



STATE OF DELAWARE
EXECUTIVE DEPARTMENT
CRIMINAL JUSTICE COUNCIL
STATISTICAL ANALYSIS CENTER
410 FEDERAL STREET, SUITE # 6
DOVER, DELAWARE 19901

Telephone: (302) 739-4626
Fax: (302) 739-4630
SLC: D380B
Web: cjc.delaware.gov/sac/

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To: CJC

From: Thomas F. MacLeish, Director

Prepared by: Philisa J. Weidlein-Crist, Research Specialist

Subject: Superior Court Detention Case Status of Long Term Detainees: 2nd Quarter 2014, June 30, 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 2nd quarter of 2014, and a historical look of these populations since the 1st quarter of 2010.

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 354 individuals that have been detained longer than 120 days. Of these 354 individuals, 227 cases are pending disposition without exceptional circumstances. Ninety-two are guilty awaiting sentencing, 26 are Murder 1st cases, and the remaining 9 cases are awaiting some type of psychological evaluation. Seven 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 (73.2%). The remaining 27% of Superior Court cases are between Kent County (16.9%) and Sussex County (9.9%).

The final table displays the Superior Court detention population by quarter since March 31 2010. The total 2nd quarter 2014 Superior Court detention population has decreased overall by 75 individuals, with a 68 person decrease in active cases, and a 7 person decrease in the other non-sentenced detention category since 1st quarter 2014.

Table 1

| Summary Of DOC Detainees Statewide Superior Court Cases 2nd Quarter 2014 Snapshot | | | | | | |
|---|-------------------------|-------------------------|-------------------------|-------------------------|-------------------------|--------------|
| Detention Length of Stay as of 6/30/2014 | | | | | | |
| 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 | 36 | 26 | 55 | 29 | 16 | 162 |
| Other Cases | 22 | 17 | 17 | 5 | 4 | 65 |
| Total Active Cases | 58 | 43 | 72 | 34 | 20 | 227 |
| Total Other Non-Sentenced Detention Cases | | | | | | |
| Murder 1st | 1 | 1 | 2 | 3 | 19 | 26 |
| Cases Involving Psych | 0 | 0 | 0 | 1 | 8 | 9 |
| Guilty Awaiting Sentencing Cases | 8 | 12 | 25 | 25 | 22 | 92 |
| Total Other Non-Sentenced Detention Cases | 9 | 13 | 27 | 29 | 49 | 127 |
| Total Active and Other Non-Sentenced Detention Cases | | | | | | |
| <u>Total</u> | 67 | 56 | 99 | 63 | 69 | 354 |

Table 2

| Summary Of DOC Detainees With New Castle County Superior Court Cases 2 nd Quarter 2014 Snapshot | | | | | | |
|---|-----------------|-----------------|-----------------|-----------------|--------------|------------|
| Detention Length of Stay as of 6/30/2014 | | | | | | |
| 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 | 25 | 14 | 39 | 17 | 11 | 106 |
| Other Cases | 16 | 14 | 13 | 3 | 4 | 50 |
| Total Active Cases | 41 | 28 | 52 | 20 | 15 | 156 |
| Total Other Non-Sentenced Detention Cases | | | | | | |
| Murder 1st | 0 | 1 | 2 | 3 | 14 | 20 |
| Cases Involving Psych | 0 | 0 | 0 | 0 | 4 | 4 |
| Guilty Awaiting Sentencing Cases | 5 | 10 | 21 | 23 | 20 | 79 |
| Total Other Non-Sentenced Detention Cases | 5 | 11 | 23 | 26 | 38 | 103 |
| Total Active and Other Non-Sentenced Detention Cases | | | | | | |
| Total | 46 | 39 | 75 | 46 | 53 | 259 |

Table 3

| Summary Of DOC Detainees With Kent Superior Court Cases 2 nd Quarter 2014 Snapshot | | | | | | |
|--|-----------------|-----------------|-----------------|-----------------|--------------|-----------|
| Detention Length of Stay as of 6/30/2014 | | | | | | |
| 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 | 4 | 6 | 13 | 10 | 5 | 38 |
| Other Cases | 4 | 3 | 3 | 2 | 0 | 12 |
| Total Active Cases | 8 | 9 | 16 | 12 | 5 | 50 |
| Total Other Non-Sentenced Detention Cases | | | | | | |
| Murder 1st | 0 | 0 | 0 | 0 | 3 | 3 |
| Cases Involving Psych | 0 | 0 | 0 | 1 | 2 | 3 |
| Guilty Awaiting Sentencing Cases | 0 | 0 | 2 | 1 | 1 | 4 |
| Total Other Non-Sentenced Detention Cases | 0 | 0 | 2 | 2 | 6 | 10 |
| Total Active and Other Non-Sentenced Detention Cases | | | | | | |
| Total | 8 | 9 | 18 | 14 | 11 | 60 |

Table 4

| Summary Of DOC Detainees With Sussex County Superior Court Cases 2nd Quarter 2014 Snapshot | | | | | | |
|--|-------------------------|-------------------------|-------------------------|-------------------------|-------------------------|--------------|
| Detention Length of Stay as of 6/30/2014 | | | | | | |
| 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 | 7 | 6 | 3 | 2 | 0 | 18 |
| Other Cases | 2 | 0 | 1 | 0 | 0 | 3 |
| <i>Total Active Cases</i> | 9 | 6 | 4 | 2 | 0 | 21 |
| <i>Total Other Non-Sentenced Detention Cases</i> | | | | | | |
| Murder 1st | 1 | 0 | 0 | 0 | 2 | 3 |
| Cases Involving Psych | 0 | 0 | 0 | 0 | 2 | 2 |
| Guilty Awaiting Sentencing Cases | 3 | 2 | 2 | 1 | 1 | 9 |
| <i>Total Non-Sentenced Detention Cases</i> | 4 | 2 | 2 | 1 | 5 | 14 |
| <i>Total Active and Other Non-Sentenced Detention Cases</i> | | | | | | |
| <i>Grand Total</i> | 13 | 8 | 6 | 3 | 5 | 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> | |
| 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 |
| 2nd Quarter 2014 (6/30/14) | 58 | 43 | 72 | 34 | 20 | 227 |
| | <i>Other Non-Sentenced Detention Cases</i> | | | | | |
| 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 |
| 2nd Quarter 2014 (6/30/14) | 9 | 13 | 27 | 29 | 49 | 127 |
| | <i>Total Active and Other Non-Sentenced Detention Cases</i> | | | | | |
| 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 |
| 2nd Quarter 2014 (6/30/14) | 67 | 56 | 99 | 63 | 69 | 354 |