

TABLE 2.1

*Distribution of Individual Charges (most serious charge per case)
for Cases Handled by the Sixth Circuit Court (June-August 1974)**

1. Crimes against persons	N	%
Assault 1	19	1.16
Assault 2	34	2.08
Assault 3	46	2.31
Threatening	60	3.66
Reckless endangerment 1	7	.43
Statutory rape	1	.06
Rape 1	2	.12
Conspiracy to commit rape	1	.06
Deviate sexual intercourse 3	2	.12
Robbery 1	7	.43
Robbery 2	6	.37
Robbery 3	3	.18
Risk of injury	2	.12
Other	10	.61
Subtotal	200	12
2. Crimes against property		
Larceny 1	1	.06
Larceny 2	29	1.72
Larceny 3	50	3.05
Larceny 4	85	5.19
Criminal mischief 2	3	.18
Criminal mischief 3	42	2.65
Trespass 1	6	.37
Trespass 2	15	.92
Trespass 3	27	1.65
Burglary 1	8	.49
Burglary 2	15	.92
Burglary 3	21	1.28
Illegal use of credit card	1	.06
Fraud obtaining state aid	3	.18
Forgery 1	7	.43
Forgery 2	2	.12
Forgery 3	1	.06
Tampering with motor vehicle	1	.06
Arson 3	1	.06
Other	11	.67
Subtotal	329	20

*This constitutes 100 percent of the sample—all types of criminal cases but one—which were handled during this three-month period. The exception is those cases in which the only charge was "found intoxicated." There were large numbers of such cases and they were handled separately and in a highly perfunctory manner. This offense was abolished by statute shortly after the data were collected.

3. Crimes against public morality

Prostitution	18	1.10
Soliciting sexual intercourse	3	.18
Patronizing a prostitute	6	.37
Gaming	70	4.27
Policy playing	10	.61
Pool selling	2	.12
Possession of marijuana	81	4.95
Possession of marijuana with intent to sell	7	.43
Possession of cocaine	2	.12
Possession of cocaine with intent to sell	4	.24
Possession of controlled drugs	12	.73
Possession of controlled drugs with intent to sell	5	.31
Possession of heroin	6	.37
Possession of heroin with intent to sell	5	.31
Illegal dispensing of other controlled drugs	1	.06
Selling liquor without permit	2	.12
Keeping liquor with intent to sell	3	.18
Other	11	.67
Subtotal	248	15

4. Crimes against public order

Breach of peace	432	26.37
Disorderly conduct	153	9.34
Loitering on school grounds	3	.18
Vagrancy	2	.12
Found intoxicated	31	1.89
Keeping/carrying pistol	3	.18
Carrying dangerous weapon (in/out auto)	35	2.14
Possession, sale, or discharge of fireworks	29	1.77
Other	21	1.28
Subtotal	709	43

5. Crimes against justice

FTA, F-D, or M-A	36	2.20
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TABLE 2.1 (continued)

Violation of probation, parole, or conditional discharge	17	1.04
Nonsupport of wife/child (1 yr.)	12	.73
Resisting arrest (or interfering)	73	4.46
False information to police	2	.12
False report of an accident	3	.18
Other	6	.37
Subtotal	<u>149</u>	<u>9</u>
<hr/>		
6. Miscellaneous Offenses		
All other offenses	<u>4</u>	<u>.24</u>
Total	<u>1,639</u>	<u>99†</u>

† Rounding error.

TABLE 2.2

*Distribution of Total Number of Most Serious
Charges, by Class of Offense*

Class	N	%
Misdemeanor C	400	24%
Misdemeanor B	546	23
Misdemeanor A	325	20
Felony D	184	11
Felony C	44	03
Felony B	38	02
Other/DK	101	06
Total	1638	99%*

*Rounding error.

TABLE 2.3
*A Comparison of Selected Characteristics of
 Defendants in Circuit Court and
 New Haven Residents*

Defendants in Circuit Court		
Age	Court Sample (%)	Residents of New Haven (%)
15-17	07	
18-21	22	
22-25	19	
26-29	13	
30-33	09	
34-37	07	
38-41	06	
42-45	04	
46-49	05	
50-53	03	
54-60	03	
over 60	02	
Sex ¹²		
Male	80	47.5
Female	20	52.5
Ethnicity ¹²		
White	38	70
Black	53	26
Hispanic	08	04
Other	01	—
Prior Arrest Record in New Haven		
Yes	51	—
No	49	
Representation by Counsel		
None	51	
Free, appointed counsel	31	—
Private attorney	18	

FIGURE 5.1

*Model of Factors Affecting Case Disposition
and Sentencing in Criminal Courts*

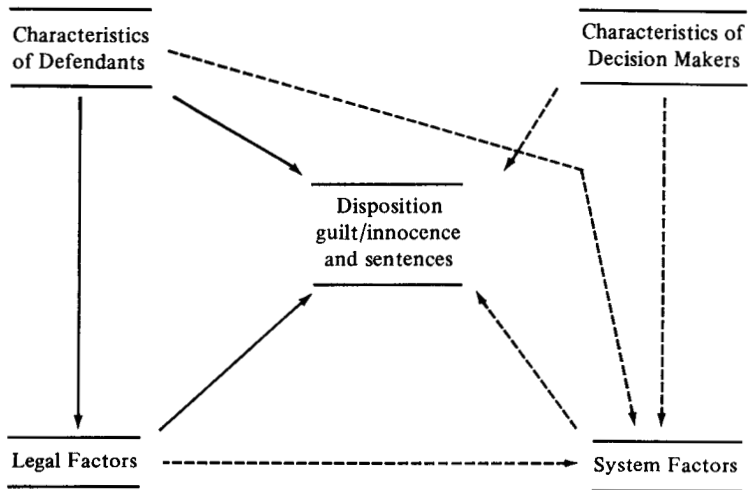
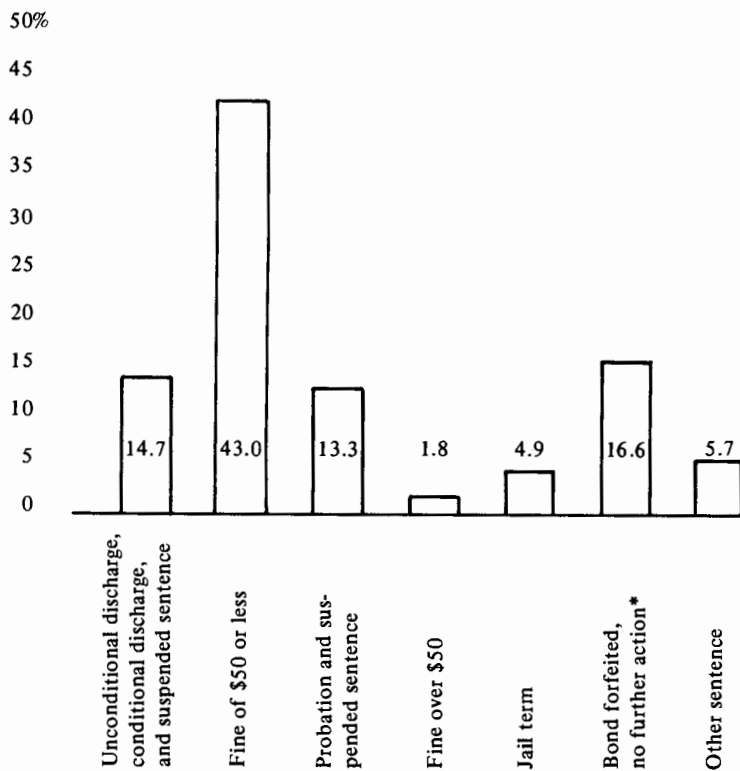


FIGURE 5.2
Distribution of Sentences in Circuit Court
(N = 843)



*These are bond forfeitures, cases in which defendants failed to appear and the judge called their bond and closed their cases. Although there is no determination of guilt, bond forfeitures are usually regarded by the prosecutor and judge as the functional equivalent of a fine. Despite this, these cases have been discarded in the subsequent analysis.

TABLE 5.1
Major Independent Variables

Variable
Legal Factors
1. Weapon in Possession
2. Seriousness of Initial Charge
3. Type of Charge property person morals order justice
4. Number of Charges
5. Seriousness of <i>Final</i> Charge
6. Indication of a Prior Arrest
7. Date of Last Arrest
8. Seriousness of Prior Arrest
9. Number of Prior Convictions
Social Factors
10. Sex
11. Race
12. Age
13. Type of Victim individual (no acquaintance) individual (acquaintance) other victim
14. Type of Defense Attorney public defender private attorney <i>no</i> defense attorney
15. Reputation of Defense Attorney
16. Type of Prosecutor
17. Reputation of Prosecutor
18. Party Affiliation of Judge

TABLE 5.1 (continued)

Variable
Structural Factors
19. Number of Court Appearances
20. Police Intervention
21. Arrest Made on a Warrant
22. Initial Release Condition
23. Final Bail Status
24. Initial Charge Reduced

TABLE 5.2
Regression Results for Adjudication Outcomes

Variable	B	Beta	Std. Error B	F
Legal Factors				
1. Number of Charges	0.24	0.53	0.02	123.79*
2. Indication of Prior Arrest Record in Police Files	0.30	0.26	0.08	8.62*
3. Weapon in Possession	0.80	0.05	0.06	1.70*
4. Indication of Prior Arrest Record in Court Files	0.12	0.18	0.06	4.14
5. Seriousness of Initial Charge	0.00	0.06	0.00	1.59*
6. Defendant on Probation at Time of Arrest	0.22	0.02	0.46	0.23
7. Seriousness of Prior Arrest	0.00	0.02	0.00	0.22
8. Time Since Last Arrest	-0.00	-0.02	0.01	0.14
9. Indication of Prior Treatment for Drug Use	0.03	0.01	0.11	0.09
10. Number of Prior Convictions	-0.00	-0.02	0.01	0.08
11. Number of Witnesses	0.00	0.00	0.02	0.02
Social Factors				
12. Age of Defendant	-0.00	-0.07	0.00	2.96
13. Defendant Not Represented	0.08	0.08	0.04	3.39
14. Race of Defendant	0.03	0.03	0.04	0.42
15. Sex of Defendant	0.03	0.03	0.05	0.39
16. Complainant Was Acquaintance	0.18	0.18	0.16	1.31*
17. Victim Was Acquaintance	0.16	0.16	0.15	1.02*
18. Type of Prosecutor	-0.01	-0.01	0.04	0.05
19. Party of Judge	0.00	0.01	0.00	0.04
Structural Factors				
20. Final Bail Status	-0.17	-0.14	0.05	10.44*
21. Arrest Made on Warrant	-0.17	-0.12	0.06	8.45*
22. Number of Court Appearances	-0.02	-0.07	0.01	1.20*
23. Time to Disposition	0.00	0.04	0.00	0.35
24. Arrested While Out on Bail	-0.04	-0.03	0.08	0.32
25. Indication of Failure to Appear on These Charges	0.03	0.02	0.07	0.19
26. Police Intervention	-0.03	-0.03	0.05	0.31
27. Warrant Issued for Rearrest Constant	0.01 0.12	0.00	0.10	0.01

Multiple correlation squared (R^2) = .36

*Significant at the .05 level.

TABLE 5.3
Regression Results for Sentence Severity

Variable	B	Beta	Std. Error B	F
Legal Factors				
1. Weapon in Possession	-0.04	-0.01	0.18	0.06
2. Seriousness of Initial Charge	0.03	0.03	0.07	0.17
3. Type of Charge: Order	-0.38	-0.19	0.12	10.59*
4. Number of Charges	0.07	0.03	0.15	0.21
5. Indication of Prior Convictions	0.44	0.03	0.13	0.11
6. Seriousness of Prior Arrest	0.18	0.10	0.13	1.99
7. Number of Prior Convictions	0.11	0.18	0.04	6.94*
Social Factors				
8. Sex of Defendant	0.31	0.12	0.14	5.15*
9. Race of Defendant	0.09	0.04	0.11	0.66
10. Age of Defendant	-0.02	-0.03	0.05	0.29
11. Victim Was Acquaintance	-0.17	-0.08	0.13	1.64
12. Defense Attorney Was Private	0.15	0.05	0.16	0.93
13. Defendant Not Represented	0.12	0.07	0.11	1.25
14. Type of Prosecutor	0.17	0.09	0.09	3.45
15. Party of Judge	-0.19	-0.11	0.09	4.77*
Structural Factors				
16. Number of Court Appearances	0.06	0.13	0.03	5.18*
17. Police Intervention	-0.11	-0.01	0.12	0.01
18. Arrest Made on Warrant	-0.17	-0.06	0.15	1.28
19. Initial Release Condition	0.11	0.09	0.07	2.32
20. Final Bail Status	0.12	0.04	0.15	0.64
21. Type of Guilty	0.14	0.06	0.16	0.74
Constant	2.27			

Multiple correlation squared (R^2) = 0.127

*Significant at the .05 level.

TABLE 5.4
Sentence Severity

Sentence Severity Scale*	
Unconditional discharge	= 1
Suspended Sentence Conditional Discharge or both	= 2
Fine: Under \$50 Conditional Discharge to Specific Treatment Program Suspended Sentence plus Probation	= 3
Fine: \$50 or more	= 4
Jail Sentence Jail plus Probation	= 5

*I experimented with further breakdowns within these categories and assigned higher values to them—up to 20 for jail plus probation. Expanding the categories and altering the values of these few cases, however, did not significantly alter the R^2 .

TABLE 7.1
Release-Detention Rates

Condition Immediately Prior to Disposition	N	%
Released on Citation	244	16%
Released on PTA	565	36
Released on Bond	567	37
(Subtotal released)	(1376)	(89%)
Detained	166	11
TOTAL	1542	100%

TABLE 7.2
*Length of Time in
Pretrial Detention*

Length of Time	N	%
none	244	17%
0-3 hours	624	43
4-7 hours	82	6
8-12 hours	92	6
13-24 hours	308	21
2 days	31	2
3 days	10	1
4-7 days	12	1
8-20 days	18	1
over 20 days	17	1
	1438	99%*

*Rounding error.

TABLE 7.3
*Regression Results for Selected Characteristics
of Arrestees and Conditions of Pretrial Release*

Variable	Regression Coefficient	Std. Error of Coeff.	Standardized Coefficient	T-Test	Sig.
Length of Time in New Haven	.08	.01	.32	6.25	.001
Employment Status	.14	.05	.14	2.72	.007
Race	.15	.05	.15	3.09	.003
Arrested on a Warrant	-.01	.00	-.14	-2.90	.004
Number of Witnesses	-.56	.20	-.13	-2.83	.005
Marital Status	.06	.04	.08	1.59	.113

Multiple correlation (R) = .50

Multiple correlation squared (R²) = .25

TABLE 7.4
Bond Amounts

Bond Amount	N	%
1. Cite	249	15.2
2. PTA	528	32.2
11. \$5	77	4.7
12. \$10	6	0.4
13. \$15	2	0.1
14. \$20	14	0.9
15. \$25	89	5.3
16. \$50	106	6.4
20. \$100	129	7.8
21. \$200	41	2.5
22. \$300	33	2.0
23. \$400	1	0.1
24. \$500	75	4.6
25. \$1000 (501-1000)	169	10.3
30. \$2000 (1001-2500)	36	2.2
31. \$5000 (2501-5000)	19	1.2
32. \$10,000 (5001-10,000)	8	0.5
33. over \$10,000	3	0.2
39. OK, other	55	3.4
	1640	100.0%

TABLE 7.5

Percent of Failure to Appear by Type of Release

	Yes	No
Letter of warning sent to those released on <i>citation and PTA</i>	34.5% (279)	65.5 (530)
Warrants issued for rearrest of those out on <i>citation and PTA</i>	18.4% (149)	81.6 (660)
Warrants issued for rearrest of those out on <i>bond</i>	06.9% (35)	93.1 (473)

TABLE 7.6

Regression Results for Attempt to Account for Failures to Appear

Variable Description	Coefficient	Standard Error of Coefficient	Standardized Coefficient	Unique Variance
Race*	-0.06	0.04	-0.09	.008
D. had counsel*	-0.00	0.00	-0.08	.006

Multiple Correlation (R) = 0.13

Multiple Correlation Squared (R²) = 0.02

Partial Correlations with Dependent Variable (FTA) for Variables Not Entered in Multiple Regress (none of them increased R² by more than 0.010)

Variable Description	Partial Correlation
Original Charge	0.024
Original Charge	-0.027
Original Charge	-0.034
Prior Convictions	-0.038
Original Charge	-0.074
Marital Status	0.046
Dependent	0.030
New Haven Address	0.049
Length of Time in Area	0.007
Employed at Present	0.023
Reasons for Release Given	0.043
Reasons for Release Given	-0.006
Reasons for Release Given	-0.021
Sex	-0.016
Age	0.052

*Statistically insignificant at the .05 level.

TABLE 7.7

A Comparison of the Costs of Bonds, Fines, and Bond Forfeitures

Bonds and Fines (in \$)	Bonds			Fines and Bond Forfeitures		
	Estimated Bondsmen's Commission*	No. of Bonds	Est. of \$ to Bondsmen	No. of Fines	No. of Forfeits	Est. of \$ to Court
\$ 5	—	(77)	—	23	65	\$ 440
10	—	(6)	—	50	4	540
15	—	(2)	—	46	3	735
20	—	(14)	—	37	4	820
25	—	(89)	—	130	24	3,850
50	—	(106)	—	52	18	3,500
100	20	129	2,580	11	5	1,600
150	20	0	—	2	5	1,050
200	20	41	820	4	2	1,200
300	20	33	660	—	—	—
400	28	1	28	—	—	—
500	35	75	2,625	—	—	—
1,000	70	169	11,830	—	—	—
2,000	140	36	5,040	—	—	—
5,000	350	19	6,650	—	—	—
10,000 or more	700	11	7,700	—	—	—
Totals		514	\$37,903	355	130	\$13,735
		(\$100 or Over)				

Estimated Average Bondsmen's Commission = \$73.74

Average Fine = \$28.44

Average Bond Forfeiture = \$28.00

*This estimate is based on the lower of the two commission rates, the independent rather than the insurance bondsmen's rate. The figures may be conservative.

TABLE 8.1
*Charges at Conviction**

Convicted on	Court	
	New Haven (high)	Comparison (low)
Reduced or Substituted Charges	30.2%	11.1%
Original Charges	69.8	88.9
	100.0%	100.0%
	(764)	(180)

*Includes those cases where the court ordered bond forfeiture and no further action.

TABLE 8.2
Distribution of Sentences

Sentence	Court	
	New Haven (high)	Comparison (low)
Conditioned Discharge, Suspended Sentence, or Probation	29.7%	30.6%
Fine*	65.1	63.8
Jail Term	5.2	5.6
	<hr style="width: 50%; margin: auto;"/> 100.0%	<hr style="width: 50%; margin: auto;"/> 100.0%
	(737)	(160)

*Includes those cases in which the court ordered bond forfeited and no further action.

TABLE 8.3
Pretrial Release Status

Status	Court	
	New Haven (high)	Comparison (low)
Released on Cite or PTA	52.4%	47.2%
Out on Bond	36.8	39.7
Detained	10.8	13.1
	<hr style="width: 50%; margin: 0 auto;"/> 100.0%	<hr style="width: 50%; margin: 0 auto;"/> 100.0%
	(1541)	(267)

TABLE 8.4
Initial Bond Amounts

Bond Amount	New Haven (high)	Comparison (low)
Cite/PTA	49.1%	45.8%
\$50 or under	18.5	2.7
\$51-\$100	8.1	15.9
\$101-\$500	9.5	18.6
\$501-\$2500	12.9	9.8
Over \$2500	1.9	7.2
	<hr style="width: 50%; margin: 0 auto;"/> 100.0%	<hr style="width: 50%; margin: 0 auto;"/> 100.0%
	(1585)	(264)

TABLE 8.5

Time	Court	
	New Haven (high)	Comparison (low)
0-3 Hours	60.4%	49.7%
4-7 Hours	5.7	21.3
8-12 Hours	6.4	7.8
13-24 Hours	21.4	17.0
Two or More Days	6.1	3.6
	<u>100.0%</u>	<u>100.0%</u>
	(1436)	(141)