



**THE MARIETTA MUNICIPAL
COURT**

MARIETTA, OHIO

ANNUAL REPORT

(For the period January 1, 2002 through December 31, 2002)

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Chapter 1901 of the Ohio Revised Code governs the conduct of Municipal Courts including the Marietta Municipal Court. Section 1901.14 (A)(4) provides as follows:

"On or before the last day of March of each year, the Court shall render a complete report of its operation during the preceding year to the Legislative Authority and to the Board of County Commissioners of each county within its territory, The report shall show the work performed by the Court, a statement of receipts and expenditures of the civil and criminal branches, respectively, the number of cases heard, decided, settled and such other data as The Supreme Court, The Secretary of State, The Legislative Authority, and the Board of County Commissioners requires."

MARIETTA MUNICIPAL COURT PERSONNEL

Hon. W. M. Nuzum, IIIJudge
Rosanne M. Buell.....Clerk
Joseph N. PerryChief Probation Officer
Gary M. Turner.....Bailiff
Annette M. Zide.....Project Director for CCA Grant
Carol L. McKittrick.....Chief Deputy Clerk
Sharon L. Smith.....Deputy Clerk
Jennifer D. Zoller Schultheisz.....Deputy Clerk
Judith A. McCoyDeputy Clerk
Rebecca A. LightfritzDeputy Clerk
Judy L. McLeishDeputy Clerk
Elizabeth R. TebayDeputy Clerk
Brenda S. KnightDeputy Clerk
Brooke A. Boston.....Deputy Clerk
Betty M. HarrisDeputy Clerk
Brian D. KetelsenProbation Officer
Gary B. BosworthProbation Officer
Melanie S. FerrellProbation Officer
Jason L. HamiltonProbation Officer

PARTTIME PERSONNEL

Juliana C. DotsenkoMagistrate
Nancy E. BrumActing Judge
Dennis L. SipeActing Judge
Michael D. BuellActing Judge
Ashley HysellFiling Clerk
Ashley OllomFiling Clerk
Tracy Bowen.....Filing Clerk
Jared ErbFiling Clerk

Sarah MartinFiling Clerk

JUDGE'S COMMENTS

I am pleased once again to submit an annual report to you for the operations of the Marietta Municipal Court. The statistics reflected in this report indicate that we continue to manage a heavy docket. Jail crowding has become a problem for us. Fortunately, our Probation Department helps us manage that problem. We have nearly 1,000 people on probation at this time.

A significant development during the year was our ability to secure a Byrne Memorial Grant to fund a drug court. We received notice late in the year that our grant application had been approved. This is an exciting opportunity for the Court to serve the needs of those who appear in Court with significant drug and/or alcohol problems. We look forward to implementing this program during 2003.

I continued to serve the Ohio Supreme Court as chairman of the Technology Standards Subcommittee. This subcommittee is charged with the responsibility of developing standards for the implementation of court technology statewide. It is an outgrowth and continuation of my work with the Supreme Court and Ohio Judicial Conference involving development of rules for the use of digital signatures in courts. I find this work rewarding and feel pleased that the Marietta Municipal Court is recognized as a leader in the state in the use of court technology.

I continue to serve in the American Judges Association as a member of its Board of

Governors and editor of one of its publications, *Benchmark*. I find the contacts I make through the American Judges Association to be useful to this Court. We were selected by the National Center for State Courts to participate in a national study on court case management functional standards. We will receive a report that analyzes our case management software. This will help us recognize strengths and deficiencies in that part of our court operation. I have been able to use my contacts through the American Judges Association and the National Center for State Courts to lobby the federal government to include adequate funding for drug courts and substance abuse treatment. The Marietta Municipal Court did apply for a federal grant to supplement and enhance our drug court. I believe our application for this grant has a good chance for success. We look forward to continuing to maintain and enhance the operations of the Court.

Marietta Municipal Court Clerk, Rosanne Buell, was selected by the Ohio Supreme Court to sit on the Jury Task Force and was also appointed to the workgroup for Uniform Case Numbering for the State of Ohio. She continues to be a member of the Supreme Court Domestic Violence Task Force and hosts the Ohio Association of Municipal Court Clerks webpage and is a member of the board of that association.

As you know, our Court facilities are inadequate to meet the needs. We have continued to work towards the development of plans to build a Justice Center. In that regard, we have used a team approach. Members of the Washington County Bar

Association have worked with me to identify sites that might solve our needs. We hired architect Steve Gegner to study several sites in the downtown Marietta area to determine, if any, would be feasible for our needs. As a result of this study, we identified three viable options that would enable us to move forward towards creating a Justice Center. That remains a work in progress. We hope in calendar year 2003 we will be able to work with Marietta City Council to identify the appropriate site and commence work on this project.

Annual Report

Civil Branch

A. Civil Case Load

During the Calendar year 2002, there were 1246 new cases filed in the Civil Division of the Marietta Municipal Court. Of these cases, 317 were filed in the Small Claims Division and 929 case were filed in the Civil Division. By comparison, in the year 2001, there were 1207 cases filed in the Civil Division, of which 420were filed in the Small Claims Division. (The figures for 2000 show that 1428 cases were filed in the Civil Division, of which 597 cases were in the Small Claims Division.)

In 2002, the Marietta Municipal Court conducted 461 Court hearings in the Civil Division. An additional 187 hearings were conducted in the Small Claims Division by the Court's Magistrate during 2002. For comparison purposes, in the year 2001, the Marietta Municipal Court conducted 583 hearings in the Civil Division and 286 hearings were conducted by the Referee in the Small Claims Division. There was a decrease in Court hearings in Civil cases of approximately 21 percent. There was a decrease in Small Claims hearings of approximately 34 percent. (The figures for 2000 would reveal 496 hearings in the Civil Division and 388 hearings in the Small Claims Division.)

B. RECEIPTS AND EXPENDITURES OF THE CIVIL DIVISION

In the calendar year 2002, the Civil Division of the Marietta Municipal Court received \$75,663.00 from Court Costs plus \$284.00 in interest and \$6,299.00 for Computer Costs which was distributed to the City of Marietta from the Court's civil bank account.

In 2002, the Court also received and disbursed to the State of Ohio the sum of \$16,230.00. The 2001 figure was \$14,743.00. This money is used by the State for their Legal Aid Society funding pursuant to ORC 1901.26, 1907.24 and 2303.201. The Court deposited \$11,662.00 into its Capital Improvement Fund.

Total open items as of December 31, 2002 were \$11,845.00

III. Criminal and Traffic Branch

A. Criminal Case Load

In 2002, there were 259 felony cases initiated in the Marietta Municipal Court. This is an increase from 214 in 2001. (There were 199 felonies initiated 2000 and 179 in 1999.)

In 2002, there was an increase of approximately 10 percent in felony cases filed in the Marietta Municipal Court from the year 2001. In 2002, 2579 misdemeanor charges were filed. This is an increase of approximately 11 percent from the year 2001 when 2285 misdemeanor cases were filed. (In 2000 there were 2318 misdemeanor cases filed.)

In 2002, there were 414 OMVI cases filed in the Marietta Municipal Court. This is an increase from the 378 OMVI charges filed in 2001. (In 2000, the Court handled 434 OMVI cases and in 1999, 513.)

Traffic citations decreased approximately 2 percent in 2002 from the year 2001. There were 10,243 traffic citations filed in the Marietta Municipal Court in 2002. There were 10,393 traffic citations filed in 2001 and 11,977 in 2000.

It should be noted that these numbers do not include cases where an individual is charged with multiple offenses or if they are later charged with a Probation Violation.

The Court conducted 54 preliminary hearings on felony cases, and 151 court trials on contested traffic and criminal cases. The court also held 24 jury trials.

B. RECEIPTS AND EXPENDITURES OF THE CRIMINAL AND TRAFFIC DIVISION

In 2002 the Marietta Municipal Court disbursed \$1,588,571.00 in its Criminal and Traffic Division. The Criminal and Traffic bank accounts earned \$1,362.00 in interest. There is a total of \$27,729.00 in open items. In 2001, the Court disbursed \$1,481,505.00 in its Criminal and Traffic Division. (The 2000 figure was \$1,652,422.01) Interest earned during the calendar year 2001 was \$2,182.00. This was an increase in monies received by the Marietta Municipal Court of approximately 7 percent from the calendar year 2001. In 2000, 2001 and 2002 the Marietta Municipal Court made the following disbursements to the following local and governmental agencies:

| Year | 2000 | 2001 | |
|--|------------|------------|------------|
| City of Marietta | 639,257.75 | 557,005.00 | 602,871.00 |
| Capital Improvement Fund | 184,404.75 | 158,996.00 | 155,668.00 |
| County of Washington | 182,766.57 | 161,069.00 | 215,384.00 |
| Probation Fee | 41,767.90 | 41,028.00 | 39,654.00 |
| Wash. County Law Library | 5,500.00 | 5,500.00 | 5,500.00 |
| Wash. County Sheriff | 8,326.48 | 9,357.00 | 9,816.00 |
| State of Ohio | 554,233.73 | 509,591.00 | 523,324.00 |
| Division of Conservation | 8,685.00 | 10,609.00 | 10,682.00 |
| Board of Pharmacy | 19,490.49 | 20,913.00 | 17,790.00 |
| Clerk, Common Pleas | 3,624.54 | 2,885.00 | 4,172.00 |
| Clerk, City of Belpre | 3,353.30 | 2,687.00 | 2,261.00 |
| Clerk, Court of Appeals | 0.00 | 32.00 | 0.00 |
| Clerk, Village of Beverly | 200.50 | 151.00 | 50.00 |
| Clerk, Village of New Mat. | 193.00 | 294.00 | 434.00 |
| Clerk, Village of Lowell | 638.00 | 1,243.00 | 940.00 |
| Marietta College Law Enf. | 0.00 | 145.00 | 25.00 |
| Washington County Law Library (Through the Office of the City Auditor) | 96,995.37 | 79,084.50 | 77,734.75 |

IV. UNPAID FINES

The Marietta Municipal Court is still in the process of collecting unpaid fines from prior years. The Court also credited \$89,060.00 for community service performed and credited. As of December 31, 2002, there was a total of \$604,817.41 owed in unpaid fines. This figure is now computer generated and also includes fines owed from minor traffic offense where the license was ordered cancelled as final disposition and the money is not actively being collected. These figures date back to January 1, 1999. There are uncollected fines from prior years that the court deems uncollectible but are subject to being reopened if the Defendant can be located and appears in court for any reason.

V. COST OF OPERATION

In 2002, the actual total of monies expended on Court operations by the City of Marietta, was \$747,313.71. This was an increase from the year 2001 when the cost of operating the Municipal Court was \$708,730.47.

In 2002 the Court expended \$53,017.30 from it's Indigent Alcohol fund, \$41,324.81 from it's Computer Fund and \$96,472.18 from it's Capital Improvement Fund.

The current budget for 2002 was \$754,078.11. Monies expended from the Indigent Alcohol Account, the Computer Fund and the Capital Improvement Fund are generated by the Court by charging the offenders additional costs.

VI. COMMUNITY CORRECTIONS GRANT

The Community Corrections Act Grant program has allowed our county to develop a Probation Department in the Marietta Municipal Court that never existed before. We have completed our sixth year on this grant. Currently, with the help of the CCA program, we are able to provide intensive supervision to all defendants. A Probation Department for the Municipal Court became necessary as a result of Senate Bill 2, which allows for felons to be housed in the local jail in lieu of prison. Our local board found it more practical to divert misdemeanor offenders out of jail while keeping the felons in jail, however, since there are serious offenses that are misdemeanors such as Domestic Violence, Assault, and OMVI, it became imperative that we develop a program to watch over these people after a diversion. The grant award for 2002 was for \$144,885.00

This year there were 486 diversions, 637 drug tests, 3,421 house checks, 37 individuals on electronic house arrest, 3,019 probation appointments, 210 warrant arrests, 15,207 hours of community service performed and \$66,806 fines collected through community service.

Submitted by Annette Zide

VII. PROBATION REPORT

Probation, like incarceration, is a form of criminal sanction imposed by the court upon an offender after a verdict, finding, or plea of guilty. Probation is one point on a continuum of possible punishments ranging from solitary confinement in a maximum-security facility to a few hours of mandatory community service. Inherent in the very nature of probation is that probationers do not enjoy the absolute liberty to which every citizen is entitled. Just as other punishments for criminal convictions curtail an offender's freedoms, a court granting probation may impose reasonable conditions that deprive the offender of some freedoms enjoyed by law-abiding citizens. (Taken from U.S. Supreme Court case U.S. v. Knights.)

The probation department has several goals, some of those are to enhance community and public safety through effective supervision, assisting the offender to make the proper changes they need to live and act in a normal society. We provide assessment and counseling from local agencies that clearly identify risk and needs, and we hold the offender accountable for the actions that ultimately caused them to be placed under

supervision. We work in cooperation with several agencies, including the Washington County Jail. The creation of the probation department has greatly decreased the amount of persons that would previously have been sentenced directly to jail. In the year 2002, a total of 1,016 persons were placed on probation. The average client spent 306.9 days on probation. Of those placed under supervision, 47% of the charges were drug or alcohol related. 32% of all persons placed in the program were repeat offenders (individuals who were on probation within the last three years). Of all persons, 38% were between the ages of 18 and 25. Electronically monitored house arrest increased by 53% last year and continues to be a successful alternative to incarceration in Washington county, saving a total of 5,246 jail bed days last year alone.

2002 Statistics for 1st Quarter.

Information gathered from CCISStats2002 list.

228 persons placed in the program.

| Gender | Repeat Offender | Age | | Race | |
|---------------|------------------------|------------|----|-------------|-----|
| M - 173 | Yes - 45 | 18-21 | 58 | White | 221 |
| F - 55 | No - 183 | 22-25 | 30 | Black | 6 |
| | | 26-35 | 67 | Bi-Racial | 0 |
| | | 36-45 | 52 | Spanish | 1 |
| | | 46-55 | 15 | | |
| | | 56 + | 6 | | |

| Alcohol Involved | Marital Status | | Residence | |
|-------------------------|-----------------------|-----|-------------------|-----|
| Yes - 117 | Single | 123 | City of Marietta | 69 |
| No - 111 | Married | 61 | Washington County | 104 |
| | Divorced | 29 | State of Ohio | 25 |

| | | | |
|-----------|----|---------------|----|
| Separated | 11 | West Virginia | 24 |
| Widowed | 4 | Other States | 6 |

| | | | | |
|---------------------------------|----------|----|----------|----|
| Probationers by Officer: | Ketelsen | 84 | Ferrell | 73 |
| | Bosworth | 2 | Hamilton | 69 |

2002 Statistics for 2nd Quarter.

Information gathered from CCISStats2002 list.

215 persons placed in the program.

| Gender | Repeat Offender | Age | | Race | |
|---------------|------------------------|------------|----|-------------|-----|
| M - 154 | Yes - 44 | 18-21 | 62 | White | 199 |
| F - 61 | No - 171 | 22-25 | 31 | Black | 15 |
| | | 26-35 | 59 | Bi-Racial | 1 |
| | | 36-45 | 44 | Spanish | 0 |
| | | 46-55 | 14 | | |
| | | 56 + | 5 | | |

| Alcohol Involved | Marital Status | Residence | |
|-------------------------|-----------------------|-------------------|-----|
| Yes - 94 | Single 114 | City of Marietta | 73 |
| No - 121 | Married 61 | Washington County | 101 |
| | Divorced 24 | State of Ohio | 18 |
| | Separated 13 | West Virginia | 21 |
| | Widowed 3 | Other States | 2 |

| | | | | |
|---------------------------------|----------|----|----------|----|
| Probationers by Officer: | Ketelsen | 47 | Ferrell | 52 |
| | Bosworth | 69 | Hamilton | 47 |

2002 Statistics for 3rd Quarter.

Information gathered from CCISStats2002 list.

282 persons placed in the program.

| Gender | Repeat Offender | Age | | Race | |
|---------------|------------------------|------------|----|-------------|-----|
| M - 215 | Yes - 57 | 18-21 | 63 | White | 275 |
| F - 67 | No - 225 | 22-25 | 40 | Black | 7 |

| | | | |
|-------|----|-----------|---|
| 26-35 | 84 | Bi-Racial | 0 |
| 36-45 | 68 | Spanish | 0 |
| 46-55 | 22 | | |
| 56 + | 5 | | |

Alcohol Involved

Yes - 136
No - 146

Marital Status

Single 135
Married 80
Divorced 46
Separated 18
Widowed 3

Residence

City of Marietta 75
Washington County 132
State of Ohio 25
West Virginia 41
Other States 9

Probationers by Officer:

| | | | |
|----------|----|----------|-----|
| Ketelsen | 57 | Ferrell | 63 |
| Bosworth | 57 | Hamilton | 105 |

2002 Statistics for 4th Quarter.

Information gathered from CCISStats2002 list.

291 persons placed in the program.

Gender

M-215
F-76

Repeat Offender

Yes - 178
No - 113

Age

18-21 66
22-25 38
26-35 83
36-45 70
46-55 25
56+ 9

Race

White 285
Black 6
Bi-Racial 0
Spanish 0

Alcohol Involved

Yes - 135
No - 156

Marital Status

Single 151
Married 73
Divorced 45
Separated 18
Widowed 4

Residence

City of Marietta 77
Washington County 151
State of Ohio 31
West Virginia 29
Other States 3

Probationers by Officer:

| | | | |
|----------|----|----------|----|
| Ketelsen | 69 | Ferrell | 55 |
| Bosworth | 93 | Hamilton | 74 |

2002 Statistics. Information gathered from above data.

1,016 persons placed on probation.

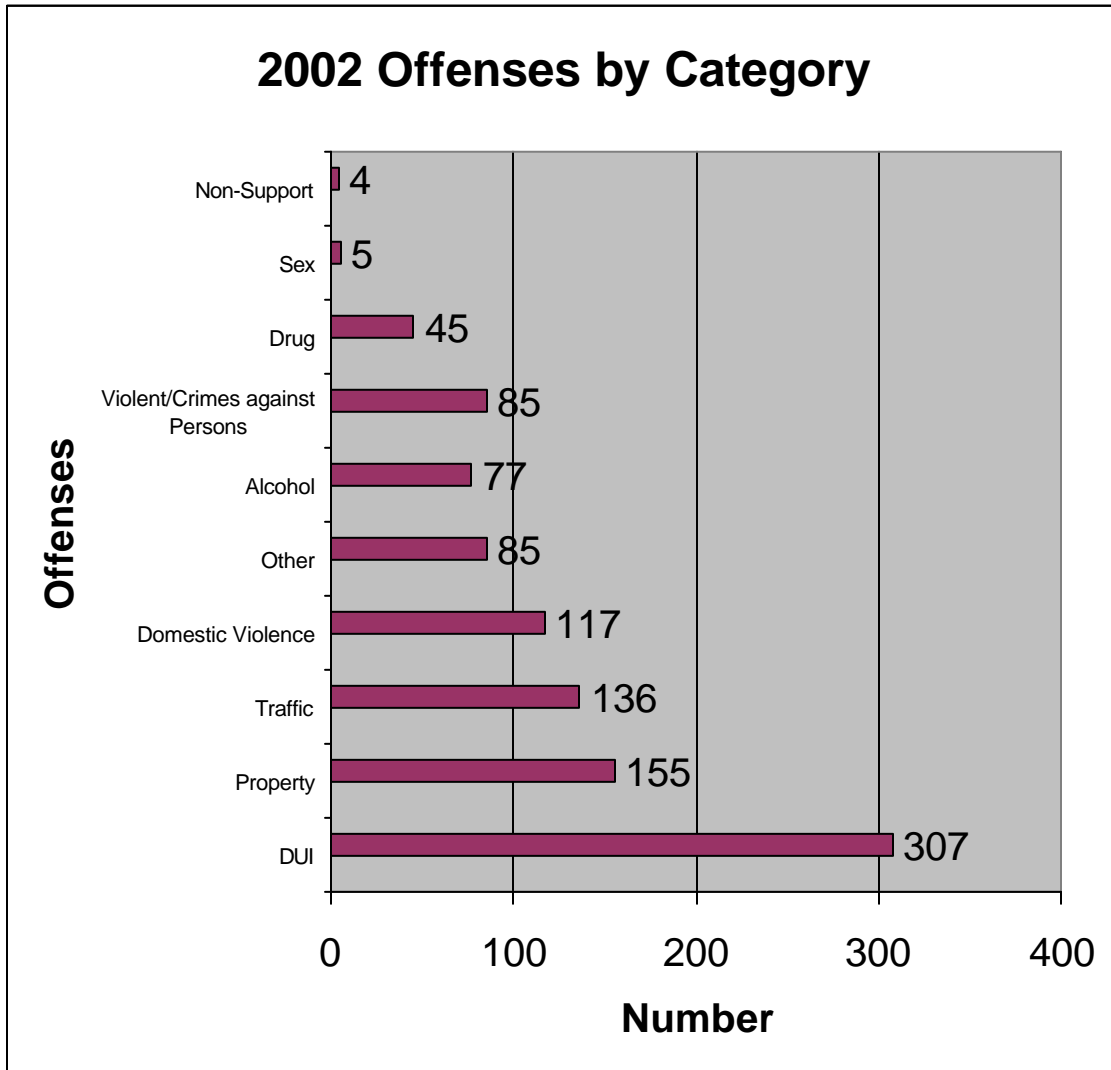
| Gender | Repeat Offender | Age | Race |
|---------------|------------------------|------------|-------------|
| M - 757 | Yes - 324 | 18-21 249 | White 980 |
| F - 259 | No - 692 | 22-25 139 | Black 34 |
| T - 1016 | T - 1016 | 26-35 293 | Bi-Racial 1 |
| | | 36-45 234 | Spanish 1 |
| | | 46-55 76 | T - 1016 |
| | | 56+ 25 | |
| | | T - 1016 | |

| Alcohol Involved | Marital Status | Residence |
|-------------------------|-----------------------|-----------------------|
| Yes - 482 | Single 523 | City of Marietta 294 |
| No - 534 | Married 275 | Washington County 488 |
| T - 1016 | Divorced 144 | State of Ohio 99 |
| | Separated 60 | West Virginia 115 |
| | Widowed 14 | Other States 20 |
| | T - 1016 | T - 1016 |

| Probationers by Officer: | | |
|---------------------------------|--------------|--------------|
| | Ketelsen 257 | Ferrell 243 |
| | Bosworth 221 | Hamilton 295 |

| Category | Number Placed on Probation |
|--------------------------------|-----------------------------------|
| DUI | 307 |
| Property | 155 |
| Traffic | 136 |
| Domestic Violence | 117 |
| Other | 85 |
| Alcohol | 77 |
| Violent/Crimes against Persons | 85 |
| Drug | 45 |
| Sex | 5 |
| Non-Support | 4 |
| Total Probationers | 1016 |

2002 Offenses by Category



Other Includes

- | | |
|---------------------------------|----------------------------------|
| Cruelty to Animals (5) | Falsification (3) |
| Animals at Large (1) | Impersonating an Officer (1) |
| Breach of Recognizance (2) | Improper Handling of Firearm (2) |
| Child Endangering (4) | False Alarm (1) |
| Complicity (1) | Obtain False ID (1) |
| Contempt of Fines (55) | Probation Violation (1) |
| Corruption of Minor (1) | Wildlife Violation (1) |
| Discharge Firearm/Fireworks (6) | |

4 Year Statistic Report

| Year | % +/- | Year | % +/- | Year | % +/- | Year | % +/- |
|---|-----------|-------|-----------|-------|-----------|-------|-----------|
| 1999 | From Prev | 2000 | From Prev | 2001 | From Prev | 2002 | From Prev |
| | Year | | Year | | Year | | Year |
| House Checks | | | | | | | |
| 2,872 | 37.50% | 3,192 | 11.00% | 3,431 | 13.30% | 2,377 | -31% |
| Urine Tests (Taken) | | | | | | | |
| 396 | 11% | 393 | -0% | 639 | 62.50% | 590 | -8% |
| Urine Tests (Positive) | | | | | | | |
| 96 | | 117 | 22% | 164 | 40% | 134 | -18% |
| Electronically Monitored House Arrest | | | | | | | |
| 45 | -22% | 39 | -13% | 36 | -8% | 55 | 53% |
| Driver Intervention Program Enrollment | | | | | | | |
| 211 | 16% | 224 | 6% | 186 | -17% | 165 | -11% |
| Total New Probationers (All levels combined) | | | | | | | |
| 943 | 15% | 1100 | 16.65% | 1017 | -7.50% | 1016 | 0% |

House Checks

| 2002 | BK | MF | JH | GB | |
|-------|-----|-----|-----|------|-------------|
| Jan | 33 | 23 | 23 | 195 | |
| Feb | 17 | 28 | 0 | 202 | |
| Mar | 13 | 30 | 40 | 135 | |
| Apr | 9 | 21 | 49 | 50 | |
| May | 39 | 0 | 21 | 82 | |
| June | 89 | 9 | 104 | 89 | |
| July | 24 | 11 | 34 | 181 | |
| Aug | 5 | 17 | 37 | 96 | |
| Sept | 45 | 24 | 20 | 136 | |
| Oct | 6 | 36 | 39 | 146 | |
| Nov | 1 | 9 | 10 | 108 | |
| Dec | 3 | 2 | 21 | 65 | |
| Total | 284 | 210 | 398 | 1485 | 2377 |

Urine Tests (# taken/positive results)

| 2002 | BK | MF | JH | GB | JP | |
|-------|------------|------------|------------|------------|------------|------------|
| Jan | 11.1 | 16.4 | 9.1 | 1.0 | 1.0 | 38 |
| Feb | 7.3 | 21.4 | 21.7 | 1.0 | 4.1 | 54 |
| Mar | 7.1 | 14.2 | 29.10 | 5.0 | 0.0 | 55 |
| Apr | 4.1 | 17.4 | 12.7 | 12.4 | 1.0 | 46 |
| May | 11.4 | 13.2 | 19.8 | 12.1 | 0.0 | 55 |
| June | 8.4 | 10.2 | 20.5 | 9.1 | 1.1 | 48 |
| July | 7.0 | 16.2 | 13.4 | 0.0 | 3.0 | 39 |
| Aug | 6.1 | 10.2 | 20.3 | 11.2 | 3.0 | 50 |
| Sept | 9.2 | 15.3 | 23.2 | 10.2 | 0.0 | 57 |
| Oct | 5.3 | 9.1 | 26.6 | 17.6 | 0.0 | 57 |
| Nov | 4.0 | 4.0 | 37.5 | 11.1 | 0.0 | 56 |
| Dec | 4.1 | 2.0 | 21.6 | 8.4 | 0.0 | 35 |
| Total | 83 | 147 | 250 | 97 | 13 | 590 |
| Pos> | 21 | 26 | 64 | 21 | 2 | 134 |
| % | 25% | 18% | 26% | 22% | 15% | 23% |

Scheduled Probation Appointments

| 2002 | BK | MF | JH | GB |
|------|-----|-----|-----|----|
| Jan | 77 | 82 | 88 | 0 |
| Feb | 94 | 40 | 99 | 0 |
| Mar | 60 | 79 | 87 | 0 |
| Apr | 93 | 96 | 103 | 16 |
| May | 96 | 117 | 146 | 22 |
| June | 91 | 81 | 96 | 33 |
| July | 115 | 132 | 115 | 46 |
| Aug | 107 | 80 | 94 | 48 |
| Sept | 101 | 100 | 130 | 58 |

| | | | | | |
|-------|------|------|------|-----|------|
| Oct | 112 | 63 | 156 | 72 | |
| Nov | 82 | 52 | 147 | 68 | |
| Dec | 83 | 82 | 175 | 93 | |
| Total | 1111 | 1004 | 1436 | 456 | 4007 |

Electronically Monitored House Arrest

| 2002 | BK | MF | GB | JH | |
|-------|----|----|----|----|----|
| Jan | 0 | 1 | 0 | 3 | |
| Feb | 1 | 1 | 0 | 1 | |
| Mar | 2 | 3 | 0 | 2 | |
| Apr | 1 | 2 | 2 | 0 | |
| May | 1 | 2 | 0 | 1 | |
| June | 2 | 0 | 0 | 2 | |
| July | 1 | 0 | 0 | 1 | |
| Aug | 1 | 0 | 1 | 5 | |
| Sept | 1 | 3 | 1 | 0 | |
| Oct | 0 | 1 | 1 | 2 | |
| Nov | 1 | 0 | 3 | 3 | |
| Dec | 2 | 0 | 0 | 1 | |
| Total | 13 | 13 | 8 | 21 | 55 |

Holder Placed

| 2002 | BK | MF | JH | GB | |
|-------|----|----|----|----|-----|
| Jan | 1 | 0 | 6 | 0 | |
| Feb | 1 | 1 | 5 | 0 | |
| Mar | 0 | 3 | 4 | 0 | |
| Apr | 1 | 0 | 6 | 0 | |
| May | 2 | 2 | 5 | 0 | |
| June | 2 | 0 | 5 | 1 | |
| July | 3 | 2 | 3 | 0 | |
| Aug | 3 | 2 | 4 | 2 | |
| Sept | 4 | 4 | 7 | 1 | |
| Oct | 3 | 3 | 4 | 1 | |
| Nov | 0 | 0 | 3 | 2 | |
| Dec | 4 | 4 | 6 | 3 | |
| Total | 24 | 21 | 58 | 10 | 113 |

Probation Violations Filed

| 2002 | BK | MF | JH | GB |
|------|----|----|----|----|
| Jan | 0 | 0 | 1 | 0 |
| Feb | 0 | 0 | 2 | 0 |
| Mar | 0 | 0 | 2 | 0 |
| Apr | 0 | 0 | 2 | 0 |
| May | 1 | 2 | 2 | 0 |

| | | | | | |
|-------|---|---|----|---|-----------|
| June | 0 | 0 | 2 | 1 | |
| July | 1 | 0 | 1 | 0 | |
| Aug | 0 | 1 | 1 | 1 | |
| Sept | 3 | 2 | 0 | 0 | |
| Oct | 1 | 0 | 0 | 1 | |
| Nov | 0 | 0 | 0 | 0 | |
| Dec | 0 | 0 | 3 | 1 | |
| Total | 6 | 5 | 16 | 4 | 31 |

Driver's Intervention Program (DIP)

| 2002 | BK | MF | JH | GB | |
|--------------|-----------|-----------|-----------|-----------|------------|
| Jan | 4 | 6 | 2 | 0 | |
| Feb | 0 | 0 | 0 | 0 | |
| Mar | 8 | 4 | 7 | 0 | |
| Apr | 6 | 7 | 3 | 2 | |
| May | 6 | 5 | 4 | 4 | |
| June | 3 | 2 | 1 | 3 | |
| July | 2 | 1 | 1 | 0 | |
| Aug | 2 | 5 | 2 | 1 | |
| Sept | 9 | 2 | 5 | 9 | |
| Oct | 2 | 3 | 7 | 2 | |
| Nov | 3 | 2 | 7 | 3 | |
| Dec | 3 | 5 | 7 | 5 | |
| Total | 48 | 42 | 46 | 29 | 165 |

New Probationers

| 2002 | BK | MF | JH | GB | |
|--------------|------------|------------|------------|------------|-------------|
| Jan | 16 | 36 | 24 | 0 | |
| Feb | 35 | 21 | 22 | 0 | |
| Mar | 31 | 18 | 26 | 0 | |
| Apr | 11 | 25 | 15 | 28 | |
| May | 18 | 20 | 23 | 12 | |
| June | 19 | 11 | 7 | 31 | |
| July | 16 | 27 | 35 | 12 | |
| Aug | 33 | 10 | 17 | 40 | |
| Sept | 8 | 26 | 53 | 5 | |
| Oct | 27 | 20 | 13 | 36 | |
| Nov | 18 | 27 | 45 | 15 | |
| Dec | 20 | 6 | 16 | 42 | |
| Total | 252 | 247 | 296 | 221 | 1016 |

COMMUNITY SERVICE REPORT

| 1999 | %+/- '98 | 2000 | %+/- '99 | 2001 | %+/- '00 | 2002 | %+/- '01 |
|----------------------------|----------|--------|----------|--------|----------|--------|----------|
| Hours Worked | | | | | | | |
| 18,727 | 39.68% | 18,065 | -3.54% | 16,016 | -11.34% | 19,113 | 19.34% |
| Fines Credited | | | | | | | |
| 115,741 | 45.61% | 72,309 | -37.53% | 65,113 | -9.95% | 89,060 | 36.78% |
| Court Ordered Hours | | | | | | | |
| 5,011 | 193.56% | 6,030 | 20.34% | 5,119 | -15.11% | 4,072 | -20.45% |
| Jail Beds Saved | | | | | | | |

UNK 755 1,089 44.24% 907 -16.71%

Hours worked, fines credited, court ordered hours and jail beds saved recorded by year, with the percentage increase/decrease from the previous year listed next to the figure.

Community Service completed by approved agencies through the Marietta Municipal Court's Probation Department.

| 2002 Month | Hours Completed | Amount to Fines | Court Ordered | Bed Days Saved |
|-----------------------|----------------------------|----------------------------|--------------------------|---------------------------|
| January | 1,096.75 | \$5,407.50 | 165.50 | 25 |
| February | 1,581.00 | \$6,967.50 | 409.25 | 67 |
| March | 1,577.75 | \$6,923.50 | 433.50 | 144 |
| April | 1,444.00 | \$7,281.00 | 223.50 | 42 |
| May | 1,239.50 | \$6,016.00 | 161.00 | 50 |
| June | 972.50 | \$4,746.75 | 180.50 | 42 |
| July | 1,477.50 | \$6,930.00 | 303.00 | 44 |
| August | 1,556.00 | \$6,252.00 | 498.00 | 97 |
| September | 1,784.75 | \$8,557.00 | 372.75 | 112 |
| October | 1,943.00 | \$9,636.00 | 257.00 | 47 |
| November | 2,201.50 | \$10,375.50 | 446.25 | 67 |
| December | 2,238.75 | \$9,967.50 | 600.50 | 170 |
| | 19,113.00 | \$89,060.25 | 4,050.75 | 907 |

The 2002 Report prepared by Joseph N. Perry, Chief Probation Officer, on March 14, 2003.

VII. COMPUTER GENERATED STATISTICAL ANALYSIS

The following is a list of various cases of interest from the criminal and traffic division in 1998, 1999 and 2000.

| <u>Type of Case</u> | <u>Number of Cases Filed</u> | | |
|--|------------------------------|-------------|-------------|
| | <u>2000</u> | <u>2001</u> | <u>2002</u> |
| OMVI | 411 | 357 | 393 |
| Underage OMVI | 23 | 18 | 21 |
| Suspension (No O.L., Expired O.L., etc) | 605 | 450 | 583 |
| Disorderly Conduct (minor misdemeanor and fourth degree misdemeanor) | 351 | 334 | 254 |
| Domestic Violence | 162 | 165 | 189 |
| Violate Restraining Order | 48 | 44 | 81 |
| Assault | 76 | 76 | 107 |
| Theft (Shoplifting and Bad Checks Included) | 282 | 299 | 297 |
| Criminal Damaging | 45 | 47 | 68 |
| Criminal Trespass | 78 | 48 | 46 |
| Littering | 28 | 38 | 35 |
| Underage Alcohol Offenses | 183 | 107 | 94 |
| Possession of Drug Paraphernalia | 174 | 133 | 162 |
| Possession of Marijuana | 178 | 98 | 136 |
| Stalking | 0 | 9 | 3 |
| Child Endangering | 18 | 18 | 12 |
| Contempt | 81 | 233 | 95 |
| Contempt on Fines | 160 | 139 | 387 |
| Income Tax Violations (City of Marietta) | 54 | 81 | 26 |

Respectfully submitted,

W. M. Nuzum, III, Judge

Rosanne M. Buell, Clerk