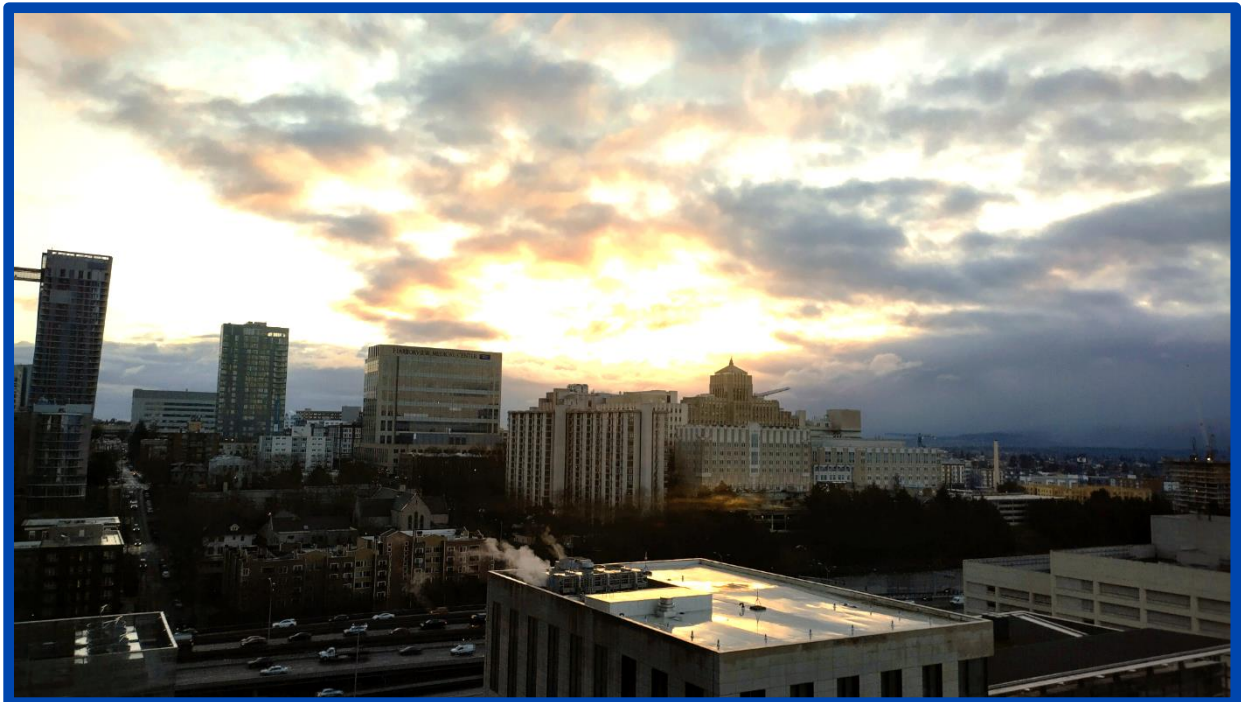




# Criminal Division Quarter I, 2023 Report

SEATTLE CITY ATTORNEY'S OFFICE  
ANN DAVISON



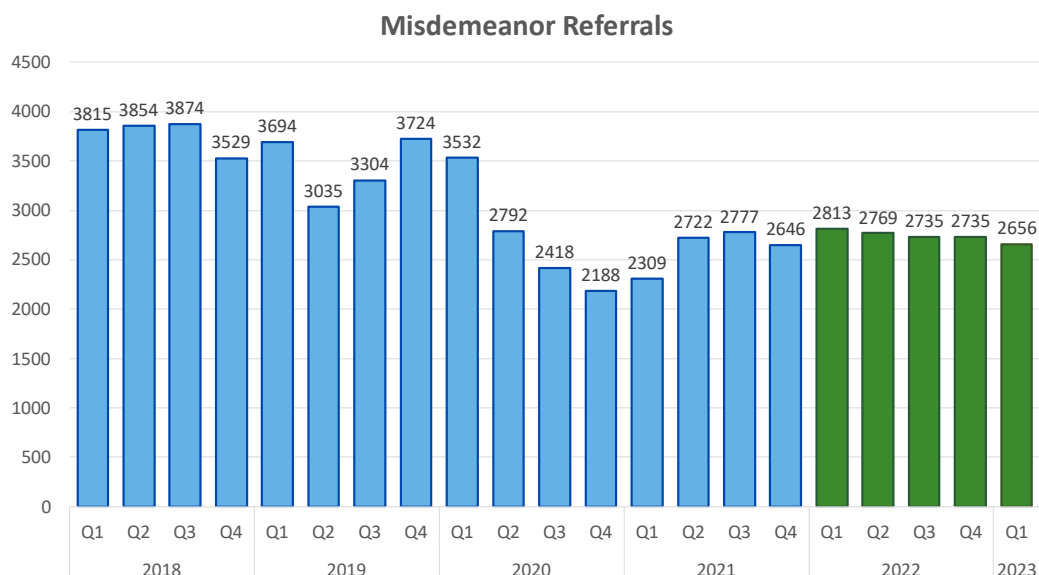
Report Compiled by Per-Olaf Swanson. Please address inquiries to:

Per-Olaf Swanson  
Data Analytics Manager  
Seattle City Attorney's Office  
[Per-Olaf.Swanson@Seattle.gov](mailto:Per-Olaf.Swanson@Seattle.gov)

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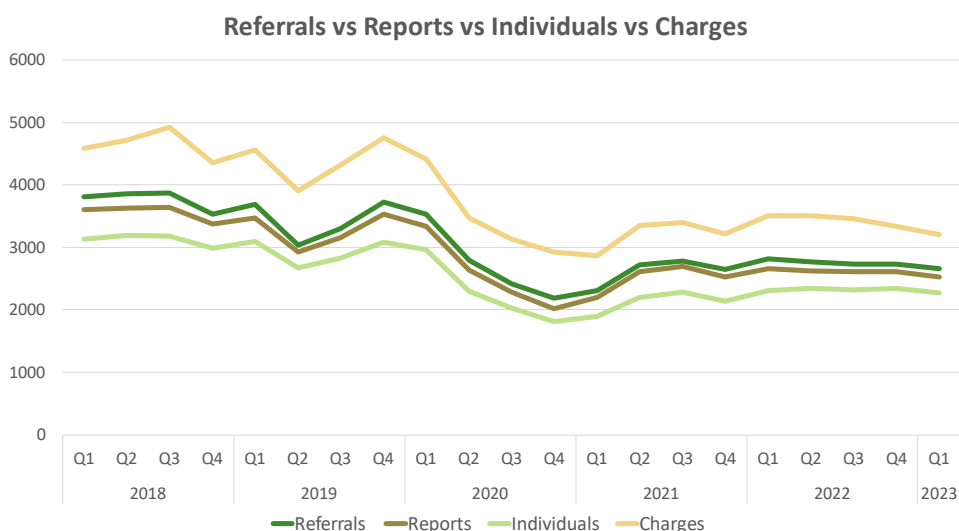
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# Police Referrals



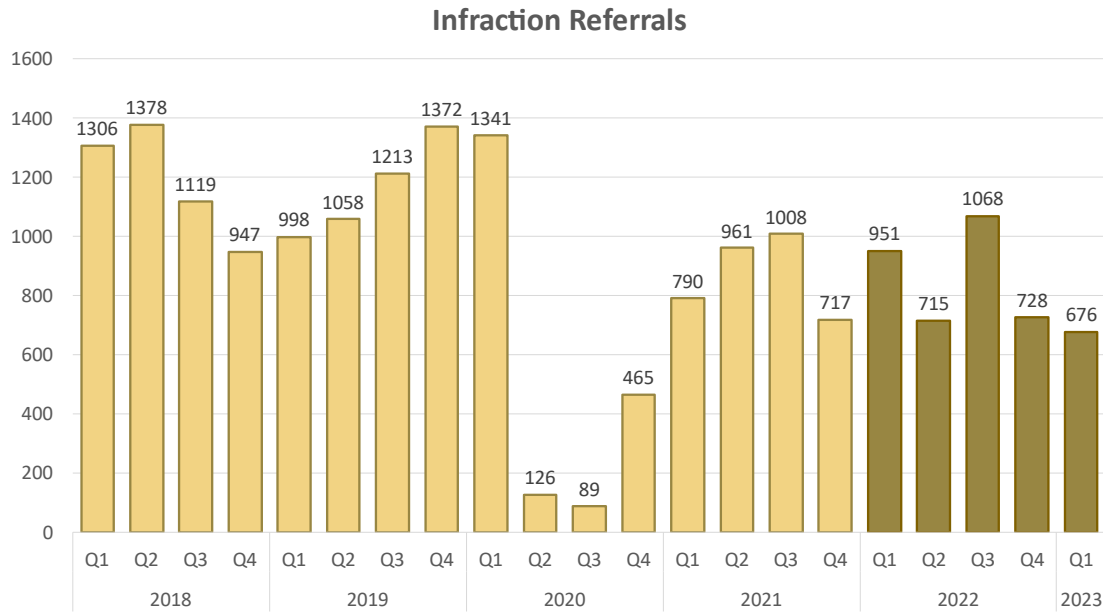
In the first quarter of 2023, the City Attorney’s Office received 2,656 referrals from the Seattle Police Department. This represents a 3% decrease from Q4 of 2022 and a 6% decrease from Q1 of 2022. The number of current referrals is below pre-COVID levels and lower than before the loss of a significant number of SPD officers.

- **Referral:** represents a unique person from an SPD report; a single report with two suspects would be two referrals. This reflects the best measure of law department workload and is used in this analysis.
- **Report:** a single document sent from the Seattle Police Department.
- **Individual:** one, unique person referred to CAO; most individuals will only have a single referral, but some can have dozens like the criteria for the High Utilizer Initiative.
- **Charges:** are the actual criminal offenses. Each report and each individual can have many.



## Infractions

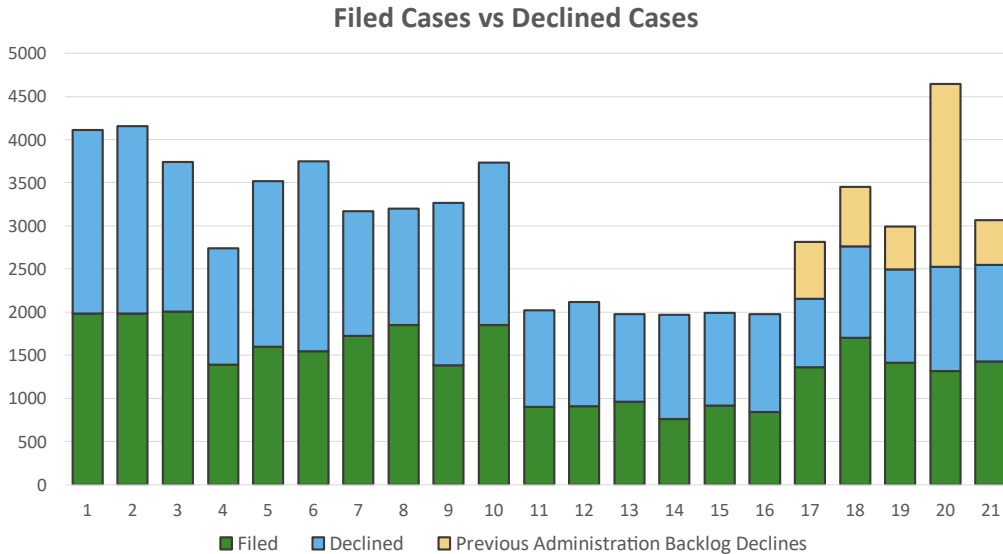
When an individual receives a citation for an infraction, it does not go to the City Attorney's Office. If the citation is challenged, also called "contested," then it is referred to the City Attorney's Office by the court. Contested citations are almost always filed the same day they are received at the CAO. Contested citations are not part of the misdemeanor system and therefore are measured separately in the graph below.



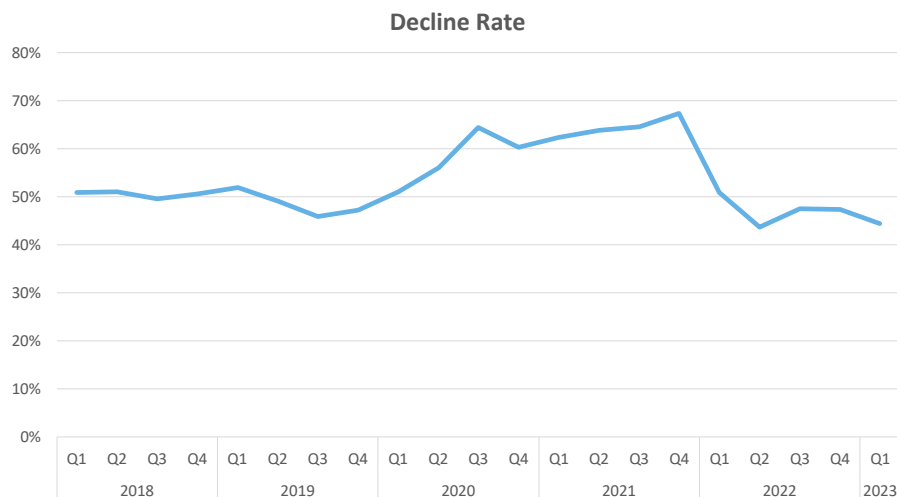
In Q1 of 2023, the City Attorney's Office received 676 infractions that were sent from the Seattle Municipal Court. This represents a 7% decrease from Q4 of 2022 and a 29% decrease from Q1 of 2022.

## Case Filing

Referrals can either be filed cases with the Seattle Municipal Court or declined. Diverted referrals turn into declines after successful completion of requirements.



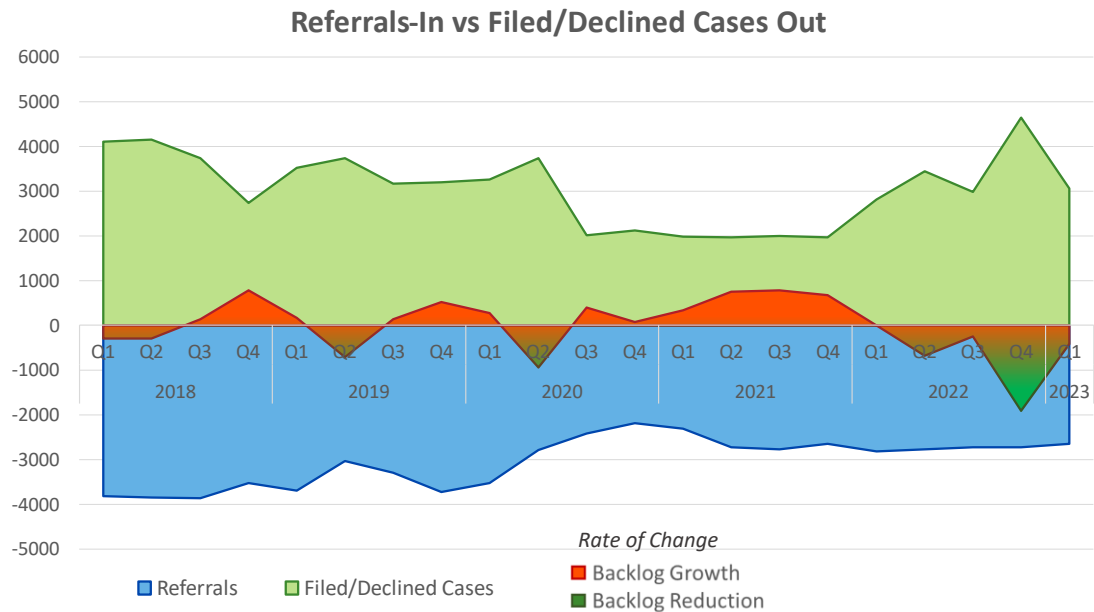
This chart shows the output of filing decisions from the City Attorney's Office. In Q1 of 2023, the City Attorney's Office filed 1430 cases (a decrease of 51% from Q4 2022 and 13% more than Q1, 2022) and declined a total of 1,637 (up 112% from Q3 2022 and up 195% from Q4 2021). 1/3rd of the declined cases in Q4 2022 come from a special project that reviewed the backlog to find referrals that were unfileable due to their age or other factors.



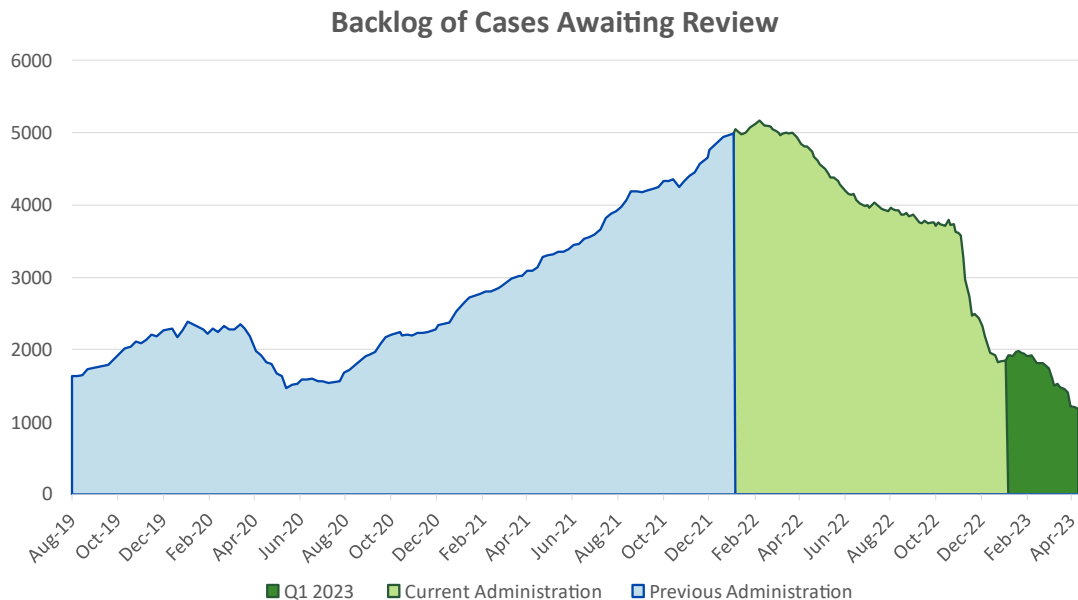
Decline rates as measured by  $\frac{\text{declines}}{\text{files} + \text{declines}}$  dropped slightly in the first quarter of 2023. The decline rate for filing decisions made in Q1 2023 was 44%, down slightly from Q4 2022's 47% and down significantly from Q1 2022's 51%. The Q1 2023 decline rate does not include declined referrals in the backlog from before 2022.

# Backlog

Referrals awaiting a response are considered part of the backlog.



Responses to incoming referrals lagged for years and resulted in a substantial backlog within the Criminal Division. Areas in orange represent times when the backlog grew and areas in green represent times when it was addressed and reduced. The backlog was at 4990 referrals at the start of 2022.

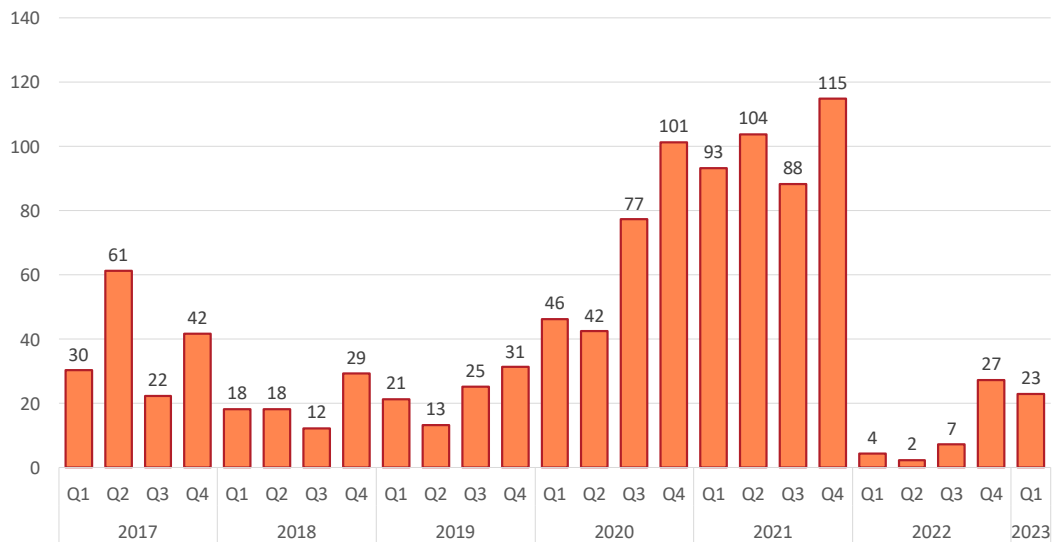


The Review and Filing Unit mostly recovered from its significant staff shortages by the end of Q1. The special project initiated in Q4 combining prosecutors with technological efficiency was focused on DV backlog referrals essentially clearing the domestic violence backlog.

## Close-in-Time Filing

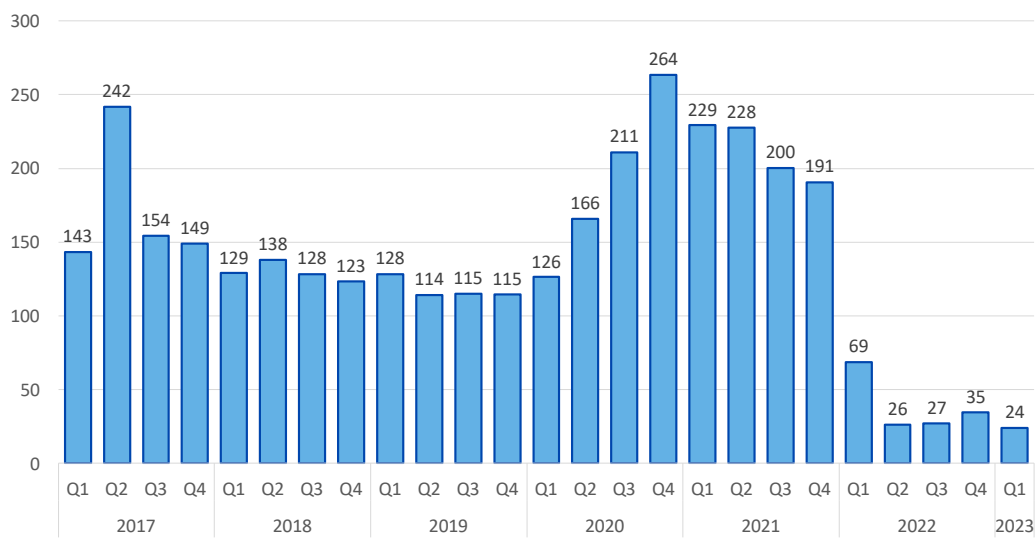
The Close-in-Time filing policy set by City Attorney Davison created the goal of making a filing decision within five business days (seven calendar days). Domestic violence referrals are afforded an additional week to engage in a trauma informed approach, which considers input from the victim on their safety concerns. Referrals involving LEAD clients get 30 days for clients to engage in services.

**Median Time to Make a Filing Decision**

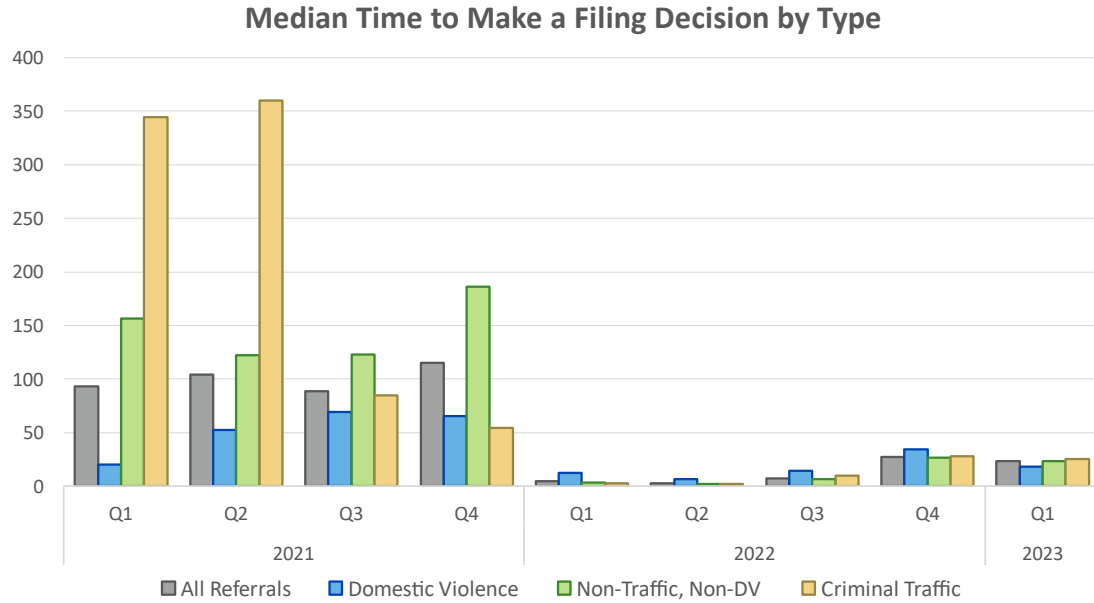


The reduced Review and Filing Unit staffing lowered the effectiveness of Close-in-Time filing in Q4. These issues were mostly fixed by the end of Q1, but it will take some time to get back to close-in-time goals.

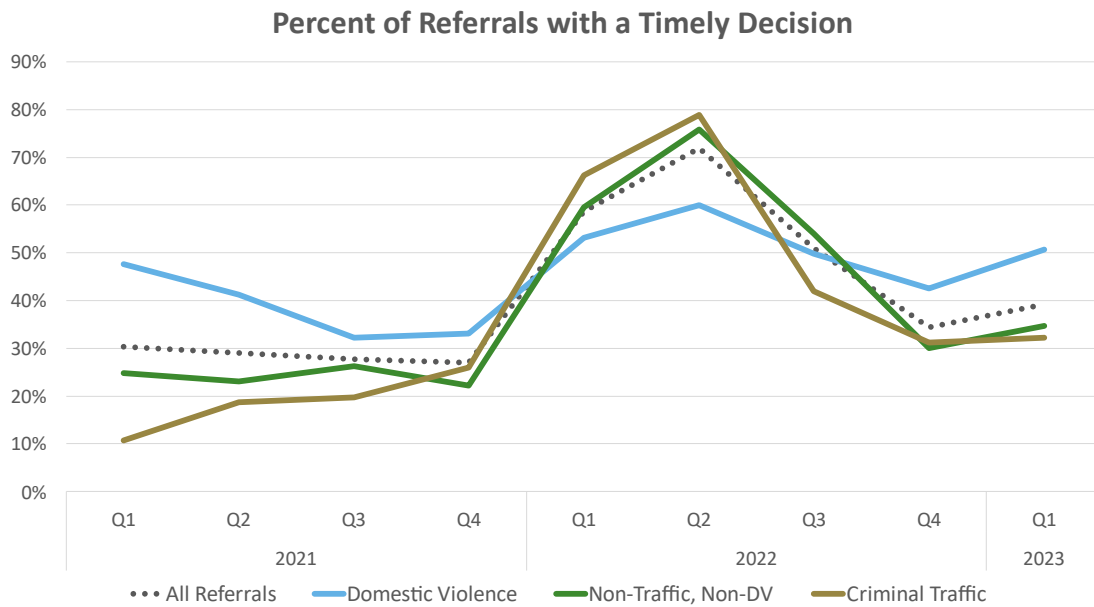
**Mean Time to Make a Filing Decision**



Median filing time is a more accurate description of the data due to its skewed nature.

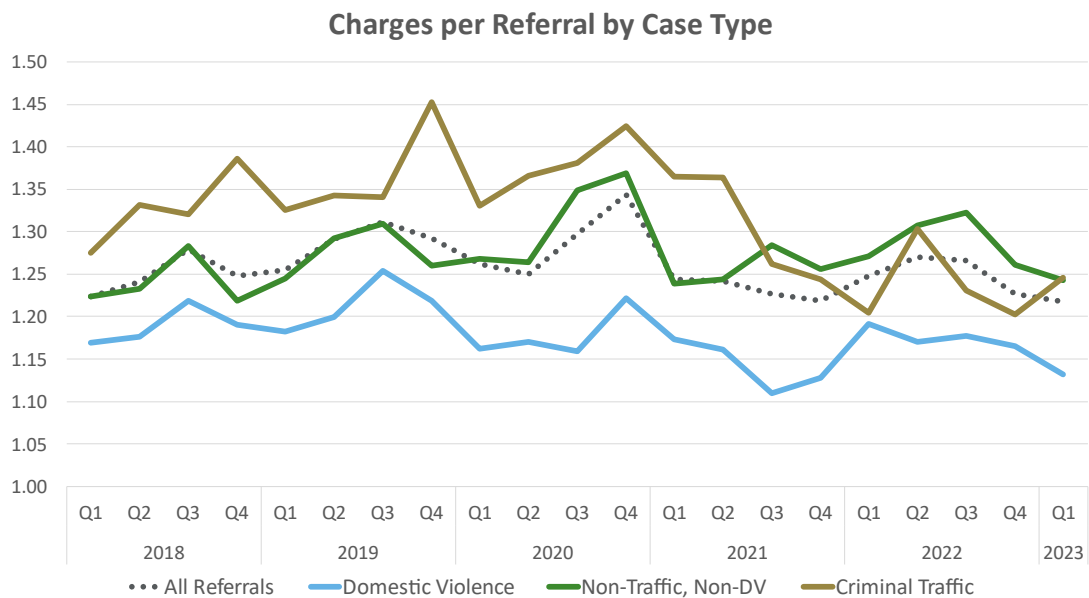
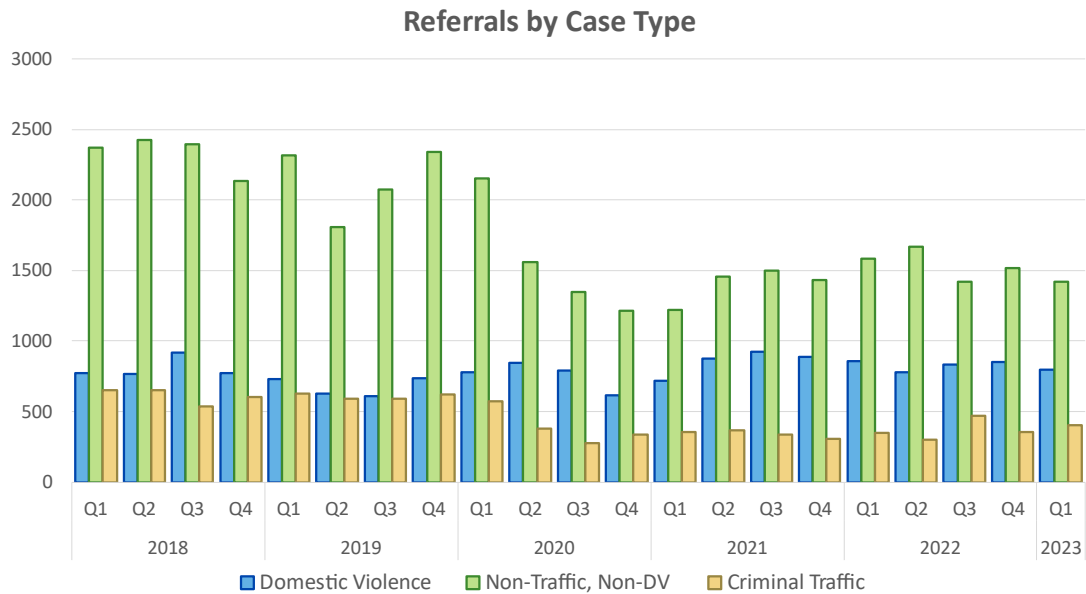


Median time to make a filing decision is still lower than historical levels, but it has increased beyond desired goals. While the median times are still under a month, the number that meet policy goals has dropped to pre-policy levels.

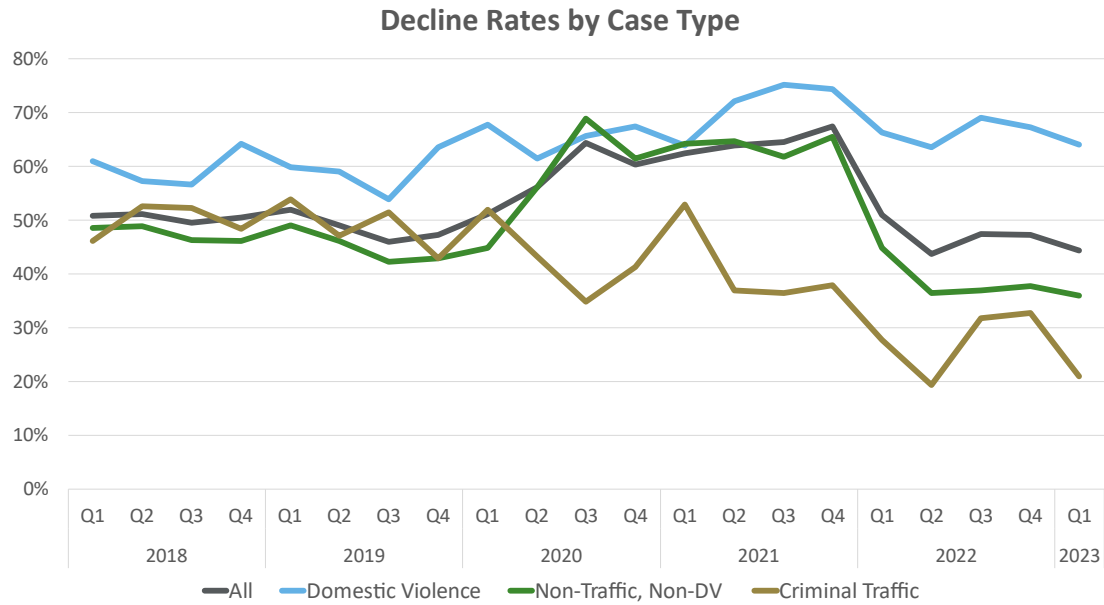




## Case Type Specifics

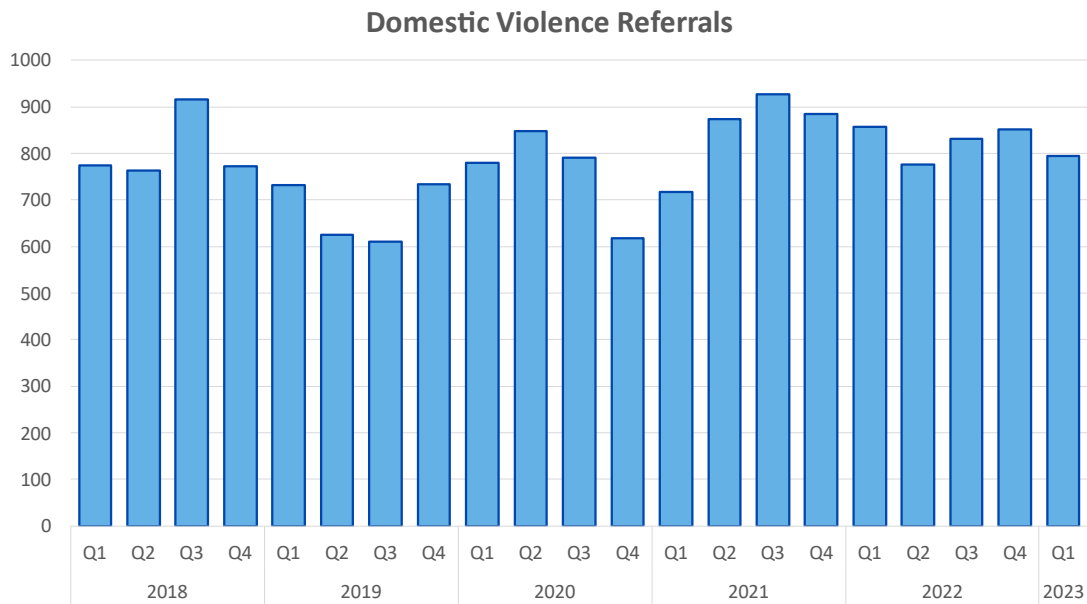


The number of charges on each police referral averages about 5 charges for every 4 referrals (1.25) and does not vary much between quarters. The decrease for Criminal Traffic is likely due to far fewer referrals including driving with a suspended license.

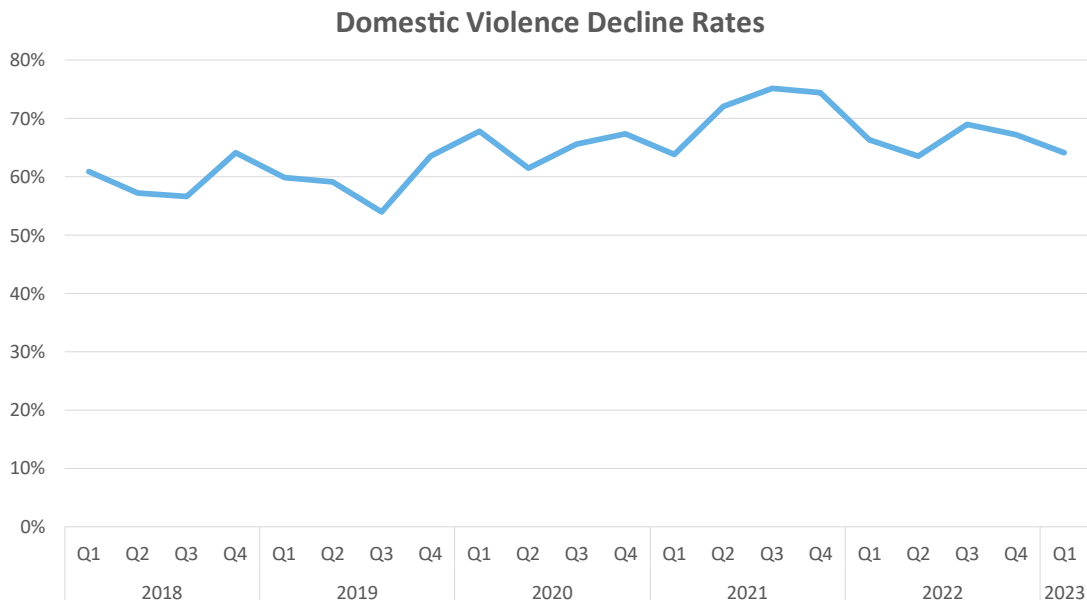


Domestic violence referrals historically have higher decline rates for a variety of reasons. Prosecutors carefully weigh the impact to the victim, the victim's desired outcome, lethality factors, and the nature of past referrals in addition to the evidence. Some referrals are declined as part of a consolidation of cases between other jurisdictions. The reduction in the decline rate for criminal traffic referrals is because a higher percentage of them now include DUIs.

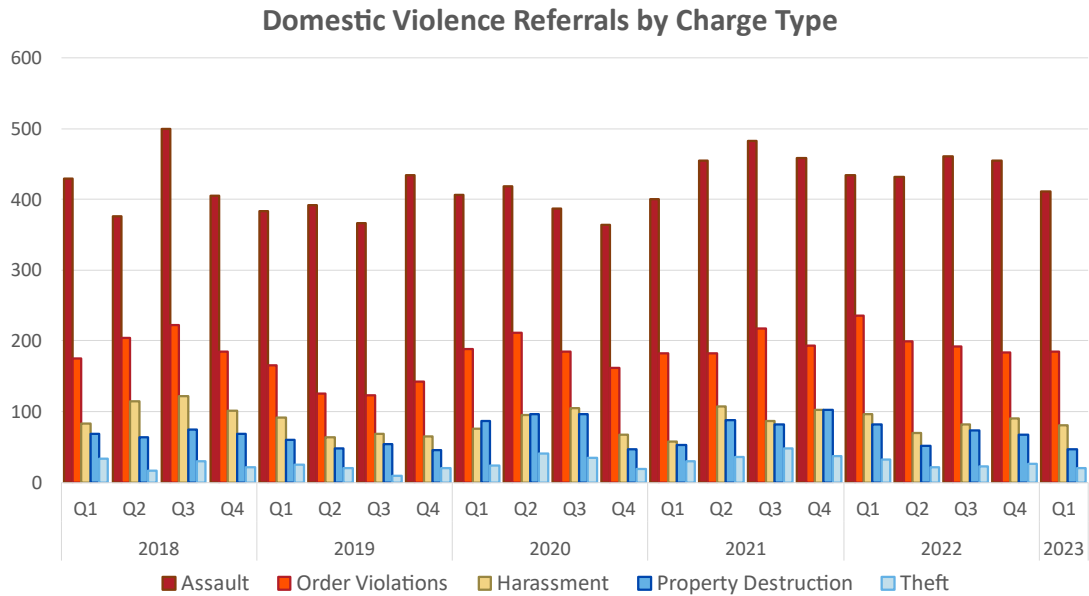
## Domestic Violence



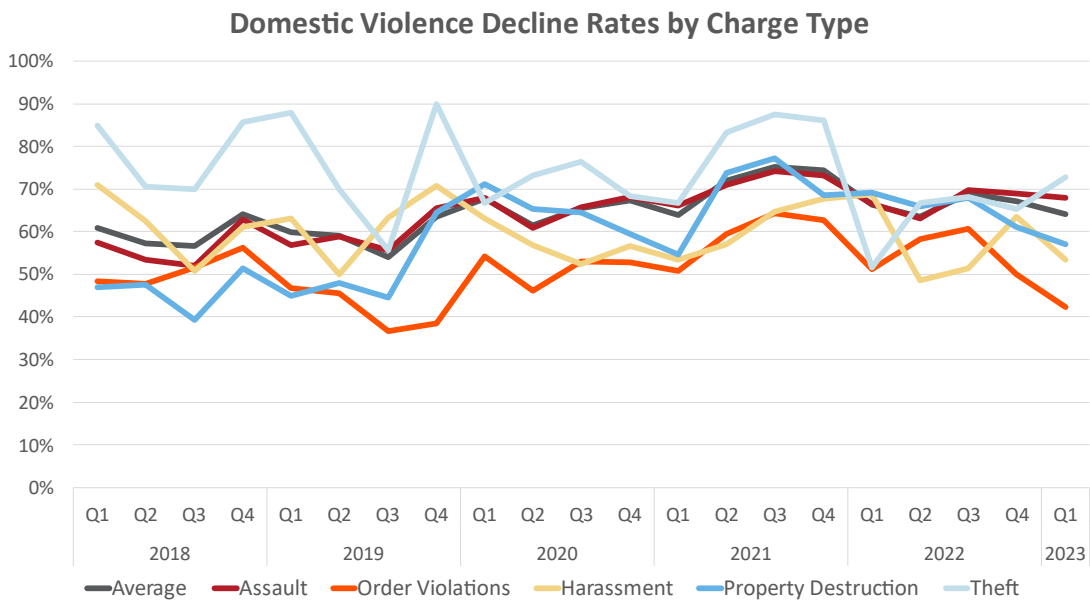
Domestic violence referrals did not see a sharp decrease during the pandemic, unlike other referrals. If Seattle followed the national trend of increased incidents of domestic violence during the pandemic, then these numbers could be under-reported due to SPD under-staffing. They were down slightly in Q1 2023 compared with Q4 2022 and down slightly from the previous years.



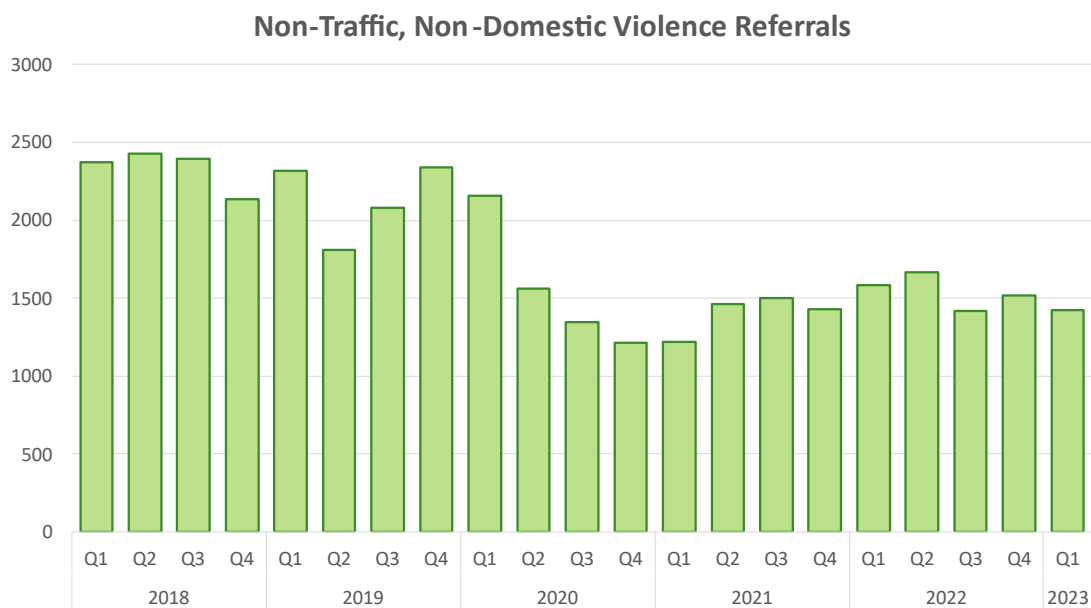
Domestic violence referrals differ because of the impact charges may have on a survivor of intimate partner or family violence. Their ability to assist prosecution varies based on many factors, leading to a higher decline rate. These rates do not reflect backlog filing and the Q1 2023 rate was 64%.



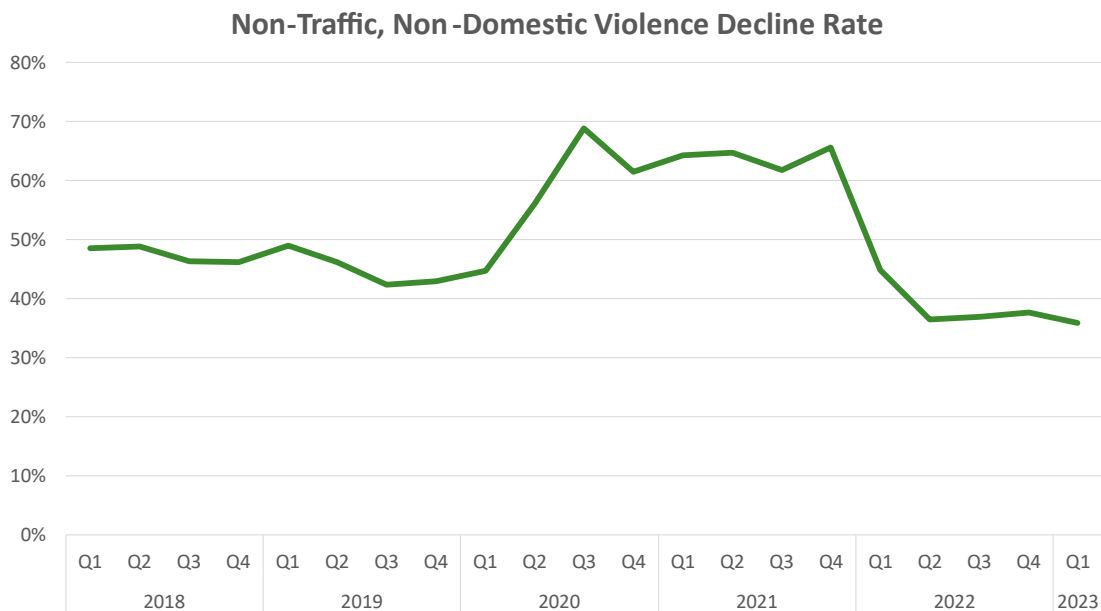
Assaults and protection/no contact order violations are the most common types of domestic violence charges. This is not an exhaustive list of domestic violence charges but represents the most common types.



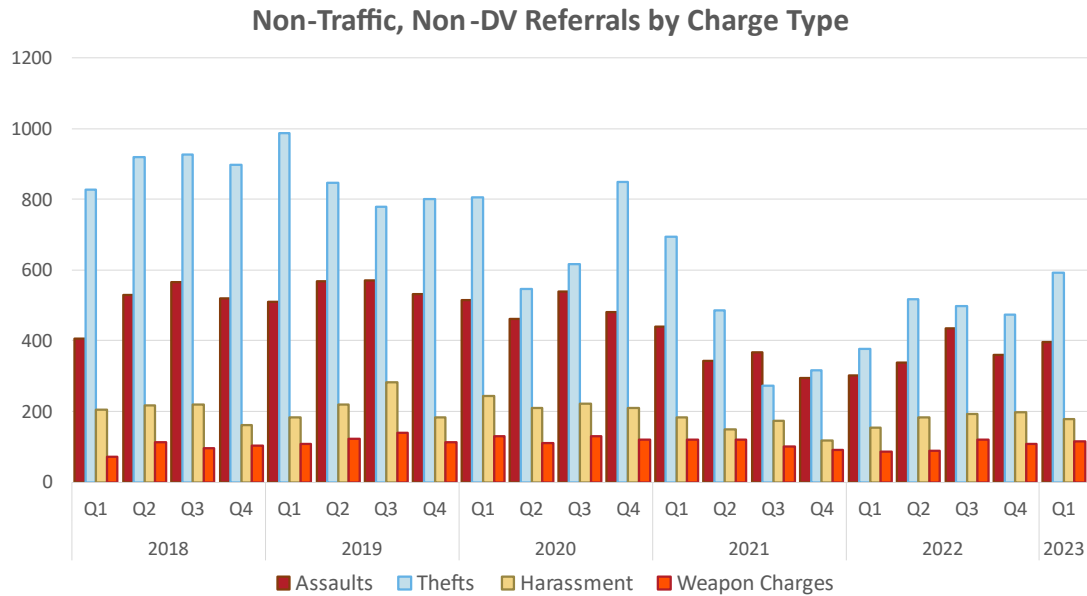
## Criminal Non-Traffic, Non-Domestic Violence



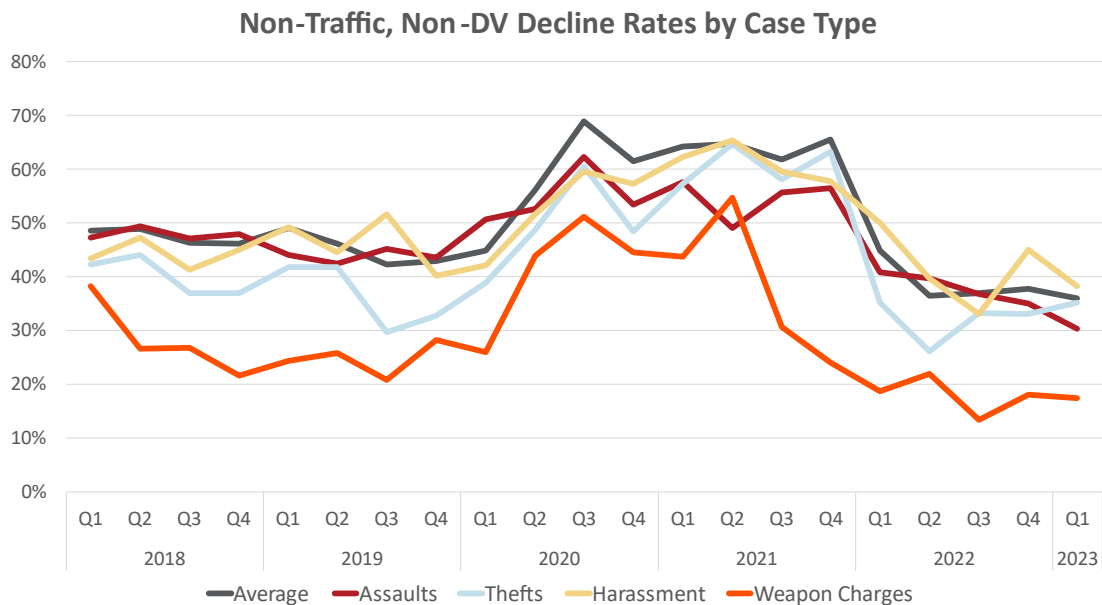
Criminal non-traffic, non-domestic violence referrals include many dozens of offenses and have a large proportion of thefts, trespasses, harassment, and assaults. They also include weapons charges and a myriad of less common offenses like reckless burning or false reporting.



Decline rates for these misdemeanors had been rising more than any other category through 2021. Part of this can be explained by the backlog in referrals that was increasing until early 2022. The decline rate not including backlog filing was 36% in Q1 2023.

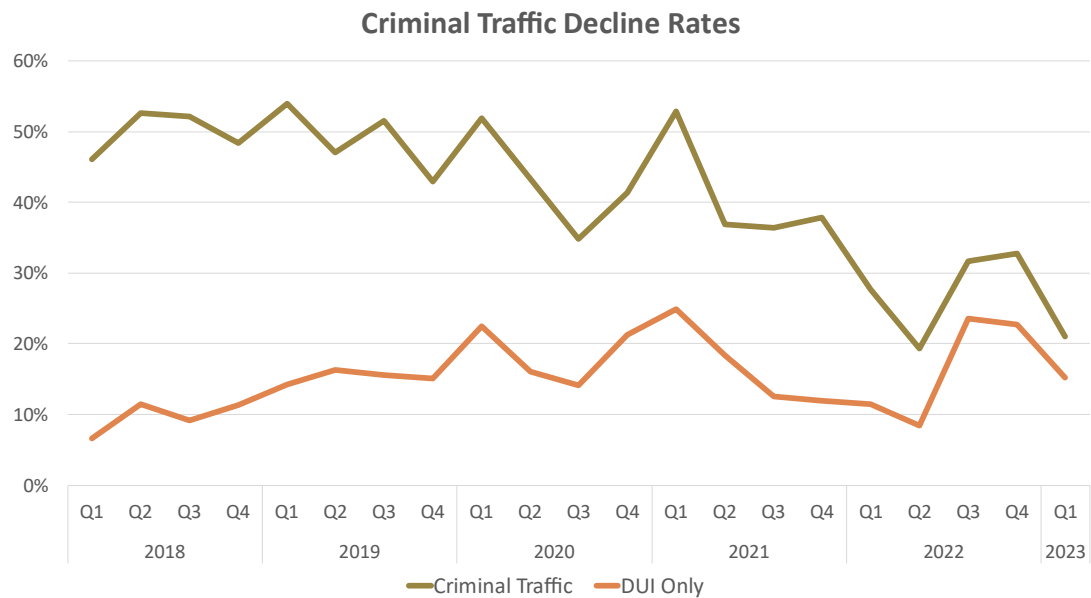
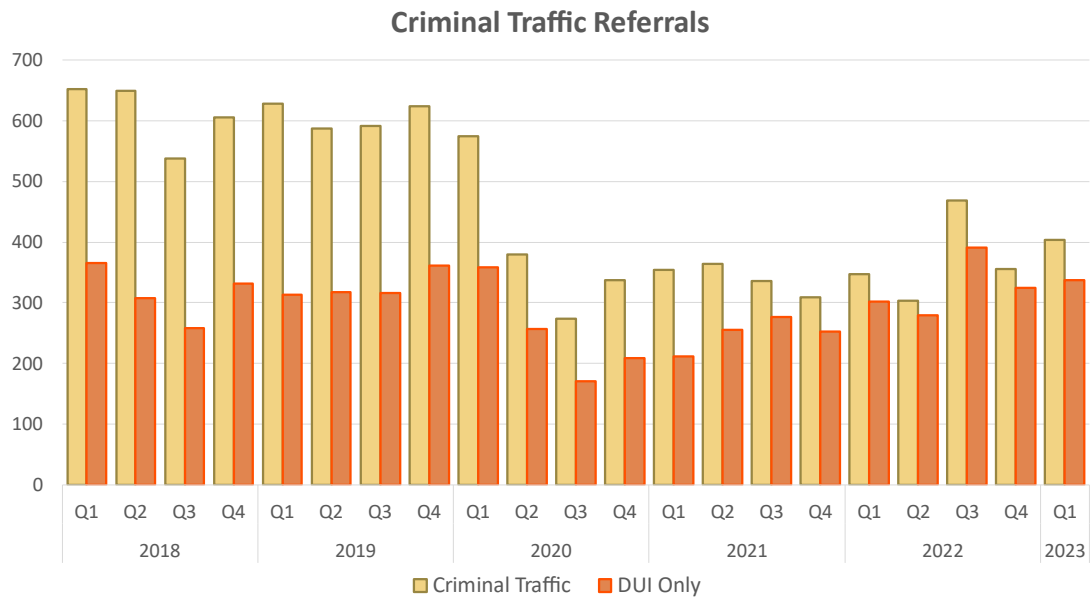


Assault and Theft are the most common non-traffic, non-domestic violence charges. Thefts are likely heavily under reported compared to assaults given the staffing challenges at SPD. Assaults fell in Q4, but that is consistent with more people being inside during the cooler months.



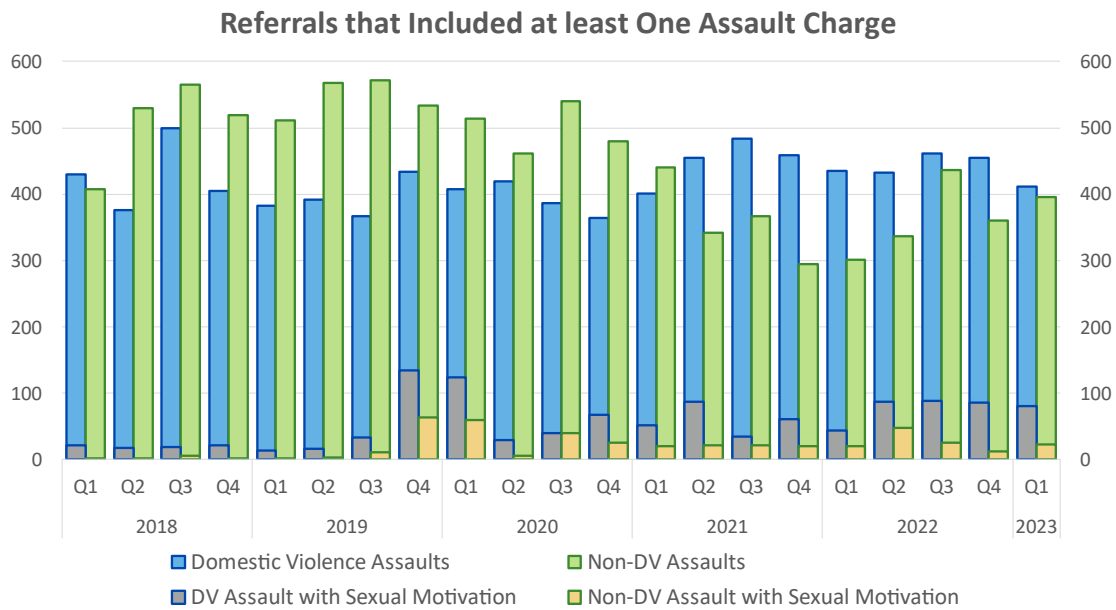
Weapons charges have the lowest decline rates, though their relatively smaller sample sizes lead to more variation.

## Criminal Traffic

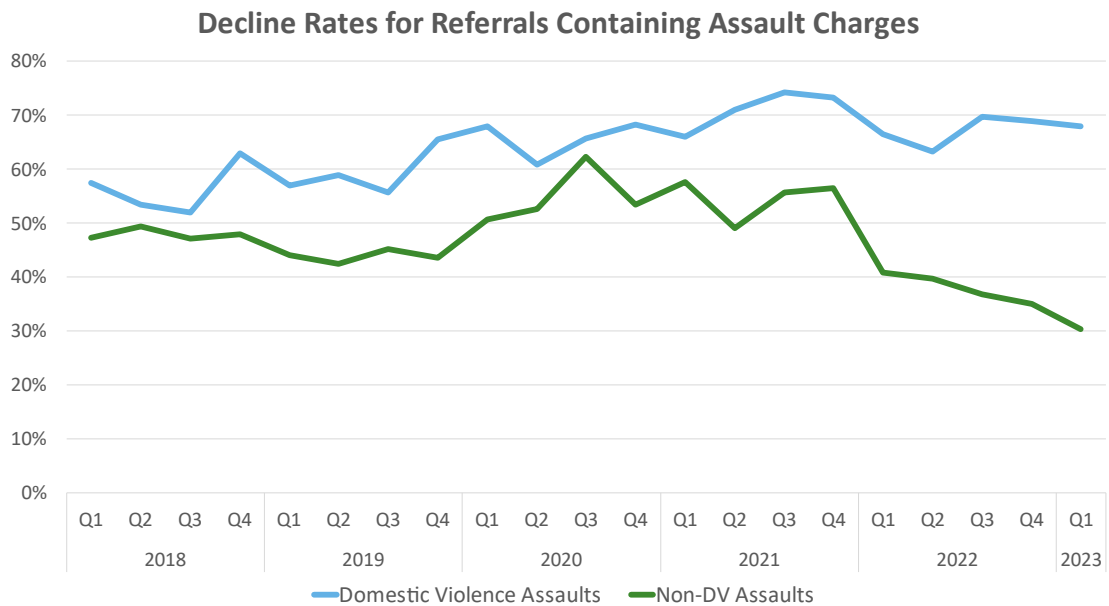


Historically DUIs have had very low decline rates but have been rising lately. This is potentially because of large delays at the state toxicology laboratory that has forced some declines. The overall traffic decline rate has dropped as DUIs have become an increasingly more dominant proportion of all traffic misdemeanors. Non-backlog filing saw a decline rate of 21% in Q1 2023.

## Assault



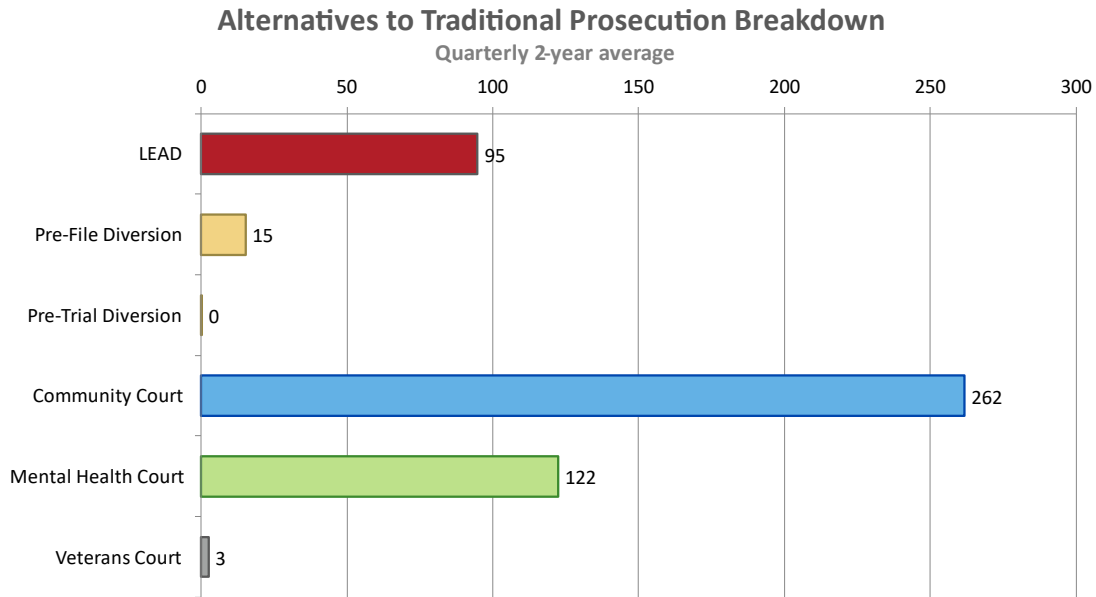
Assaults of all kinds raised slightly in Q1 2023 with the largest increases coming from simple and sexual non-DV assault.



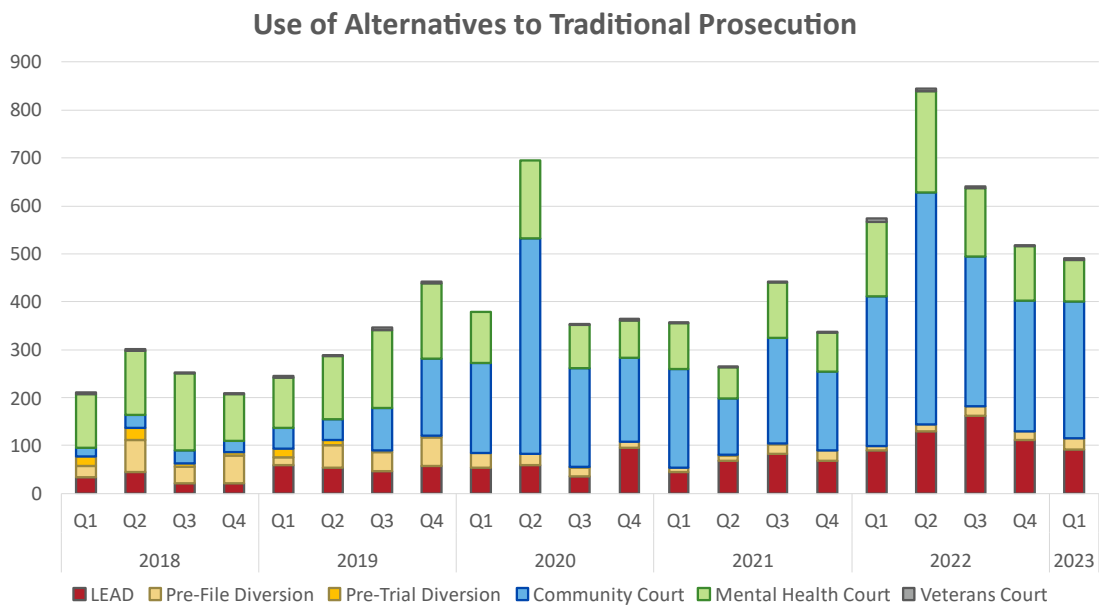
The decline rates for current non-DV assault referrals continue to fall.



## Alternatives to Traditional Prosecution



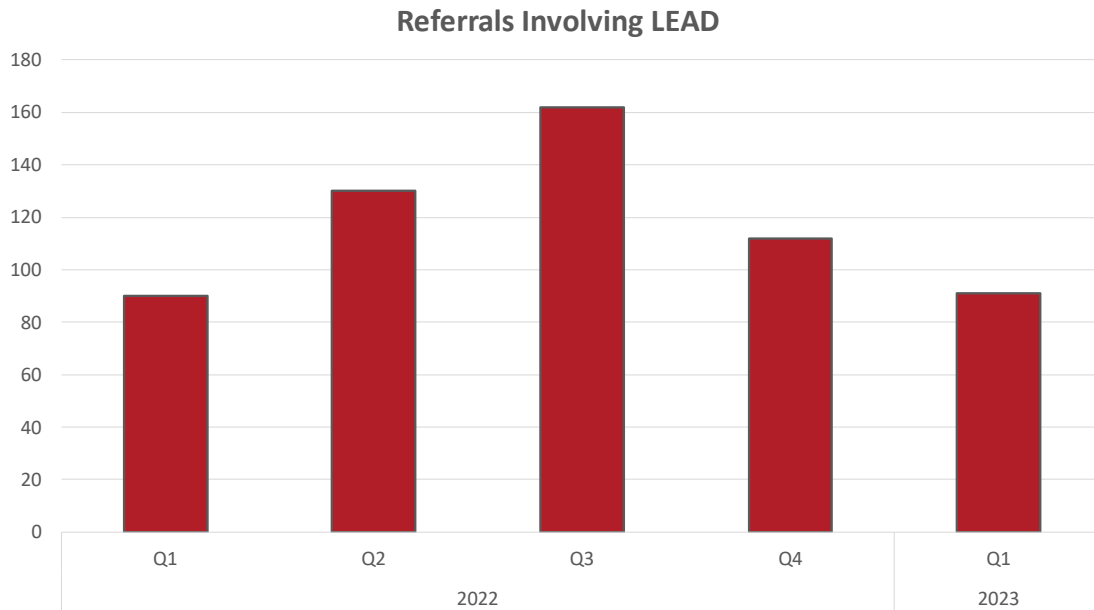
Alternatives to traditional prosecution take many forms that can overlap. Most of the data is shown by the final disposition date to compare each category on equal terms, but it is not a perfect comparison. LEAD interacts with clients throughout the process, Pre-File Diversion ends with a decline to file whereas the others take place after a case has been filed.



Alternatives have proportionally tracked with overall filing activity since 2022.

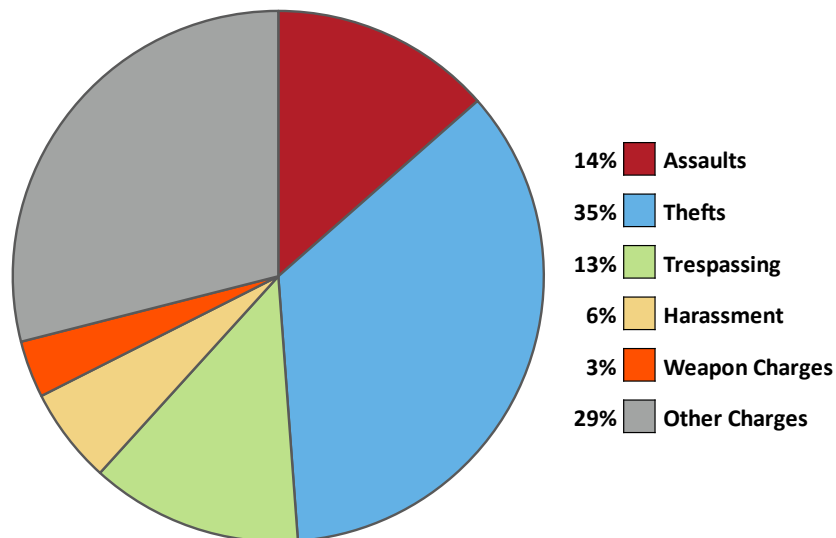
## LEAD, CoLEAD, and Vital Clients

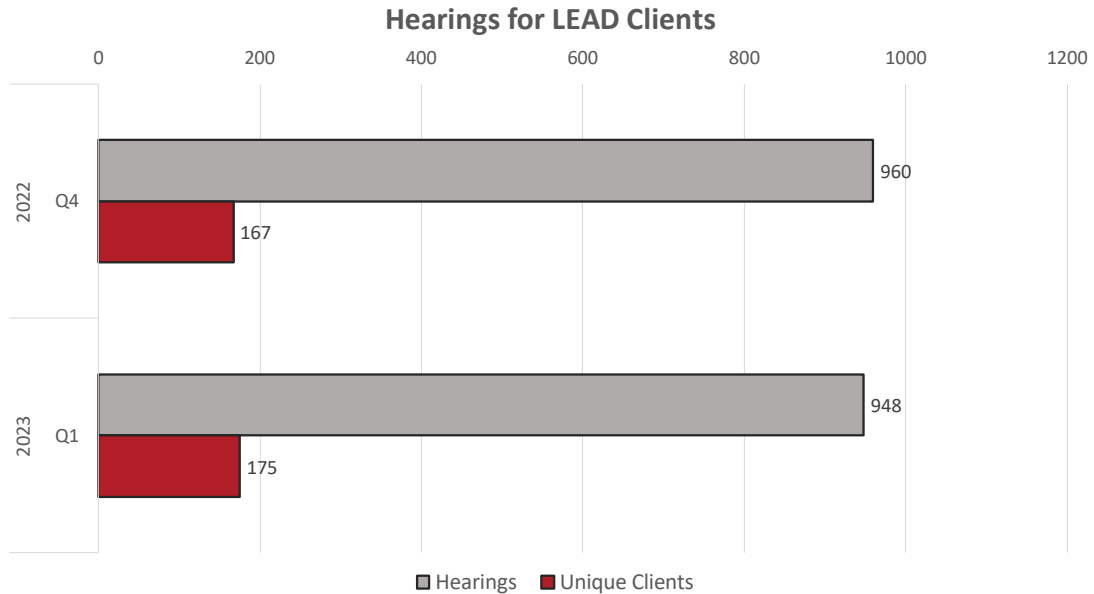
The Seattle City Attorney's Office program prosecutorial liaisons coordinate legal involvement for LEAD's almost 900 enrolled clients as well as 150 clients in CoLEAD and 60 in Vital.



The City Attorney's Office has started to track these clients with much greater detail. The department has integrated better client tracking as to overcome shortcomings in the current criminal case management system (DAMION). We are working on putting in past clients, but currently only have historical clients from 2022 onward.

### Breakdown of Charges on Referrals Involving LEAD

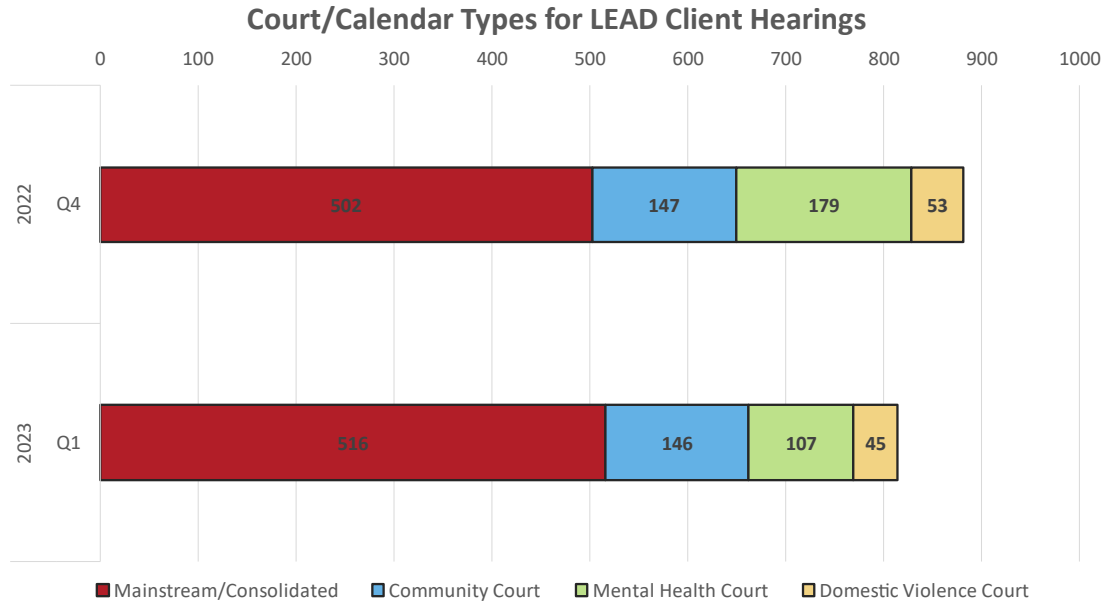


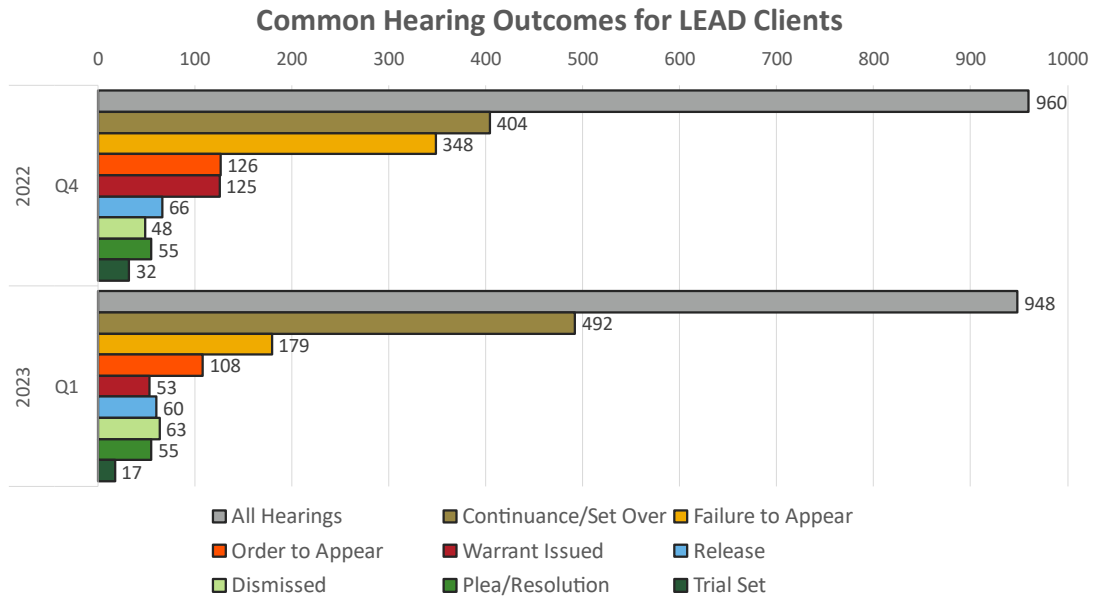


The Seattle City Attorney’s Office has a specialized team to work with program clients. A new data tracking system was put in place starting in Q4 2022. In Q1 2023 the team was part of 948 hearings covering 175 clients. One person can have multiple hearings on the same day if they have multiple active cases. Clients with multiple hearings require more work and coordination from the City Attorney’s Office. The average number of hearings per client in Q1 2023 was 5.4.

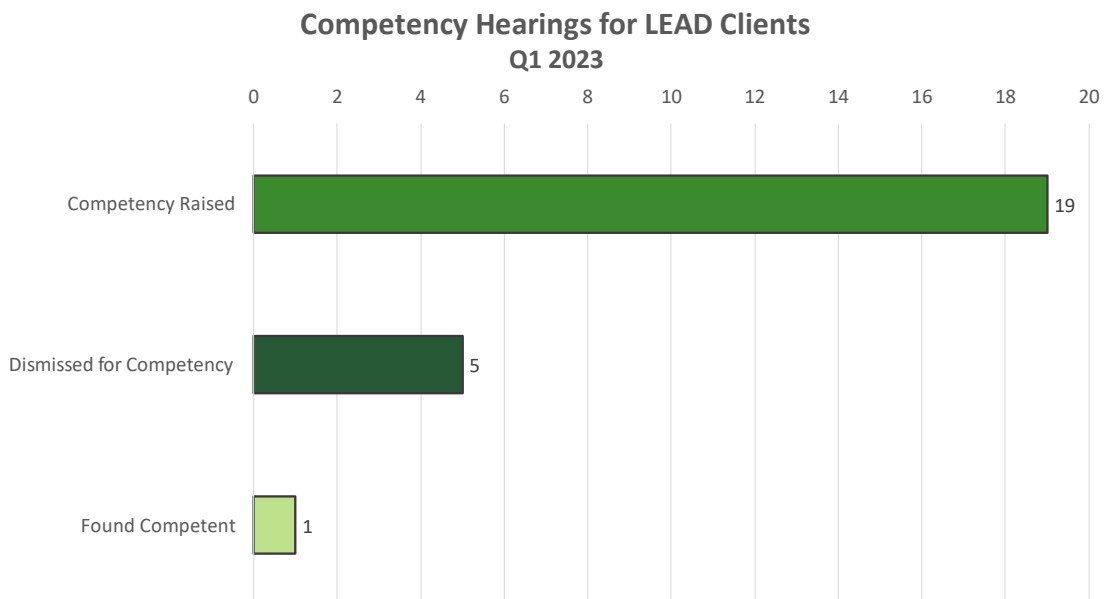
There are 5 main hearing types:

- **Mainstream/Consolidated:** This category covers cases that are not part of the below categories
- **Community Court:** Many program clients utilize the Community Court described on page 25
- **Mental Health Court:** This references the court described on page 26
- **Domestic Violence Court:** For clients suspected of committing domestic violence





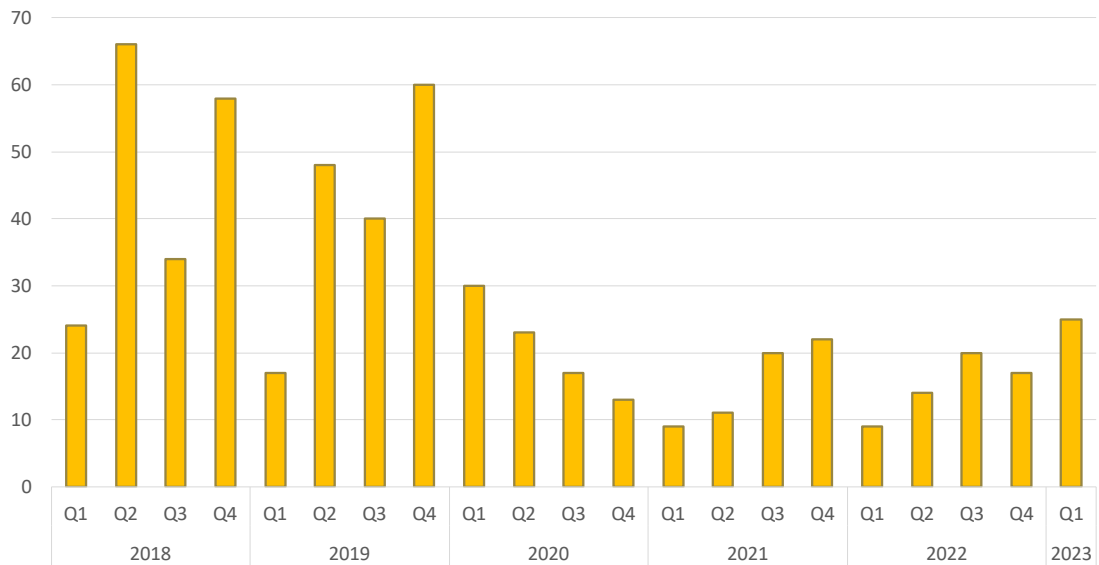
The above are common hearing outcomes for program clients. Each hearing can have multiple outcomes. A continuance or set-over is when a hearing is delayed and set for a later date. A failure to appear often results in either an order to appear the next time or a warrant to do so. A Release refers to being released from custody either on their own recognizance, released with an electronic monitoring device, or a temporary release for something like treatment. Hearings can also have an outcome like a dismissal, plea or the setting of a trial date.



Hearings can also have an outcome of asking whether a defendant is mentally competent to stand trial as well as a dismissal because they are not found competent or they can be found competent. A competency finding does not always occur in the same quarter that it was raised.

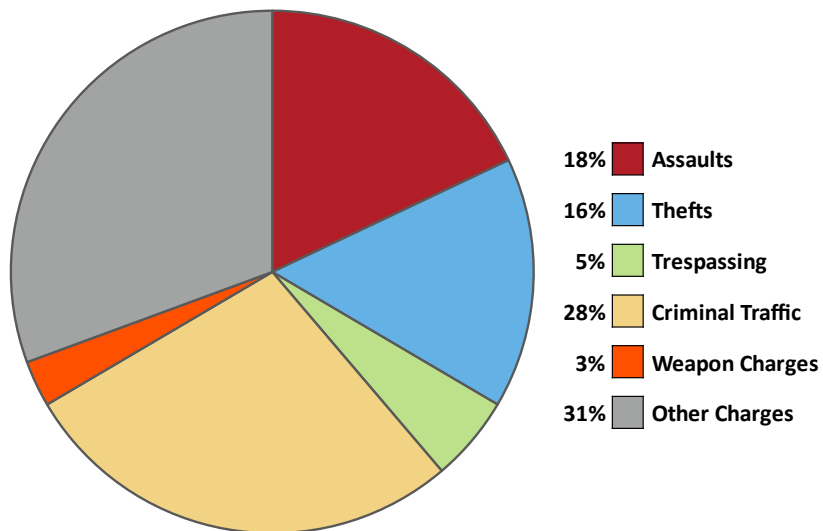
## Pre-File Diversion

Referrals Declined After Successful Pre -File Diversion

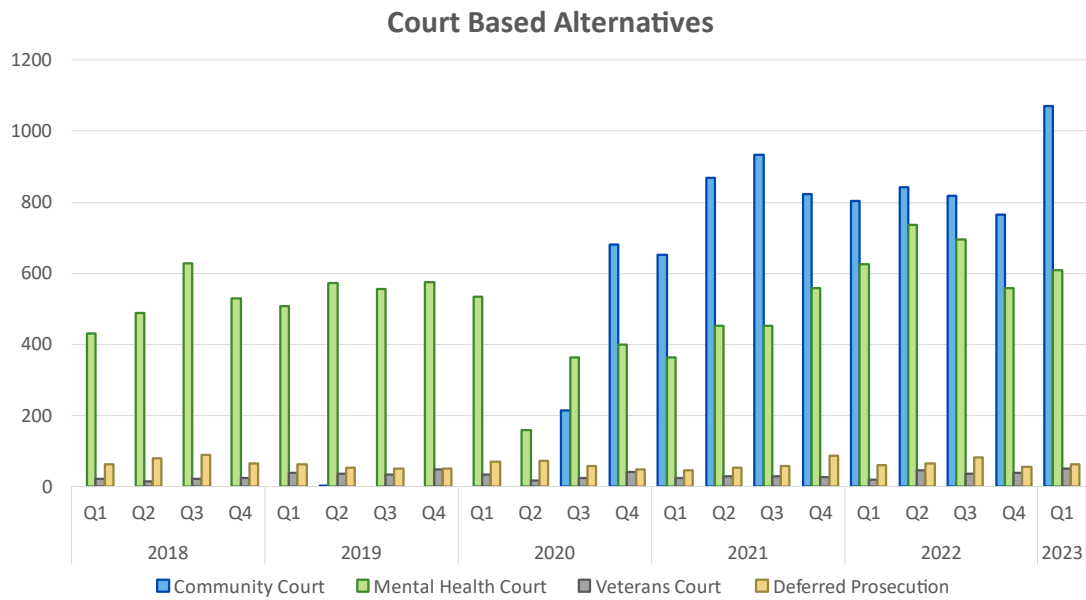


Pre-File Diversion numbers are continuing to rise from pandemic lows.

Breakdown of Charges in Pre-File Diversion Declines



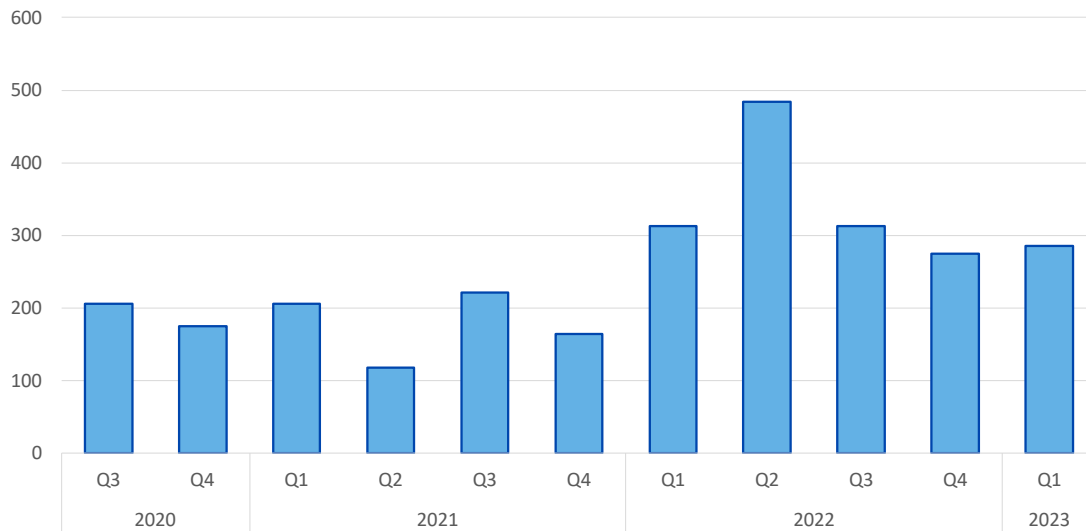
## Court Based Alternatives



To compare between alternatives, the rest of the charts use the disposition date, but this one uses the date of court hearings. The gap in community court represents the time in which it was closed between its second and third iterations.

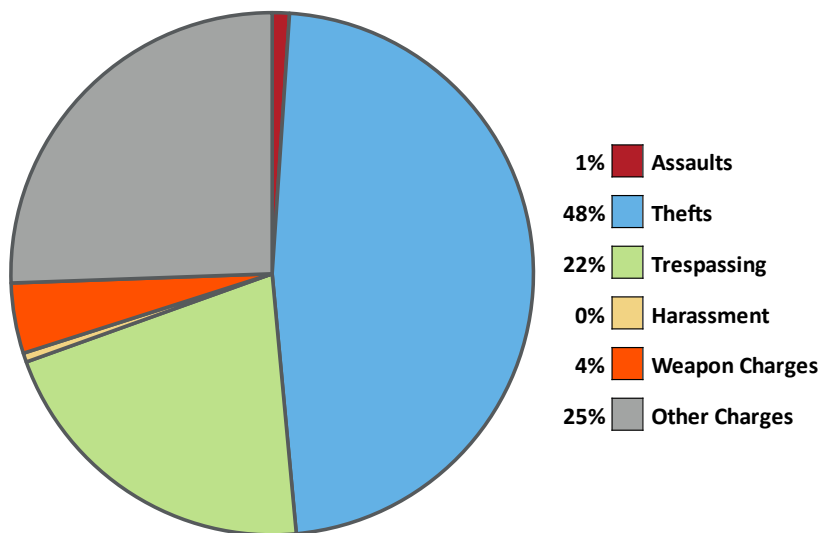
## Community Court

Referrals Involving Community Court  
(by filing date)



Community Court activity has remained proportional to overall filing activity.

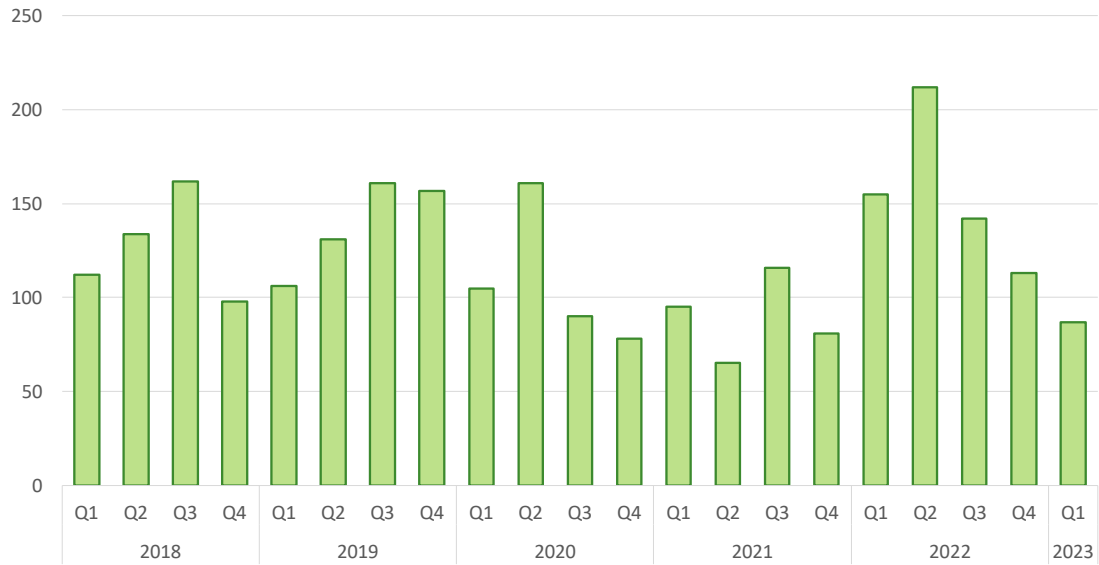
Breakdown of Charges in Community Court



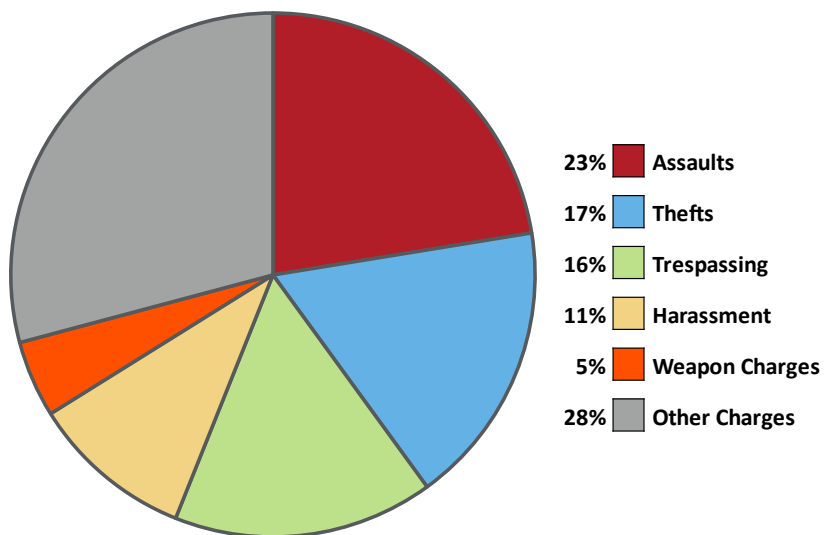


## Mental Health Court

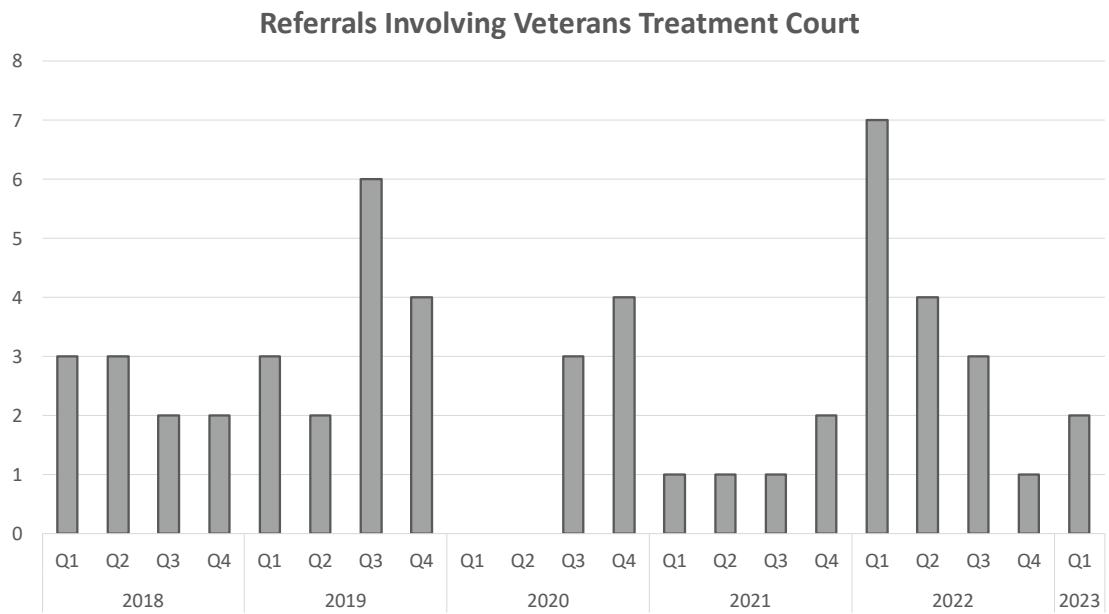
Referrals Involving Mental Health Court



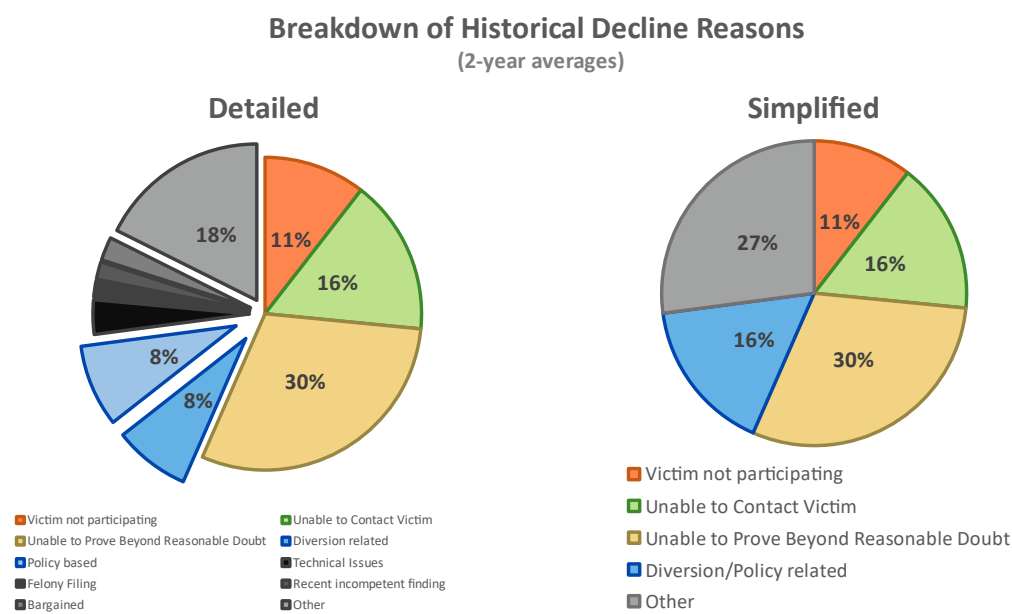
Breakdown of Charges in Mental Health Court



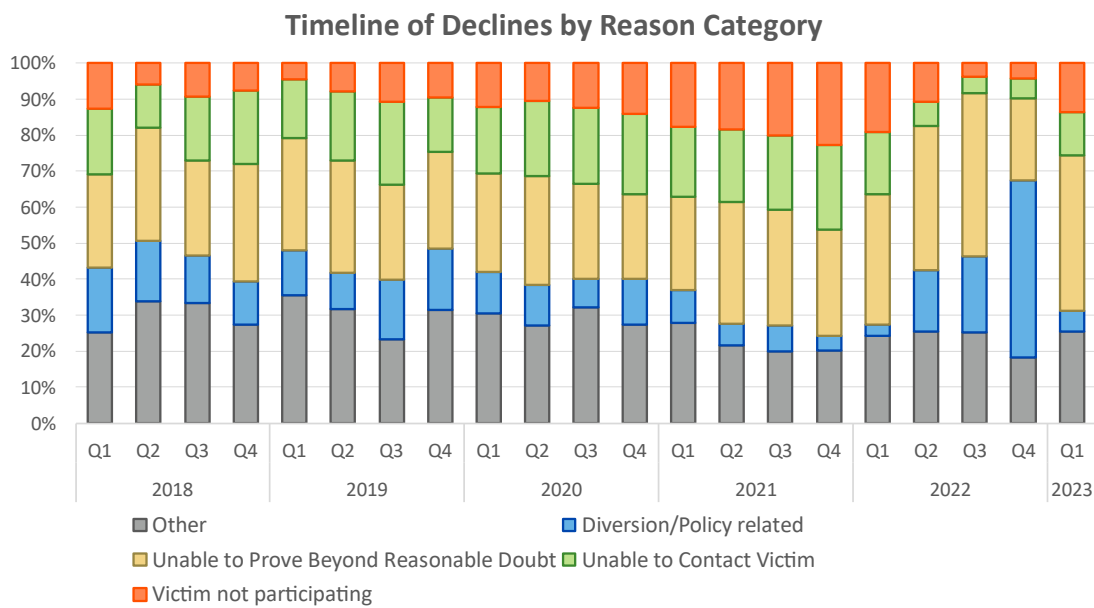
## Veterans Treatment Court



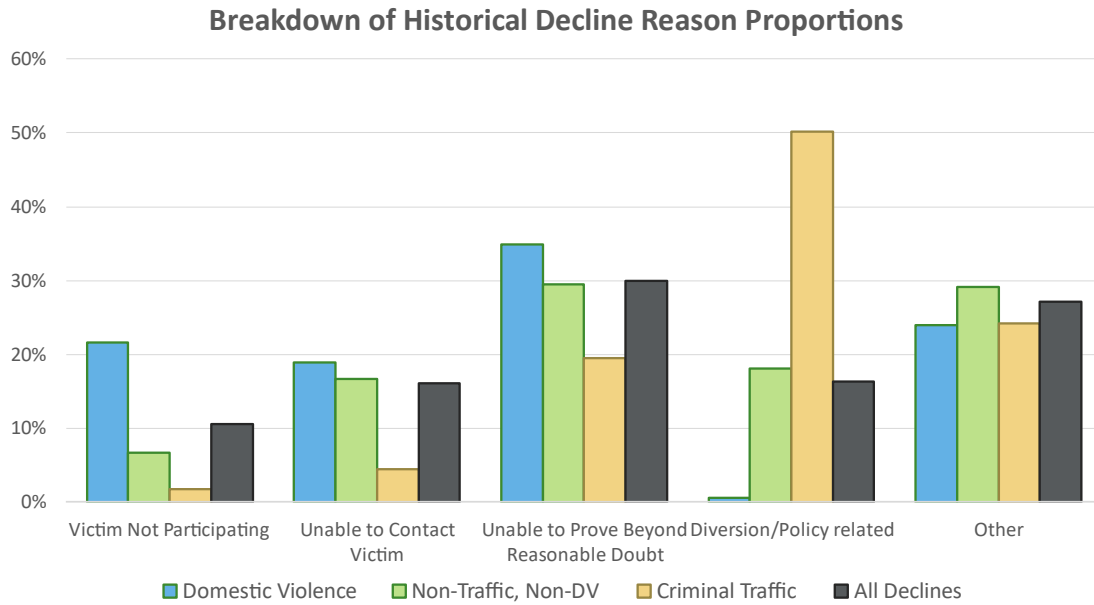
# Decline Reasons



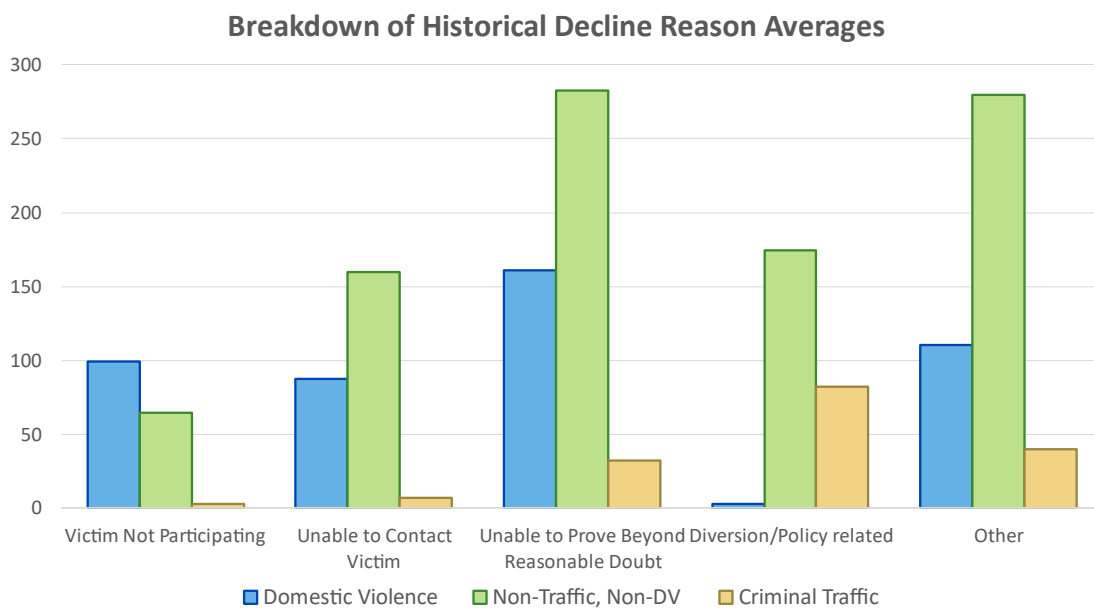
There are many reasons that the City Attorney’s office may decline to file a case. The major ones are listed above. The simplified one is used for reporting ease. These are based on 5-year averages.



Victim related issues have continued to decline and have become a very small barrier to filing. This is partly due to better contact outcomes from the Close-In-Time policy as well as a concerted effort to look at the merits of cases beyond relying only on victim participation. Policy based declines in Q4 2022 are primarily due to the backlog filing project and skew the other proportions in that quarter.

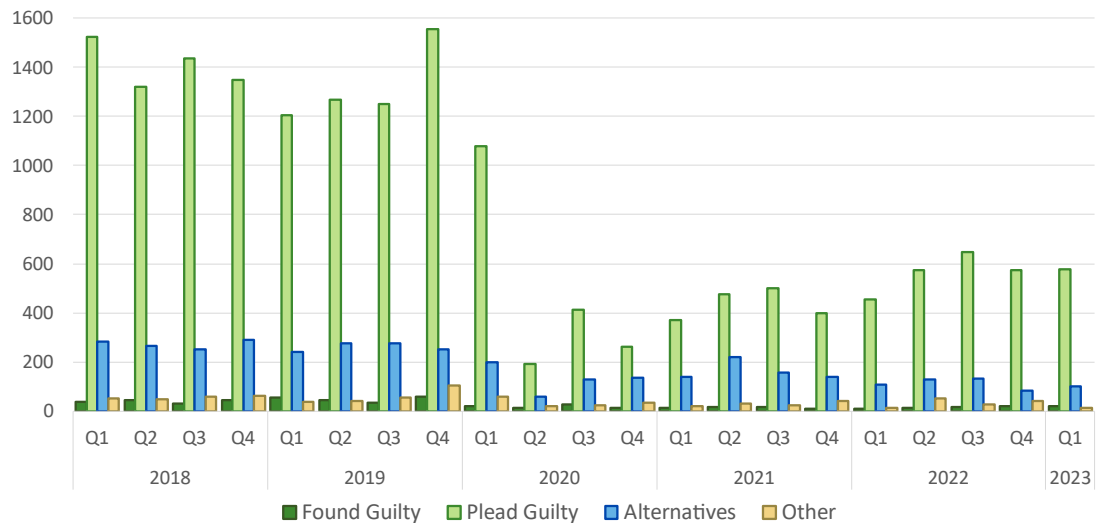


Over the past five years, a large proportion of domestic violence declines are related to the victim not wanting or being able to assist the prosecution. This is the primary reason that domestic violence decline rates are higher than for other crime types. The large percent of declines in criminal traffic referrals come from the policy of not pursuing charges on driving while license suspended charges. As these referrals are currently rare, this does not reflect the current state in 2023. The chart above shows the relative proportions of each type of decline for each crime type. The chart below shows the five-year average number of quarterly declines.

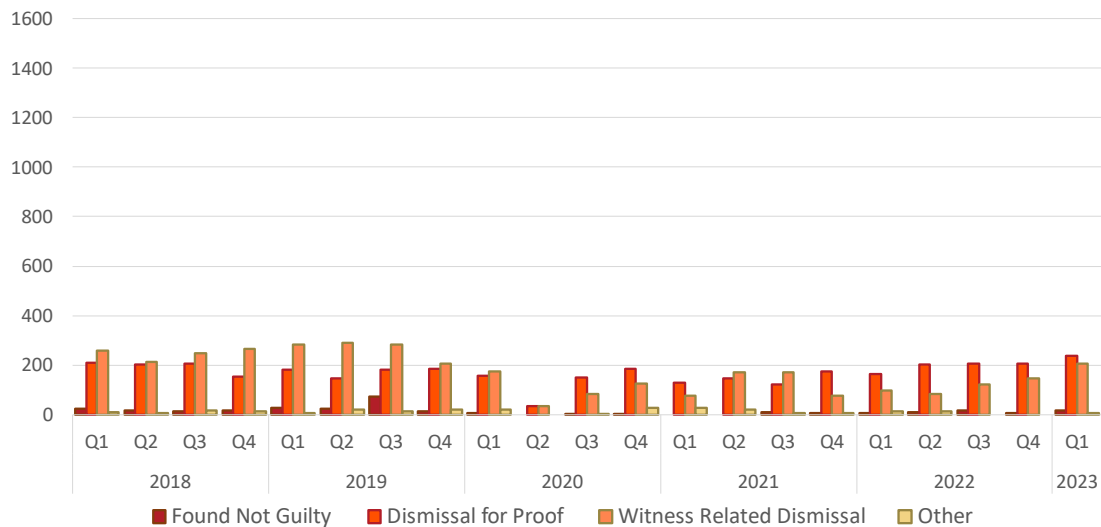


# Final Dispositions

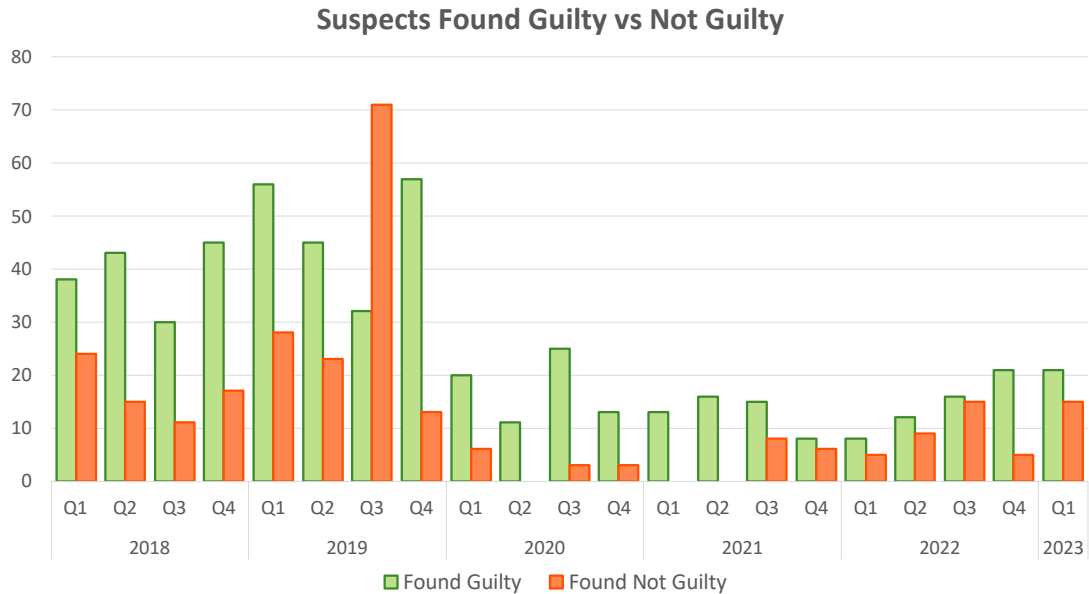
**Select Final Dispositions  
(part 1)**



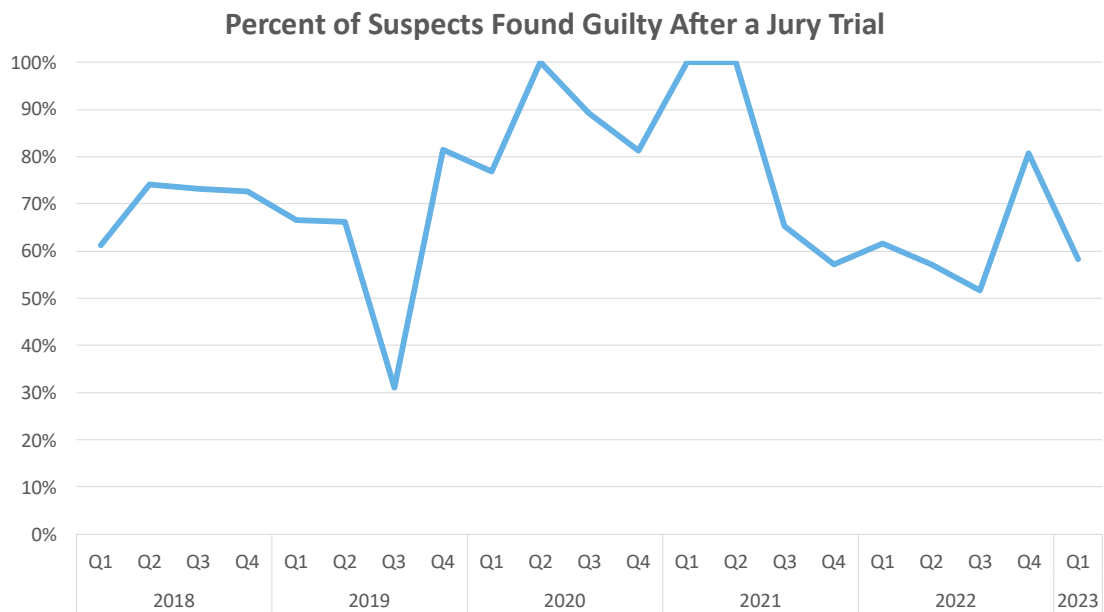
**Select Final Dispositions  
(part 2)**



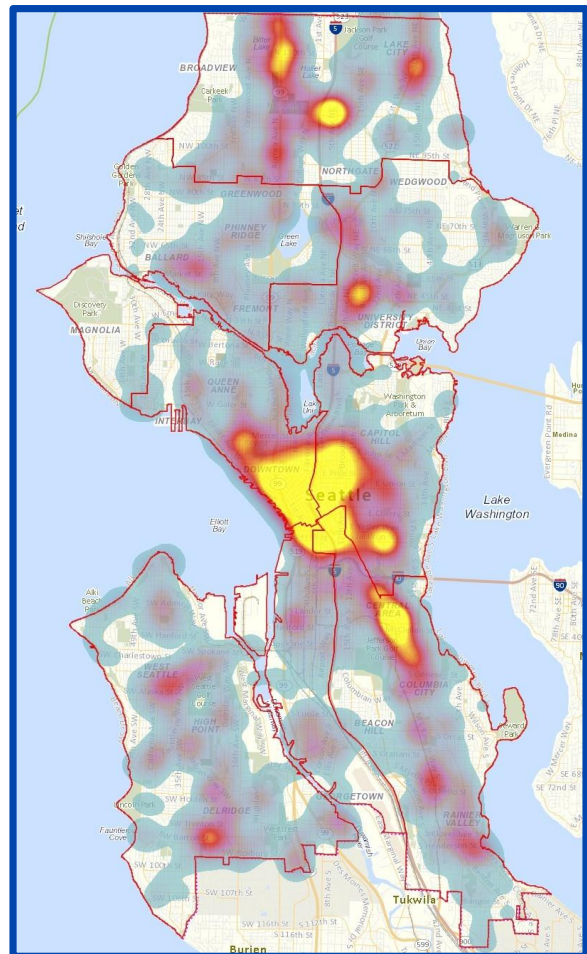
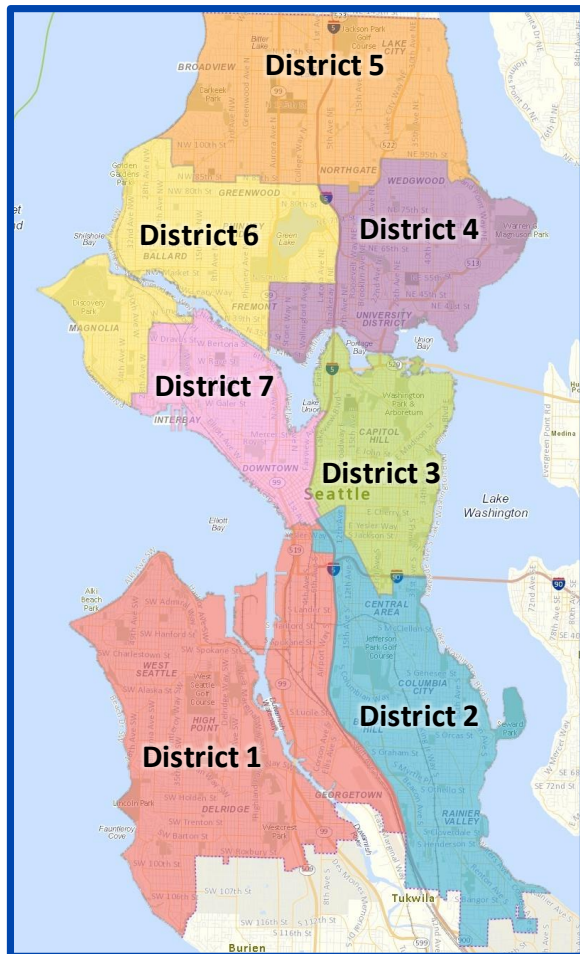
The most common final dispositions are guilty pleas, typically as part of a negotiated plea deal. Dismissals related to successful completion of alternatives to traditional prosecution, proof issues, and victim or witness related dismissals are also common. Guilty and not guilty findings via jury verdict are rare due to the decreased number of jury trials. Major capacity issues that originated during the pandemic still exist within the Seattle Municipal Court resulting in decreased levels of all final dispositions.



Findings of guilty and not guilty after a jury trial make up a very small proportion of outcomes. Findings of either kind have been rare since the courts shut down for the COVID-19 Pandemic. As a result, the found guilty vs not guilty rate is not reliable.



## District Specifics



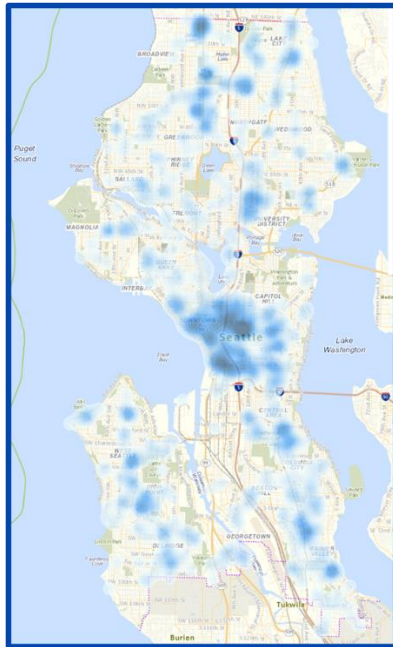
Council Districts were redrawn effective Q1 2023. The largest changes were District 1 absorbing the land between the Duwamish and I-5 and District 6 absorbing Magnolia.

### Mapping Accuracy

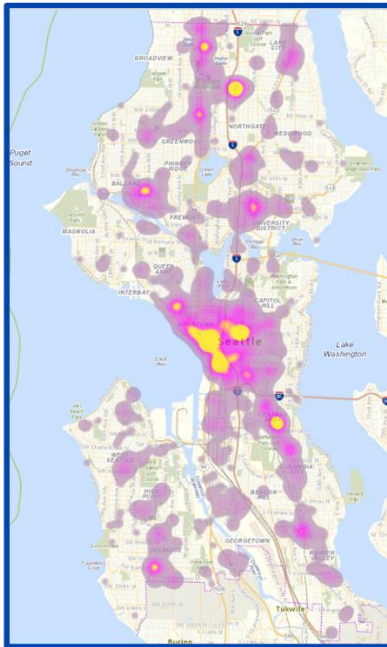
Mapping a police referral relies on the accuracy of the information on a report. Even after manually correcting addresses, some either do not have enough information or are not tied to a physical address in the city's GIS database. The most common of these are DUIs that occur on grade-separated roads.

	Domestic Violence	Court Order Violations	Weapons Assault	Weapons Charges	Harassment	Theft	DUI	Total Referrals
Mapped	784	191	768	111	305	424	324	2548
UnMapped	11	2	12	0	2	3	13	108
Mapped %	99%	99%	98%	100%	99%	99%	96%	96%

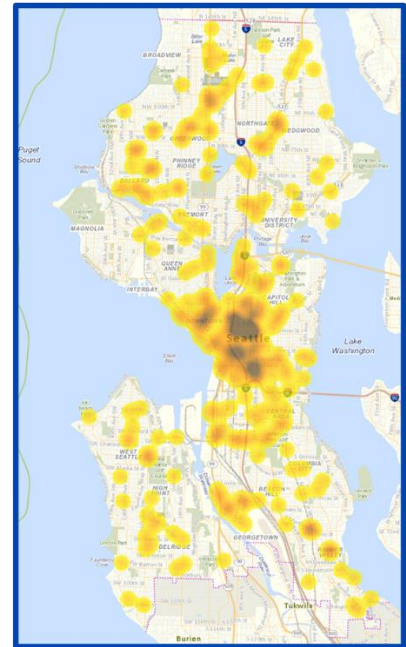
**Domestic Violence**



**Non-Traffic, Non-DV**



**Criminal Traffic**



### Domestic Violence

Domestic Violence Referrals concentrate in any part of the city that has a higher density of housing. In addition to the city's core, higher rates of domestic violence follow the light rail down the rainier valley and the denser portions of the Lake City Way and Aurora corridors. It can also be found in higher levels in West Seattle, Ballard, and Sand Point.

### Criminal Non-Traffic, Non-Domestic Violence

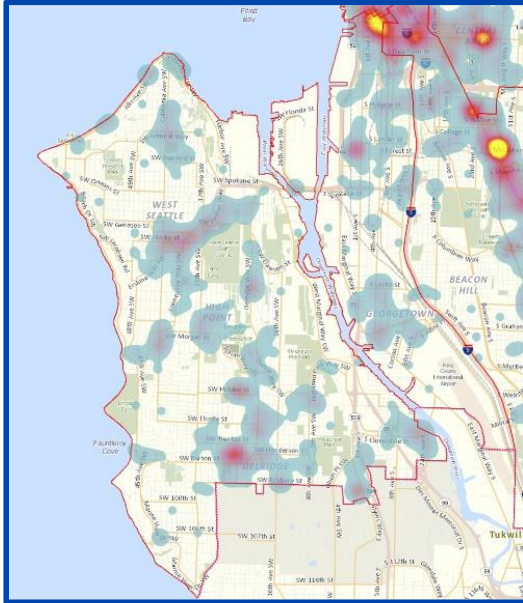
Misdemeanors that are neither traffic nor domestic violence related concentrate around commercial areas like Downtown, Capitol Hill, Northgate, The U District, Mount Baker, and Ballard.

### Criminal Traffic

Unlike the other categories, criminal traffic misdemeanors do not have the highest concentration downtown. Rather they have the highest concentration in Capitol Hill. The downtown areas with the most are Pioneer Square and Belltown and are likely related to bar activity. North Aurora, Fremont, Ballard, Georgetown, and South Park also have higher incidents of criminal traffic referrals.

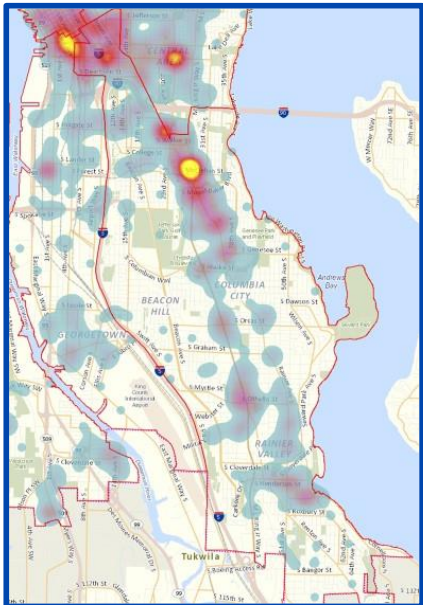


## District 1



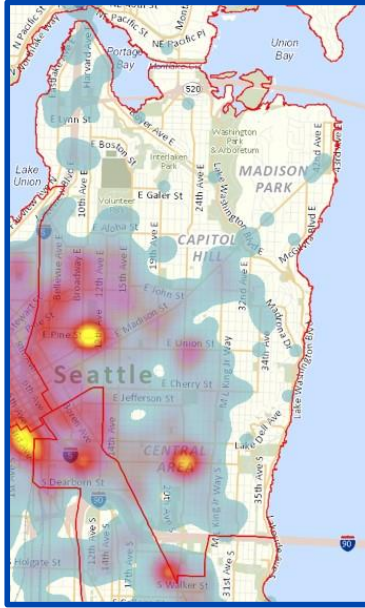
District 1, Q1-2023		
	Count	% of Seattle
Domestic Violence	156	20%
Court Order Violations	36	19%
Assault	140	18%
Weapons Charges	16	14%
Harassment	56	18%
Theft	56	13%
DUI	62	19%
<b>Total Referrals</b>	<b>416</b>	<b>16%</b>

## District 2



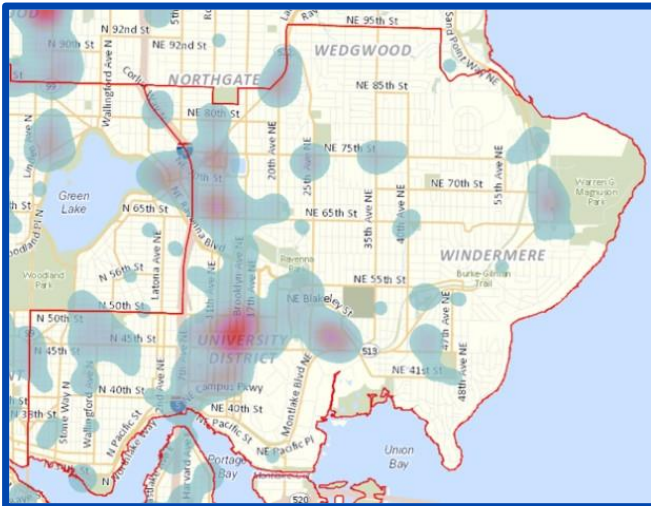
District 2, Q1-2023		
	Count	% of Seattle
Domestic Violence	166	21%
Court Order Violations	45	24%
Assault	138	18%
Weapons Charges	22	20%
Harassment	61	20%
Theft	94	22%
DUI	45	14%
<b>Total Referrals</b>	<b>495</b>	<b>19%</b>

## District 3



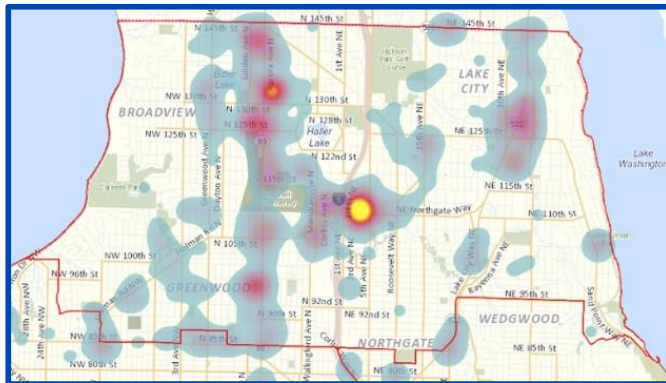
District 3, Q1-2023		
	Count	% of Seattle
Domestic Violence	132	17%
Court Order Violations	26	14%
Assault	144	19%
Weapons Charges	25	23%
Harassment	46	15%
Theft	44	10%
DUI	96	30%
<b>Total Referrals</b>	<b>455</b>	<b>18%</b>

## District 4



District 4, Q1-2023		
	Count	% of Seattle
Domestic Violence	74	9%
Court Order Violations	15	8%
Assault	52	7%
Weapons Charges	5	5%
Harassment	23	8%
Theft	40	9%
DUI	19	6%
<b>Total Referrals</b>	<b>175</b>	<b>7%</b>

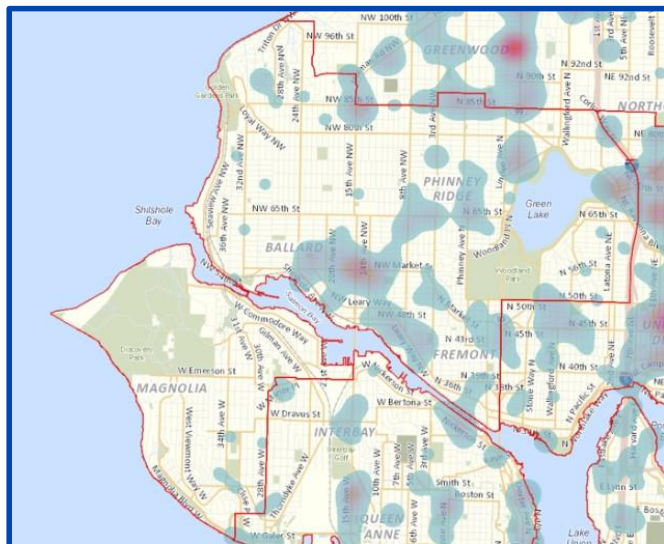
## District 5



### District 5, Q1-2023

	Count	% of Seattle
<b>Domestic Violence</b>	105	13%
<b>Court Order Violations</b>	33	17%
<b>Assault</b>	101	13%
<b>Weapons Charges</b>	18	16%
<b>Harassment</b>	34	11%
<b>Theft</b>	93	22%
<b>DUI</b>	38	12%
<b>Total Referrals</b>	<b>401</b>	<b>16%</b>

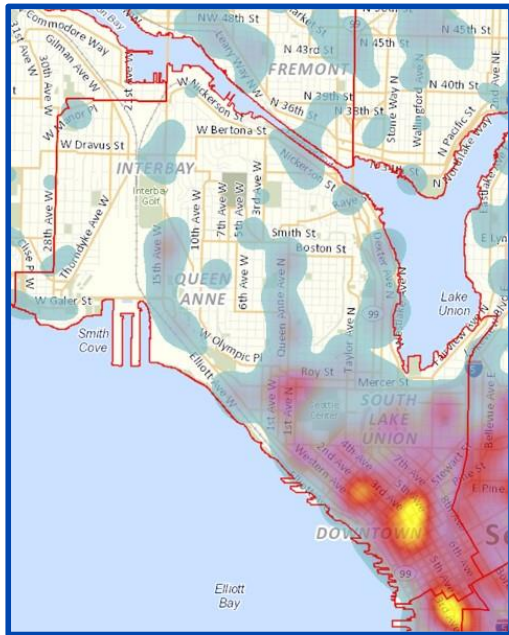
## District 6



### District 6, Q1-2023

	Count	% of Seattle
<b>Domestic Violence</b>	39	5%
<b>Court Order Violations</b>	9	5%
<b>Assault</b>	36	5%
<b>Weapons Charges</b>	6	5%
<b>Harassment</b>	24	8%
<b>Theft</b>	18	4%
<b>DUI</b>	16	5%
<b>Total Referrals</b>	<b>135</b>	<b>5%</b>

## District 7

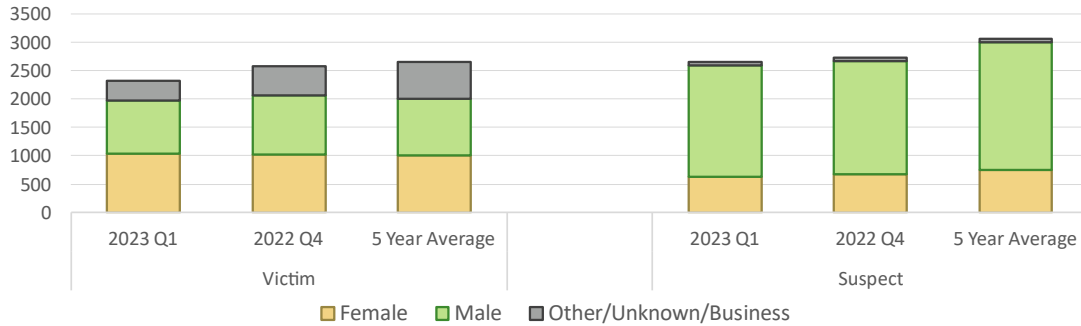


District 7, Q1-2023		
	Count	% of Seattle
Domestic Violence	112	14%
Court Order Violations	27	14%
Assault	157	20%
Weapons Charges	19	17%
Harassment	61	20%
Theft	79	19%
DUI	48	15%
<b>Total Referrals</b>	<b>471</b>	<b>18%</b>

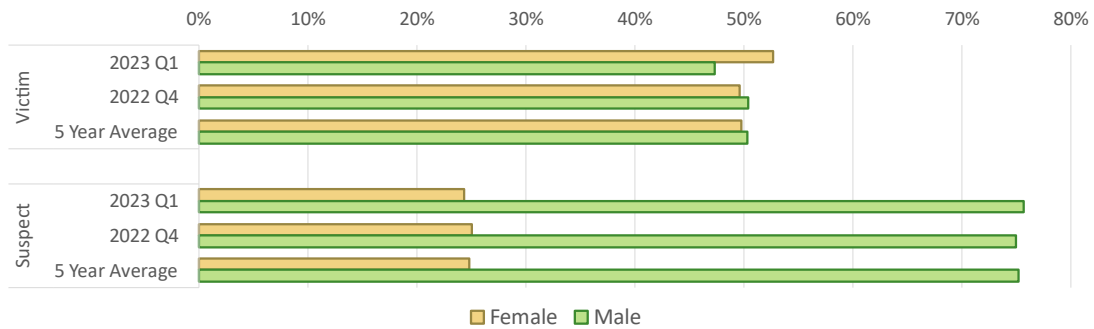
## Gender Specifics

Demographic information originates with police reports and are on occasion updated by SCAO staff.

**Incoming Referrals by Gender for Victims and Suspects**

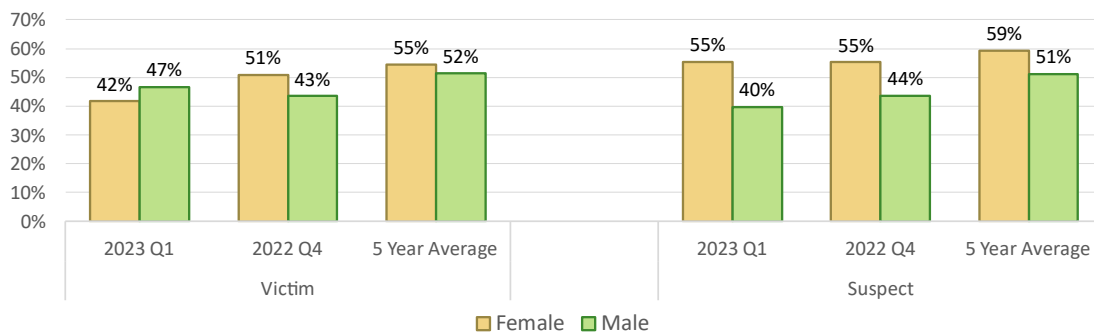


**Proportion of Incoming Referrals by Gender for Victims/Suspects**



While males make up about three quarters of police referrals, crime victims are more proportional to the population with businesses making up a large proportion of the “other/unknown/business” category. Gender diverse individuals are less than one percent of victims and of suspects.

**Decline Rates by Gender for Victims and Suspects**





## Tables

These tables provide the information on the next several pages in a condensed form. Blank sections refer to data that has too small of a sample size to be relevant.

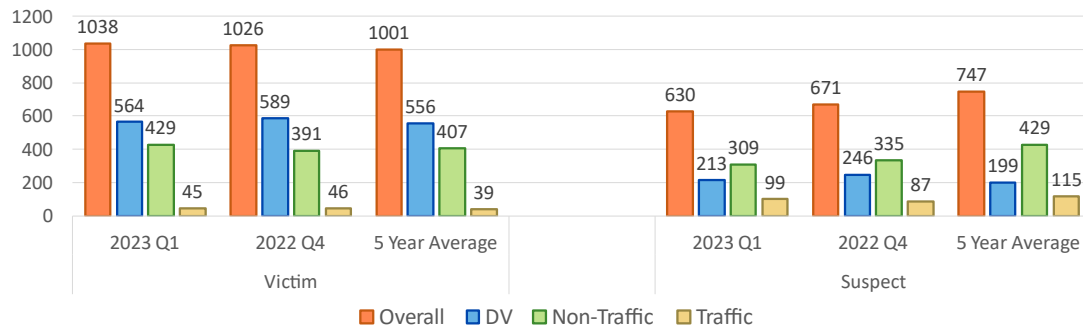
Referrals by Gender													
		Q1 2023				5-year Average				Change			
		Overall	DV	Non-Traffic	Traffic	Overall	DV	Non-Traffic	Traffic	Overall	DV	Non-Traffic	Traffic
Female	Victims	1038	564	429	45	1001	556	407	39	4%	2%	5%	15%
	Suspects	630	213	309	99	747	199	429	115	-16%	7%	-28%	-14%
Male	Victims	933	280	584	69	1012	255	696	62	-8%	10%	-16%	12%
	Suspects	1960	572	1073	296	2264	574	1341	344	-13%	0%	-20%	-14%

Decline Rates by Gender													
		Q1 2023				5-year Average				Change			
		Overall	DV	Non-Traffic	Traffic	Overall	DV	Non-Traffic	Traffic	Overall	DV	Non-Traffic	Traffic
Female	Victims	42%	55%	26%	-	55%	59%	51%	19%	-13%	-4%	-25%	-
	Suspects	55%	82%	40%	-	59%	76%	55%	46%	-4%	6%	-14%	-
Male	Victims	47%	75%	35%	-	52%	69%	48%	20%	-5%	7%	-13%	-
	Suspects	40%	57%	33%	21%	51%	60%	49%	45%	-11%	-3%	-16%	-24%

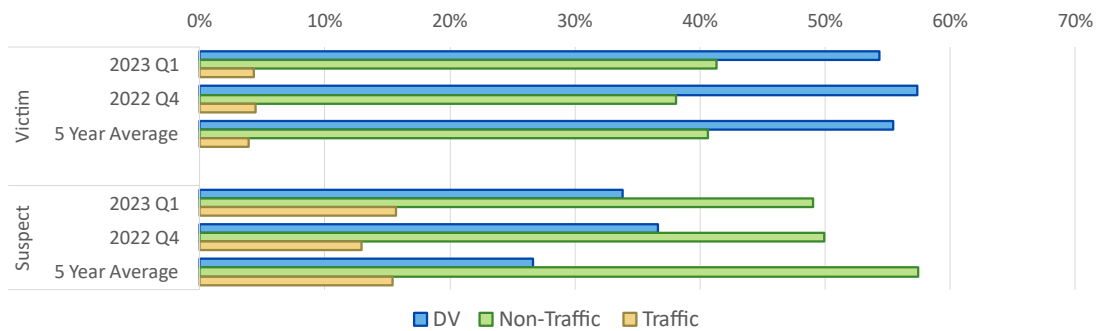
Final Dispositions by Gender										
		Q1 2023			5 Year Average			Change		
		% Guilty Pleas	% Jury Trials w/ Findings	% Found Guilty	% Guilty Pleas	% Jury Trials w/ Findings	% Found Guilty	% Guilty Pleas	% Jury Trials w/ Findings	% Found Guilty
Female	Victims	40%	0%	-	49%	3%	69%	-9%	-3%	-
	Suspects	52%	1%	-	55%	7%	76%	-3%	-6%	-
Male	Victims	-	0%	-	58%	3%	45%	-	-3%	-
	Suspects	49%	6%	57%	60%	6%	64%	-11%	0%	-7%

## Female

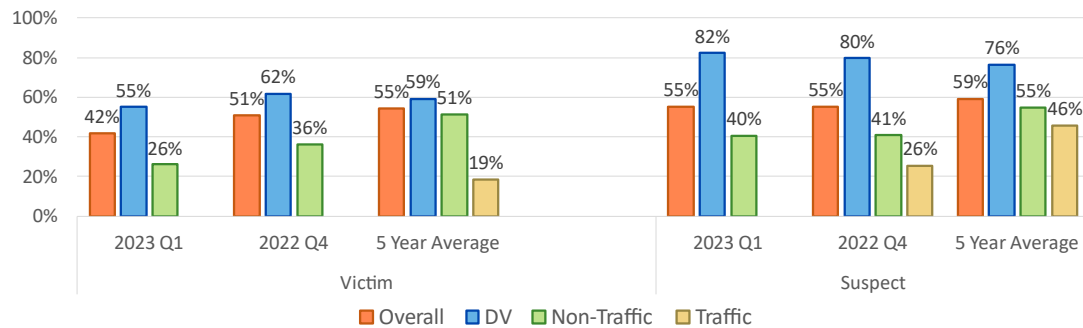
### Referrals by Category Involving Female Victims and Suspects



### Crime Type Proportions for Female Victims and Suspects

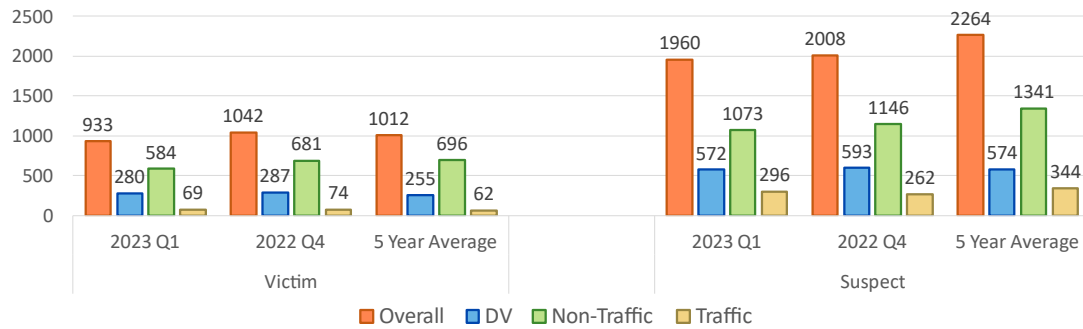


### Decline Rates for Referrals Involving Female Victims and Suspects

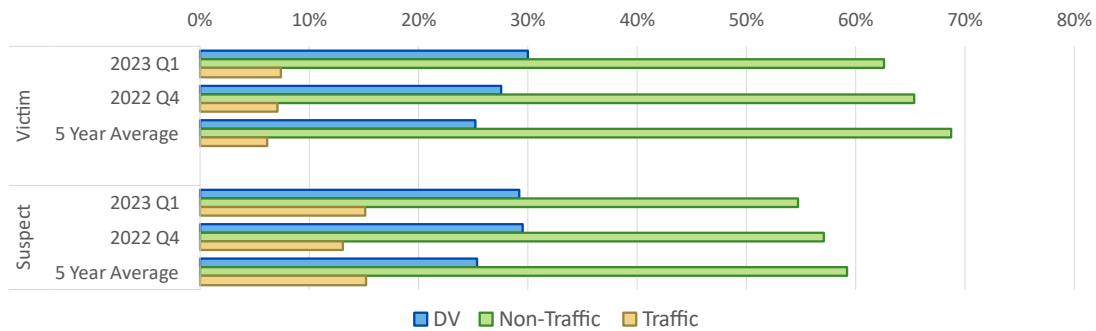


## Male

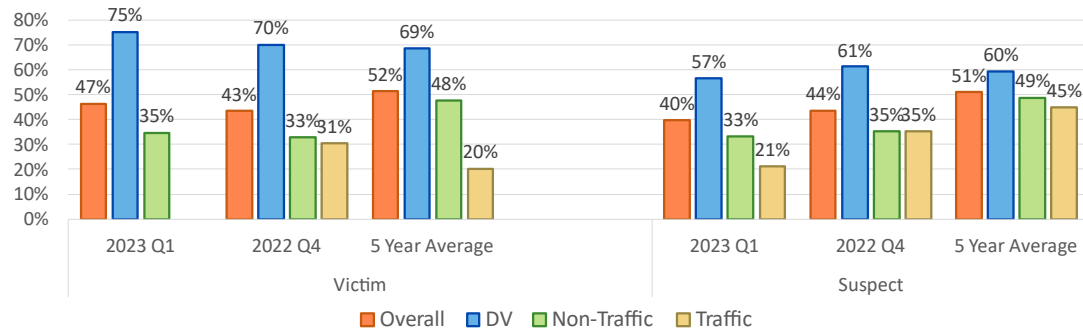
### Referrals by Category Involving Male Victims and Suspects



### Crime Type Proportions for Male Victims and Suspects



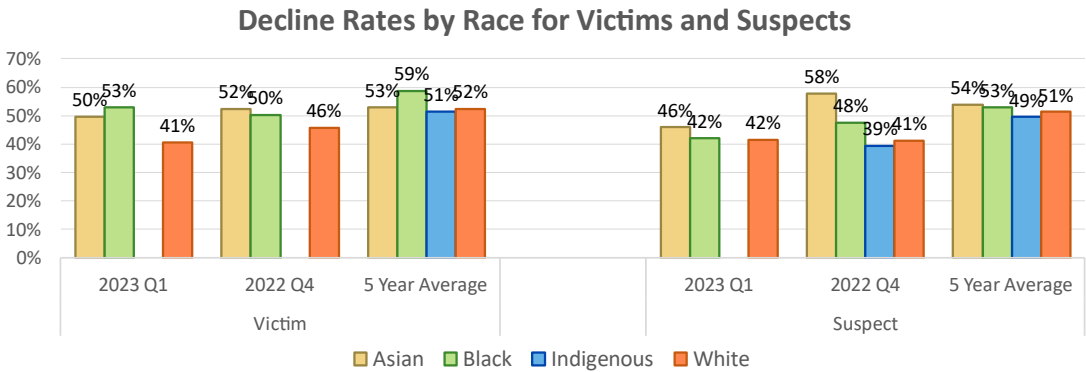
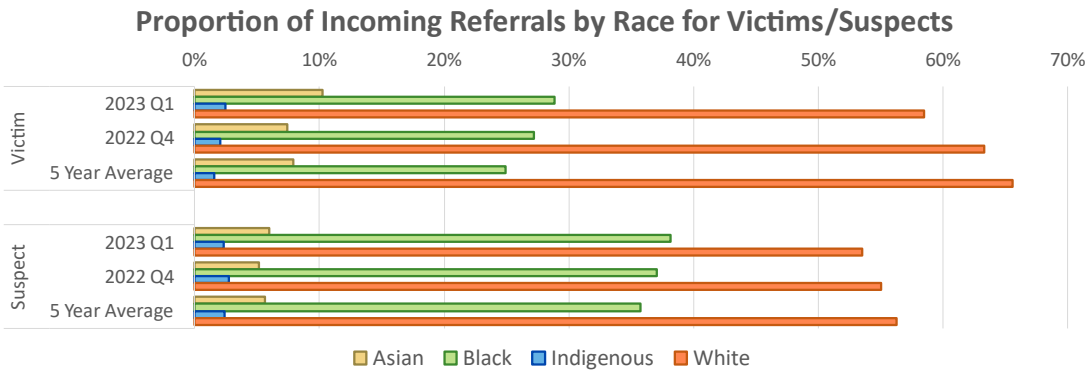
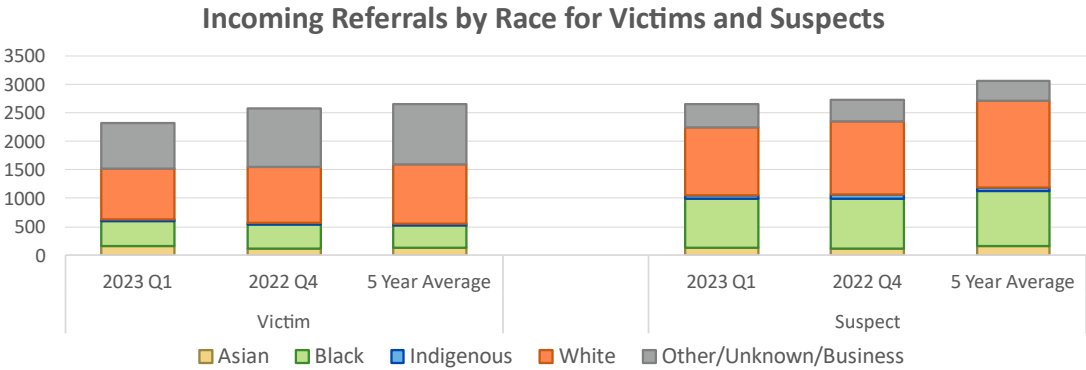
### Decline Rates for Referrals Involving Male Victims and Suspects





# Race Specifics

Demographic information originates with police reports and are updated by SCAO staff. **Small sample sizes for Asian and Indigenous peoples may reduce statistical relevance.**



## Tables

These tables provide the information on the next several pages in a condensed form. Blank sections refer to data that has too small of a sample size to be relevant.

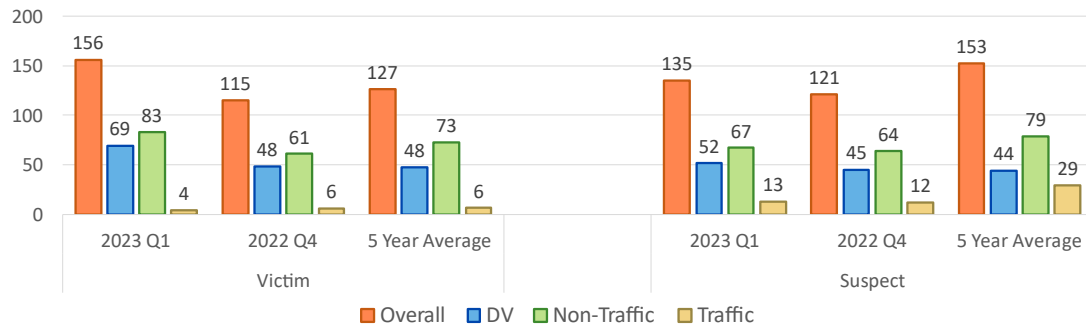
Referrals by Race													
		Q1 2023				5-year Average				Change			
		Overall	DV	Non-Traffic	Traffic	Overall	DV	Non-Traffic	Traffic	Overall	DV	Non-Traffic	Traffic
Asian	Victims	156	69	83	4	127	48	73	6	23%	45%	14%	-
	Suspects	135	52	67	13	153	44	79	29	-12%	18%	-15%	-
Black	Victims	439	220	206	13	399	209	180	10	10%	5%	15%	-
	Suspects	861	257	492	104	974	258	579	136	-12%	0%	-15%	-23%
Indigenous	Victims	37	24	12	1	25	15	9	0	-	-	-	-
	Suspects	53	8	35	10	65	16	44	4	-19%	-	-21%	-
White	Victims	890	375	474	41	1050	410	606	34	-15%	-9%	-22%	22%
	Suspects	1207	332	649	216	1534	355	938	236	-21%	-6%	-31%	-8%

Decline Rates by Race													
		Q1 2023				5-year Average				Change			
		Overall	DV	Non-Traffic	Traffic	Overall	DV	Non-Traffic	Traffic	Overall	DV	Non-Traffic	Traffic
Asian	Victims	50%	60%	44%	-	53%	62%	49%	-	-3%	-1%	-6%	-
	Suspects	46%	63%	40%	-	54%	63%	51%	46%	-8%	-1%	-12%	-
Black	Victims	53%	68%	39%	-	59%	64%	54%	20%	-6%	3%	-15%	-
	Suspects	42%	64%	31%	-	53%	62%	49%	52%	-11%	2%	-18%	-
Indigenous	Victims	-	-	-	-	51%	54%	48%	-	-	-	-	-
	Suspects	-	-	-	-	49%	63%	47%	-	-	-	-	-
White	Victims	41%	58%	27%	-	52%	62%	48%	20%	-12%	-4%	-21%	-
	Suspects	42%	62%	34%	19%	51%	63%	49%	39%	-10%	-1%	-15%	-20%

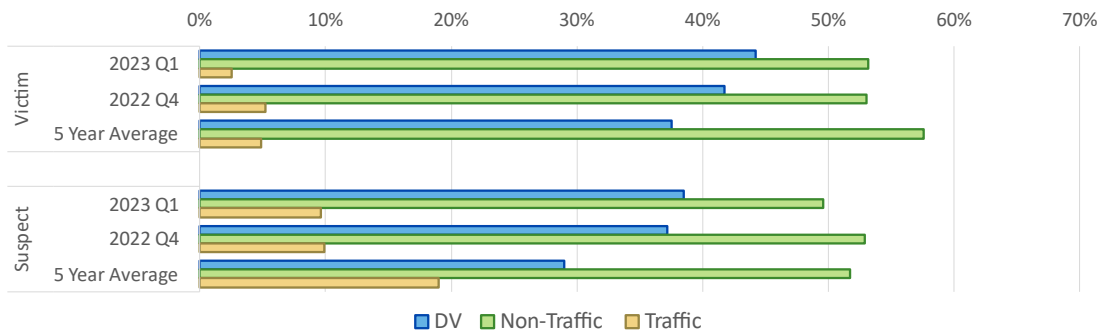
Final Dispositions by Race										
		Q1 2023			5 Year Average			Change		
		% Guilty Pleas	% Jury Trials w/ Findings	% Found Guilty	% Guilty Pleas	% Jury Trials w/ Findings	% Found Guilty	% Guilty Pleas	% Jury Trials w/ Findings	% Found Guilty
Asian	Victims	-	0%	-	-	2%	-	-	-2%	-
	Suspects	-	0%	-	54%	7%	72%	-	-7%	-
Black	Victims	-	0%	-	38%	4%	55%	-	-4%	-
	Suspects	42%	3%	0%	59%	6%	54%	-17%	-2%	-54%
Indigenous	Victims	-	0%	-	-	4%	-	-	-4%	-
	Suspects	-	0%	-	66%	6%	-	-	-6%	-
White	Victims	-	0%	-	45%	3%	59%	-	-3%	-
	Suspects	56%	6%	81%	60%	7%	73%	-5%	0%	8%

## Asian

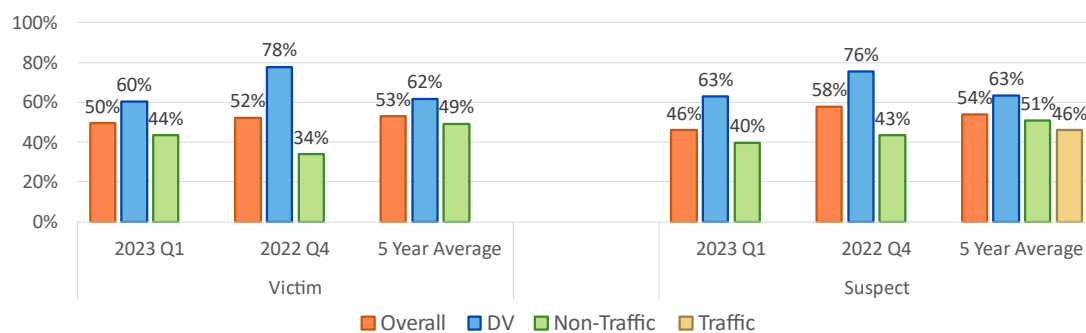
### Referrals by Category Involving Asian Victims and Suspects



### Crime Type Proportions for Asian Victims and Suspects

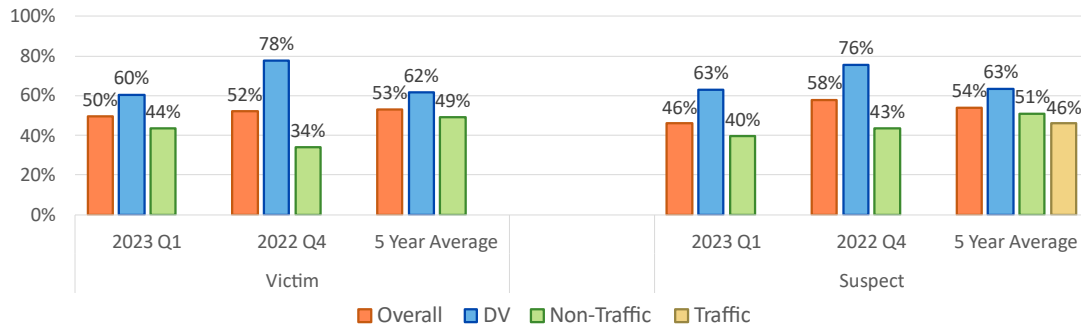


### Decline Rates for Referrals Involving Asian Victims and Suspects

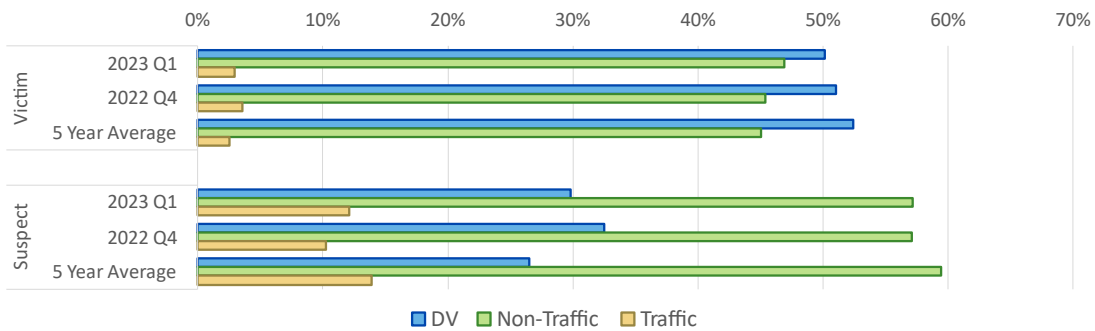


## Black

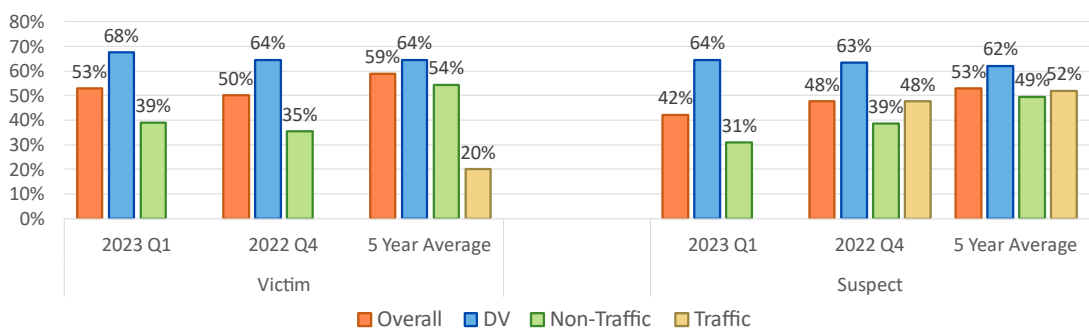
### Decline Rates for Referrals Involving Asian Victims and Suspects



### Crime Type Proportions for Black Victims and Suspects

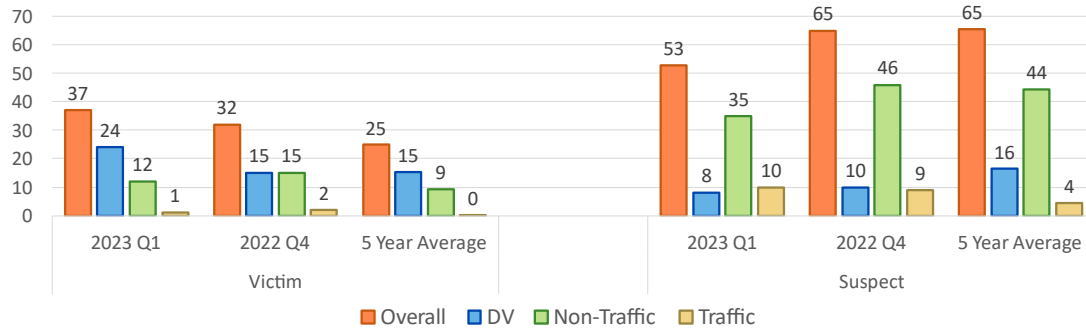


### Decline Rates for Referrals Involving Black Victims and Suspects

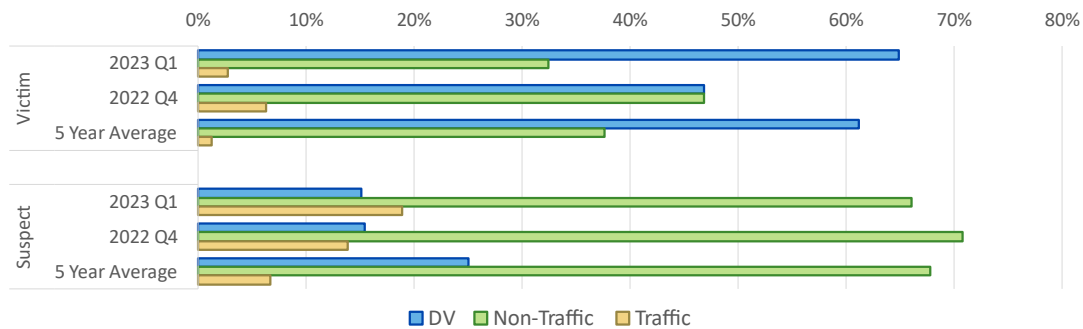


## Indigenous

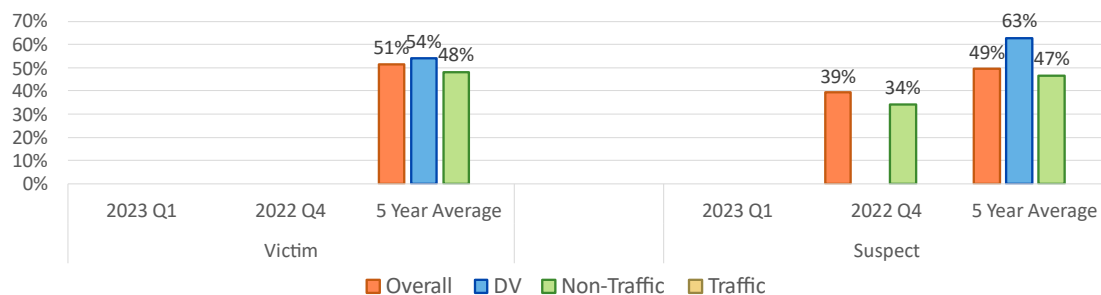
**Referrals by Category Involving Indigenous Victims and Suspects**



**Crime Type Proportions for Indigenous Victims and Suspects**



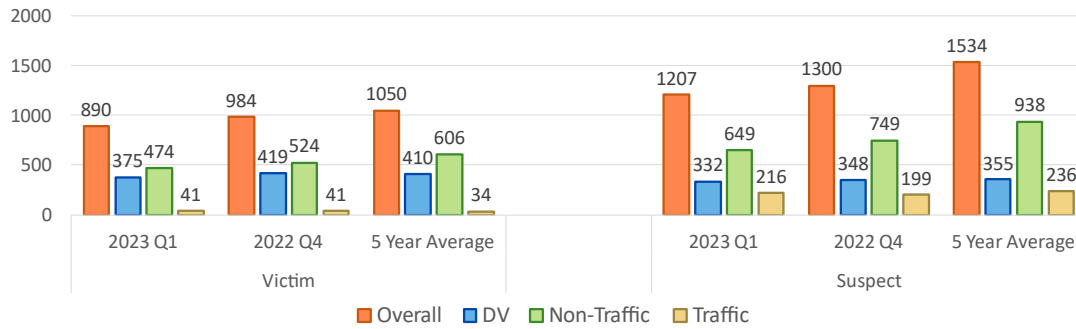
**Decline Rates for Referrals Involving Indigenous Victims and Suspects**



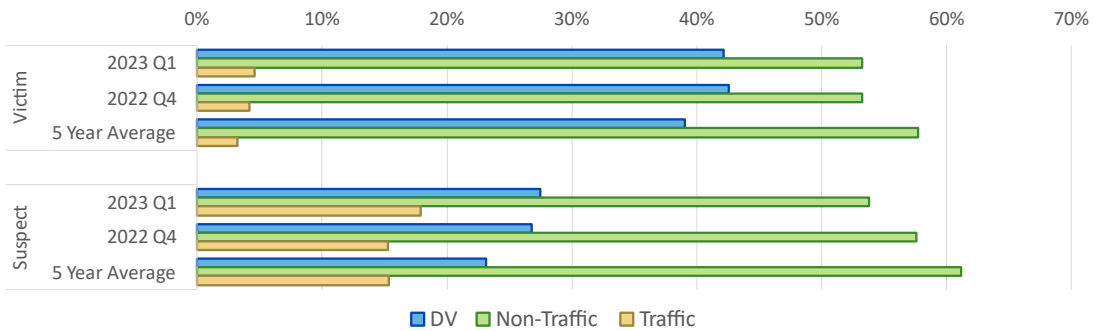
Other than overall rates, there were too few Indigenous victims and suspects that had filed or declined referrals for any meaningful decline rates in Q4 2022 or Q1 2023.

## White

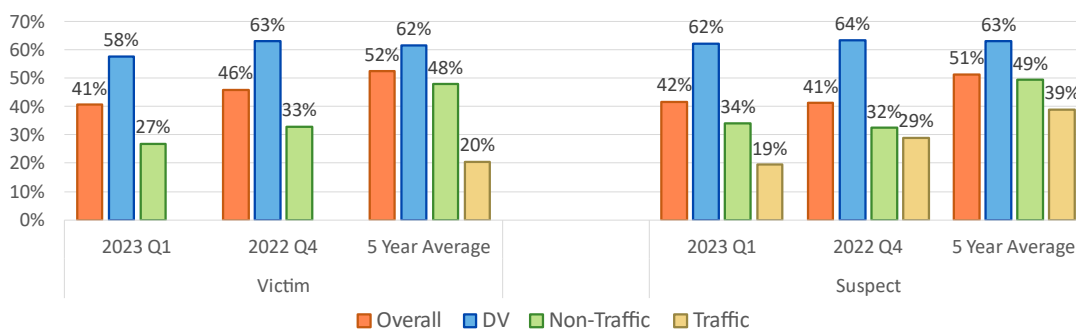
### Referrals by Category Involving White Victims and Suspects



### Crime Type Proportions for White Victims and Suspects



### Decline Rates for Referrals Involving White Victims and Suspects



## Policy Changes

With respect to SMC 3.46.020D, there have been no changes to the relevant scope of work for attorneys working on pre-booking diversion programming.

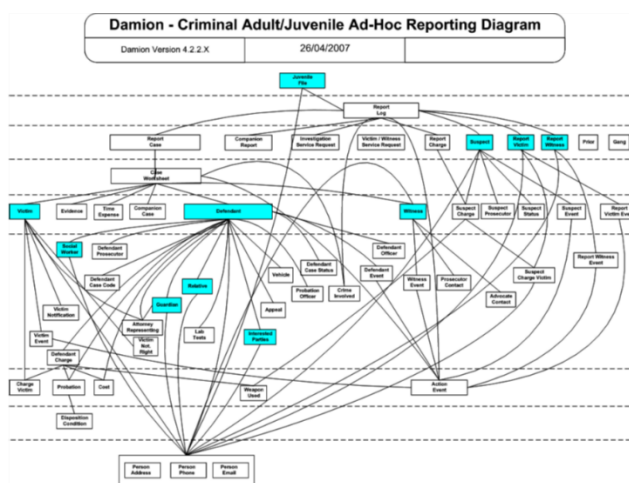
# Reporting Challenges

## DAMION

The criminal case management system currently used by the City Attorney's Office is the District Attorney Management Information Office Network (DAMION.) It is very complex and archaic. It was introduced at a similar time to the idea of Windows, and it still reflects its time origination by using icons from contemporary video games. Below is what the program looks like.



The database that is housed within DAMION uses a hierarchical relationship model which means that data from different sections can only be viewed together if they have a direct link and are not on the same level. For instance, it is not possible to view information from the Victim and Suspect sections at the same time. Extracting any sort of aggregate data from the database requires writing a custom "Ad Hoc Report." Below is a visual map of the data within the DAMION database.

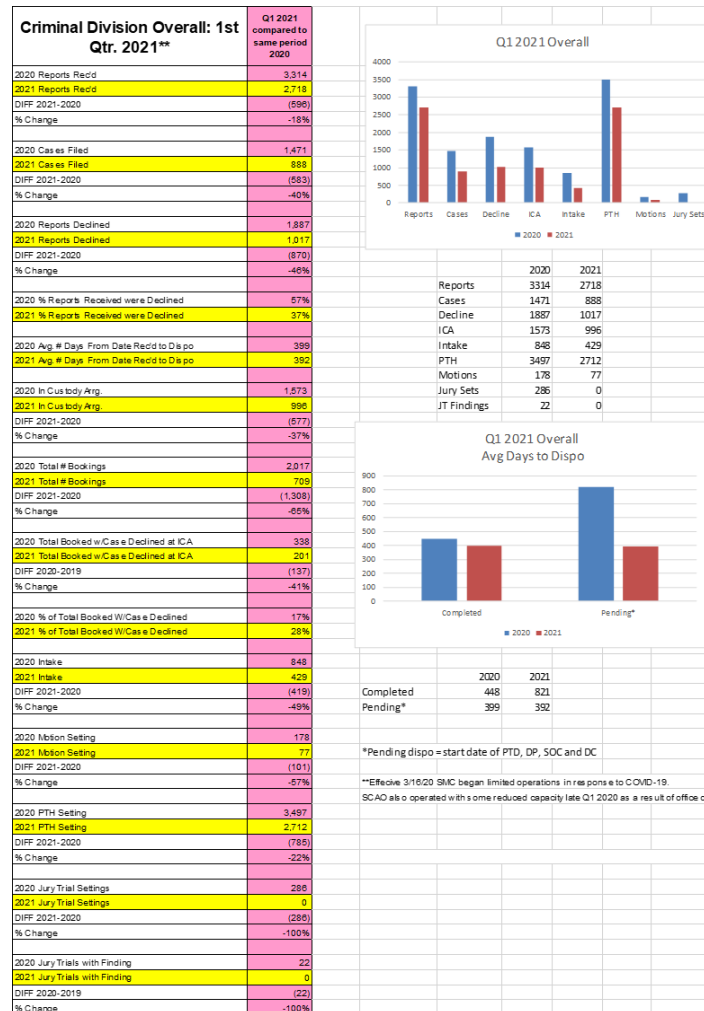


The City Attorney's Office has been aware of data issues with DAMION and has been trying to replace it for 5 years. After a lengthy RFP process, the city settled on Justice Nexus and has spent millions of dollars over the past three years working on a new system. That process is still ongoing.



## Prior Versions of the SPAR

The Statistics of Prosecution & Analysis Report (SPAR) was coded decades ago to query the DAMION database and return a digital “ticker tape” of values. It was not created to handle any form of demographics that are now required by council ordinance, nor does it look at historical context. Prior reports relied on copying this information into an excel sheet to display that period’s data alongside the previous period’s data. Below is an example of this report as it was delivered in years past.



Because the data in the department contains relatively high variability between quarters, a comparison to just one other period does not provide contextually accurate information to policy makers. It also lacked analysis to describe potential causes for high variance from previous periods in most instances or descriptions that would benefit readers from the general public.

The reports also contained information on outcomes provided by a companion query program. This was also copied into a spreadsheet most quarters and it showed counts of 20 “favorable” outcomes, 7 “unfavorable” and 2 others. An example is shown at the start of the following page.

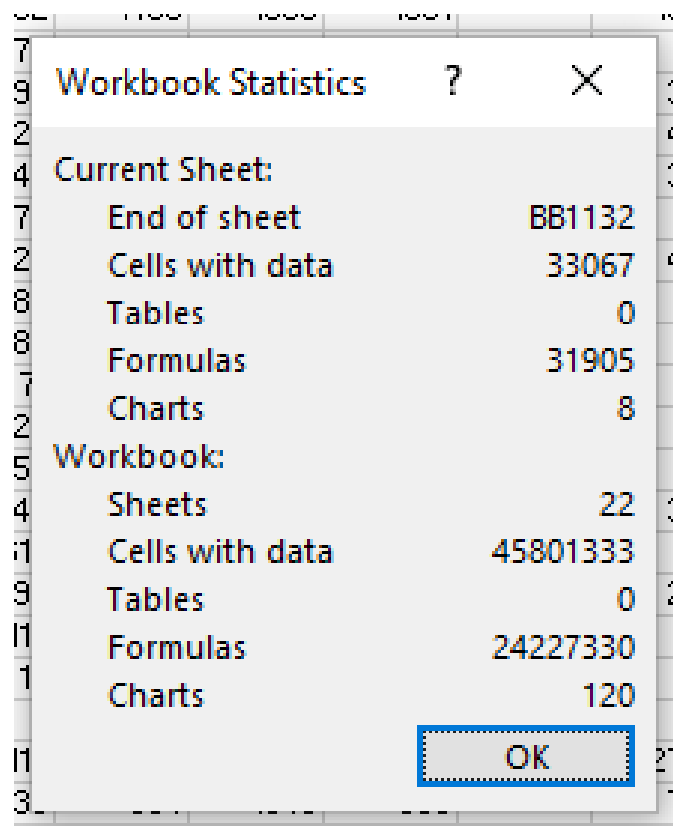
OUTCOME MEASURES SUMMARY REPORT					
2019		2019		2018	
JANUARY - SEPT (FAVORABLE)		JANUARY - SEPT (FAVORABLE)		JANUARY - DECEMBER (FAVORABLE)	
Count	Description	Count	Description	Count	Description
122	Deferred Prosecution	116	Deferred Prosecution	158	Deferred Prosecution
10	Dismiss - Prison	21	Dismiss - Prison	25	Dismiss - Prison
126	Dismiss DP - Successful	138	Dismiss DP - Successful	176	Dismiss DP - Successful
40	Dismiss Pre-Trial Diversion	40	Dismiss Pre-Trial Diversion	78	Dismiss Pre-Trial Diversion
481	Dismiss- Dispo. Cont. Successful	437	Dismiss- Dispo. Cont. Successful	583	Dismiss- Dispo. Cont. Successful
171	Dismiss-SOC successful	191	Dismiss-SOC successful	193	Dismiss-SOC successful
1,586	Dismissed - Negotiated Plea	1,680	Dismissed - Negotiated Plea	2,146	Dismissed - Negotiated Plea
40	First Time Offender DWLS*	1	First Time Offender DWLS*	2	First Time Offender DWLS*
56	Dispositional Continuance - Red.	67	Dispositional Continuance - Red.	94	Dispositional Continuance - Red.
415	Dispositional Continuance	478	Dispositional Continuance	547	Dispositional Continuance
28	FG - Unsuccessful DP	16	FG - Unsuccessful DP	28	FG - Unsuccessful DP
2	FG - Unsuccessful DC	6	FG - Unsuccessful DC	9	FG - Unsuccessful DC
6	FG - Unsuccessful PTD	9	FG - Unsuccessful PTD	12	FG - Unsuccessful PTD
171	FG - Unsuccessful SOC	24	FG - Unsuccessful SOC	26	FG - Unsuccessful SOC
120	Found Guilty	89	Found Guilty	107	Found Guilty
2,262	Plead Guilty	2,579	Plead Guilty	3,173	Plead Guilty
437	Plead Guilty Reduced	312	Plead Guilty Reduced	388	Plead Guilty Reduced
21	Pre-Trial Diversion	38	Pre-Trial Diversion	31	Pre-Trial Diversion
181	Stipulated Order of Cont.	189	Stipulated Order of Cont.	258	Stipulated Order of Cont.
41	Dismissed - Felony Filing	47	Dismissed - Felony Filing	40	Dismissed - Felony Filing
6,325	Total Favorable	6,456	Total Favorable	8,091	Total Favorable
JANUARY - SEPT 2019 Unfavorable		JANUARY - SEPT 2018 Unfavorable		JANUARY - DECEMBER 2018 Unfavorable	
580	Dismissed Proof Problem	639	Dismissed Proof Problem	771	Dismissed Proof Problem
888	Dismissed - No Civilian Witness	731	Dismissed - No Civilian Witness	866	Dismissed - No Civilian Witness
6	Dismissed - No Non-Civilian	2	Dismissed - No Non-Civilian	2	Dismissed - No Non-Civilian
0	Hung Jury	0	Hung Jury	0	Hung Jury
136	Not Guilty	55	Not Guilty	68	Not Guilty
0	Stricken	0	Stricken	0	Stricken
0	Reduced Charge - No Officer	0	Reduced Charge - No Officer	0	Reduced Charge - No Officer
1,604	Total Unfavorable	1,427	Total Unfavorable	1,807	Total Unfavorable
3	Dismissed - Court Error	3	Dismissed - Court Error	3	Dismissed - Court Error
420	Dismissed - Age	11	Dismissed - Age	11	Dismissed - Age
Summary		Summary		Summary	
JANUARY - SEPT 2019		JANUARY - SEPT 2018		JANUARY - DECEMBER 2018	
7,925	Total Dispositions	7,885	Total Dispositions	9,898	Total Dispositions
80%	Favorable Dispositions	82%	Favorable Dispositions	82%	Favorable Dispositions
20%	Unfavorable Dispositions	18%	Unfavorable Dispositions	18%	Unfavorable Dispositions

While this example provides context of the entire previous year, it is for a different timeframe, so it is difficult to use the data for comparison. The graphic below also points out that sometimes the data can vary wildly from report to report. The two examples side by side are from Q2 and Q3 of 2021. One states that 2020 had zero cases dismissed due to no civilian witness and the other has over 1000 listed.

2021 Q2 Report		2021 Q3 Report	
2020		2020	
JANUARY - DECEMBER (FAVORABLE)		JANUARY - DECEMBER (FAVORABLE)	
Count	Description	Count	Description
73	Deferred Prosecution	137	Deferred Prosecution
12	Dismiss - Prison	13	Dismiss - Prison
101	Dismiss DP - Successful	144	Dismiss DP - Successful
5	Dismiss Pre-Trial Diversion	53	Dismiss Pre-Trial Diversion
204	Dismiss- Dispo. Cont. Successful	576	Dismiss- Dispo. Cont. Successful
127	Dismiss-SOC successful	199	Dismiss-SOC successful
786	Dismissed - Negotiated Plea	1,970	Dismissed - Negotiated Plea
81	First Time Offender DWLS	53	First Time Offender DWLS
22	Dispositional Continuance - Red.	69	Dispositional Continuance - Red.
169	Dispositional Continuance	449	Dispositional Continuance
8	FG - Unsuccessful DP	32	FG - Unsuccessful DP
4	FG - Unsuccessful DC	2	FG - Unsuccessful DC
1	FG - Unsuccessful PTD	6	FG - Unsuccessful PTD
15	FG - Unsuccessful SOC	42	FG - Unsuccessful SOC
48	Found Guilty	140	Found Guilty
1016	Plead Guilty	2,753	Plead Guilty
171	Plead Guilty Reduced	622	Plead Guilty Reduced
5	Pre-Trial Diversion	25	Pre-Trial Diversion
132	Stipulated Order of Cont.	216	Stipulated Order of Cont.
57	Dismissed - Felony Filing	47	Dismissed - Felony Filing
3,037	Total Favorable	7,548	Total Favorable
JANUARY - DECEMBER 2020 Unfavorable		JANUARY - DECEMBER 2020 Unfavorable	
518	Dismissed Proof Problem	690	Dismissed Proof Problem
0	Dismissed - No Civilian Witness	1022	Dismissed - No Civilian Witness
0	Dismissed - No Non-Civilian	10	Dismissed - No Non-Civilian
0	Hung Jury	0	Hung Jury
14	Not Guilty	138	Not Guilty
0	Stricken	0	Stricken
0	Reduced Charge - No Officer	0	Reduced Charge - No Officer
532	Total Unfavorable	1,860	Total Unfavorable
0	Dismissed - Court Error	3	Dismissed - Court Error
40	Dismissed - Age	432	Dismissed - Age
Summary		Summary	
JANUARY - DECEMBER 2020		JANUARY - DECEMBER 2020	
3,569	Total Dispositions	9,408	Total Dispositions
85%	Favorable Dispositions	80%	Favorable Dispositions
15%	Unfavorable Dispositions	20%	Unfavorable Dispositions

## DAMION Workaround

To overcome the limitations of the DAMION criminal case management system, the City Attorney's Office built a program that recreates the relevant sections of the DAMION database then runs analysis on that data. This should expedite the release of future reports while DAMION is still in use. This program continues to evolve to include additional functionality and now has over 24 million formulas spread across 20 sheets. Below is a screenshot of the number of calculations it requires to stitch the disparate sections of the DAMION database together and pull-out useful information:



## Data Caveats

### DAMION

Running the same report on different days can yield slightly different results as an automatic process can update a field. While specific values might change on the margins, overall data is consistent with itself and none of the marginal changes are enough to influence important trends or statistics.

### Decline Rates

Decline Rates in this report are generally based on the quarter in which the referral was received.

### Small Sample Sizes

Many categories, especially within demographic breakdowns represent very small quantities of data and are not useful for comparison or statistical analysis. For example, if there is one person that fits a set of criteria, then a decline rate can only be 0% or 100%. Similarly, a single event can have an unusably strong effect on the data. Even a sample of 20 that adds another data point will sway the aggregate by nearly 5%. Often, areas of data with too low of a sample size are not included.

### LEAD Data

While LEAD data is improving, some of the historical clients are likely missed as a secondary database to track entry and exit is being worked on. The LEAD referral data refers to clients in LEAD with the above caveat, but the hearings include the hearings our LEAD prosecutors work on which have clients spread across LEAD, CO-LEAD, and Vital.

### Alternatives to Traditional Prosecution

The nature of alternatives is that they are very individualized and come in many forms. For this reason, it is difficult to compare one to the other and one person can be involved in many or none. In general, the information in this report refers to individuals who have successfully completed alternatives and not people who have not been successful.