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To: CJC

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Subject: Superior Court Detention Case Status of Long Term Detainees: 1st Quarter 2014, March 31, 2014

This updated quarterly report provides an overview of Superior Court detention population cases for defendants detained longer than 120 days in a Level V Delaware Department of Correction (DOC) secure facility or the Delaware Psychiatric Center. Although the detainees may have more than one case for which he/she is being held, only the case with the highest charge for which an individual is being held is reported. This report also gives the statewide and county breakdowns for the Superior Court detainee population in a secure DOC facility 120-days or more for the 1st quarter of 2014, and a historical look of these populations since the 4th quarter of 2009.

There are numerous reasons why an offender with a Superior Court case may be detained in a secure facility for 120 days or more. Superior Court detainees with no specific case complications are found in the category of “active” detention cases. These “active” cases are following normal court processes and have not been sentenced as of the end of the quarter. The second group of detainee cases, “other non-sentenced detention cases” are those consisting of persons with cases involving psychological issues, and those defendants found guilty but awaiting sentencing. Murder 1st degree cases are also in this “other non-sentenced” category. These cases are not held to the same time processing standards as “active” cases.

The statewide Superior Court detention population summary, found in Table 1, shows a population of 429 individuals that have been detained longer than 120 days. Of these 429 individuals, 295 cases are pending disposition without exceptional circumstances. Eighty-eight are guilty awaiting sentencing, 35 are Murder 1st cases, and the remaining 11 cases are awaiting some type of psychological evaluation. Ten of the individuals awaiting psychological evaluation are physically held at the Delaware Psychiatric Center.

The second, third and fourth tables, show a detailed breakout by county. New Castle County has the largest percent of the statewide Superior Court detention population (70.4%). The remaining 29.6% of Superior Court cases are between Kent County (21.4%) and Sussex County (8.2%).

The final table displays the Superior Court detention population by quarter since December 31, 2009. The total 1st quarter 2014 Superior Court detention population has increased overall by 11 individuals, with a 8 person increase in active cases, and a 3 person increase in the other non-sentenced detention category since 4th quarter 2013. The 1st quarter 2014 population marks the highest Superior Court detention population in the last 4 years.

Table 1

Summary Of DOC Detainees Statewide Superior Court Cases 1st Quarter 2014 Snapshot						
Detention Length of Stay as of 3/31/2014						
Case Type	121-150 days	151-180 days	181-270 days	271-360 days	>360 days	Total
Total Active Cases						
Felony A or Felony B	31	35	82	26	24	198
Other Cases	24	31	28	9	5	97
Total Active Cases	55	66	110	35	29	295
Total Other Non-Sentenced Detention Cases						
Murder 1st	1	1	3	1	29	35
Cases Involving Psych	0	0	2	0	9	11
Guilty Awaiting Sentencing Cases	7	7	35	21	18	88
Total Other Non-Sentenced Detention Cases	8	8	40	22	56	134
Total Active and Other Non-Sentenced Detention Cases						
<u>Total</u>	63	74	150	57	85	429

Table 2

Summary Of DOC Detainees With New Castle County Superior Court Cases 1 st Quarter 2014 Snapshot						
Detention Length of Stay as of 3/31/2014						
Case Type	121-150 days	151-180 days	181-270 days	271-360 days	>360 days	Total
Total Active Cases						
Felony A or Felony B	21	26	44	16	17	124
Other Cases	13	23	20	4	4	64
Total Active Cases	34	49	64	20	21	188
Total Other Non-Sentenced Detention Cases						
Murder 1st	1	1	3	1	23	29
Cases Involving Psych	0	0	1	0	6	7
Guilty Awaiting Sentencing Cases	6	7	30	20	15	78
Total Other Non-Sentenced Detention Cases	7	8	34	21	44	114
Total Active and Other Non-Sentenced Detention Cases						
Total	41	57	98	41	65	302

Table 3

Summary Of DOC Detainees With Kent Superior Court Cases 1 st Quarter 2014 Snapshot						
Detention Length of Stay as of 3/31/2014						
Case Type	121-150 days	151-180 days	181-270 days	271-360 days	>360 days	Total
Total Active Cases						
Felony A or Felony B	8	7	29	8	6	58
Other Cases	7	6	5	5	1	24
Total Active Cases	15	13	34	13	7	82
Total Other Non-Sentenced Detention Cases						
Murder 1st	0	0	0	0	3	3
Cases Involving Psych	0	0	1	0	1	2
Guilty Awaiting Sentencing Cases	0	0	3	0	2	5
Total Other Non-Sentenced Detention Cases	0	0	4	0	6	10
Total Active and Other Non-Sentenced Detention Cases						
Total	15	13	38	13	13	92

Table 4

Summary Of DOC Detainees With Sussex County Superior Court Cases 1st Quarter 2014 Snapshot						
Detention Length of Stay as of 3/31/2014						
Case Type	121-150 days	151-180 days	181-270 days	271-360 days	>360 days	Total
<i>Total Active Cases</i>						
Felony A or Felony B	2	2	9	2	1	16
Other Cases	4	2	3	0	0	9
<i>Total Active Cases</i>	6	4	12	2	1	25
<i>Total Other Non-Sentenced Detention Cases</i>						
Murder 1st	0	0	0	0	3	3
Cases Involving Psych	0	0	0	0	2	2
Guilty Awaiting Sentencing Cases	1	0	2	1	1	5
<i>Total Non-Sentenced Detention Cases</i>	1	0	2	1	6	10
<i>Total Active and Other Non-Sentenced Detention Cases</i>						
<i>Grand Total</i>	7	4	14	3	7	35

Table 5

Statewide Quarterly Change in Superior Court Detention Population

	<i>Active Cases</i>					<i>Total</i>
	<i>121-150 days</i>	<i>151-180 days</i>	<i>181-270 days</i>	<i>271-360 days</i>	<i>>360 days</i>	
4th Quarter 2009 (12/31/09)	61	27	37	19	8	152
1st Quarter 2010 (3/31/10)	46	36	32	10	8	132
2nd Quarter 2010 (6/30/10)	37	33	23	3	5	101
3rd Quarter 2010 (9/30/10)	58	37	37	6	6	144
4th Quarter 2010 (12/31/10)	61	50	56	13	5	185
1st Quarter 2011 (3/31/11)	44	44	57	18	7	170
2nd Quarter 2011 (6/30/11)	57	34	34	7	10	142
3rd Quarter 2011 (9/30/11)	48	40	58	10	7	163
4th Quarter 2011 (12/31/11)	63	37	38	15	5	158
1st Quarter 2012 (3/31/12)	45	23	43	9	7	127
2nd Quarter 2012 (6/30/12)	34	34	22	16	8	114
3rd Quarter 2012 (9/30/12)	54	33	42	5	9	143
4th Quarter 2012 (12/31/12)	67	46	49	9	5	176
1st Quarter 2013 (3/31/13)	64	39	64	16	5	188
2nd Quarter 2013 (6/30/13)	69	49	64	22	11	215
3rd Quarter 2013 (9/30/13)	63	53	76	22	15	229
4th Quarter 2013 (12/31/13)	90	56	86	33	22	287
1st Quarter 2014 (3/31/14)	55	66	110	35	29	295
<i>Other Non-Sentenced Detention Cases</i>						
4th Quarter 2009 (12/31/09)	17	8	30	12	45	112
1st Quarter 2010 (3/31/10)	13	6	25	14	33	91
2nd Quarter 2010 (6/30/10)	13	9	28	19	31	100
3rd Quarter 2010 (9/30/10)	6	11	35	17	25	94
4th Quarter 2010 (12/31/10)	3	9	29	21	30	92
1st Quarter 2011 (3/31/11)	3	6	26	23	28	86
2nd Quarter 2011 (6/30/11)	8	7	30	27	33	105
3rd Quarter 2011 (9/30/11)	12	7	28	17	29	93
4th Quarter 2011 (12/31/11)	7	8	31	24	36	106
1st Quarter 2012 (3/31/12)	17	14	34	17	33	115
2nd Quarter 2012 (6/30/12)	6	9	26	22	25	88
3rd Quarter 2012 (9/30/12)	8	6	18	17	33	82
4th Quarter 2012 (12/31/12)	12	13	32	24	37	118
1st Quarter 2013 (3/31/13)	5	10	48	16	37	116
2nd Quarter 2013 (6/30/13)	8	7	27	36	35	113
3rd Quarter 2013 (9/30/13)	7	14	36	27	54	138
4th Quarter 2013 (12/31/13)	8	10	30	30	53	131
1st Quarter 2014 (3/31/14)	8	8	40	22	56	134
<i>Total Active and Other Non-Sentenced Detention Cases</i>						
4th Quarter 2009 (12/31/09)	78	35	67	31	53	264
1st Quarter 2010 (3/31/10)	59	42	57	24	41	223
2nd Quarter 2010 (6/30/10)	50	42	51	22	36	201
3rd Quarter 2010 (9/30/10)	64	48	72	23	31	238
4th Quarter 2010 (12/31/10)	64	59	85	34	35	277
1st Quarter 2011 (3/31/11)	47	50	83	41	35	258
2nd Quarter 2011 (6/30/11)	65	41	64	34	43	247
3rd Quarter 2011 (9/30/11)	60	47	86	27	36	256
4th Quarter 2011 (12/31/11)	70	45	69	39	41	264
1st Quarter 2012 (3/31/12)	62	37	77	26	40	242
2nd Quarter 2012 (6/30/12)	40	43	48	38	33	202
3rd Quarter 2012 (9/30/12)	62	39	60	22	42	225
4th Quarter 2012 (12/31/12)	79	59	81	33	42	294
1st Quarter 2013 (3/31/13)	69	49	112	32	42	304
2nd Quarter 2013 (6/30/13)	77	56	91	58	46	328
3rd Quarter 2013 (9/30/13)	70	67	112	49	69	367
4th Quarter 2013 (12/31/13)	98	66	116	63	75	418
1st Quarter 2014 (3/31/14)	63	74	150	57	85	429