8	8	16	
Jury Trial - Guilty Original	Total	\$814	\$123,166	\$16,865	
	Average	\$30	\$7,698	\$544	

Panel	Disposition		Type		
			Attorney Expenses	Fees	Vendor Expenses
		#Cases	27	16	31
	No Bill - Grand Jury	Total	\$92	\$54,208	\$1,210
		Average	\$6	\$653	\$151
		#Cases	16	83	8
	No Conflict - PD Continued	Total	\$16	\$2,205	\$0
		Average	\$16	\$2,205	\$0
		#Cases	1	1	0
	Not Indigent	Total	\$0	\$75	\$0
		Average	\$0	\$75	\$0
		#Cases	0	1	0
	Plea To Reduced Charge	Total	\$505	\$243,984	\$12,732
		Average	\$12	\$1,461	\$283
		#Cases	41	167	45
	Plea To Top Charge	Total	\$1,067	\$164,001	\$17,967
		Average	\$34	\$2,563	\$473
		#Cases	31	64	38
	Relieved By Court	Total	\$148	\$19,110	\$6,147
		Average	\$21	\$2,389	\$439
		#Cases	7	8	14
	Transfer to Family Court	Total	\$0	\$1,590	\$0
		Average	\$0	\$795	\$0
		#Cases	0	2	0
	Y.O. Adjudication	Total	\$76	\$26,441	\$186
		Average	\$15	\$944	\$186
		#Cases	5	28	1

Panel	Disposition		Type		
			Attorney Expenses	Fees	Vendor Expenses
Appellate	Appeal Judgment - Affirmed	Total	\$1,390	\$66,393	\$70
		Average	\$87	\$5,533	\$70
		#Cases	16	12	1
	Appeal Judgment - Modified	Total	\$33	\$4,760	\$0
		Average	\$33	\$2,380	\$0
		#Cases	1	2	0
	Appeal Judgment - Reversed	Total	\$10	\$0	\$0
		Average	\$10	\$0	\$0
		#Cases	1	0	0
	Appeal Sentence - Affirmed	Total	\$585	\$12,000	\$0
		Average	\$195	\$12,000	\$0
		#Cases	3	1	0
	Appeal Sentence - Discontinued	Total	\$0	\$1,852	\$0
		Average	\$0	\$1,852	\$0
		#Cases	0	1	0
DE Felony	A.C.D.	Total	\$0	\$1,267	\$0
		Average	\$0	\$634	\$0
		#Cases	0	2	0
	Abated by Death	Total	\$0	\$4,274	\$0
		Average	\$0	\$2,137	\$0
		#Cases	0	2	0
	Bench Trial - Acquittal	Total	\$223	\$24,930	\$3,235
		Average	\$32	\$4,155	\$539
		#Cases	7	6	6
	Bench Trial - Guilty Lesser	Total	\$228	\$16,065	\$1,097

Panel	Disposition		Type		
			Attorney Expenses	Fees	Vendor Expenses
		Average	\$38	\$4,016	\$548
		#Cases	6	4	2
	Bench Trial - Guilty Original	Total	\$0	\$6,813	\$0
		Average	\$0	\$3,406	\$0
		#Cases	0	2	0
	Bench Warrant	Total	\$1	\$4,238	\$0
		Average	\$0	\$1,059	\$0
		#Cases	3	4	0
	Client Retained Own Counsel	Total	\$0	\$2,413	\$1,450
		Average	\$0	\$302	\$1,450
		#Cases	1	8	1
	Consolidated - Other Charges	Total	\$21	\$3,450	\$28
		Average	\$10	\$863	\$28
		#Cases	2	4	1
	Covered by Plea - Other Charge	Total	\$0	\$5,843	\$644
		Average	\$0	\$487	\$322
		#Cases	1	12	2
	Dismissed - CPL 30.30	Total	\$0	\$8,745	\$0
		Average	\$0	\$1,749	\$0
		#Cases	0	5	0
Dismissed - Felony Complaint	Total	\$4	\$11,741	\$163	
	Average	\$4	\$1,305	\$163	
	#Cases	1	9	1	
Dismissed - Indictment	Total	\$54	\$6,492	\$56	
	Average	\$13	\$1,623	\$56	

Panel	Disposition		Type		
			Attorney Expenses	Fees	Vendor Expenses
		#Cases	4	4	1
	Dismissed - Information	Total	\$0	\$6,521	\$0
		Average	\$0	\$1,630	\$0
		#Cases	0	4	0
	Dismissed - Plea in Satisfaction	Total	\$13	\$7,815	\$0
		Average	\$4	\$710	\$0
		#Cases	3	11	0
	Jury Trial - Acquittal	Total	\$31	\$20,309	\$1,191
		Average	\$31	\$6,770	\$397
		#Cases	1	3	3
	Jury Trial - Guilty Lesser	Total	\$75	\$11,895	\$24
		Average	\$75	\$5,947	\$24
		#Cases	1	2	1
	Jury Trial - Guilty Original	Total	\$69	\$21,132	\$812
		Average	\$35	\$3,522	\$271
		#Cases	2	6	3
	No Bill - Grand Jury	Total	\$67	\$39,669	\$0
		Average	\$3	\$567	\$0
		#Cases	23	70	0
	Plea - Not Responsible	Total	\$0	\$1,482	\$0
		Average	\$0	\$1,482	\$0
		#Cases	0	1	0
	Plea To Reduced Charge	Total	\$303	\$167,341	\$3,398
		Average	\$8	\$979	\$261
		#Cases	38	171	13

Panel	Disposition		Type		
			Attorney Expenses	Fees	Vendor Expenses
	Plea To Top Charge	Total	\$340	\$123,330	\$5,311
		Average	\$15	\$1,468	\$280
		#Cases	22	84	19
	Relieved By Court	Total	\$113	\$11,662	\$444
		Average	\$23	\$1,666	\$148
		#Cases	5	7	3
	Y.O. Adjudication	Total	\$43	\$29,416	\$1,123
		Average	\$11	\$1,337	\$187
		#Cases	4	22	6
Family Court	A.C.D.	Total	\$0	\$3,992	\$0
		Average	\$0	\$998	\$0
		#Cases	0	4	0
	Abated by Death	Total	\$0	\$278	\$0
		Average	\$0	\$278	\$0
		#Cases	0	1	0
	Admit Petition	Total	\$12	\$12,137	\$995
		Average	\$4	\$1,214	\$332
		#Cases	3	10	3
	Conflict of Interest	Total	\$0	\$671	\$46
		Average	\$0	\$336	\$46
		#Cases	1	2	1
	Covered by Plea - Other Charge	Total	\$0	\$1,481	\$0
		Average	\$0	\$1,481	\$0
		#Cases	0	1	0
Petition Dismissed	Total	\$156	\$42,561	\$1,638	

Panel	Disposition		Type		
			Attorney Expenses	Fees	Vendor Expenses
		Average	\$7	\$599	\$82
		#Cases	22	71	20
	Petition Found After Hearing	Total	\$264	\$22,416	\$120
		Average	\$26	\$1,401	\$40
		#Cases	10	16	3
	Plea To Reduced Charge	Total	\$0	\$1,013	\$0
		Average	\$0	\$1,013	\$0
		#Cases	0	1	0
	Plea To Top Charge	Total	\$0	\$1,042	\$0
		Average	\$0	\$1,042	\$0
		#Cases	0	1	0
	Relieved By Court	Total	\$0	\$1,479	\$230
		Average	\$0	\$1,479	\$77
		#Cases	0	1	3
	Stipulated Settlement	Total	\$632	\$165,720	\$5,139
		Average	\$14	\$863	\$87
		#Cases	45	192	59
	Misdemeanor	A.C.D.	Total	\$213	\$59,909
Average			\$5	\$431	\$100
#Cases			39	139	14
Bench Trial - Acquittal		Total	\$2	\$4,132	\$200
		Average	\$2	\$590	\$200
		#Cases	1	7	1
Bench Trial - Guilty Lesser		Total	\$0	\$1,135	\$0
		Average	\$0	\$1,135	\$0

Panel	Disposition		Type		
			Attorney Expenses	Fees	Vendor Expenses
		#Cases	0	1	0
	Bench Warrant	Total	\$11	\$8,082	\$0
		Average	\$3	\$622	\$0
		#Cases	4	13	0
	Client Retained Own Counsel	Total	\$0	\$1,164	\$80
		Average	\$0	\$233	\$80
		#Cases	1	5	1
	Consolidated - Other Charges	Total	\$1	\$381	\$0
		Average	\$1	\$191	\$0
		#Cases	1	2	0
	Covered by Plea - Other Charge	Total	\$18	\$12,270	\$274
		Average	\$6	\$491	\$91
		#Cases	3	25	3
	Dismissed - CPL 30.30	Total	\$174	\$16,026	\$1,814
		Average	\$12	\$616	\$95
		#Cases	15	26	19
	Dismissed - Information	Total	\$185	\$31,195	\$285
		Average	\$7	\$480	\$57
		#Cases	27	65	5
	Dismissed - Plea in Satisfaction	Total	\$117	\$8,675	\$50
		Average	\$17	\$310	\$50
		#Cases	7	28	1
	Incompetent to Stand Trial	Total	\$0	\$2,160	\$0
		Average	\$0	\$2,160	\$0
		#Cases	0	1	0

Panel	Disposition		Type		
			Attorney Expenses	Fees	Vendor Expenses
	Jury Trial - Acquittal	Total	\$97	\$1,152	\$568
		Average	\$49	\$1,152	\$142
		#Cases	2	1	4
	Jury Trial - Guilty Original	Total	\$0	\$0	\$338
		Average	\$0	\$0	\$113
		#Cases	0	0	3
	No Bill - Grand Jury	Total	\$0	\$462	\$0
		Average	\$0	\$462	\$0
		#Cases	0	1	0
	No Conflict - PD Continued	Total	\$0	\$126	\$0
		Average	\$0	\$126	\$0
		#Cases	0	1	0
	Other	Total	\$0	\$0	\$278
		Average	\$0	\$0	\$278
		#Cases	0	0	1
	Plea To Reduced Charge	Total	\$111	\$79,746	\$766
		Average	\$8	\$570	\$128
		#Cases	14	140	6
	Plea To Top Charge	Total	\$23	\$67,512	\$1,569
		Average	\$2	\$587	\$314
		#Cases	14	115	5
	Relieved By Court	Total	\$33	\$787	\$0
		Average	\$16	\$393	\$0
		#Cases	2	2	0
Transfer to Family Court	Total	\$0	\$150	\$0	

Panel	Disposition		Type		
			Attorney Expenses	Fees	Vendor Expenses
		Average	\$0	\$150	\$0
		#Cases	0	1	0
	Y.O. Adjudication	Total	\$3	\$4,539	\$0
		Average	\$3	\$567	\$0
		#Cases	1	8	0
Probation/Parole	Admit Petition	Total	\$81	\$36,189	\$61
		Average	\$7	\$458	\$61
		#Cases	12	79	1
	Consolidated - Other Charges	Total	\$3	\$1,005	\$0
		Average	\$3	\$1,005	\$0
		#Cases	1	1	0
	Covered by Plea - Other Charge	Total	\$0	\$978	\$0
		Average	\$0	\$196	\$0
		#Cases	0	5	0
	Dismissed - Plea in Satisfaction	Total	\$0	\$390	\$0
		Average	\$0	\$390	\$0
		#Cases	0	1	0
	Other	Total	\$0	\$251	\$0
		Average	\$0	\$251	\$0
		#Cases	0	1	0
	Petition Dismissed	Total	\$0	\$2,698	\$95
		Average	\$0	\$450	\$47
		#Cases	0	6	2
	Petition Found After Hearing	Total	\$0	\$1,082	\$0
		Average	\$0	\$270	\$0

Panel	Disposition		Type		
			Attorney Expenses	Fees	Vendor Expenses
		#Cases	0	4	0
	Plea To Top Charge	Total	\$1	\$1,189	\$0
		Average	\$0	\$396	\$0
		#Cases	2	3	0
	Relieved By Court	Total	\$0	\$983	\$0
		Average	\$0	\$983	\$0
		#Cases	0	1	0
	Stipulated Settlement	Total	\$5	\$1,650	\$0
		Average	\$3	\$413	\$0
		#Cases	2	4	0
	Y.O. Adjudication	Total	\$0	\$255	\$0
		Average	\$0	\$255	\$0
		#Cases	0	1	0

2005 Case Dispositions⁶

Description	Disposition	Total
ABC Felony	A.C.D.	2
	Abated by Death	4
	Bench Trial - Acquittal	14
	Bench Trial - Guilty Lesser	9
	Bench Trial - Guilty Original	5
	Bench Warrant	5
	Capital Defender Case	2
	Client Retained Own Counsel	32
	Consolidated - Other Charges	1
	Covered by Plea - Other Charge	14
	Dismissed - CPL 30.30	1
	Dismissed - Felony Complaint	3
	Dismissed - Indictment	17
	Dismissed - Information	1
	Dismissed - Plea in Satisfaction	6
	Jury Trial - Acquittal	65
	Jury Trial - Guilty Lesser	32
	Jury Trial - Guilty Original	74
	No Bill - Grand Jury	107
	No Conflict - PD Continued	2
	Not Indigent	1
	Plea To Reduced Charge	253
Plea To Top Charge	133	

⁶ Excludes 46 Miscellaneous cases, e.g. Fugitive, Witnesses, etc.

Description	Disposition	Total
	Relieved By Court	29
	Transfer to Family Court	2
	Y.O. Adjudication	34
ABC Felony Total		848
Appellate	Appeal Judgment - Affirmed	29
	Appeal Judgment - Modified	3
	Appeal Judgment - Reversed	1
	Appeal Sentence - Affirmed	4
	Appeal Sentence - Discontinued	1
Appellate Total		38
DE Felony	A.C.D.	2
	Abated by Death	2
	Bench Trial - Acquittal	19
	Bench Trial - Guilty Lesser	12
	Bench Trial - Guilty Original	2
	Bench Warrant	7
	Client Retained Own Counsel	10
	Consolidated - Other Charges	7
	Covered by Plea - Other Charge	15
	Dismissed - CPL 30.30	5
	Dismissed - Felony Complaint	11
	Dismissed - Indictment	9
	Dismissed - Information	4
	Dismissed - Plea in Satisfaction	14
	Jury Trial - Acquittal	7
Jury Trial - Guilty Lesser	4	

Description	Disposition	Total
	Jury Trial - Guilty Original	11
	No Bill - Grand Jury	93
	Plea - Not Responsible	1
	Plea To Reduced Charge	222
	Plea To Top Charge	125
	Relieved By Court	15
	Y.O. Adjudication	32
DE Felony Total		629
Family Court	A.C.D.	4
	Abated by Death	1
	Admit Petition	18
	Conflict of Interest	4
	Petition Dismissed	114
	Petition Found After Hearing	29
	Relieved By Court	4
	Stipulated Settlement	296
Family Court Total		470
Misdemeanor	A.C.D.	192
	Bench Trial - Acquittal	9
	Bench Trial - Guilty Lesser	1
	Bench Warrant	17
	Client Retained Own Counsel	7
	Consolidated - Other Charges	3
	Covered by Plea - Other Charge	31
	Dismissed - CPL 30.30	60
	Dismissed - Information	97

Description	Disposition	Total
	Dismissed - Plea in Satisfaction	36
	Incompetent to Stand Trial	1
	Jury Trial - Acquittal	7
	Jury Trial - Guilty Original	3
	No Bill - Grand Jury	1
	No Conflict - PD Continued	1
	Other	1
	Plea To Reduced Charge	160
	Plea To Top Charge	134
	Relieved By Court	4
	Transfer to Family Court	1
	Y.O. Adjudication	9
Misdemeanor Total		775
Probation/Parole	Admit Petition	104
	Consolidated - Other Charges	2
	Covered by Plea - Other Charge	5
	Dismissed - Plea in Satisfaction	1
	Other	1
	Petition Dismissed	8
	Petition Found After Hearing	4
	Relieved By Court	1
Probation/Parole Total		126
Grand Total		2886