



# 2017

## ANNUAL REPORT

The Fifth Judicial District  
of Pennsylvania

*Pittsburgh, County of Allegheny*



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## Mission

THE FIFTH JUDICIAL DISTRICT OF PENNSYLVANIA  
EXISTS TO ADMINISTER FAIR AND TIMELY JUSTICE AND  
PROVIDE EFFICIENT AND EFFECTIVE COURT SERVICES.

# PRESIDENT JUDGE & DISTRICT COURT ADMINISTRATOR'S MESSAGE

We are pleased to present the 2017 Annual Report of the Fifth Judicial District of Pennsylvania. This report summarizes the daily business operations of the Court and features activities and achievements, including the following:

- ◆ In partnership with the Military and Veterans Affairs Committee of the Allegheny County Bar Association, the Orphans' Court Guardianship Department has been developing programs to support incapacitated veterans who are in need of a guardian to assist them in navigating the system of benefits and treatment available through the Veterans Administration as well as in meeting their basic needs.
- ◆ In 2017, 1,975 Accelerated Rehabilitation Disposition (ARD) cases were heard. Building on the successful initiatives implemented in 2016, the court, in conjunction with the Allegheny County District Attorney's Office, further reduced the time from the filing of charges to acceptance into ARD.
- ◆ In 2017, grant funds were received from the Pennsylvania Commission on Crime and Delinquency to add additional DUI Court, Drug Court, Mental Health Court, and Veterans Court team members to address the opioid epidemic. This funding will also allow for more targeted training for all team members regarding opioids. In addition, Adult Probation will begin using the Level of Service Inventory-Revised (LSIR) tool in the problem solving courts. All individuals entering these programs in 2018 will receive this assessment, which will assist in developing service plans and improve participant outcomes.
- ◆ Allegheny County hosted the National Association of Pretrial Services Agencies' 45th Annual Conference and Training Institute in September 2017. Pretrial Services Director Janice Radovick-Dean, Deputy Director Chris Shanley, and Supervision Officer Deborah Mosley presented at the conference on various topics. Workshops provided over 400 participants the opportunity to review the foundations of pretrial, learn about the latest research and the implementation of evidence-based practices, and to become aware of current opportunities available to those working in the field.
- ◆ The Family Division-Adult Section continued to improve the Client Services Center, a merger of the Support Screening Department and the Self-Help Center, initiated in 2016. Center staff file modification petitions and provide information to litigants on matters concerning support, custody, protection from abuse, divorce, and dependency. During 2017, the Client Services Center assisted 7,231 self-represented litigants and 1,306 attorneys.
- ◆ Allegheny County Juvenile Probation was one of four counties in Pennsylvania selected to receive a two-year grant from the Pennsylvania Commission on Crime and Delinquency, which is funding strategies to reduce recidivism by 50 percent for the highest risk juveniles. Juvenile Probation hired two full-time Reintegration Specialists to work with youth released from residential delinquency placements and committed to the Community Intensive Supervision Program (CISP) for aftercare. The specialists assist youth in acquiring career and technical training and full-time employment upon their return to the community.
- ◆ In December 2017, the Protection From Abuse Department hosted a visit of over 10 community organizations that serve immigrant populations representing Spanish, Chinese, Somali, Burmese, Arabic, and Nepalese speaking individuals. The program focused on the special needs of victims with limited English proficiency and the removal of barriers that hinder access to court services. Visitors were provided with information regarding the Court's language access services, which includes the availability of both telephonic and in-person language interpreters and bilingual court forms and orders.
- ◆ The Magisterial District Courts and Pittsburgh Municipal Court implemented an Electronic Records Maintenance System (ERMS) in 2017 which allows these courts to scan criminal court records for retention and electronic transmission to the Department of Court Records and streamlines the processing of criminal cases.



*Jeffrey A. Manning*  
Jeffrey A. Manning  
President Judge



*Linda L. Kelly*  
Linda L. Kelly, Esq.  
District Court Administrator





## BOARD OF JUDGES 2017

**First Row:** Lawrence J. O'Toole, Christine A. Ward, Jeffrey A. Manning, Kim Berkeley Clark, David R. Cashman

**Second Row:** Kim D. Eaton, Michael A. Della Vecchia, Michael F. Marmo, Joseph K. Williams, III, Timothy Patrick O'Reilly, Judith L.A. Friedman

**Third Row:** Jennifer S. McCrady, Michael E. McCarthy, Arnold I. Klein, Thomas E. Flaherty, Philip A. Ignelzi, Donna Jo McDaniel, Kathleen A. Durkin, John T. McVay, Jr.

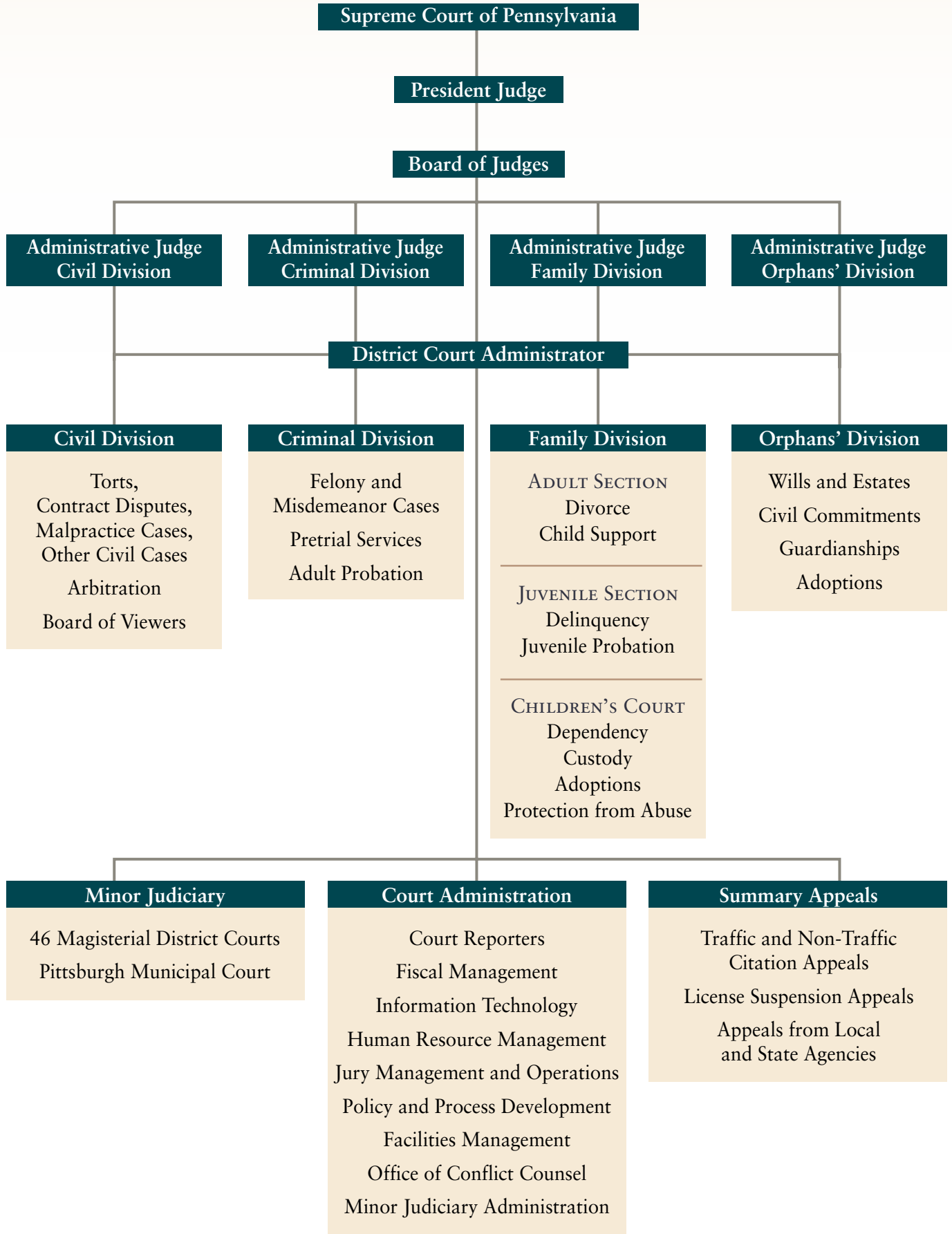
**Fourth Row:** Kevin G. Sasinoski, Alan D. Hertzberg, Cathleen Bubash, Robert J. Colville, Susan Evashavik DiLucente, Paul E. Cozza, Kathryn M. Hens-Greco

**Fifth Row:** John A. Zottola, Alexander P. Bicket, Hugh F. McGough, Beth A. Lazzara, Jill E. Rangos, Lester G. Nauhaus, Edward J. Borkowski, Kelly Eileen Bigley

**Not Pictured:** Gerard M. Bigley, Eleanor L. Bush, Guido A. DeAngelis, Ronald W. Folino, Joseph M. James, Robert A. Kelly, Paul F. Luty, Jr., Anthony M. Mariani, Lee J. Mazur, Kathleen R. Mulligan, W. Terrence O'Brien, Daniel D. Regan, Jennifer Satler, David L. Spurgeon, Randal B. Todd, Mark V. Tranquilli, Donald R. Walko, Jr., Dwayne D. Woodruff



# ORGANIZATIONAL STRUCTURE







## HIGHLIGHTS & ACCOMPLISHMENTS

### Newly Elected Judge Patrick M. Connelly Begins His Term in Court of Common Pleas

Prior to being elected to the Common Pleas bench in November 2017, Judge Patrick M. Connelly worked as a trial attorney for 23 years with the law firm of Summers, McDonnell, Hudock & Guthrie, P.C. and as a sole practitioner. He served as an arbitrator presiding over civil disputes in the Allegheny County Court of Common Pleas and was appointed as a mediator and arbitrator by the United States District Court for the Western District of Pennsylvania. In addition, he was a member of the City of Pittsburgh's Ethics Hearing Board and served as a hearing officer for the Allegheny County Retirement Board.

Deeply engaged within Pittsburgh's Irish Community, Judge Connelly served as the solicitor for both the

Pittsburgh St. Patrick's Day Parade and the Board of Directors of the Irish Society for Education and Charity and as Treasurer for the Board of Directors of the Ireland Institute of Pittsburgh. He completed the Pittsburgh Citizens Police Academy as well as the City of Pittsburgh Civic Leadership Academy and is a current mentor in the City of Pittsburgh Public Schools-Be a Middle School Mentor program.

Judge Connelly graduated from Boston College with a Bachelor's Degree in Economics, and he received his law degree from the West Virginia University College of Law. Judge Connelly has been assigned to serve in the Civil Division of the Court.



Judge Patrick M. Connelly took the oath of office for the Court of Common Pleas on December 29, 2017.



## Court Reporters Institute New Integrated Software Solution

The Fifth Judicial District employs 35 court reporters who collectively produce nearly 5,000 transcripts annually. Historically, each court reporter dealt directly with private attorneys and parties who requested transcripts. The court reporters received the requests, produced and delivered the transcripts, and collected payments directly from attorneys and litigants.

In July 2017, the new statewide Rules of Judicial Administration Governing Court Reporting and Transcripts became effective in the Fifth Judicial District requiring that the business process for delivering and receiving payments for transcripts be centralized and that payments be made through the court rather than to individual reporters.

Project Manager Lisa Mason and Application Developers Mike Svidron and Sue Barth of the Fifth Judicial District's IT Department established new business processes and created an in-house software solution to implement the new statewide rule.

The new software, Crt-Tript, manages the following processes:

- ◆ Assigning court reporters to courtrooms;
- ◆ Tracking requests for transcripts from request to completion;
- ◆ Accounting for billing and receipts of monies in payment for transcripts; and
- ◆ Statistical reporting on the production of transcripts.



L-R: Project Manager Lisa Mason and Application Developers Sue Barth and Mike Svidron

The software also allows requests for transcripts from the Allegheny County District Attorney's Office, the Public Defender's Office, the Office of Conflict Counsel, and the Allegheny County Solicitor's Office to be submitted electronically. Transcripts for these offices are now delivered electronically as PDF documents.





### Judge Kim Berkeley Clark Receives the William H. Rehnquist Award

Judge Kim Berkeley Clark, who earned a national reputation for transforming the way children and families who enter the court system are treated, was named the National Center for State Courts' 2017 recipient of the William H. Rehnquist for Judicial Excellence Award.

Judge Clark was presented with the award on November 16, 2017 during a ceremony at the U. S. Supreme Court in Washington D.C., hosted by Chief Justice of the United States John G. Roberts, Jr.

Judge Clark's leadership roles, past and present, include: Chair of the Pennsylvania Juvenile Court Judges' Commission; Chair of the Board of Fellows of the National Center for

Juvenile Justice; and President of the Pennsylvania Conference of State Trial Judges. She serves as a current member of the Supreme Court of Pennsylvania Juvenile Court and Domestic Relations Rules Committees; the Pennsylvania Interbranch Commission on Gender, Racial, and Ethnic Fairness; the Pennsylvania Commission on Crime and Delinquency-Juvenile Justice and Delinquency Prevention Committee; the State Council for Interstate Juvenile Supervision; the Pennsylvania State Children's Roundtable (Chair of the Dependent Children of Incarcerated Parents Workgroup and Dependency Benchbook Committee); and the American Bar Association Juvenile Justice Standards Task Force. She is a past member of the Board of Trustees



Judge Kim Berkeley Clark was named recipient of the 2017 William H. Rehnquist Award for Judicial Excellence, the highest honor bestowed to a state court judge by the National Center for State Courts (NCSC).

*Photo: Mark Higgs, Allegheny County Bar Association*

of the National Council of Juvenile and Family Court Judges.

Judge Clark served as Administrative Judge of the Family Division from 1/2006 to 1/2009 and from 4/2013 to 12/2017.

*"The William H. Rehnquist Award for Judicial Excellence is one of our nation's highest judicial honors. Presented annually by the National Center for State Courts, this prestigious award honors a state court judge who demonstrates the outstanding qualities of judicial excellence, including integrity, fairness, open-mindedness, knowledge of the law, professional ethics, creativity, sound judgment, intellectual courage, and decisiveness."* — Chief Justice of the United States Supreme Court John G. Roberts, Jr.

### Lisa Herbert, Esq. Awarded the ACBA Ally Award

Deputy Court Administrator Lisa Herbert, Esq. was honored by the Allegheny County Bar Association (ACBA) Diversity Collaborative Committee on May 25, 2017 with the ACBA Ally Award. The Ally Award is presented to individuals who support diversity and inclusion of groups and organizations in which they are not members or beneficiaries. In her role as Deputy Court Administrator, Ms. Herbert manages court operations including compliance with Title II of the Americans with Disabilities Act (ADA), and she serves as the court's Language Access Coordinator, overseeing the court's interpreter services program and compliance with language access laws. She conducts training and outreach for judges, court staff, members of the community, and interpreters on language access and the ADA.

In addition to her role with the court, Ms. Herbert holds positions on several committees devoted to promoting diversity and equality. She is a member of the Allegheny County Bar Foundation's Language Access Committee and a member of the Pennsylvania Supreme Court's first statewide Language Access Advisory Group that drafted the first statewide court Language Access Plan. Additionally, she is a member of the Interpreter Services and LGBTQ Committees of the Pennsylvania Supreme Court's Interbranch Commission for Racial, Ethnic and Gender Fairness.



Deputy Court Administrator Lisa Herbert, Esq. and the Hon. Dan B. Frankel, PA House of Representatives, were presented with the ACBA Ally Award on May 25, 2017.

*Photo: Erika Schneider, ACBA Web and Multimedia Assistant*



## The Allegheny County Criminal Justice Advisory Board (CJAB) Receives “Best Practices Award”

Jeff Snyder, Commissioner of Clinton County and Chair of the County Commissioners Association of Pennsylvania (CCAP)/Criminal Justice System Best Practices for the 21st Century Committee, and Brinda Penyak, Deputy Director of the CCAP, in partnership with the Pennsylvania Commission on Crime and Delinquency (PCCD), presented Allegheny County Executive Rich Fitzgerald and President Judge Jeffrey A. Manning with the CJAB Best Practices Award on September 29, 2017. The award was bestowed to acknowledge the Allegheny County CJAB’s commitment to providing leadership and the means necessary to establish policy and programming that addresses public safety, for continually embracing new and innovative concepts, for modernizing the criminal justice system, and for serving as a model for counties throughout the Commonwealth.



Allegheny County Executive Rich Fitzgerald and President Judge Jeffrey A. Manning accepted the Best Practices Award on behalf of the Allegheny County Criminal Justice Advisory Board. **Pictured L-R:** Bobby L. Juip, Pennsylvania Commission on Crime and Delinquency, President Judge Jeffrey A. Manning, Jeff Snyder, Commissioner of Clinton County and Chair of the County Commissioners Association of Pennsylvania (CCAP)/Criminal Justice System Best Practices for the 21st Century Committee, County Executive Rich Fitzgerald, and Brinda Penyak, Deputy Director of the CCAP

Established in 2002, the CJAB serves as the collaborative planning advisory board for the criminal justice system in Allegheny County and operates

under the leadership of Co-Chairs County Executive Fitzgerald and President Judge Manning.



President Judge  
Jeffrey A. Manning

*Photo: Duquesne University  
School of Law*

## President Judge Jeffrey A. Manning Receives the Duquesne University 2017 Distinguished Alumnus Award

Judge Manning was presented with the Distinguished Alumnus Award at Duquesne University’s 65th Law Alumni Reunion Dinner on October 20, 2017. The Distinguished Alumna or Alumnus award is presented to the candidate who has practiced law 20 years or more and who has distinguished herself or himself through achievements in the legal profession.

Judge Manning began his five-year term as President Judge of the Fifth Judicial District of Pennsylvania on December 24, 2013. As President Judge, he is responsible for ensuring that all essential court operations are fulfilled, that a professional and skilled workforce committed to public service is present, and that court innovations and improvements have demonstrable value and outcomes. He has served over 22 years as an Adjunct Professor of Law for Duquesne University teaching Trial Evidence and Advocacy, is a member of the American Inns of Court – Pittsburgh Chapter and Amen Corner, and served as Commissioner of the Pennsylvania Sentencing

Commission from 2002 to 2009. He is presently appointed by the Pennsylvania Supreme Court to the Criminal Procedural Rules Committee and is the 2002 recipient of the Allegheny County Bar Association’s Philip Werner Amram Award for distinguished service to the Bar Association and the community at large.





# COURT ADMINISTRATION



LINDA L. KELLY, ESQ.  
District Court Administrator



JOSEPH ASTURI  
Governmental Affairs  
Administrator



RUSSELL CARLINO  
Administrator,  
Juvenile Probation



SEAN F. COLLINS  
Director,  
Information Technology



CHRISTOPHER H. CONNORS, ESQ.  
Chief Deputy Court Administrator



LISA HERBERT, ESQ.  
Deputy Court Administrator



LINDSAY HILDENBRAND  
Director,  
Jury Operations



GARY J. KUSHNER  
Manager,  
Office of Court Reporters



MICHELLE H. LALLY, ESQ.  
Chair,  
Board of Viewers



THOMAS M. MCCAFFREY  
Administrator,  
Criminal Division



MICHELE POULOS  
Manager,  
Fiscal Affairs



PATRICK W. QUINN, ESQ.  
Administrator,  
Family Division



JANICE RADOVICK-DEAN  
Director,  
Pretrial Services



DANIEL REILLY  
Manager,  
Facilities



MELINDA SALA, ESQ.  
Manager,  
Court Human Resources



FRANCIS "FRANK" J. SCHERER  
Director,  
Adult Probation



PAUL W. STEFANO, ESQ.  
Administrator,  
Orphans' Court Division



ANGHARAD GRIMES STOCK, ESQ.  
Administrator,  
Pittsburgh Municipal Court  
Deputy Administrator,  
Special Courts



CYNTHIA K. STOLTZ, ESQ.  
Administrator,  
Children's Court



# Mission

THE OFFICE OF COURT ADMINISTRATION PROVIDES PROFESSIONAL, COMPREHENSIVE SUPPORT SERVICES TO THE JUDICIARY AND OTHER COURT-RELATED ENTITIES TO ENSURE MEANINGFUL ACCESS TO THE COURTS BY ADHERENCE TO THE RULE OF LAW, USE OF TIMELY INFORMATION MANAGEMENT, AND EXPENDITURE OF RESOURCES IN AN EFFECTIVE AND EFFICIENT MANNER, IN FURTHERANCE OF THE ENHANCEMENT OF PUBLIC CONFIDENCE IN THE JUDICIAL BRANCH OF GOVERNMENT.





## ORPHANS' COURT DIVISION

# Mission

TO PROVIDE ACCESSIBLE, COURTEOUS, PROMPT, AND EFFICIENT COURT SERVICES TO ALL LITIGANTS AND ATTORNEYS IN CASES WITHIN THE JURISDICTION OF THE ORPHANS' COURT DIVISION, INCLUDING ADOPTIONS, CIVIL COMMITMENTS, ESTATES/TRUSTS, GUARDIANSHIPS (INCAPACITATED PERSONS AND MINORS), AND NONPROFIT ORGANIZATIONS.



L-R: Michael E. McCarthy, Lawrence J. O'Toole, Kathleen A. Durkin, Joseph K. Williams, III

The Guardianship Department began work with the Administrative Office of Pennsylvania Courts' Information Technology Department (AOPC/IT) in early 2017 to develop a web-based Guardianship Tracking System (GTS). The development of this system was in response to a recommendation in the final report of the Pennsylvania Supreme Court Elder Law Task Force.

The GTS application will provide the court and guardians with online tools to manage and track information on guardianship cases, will provide the ability to verify certifications,

and will capture data for statewide reporting. Guardianship Department staff participated in Joint Application Development (JAD) sessions conducted by AOPC/IT staff and provided critical and practical insight into the guardianship monitoring process. The Guardianship Department of the Allegheny County Orphans' Court Division was chosen to participate based in large part on the guardianship monitoring program that has been employed in Allegheny County for over 15 years and which is considered a model for other courts.

In partnership with the Military and Veterans Affairs Committee of the Allegheny County Bar Association, the Guardianship Department has been developing programs to support incapacitated veterans who are in need of a guardian to assist them in navigating the system of benefits and treatment available through the Veterans Administration, as well as in meeting their basic needs. Judge Michael E. McCarthy, a Vietnam War veteran, has been assigned to preside over these matters.

Orphans' Court staff, in collaboration with the Court Administrative Office, developed and adopted Allegheny County Local Rule of Judicial Administration 6001 to implement the Unified Judicial System of Pennsylvania Public Access Policy. Section 6001.7 of the local rule requires that all documents filed in the Allegheny County Court of Common Pleas, which contain confidential information as defined in Section 7.0 of the Public Access Policy, shall be filed in duplicate with an unredacted original and a copy with all confidential information redacted. Section 6001.10 places limits on remote access to case records. Records involving incapacitated persons under 20 Pa. C.S.A. Section 5501, et seq. are now no longer accessible either remotely or at a court facility. Orphans' Court Division staff and the Probate and Trust Law Section of the Allegheny County Bar Association presented several continuing education seminars to introduce and clarify the new local rule.

In response to the Pennsylvania Supreme Court's decision in *Adoption of L.B.M.* decided on March 28, 2017, the Orphans' Division revised its policy in contested adoption cases to now appoint both an attorney to represent the adoptee's legal interests and a guardian ad litem to represent the adoptee's best interests.

In 2017, 5,516 involuntary civil commitment petitions were filed, a 10 percent increase from 2016. Hearings on these petitions were conducted by five Mental Health Review Officers at 18 hospital and community sites throughout Allegheny County. The e-filing system, implemented in 2014, has continued to improve the Civil Commitment Department's search, tracking, monitoring, and record keeping functions.

ADOPTIONS	Scheduled	Decreed
Adoptions	87	94
Voluntary Relinquishments	0	0
Confirm Consents	40	37
Involuntary Terminations	41	38
<b>Total</b>	<b>168</b>	<b>169</b>
Orders of Court <i>(Includes orders on petitions presented, continuances, amendments, allowance of service by publication, acceptance of jurisdiction, allowance of interrogatories, appointments of search agents)</i>		352
Combined Decrees and Orders		521
Persons Adopted (some petitions include siblings)		106
Adult Adoptee Search Requests		52
Orders Signed Appointing Search Agents for Adult Adoptee Search Requests		33
Birthparent Search Requests		2
Orders Signed Appointing Search Agents for Birthparent Search Requests		5
Family Search Requests		11
Orders Signed Appointing Search Agents for Family Search Requests		7
Orders Signed on Petitions To Register Foreign Relative Adoption Decrees		7
<b>NON-RELATIVE ADOPTIONS</b>		
<b>Adoption Placement by Agencies</b>		
Allegheny County Children Youth & Families		4
Bethany Christian Services		3
CYS of Lehigh County (PA)		1
Genesis of Pittsburgh, Inc.		1
The Children's Home of Pittsburgh		11
<b>Total</b>		<b>20</b>
<b>Adoption Placement by Non-Agencies</b>		
Parent		4
Attorney		1
Physician		1
All Other		1
<b>Total</b>		<b>7</b>
<b>RELATIVE ADOPTIONS</b>		
Step-Parent		45
Co-Parent Adoptions		8
Other Relative		18
U.S.A. Re-Adoptions		6
Adult Adoptions		2
<b>Total</b>		<b>79</b>
<b>Total Persons Adopted</b>		<b>106</b>





# ORPHANS' COURT DIVISION *(continued)*

## ESTATES

### Audit Hearing of Accounts

Accounts Filed by Executor, Administrators, Trustees, and Guardians	338
Small Estates (\$50,000 or less)	177
Decrees of Distribution	345
Contested Hearings*	337

*\*Hearings on claims of creditors against estates, exceptions to accounts, and questions of distribution involving appeals from decrees of the Register of Wills in the grant of letters of administration, inheritance tax appraisals and assessments; will contests; proceedings against fiduciaries; termination of trusts; delinquent inheritance taxes due; miscellaneous hearings, including presumed decedents, absentees, corrections of birth records; excludes guardianship hearings, termination/adoption hearings*

Exceptions Heard by the Court En Banc	0
Opinions Filed by the Court	38
Pretrial Conferences Docketed	120
Return Days Scheduled	134
Additional Bonds	38

### Petitions Filed

Appointment of Guardians of the Person and Estates of Minors	14
Approval of Settlement of Minors' Claims	387
Lifting of Suspension of Distribution	10
Sale of Real Estate	47
Petitions for citation against fiduciaries to file accounts or to show cause why they should not be removed	107
Petitions filed by Inheritance Tax Department and citations awarded against fiduciaries to show cause why they should not file transfer inheritance tax return and/or pay transfer inheritance tax due	21
Miscellaneous Petitions	736
<b>Total Petitions Filed</b>	<b>1,322</b>



Orphans' Court Guardianship Department staff. L-R: Nadine McCourt, Jeffrey Mueller, Judy Brant, Supervisor Daniel Buzard, Esq., Joey Lynn Carlino-Gatto, and Gina Santoro

Three hundred forty-four (344) accounts were filed by personal representatives of decedents' estates, trustees, guardians, and/or agents in 2017, a decline of 17 percent from 2016. Small estate petitions also decreased by four percent to 177 cases, and family settlement agreements decreased by two percent to 1,109. All of the accounts and small estate petitions are reviewed by the court's audit examiners for accuracy and compliance with statutory and court rules. Estate/family settlement agreements are reviewed to ensure that no "at risk distributions" are made to minors or incapacitated persons and that their respective interests are protected in accordance with statutory and court rules. Audit staff continued to work with the Department of Court Records Wills/Orphans' Court Division to enforce compliance with the filing of estate status reports as required by Pennsylvania Supreme Court Orphans' Court Rule 10.6. The filing of proofs of deposits required in settlement of minor's claims, decrees of distribution, and petitions to collect funds for a minor are also monitored.

New cases numbering 270 were filed in 2017 involving incapacitated persons, a seven percent increase from 2016. As of December 31, 2017, there were 4,067 cases in the court's guardianship database. Additionally, 463 petitions for allowance, a 19 percent increase, and 1,887 reports by guardians of the person and estate were filed in 2017, all of which were reviewed by guardianship investigators to insure compliance with court rules and statutory requirements.

Filings in the Adoption Department declined slightly with the filing of 106 petitions. There were 110 requests for the appointment of a search agent filed by adult adoptees, birthparents, and/or family members, an increase from 2016. This increase in search requests has required significantly more staff time since adoption investigators must independently verify the requestor's standing as required by Section 2931 of the Adoption Act.



## GUARDIANSHIP – INCAPACITATED PERSONS

New Petitions Filed	270
Emergency Guardians Appointed	23
Permanent Guardians Appointed	172
Successor Guardians Appointed	19
Guardians Discharged	1
Petitions Withdrawn or Dismissed	32
Electro-Convulsive Therapy Petitions	36
Adjudication of Full Capacity	0
Petitions for Review	7
Bonds Approved	18
Safe Deposit Box Inventories	5
Court-Appointed Counsel	92
Independent Medical Evaluations	3
Petitions for Allowance/ Ratification Presented	463
Annual Report of Guardians Filed	1,887
Final Report of Guardians (Person/Estate) Filed	108
New Petitions – Guardians of the Person of a Minor Filed	21

## CIVIL COMMITMENTS

### Petitions

Cases Adjudicated by Mental Health Review Officers	5,117
Cases Adjudicated by Judges (Petitions for Review, Expungements, Electro-Convulsive Therapy)	98
<b>Total</b>	<b>5,215</b>

### Hearings By Type Under Mental Health Procedures Act

303	Up to 20 Days Civil Commitment	3,264
304-B	Up to 90 Days Civil Commitment	1,021
304-C	Up to 90 Days Civil Commitment	114
305	Up to 180 Days Civil Commitment	402
306	Transfer Civil Commitment – location transfer between facilities	15
306-2	Up to 180 Days Civil Commitment	1
304-G2	Up to 365 Days Criminal Commitment	0
402/405	Up to 60 Days Criminal Commitment	298
406	Long Term Civil Commitment	2
ECT	Electro-Convulsive Therapy	36
EXP	Expungement	15
REWW	Judicial Review of Mental Health Review Officer Decision	47
<b>Total</b>		<b>5,215</b>





## CRIMINAL DIVISION

# Mission

THE CRIMINAL DIVISION IS COMMITTED TO FURTHERING ALL FACETS OF THE CRIMINAL JUSTICE SYSTEM WITH PROFESSIONALISM, TIMELINESS, AND EFFICIENCY TO PROMOTE CONFIDENCE IN THE ADMINISTRATION OF JUSTICE BY THE IMPARTIAL AND EQUITABLE APPLICATION OF THE LAW TO PROTECT THE RIGHTS AND LIBERTIES GUARANTEED BY THE STATE AND FEDERAL CONSTITUTIONS.

THE CRIMINAL DIVISION CLOSED OUT 2017 WITH 8,858 ACTIVE CASES ON THE DOCKET. THIS REPRESENTS A 42 PERCENT DECREASE IN THE NUMBER OF ACTIVE CASES SINCE SEPTEMBER 2009 WHEN THE COURT MAINTAINED 15,233 ACTIVE CASES.



L-R: Alexander P. Bicket, Edward J. Borkowski, Beth A. Lazzara, Thomas E. Flaherty, Kevin G. Sasinoski, Donna Jo McDaniel, David R. Cashman, Kelly Eileen Bigley, Jeffrey A. Manning, Philip A. Ignelzi, Jill E. Rangos, Lester G. Nauhaus, John A. Zottola. Not Pictured: Anthony M. Mariani, Randal B. Todd

Judge David R. Cashman continued to serve as Administrative Judge of the Criminal Division, which is comprised of 14 commissioned judges and one senior judge. In January 2017, Judge John A. Zottola transferred from the Orphans' to the Criminal Division and Judge Joseph K. Williams, III transferred from the Criminal to the Orphans' Division.

The Criminal Court Arraignment Office scheduled 16,271 cases for court in 2017. Over 1,100 warrants were issued for defendants who failed to appear for formal arraignment. In September 2017, the Court Arraignment Office began scheduling Court Reporting Network (CRN) evaluations for individuals charged with Driving Under the Influence. This process included the scheduling of same day CRN evaluations for defendants who reside out of state.

In 2017, Judge Edward J. Borkowski heard 1,975 Accelerated Rehabilitation Disposition (ARD) cases. Building on the successful initiatives implemented in 2016, the court, in conjunction with the Allegheny County District Attorney's Office, further reduced the time from the filing of charges to acceptance into ARD. This allows first time offenders to enter the ARD program quickly, thereby helping them to maintain or gain employment.

The following problem solving and accountability court programs, developed to address underlying issues that lead to involvement in the court system, continue to expand and operate successfully:

- ◆ Allegheny County's Sex Offender Court, initiated in 2011, was recognized nationwide in 2017 by the Center for Court Innovation as a model court which "has worked with its partners to create a court-based response to sex offenses that enhances both victim safety and offender accountability." One of the key principles of the sex offense court model, and a primary goal of its adoption in Pittsburgh, is encouraging a strong degree of community collaboration. Intensive treatment, polygraph testing, and enhanced coordination with victim services are critical components of Sex Offender Court.
- ◆ The Allegheny County Domestic Violence Court is designed to improve victim safety and enhance offender accountability. Implemented in 2006, the program utilizes a collaborative, accountability model to provide intense judicial supervision to domestic violence offenders sentenced to probation. Improvements in collaborative efforts with treatment providers and victim advocate centers were made in 2017.
- ◆ Mental Health Court is designed to provide intensive treatment and supervision for eligible defendants who have been diagnosed with a serious mental health condition. This problem solving court operates in close partnership with the District Attorney's Office, the Public Defender's Office, Justice Related Services, and Adult Probation. Initiated in 2001, Mental Health Court works with defendants to develop and improve their ability to acknowledge their illness, provides them with an opportunity to practice new skills that empower management of their life circumstances, and creates a road to ongoing personal recovery. New procedures were implemented in 2017 to accept probation transfers that provide new opportunities for qualifying defendants to participate in the program.
- ◆ Allegheny County Veterans Court celebrated the graduation of 24 veterans at its annual graduation ceremony in November 2017. This specialty court, implemented in 2009, provides treatment alternatives combined with intensive supervision to veterans charged with criminal offenses and continually evolves to adapt to the needs of this population. Most recently, Veterans' Court has been working with the Allegheny County Jail to enable a separate programming and housing pod solely for veterans. The team also collaborated with the Allegheny County District Attorney's Office to produce an informational video encouraging incarcerated veterans to self-identify and to seek services and support while incarcerated.
- ◆ In 2017, Criminal Division's DUI Court completed its 12th year of operation. The program admitted 66 new participants, while graduating 65 defendants who successfully completed the program. The recidivism rate for those who have succeeded in completing the program is less than three percent. The protocol for treatment is continually updated in order to remain compliant with the accreditation of the Administrative Office of Pennsylvania Courts.

## PROBLEM SOLVING COURTS

Individuals participating in problem solving courts as of December 31, 2017

Domestic Violence Court	200
Drug Court	130
DUI Court	228
Mental Health Court	139
Prostitution Court (PRIDE)	69
Sex Offender Court	306
Veterans Court	40
<b>Total</b>	<b>1,112</b>



James Odenheimer, President of the Blue Knights International Law Enforcement Officers Motorcycle Club, PA 7 Chapter, provided remarks and presented gift cards at the Veterans Court Graduation ceremony on November 9, 2017. Under Mr. Odenheimer's leadership, the Blue Knights have donated to numerous charities, including contributing nearly twenty thousand dollars (\$20,000) to benefit Allegheny County's Veterans and Mental Health Courts.

(continued on next page)





## *Problem solving and accountability court programs (continued)*

- ◆ The PRIDE (Program for the Re-Integration, Development and Empowerment) program, established in 2004, is designed to address the rehabilitative needs of those convicted of prostitution. Psychological issues, drug and alcohol treatment, life skills, and assistance with gaining employment are also addressed.
- ◆ The Allegheny County Drug Court, established in 1998, received a favorable review under the Pennsylvania Supreme Court's Accreditation Program in August 2017. Following a rigorous review process, this specialty court, which provides intensive drug treatment as an alternative to incarceration, will retain its renewed accredited status until August 2020. During 2017, 99 defendants entered Drug Court, and 24 participants graduated.



Drug Court program team members are from agencies including Allegheny County Adult Probation, the Allegheny County District Attorney's Office, and the Allegheny County Department of Human Services-Justice Related Services. **Seated L-R:** Joel Santoro, Lona Jencik, and Karen Duffola. **Standing L-R:** Caryn Mustakas, Rachel Newman, Bridget Bauer, Jola Blecher, Susan Just, Ryan McConnell, and Judge Lester G. Nauhaus

- ◆ The Drug and Alcohol Diversion Program, established in 1998, continued its successful and effective collaborative efforts between the court's Criminal Division, the Allegheny County Jail, and the Allegheny County Department of Human Services to divert eligible pretrial defendants from incarceration to substance abuse treatment while awaiting trial. Five hundred ninety-two (592) offenders were referred to this program in 2017, a six percent increase from 2016, with 267 successfully completing the program.

## CRIMINAL REPORT – FILINGS AND DISPOSITIONS

### New Cases Filed in 2017

Accelerated Rehabilitative Disposition (ARD)	1,971
Expedited Courts	5,211
Standard Court Case Types	8,788

### Cases Disposed in 2017

Guilty Plea	10,556
Non-Jury Trial	643
Jury Trial	103
Diversionary Programs/ Accelerated Rehabilitative Disposition (ARD)	1,731
Dismissed, Withdrawn, Nolle Prossed, and Deceased Defendants	1,328
Nolo Contendere	104
Satisfaction Agreement (Rule 586)	71
Transfers/Administrative Closures/Consolidations	36
Speedy Trial (Rule 600)	6
<b>Total</b>	<b>14,578</b>

### Age of Pending Cases (Days)

0 to 60	2,854
61 to 120	3,033
121 to 180	1,883
181 to 240	595
241 to 300	211
301 to 360	117
360+	330

## CONTINUING EDUCATION

The Criminal Division sponsored four Continuing Legal Education/Continuing Judicial Education (CLE/CJE) seminars in 2017 for judges, attorneys, and court staff. The seminars on *Allegheny County Mental Health Court Update*, *Essential Elements of Pretrial Risk Assessment*, *Overview of Mental Health Procedures and Competency*, and *Justice Through Science: Bringing Modern DNA Evidence into the Courtroom* were filled to capacity.

### CASES SENTENCED

# 2017

Offenses	Confinement		Intermediate Punishment Program		Probation		No Further Penalty
	State	County	State	County	State	County	
<b>Crimes Against Persons</b>							
Felonies	182	114	1	18	3	49	0
Misdemeanors	22	148	0	18	6	665	1
Summaries	1	22	0	0	0	159	24
<b>Crimes Against Property</b>							
Felonies	85	252	1	65	11	495	7
Misdemeanors	8	97	0	12	10	1,076	37
Summaries	0	34	0	0	1	134	64
<b>Drug Offenses</b>							
Felonies	65	153	2	66	3	313	3
Misdemeanors	3	168	0	26	4	1,979	56
Summaries	0	0	0	0	0	0	1
<b>Driving Under the Influence</b>							
Misdemeanors	35	821	6	894	1	314	5
<b>Crimes Against Public Peace/Order</b>							
Felonies	20	66	1	11	3	108	3
Misdemeanors	4	95	0	8	4	569	18
Summaries	0	88	0	1	0	251	175
<b>Weapons</b>							
Felonies	66	91	1	33	3	78	2
Misdemeanors	5	19	0	2	1	104	0
<b>Other Crimes</b>							
Felonies	4	2	0	0	0	8	0
Misdemeanors	2	6	0	14	0	10	0
Summaries	3	96	0	276	0	4	86
<b>Total</b>	<b>505</b>	<b>2,272</b>	<b>12</b>	<b>1,444</b>	<b>50</b>	<b>6,316</b>	<b>482</b>





# CRIMINAL DIVISION | ADULT PROBATION

## INDIVIDUALS SUPERVISED as of December 31, 2017

Probation	17,096
Parole	1,022
Intermediate Punishment	837
Accelerated Rehabilitative Disposition (ARD)*	2,988
Probation without Verdict	245
Bail*	2,652
<b>Total</b>	<b>24,840</b>

## INDIVIDUALS UNDER SUPERVISION BY OFFENSE GRADE

Misdemeanor	13,404
Felony	10,768
Other	668

## INDIVIDUALS UNDER SUPERVISION as of December 31, 2017

Type of Unit	Persons Per Probation Officer
Field Offices – High risk	93
Field Offices – Medium risk	95
Low Risk Unit	965
Electronic Monitoring	45
DUI Unit (Driving Under the Influence)	174
Restitution Unit	456
Sex Offender Unit	62
Domestic Violence Unit	69
Mental Health Unit	28
Drug Court Unit	44
DUI Court Unit	42
Veterans Court Unit	45
PRIDE Court Unit	75
Reentry Unit	69
Inter-State	472
Inter-County	456
State	3,459
Bail Unit*	332

\*Supervised through Pretrial Services

The Allegheny County Adult Probation Department (Adult Probation), in conjunction with the Department of Pretrial Services (Pretrial Services), is responsible for providing supervision of offenders in the community for the Fifth Judicial District of Pennsylvania. These agencies employ 133 probation officers for this task. Pretrial Services supervises all individuals under bail supervision and those participating in the Accelerated Rehabilitative Disposition Program (ARD). Adult Probation is responsible for all probation, probation without verdict, parole, and intermediate punishment supervision in Allegheny County.

At the close of 2017, there were 24,840 people under supervision, a six percent (1,709) decrease from 2016. Sixty-nine (69) percent (17,096) were supervised under a probation sentence, and eight percent (2,104) were supervised under intermediate punishment, parole, or probation without verdict. The remaining 23 percent (5,640) were supervised under ARD or bail. Fifty-four (54) percent (13,404) were supervised under a misdemeanor charge.

Adult Probation employs evidence-based, best practices using a proxy risk screen to assign cases and to conduct full Level of Service Inventory-Revised (LSIR) risk/needs assessments on offenders classified as medium- or high-risk to re-offend while under supervision, and utilizes the LSIR to drive case planning.

## Mission

ADULT PROBATION AND PAROLE IS CHARGED BY THE COURT OF COMMON PLEAS WITH THE RESPONSIBILITY OF PROVIDING EFFECTIVE, COMMUNITY-BASED ALTERNATIVES TO INCARCERATION, IMPROVING PUBLIC SAFETY, PARTNERING WITH COMMUNITY AND LAW ENFORCEMENT RESOURCES, AND PROMOTING POSITIVE BEHAVIORAL CHANGE FROM OFFENDERS.

Adult Probation continues to operate three Community Resource Centers located in the Arlington, East Liberty, and Mon Valley/McKeesport areas of Allegheny County. The opening of a fourth center on the North Side is anticipated in 2018. These centers are operated in partnership with the Allegheny County Department of Human Services to serve medium- and high-risk offenders who are under supervision by providing central locations for meetings with probation officers, employment assistance, drug and alcohol testing, batterers' intervention, cognitive behavioral therapy, adult education, and emergency housing assistance. The centers served 2,849 people in 2017.

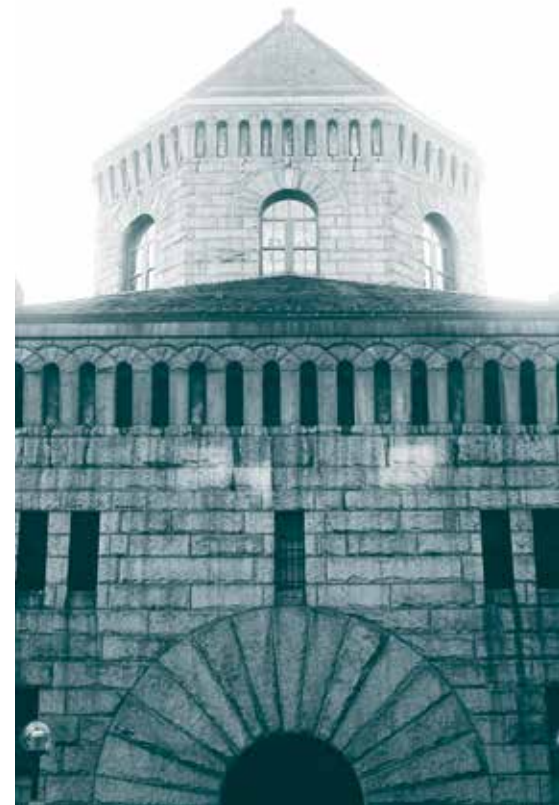
#### REFERRALS TO SERVICES AT COMMUNITY RESOURCE CENTERS

Adult Education (GED)	125
Batterers Intervention Program	224
Cognitive Behavioral Therapy	156
Community Service	409
Drug and Alcohol Evaluation	1,312
Drug Testing	1,570
Employment Assistance/Job Search	612
Mental Health Evaluation	31
<b>Total Referrals*</b>	<b>4,439</b>

*\*People may be referred for multiple services.*

In 2017, grant funds were received from the Pennsylvania Commission on Crime and Delinquency to add additional DUI Court, Drug Court, Mental Health Court, and Veterans Court team members to address the opioid epidemic. This funding will also allow for more targeted training for all court team members regarding opioids and addiction and will enhance the court's ability to perform random drug tests. In addition, Adult Probation will begin using the LSIR in the problem solving courts. All individuals entering these programs in 2018 will receive this assessment, which will assist in developing service plans and improve participant outcomes.

Adult Probation received a three-year Bureau of Justice Assistance Smart Supervision grant in 2015, which allowed the department to institute a number of quality improvements in 2017. These improvements included the creation of a Comparative Statistic (CompStat) Process, which assists the department in determining how well it is meeting identified performance benchmarks. Examples of benchmarks include the average number of days before a probation officer (PO) makes initial contact with an offender under supervision, the percentage of POs targeting appropriate needs based on the risk/needs assessment, and the average supervision intensity according to the risk/needs assessment result. CompStat will allow for continuous evaluation that uses real-time data and peer input to create a learning environment that focuses on improving outcomes and measuring activity.



In 2017, Adult Probation instituted a new process to more efficiently address probation violations that result from new criminal charges. In many cases, these violations are being presented to and heard by the court on the same date that the new charges are disposed. This process is estimated to save more than 14,000 jail bed days annually, which translates into approximately \$1.4 million dollars in savings. In addition, Adult Probation formed a new partnership with the Public Defender's Office to submit petitions to the court for the early termination of supervision for offenders who 1) have committed low level crimes; 2) have completed all court conditions; and 3) have had no new criminal justice involvement. This process reduced caseloads, allowing probation officers to spend more time on medium- and high-risk cases.





## Allegheny County Reentry Program

The primary goals of the Allegheny County Reentry Program (reentry program) are to increase public safety, reduce recidivism, and offer life-changing options to participants. This program is operated through the Allegheny County Jail Collaborative (Jail Collaborative) and involves cooperation between the Allegheny County Jail, the court, the Allegheny County Department of Human Services, and other community organizations. Allegheny County Adult Probation created a dedicated specialty unit for this project to supervise medium- to high-risk offenders. Caseloads average 65 individuals per officer, and officers work with participants before and after their release from jail using evidence-based practices.

To be eligible for the reentry program, an individual must be an Allegheny County resident who is determined to be a medium- to high-risk offender pursuant to a proxy risk screening tool and who must have a minimum of 90 days remaining on his/her sentence. Persons under supervision who are subsequently detained due to new charges may also be eligible after a review. The reentry program is voluntary. Individuals who are deemed eligible and agree to enter the program are made aware of the opportunities that are available to them and are relocated to the reentry housing unit of the jail where they receive classes and training. Participants receive cognitive behavioral therapy while incarcerated and are enrolled in other programs that provide them with the tools necessary to avoid re-offending including drug

and alcohol treatment, parenting classes, anger management classes, and general educational (GED) classes. Job training in fields including cooking, machining, roofing, and masonry are also offered.

Sixty (60) days prior to a participant's minimum sentence, the reentry team meets with the participant to discuss his/her program progress. A release plan is established, responsibilities to the court are reviewed, and objectives are determined. This information is reported to the sentencing judge. Upon release from incarceration, the participant continues to work with his/her probation officer and a community reentry specialist.

Establishing good relationships between participants and probation officers is of paramount importance for successful outcomes. The reentry officer remains engaged with the participant until he/she successfully completes the reentry program and continues to perform well under community supervision. Successful completion may be rewarded with reduced supervision and/or early termination of probation.

A study conducted in 2013-2014 by the Urban Institute, a nonprofit research organization based in Washington, D.C., confirmed that the reentry program is effective in that participants have significantly lower re-arrest rates than a matched comparison group. The Jail Collaborative is committed to continuing to improve this program that not only provides great benefits to participants but also to their families and the community.



Allegheny County Probation Reentry Program Team Members Front Row L-R: Supervisor Sabrina Orlansky, Officers Erin King, Rachel Jones, Marquita Giles, and Amy Thompson. Back Row L-R: Officers Devidid Woods and Ryan Niznick





# Mission

PRETRIAL SERVICES PROVIDES ACCURATE AND TIMELY INFORMATION TO ASSIST THE COURT IN MAKING INFORMED DECISIONS REGARDING BOND, COMPETENCY, AND TREATMENT, SUPERVISES AND MONITORS DEFENDANTS IN A RESPECTFUL MANNER UTILIZING COST-EFFECTIVE MEASURES FOR THE COMMUNITY, PROMOTES COMPLIANCE WITH COURT ORDERS AND COURT APPEARANCES, AND SUPPORTS PUBLIC SAFETY.





## CRIMINAL DIVISION | PRETRIAL SERVICES

Allegheny County Pretrial Services is nationally recognized as a leader in employing technology to more efficiently manage operations. Jurisdictions including Texas, Ohio, New Mexico, and Alaska have consulted with management to better understand practices and procedures regarding Allegheny County's validated pretrial risk assessment, supervision of pretrial defendants, and use of data to enhance decision making.

The Pretrial Bail Unit, located in the Allegheny County Jail, performed 20,052 new investigations in 2017, a 7.6 percent increase over the number of investigations performed in 2016. Interviews are conducted with every person brought into the jail on new charges or bench warrants. The information gathered provides the arraigning authority with the ability to make a more informed pretrial release decision. All investigations are conducted face-to-face using the Pretrial Services' case management system and validated risk-assessment tool.

Implementation and expansion of the Laura and John Arnold Foundation's nationally validated pretrial risk assessment tool, the Public Safety Assessment-Court, continued in Fifth Judicial District magisterial district courts in 2017. This tool, designed to assist judges in making release/detention determinations, is currently employed in 17 district courts. The remaining district courts will be added in 2018.

The Bail Unit advocated for 1,875 bond modifications in 2017 and presented 2,937 bond forfeiture cases in the Court of Common Pleas. The Pretrial Safe Surrender Program allows defendants with active failure to appear bench warrants to turn themselves in to Pretrial Services and to appear the same day in motions court for a bond reinstatement hearing. In 2017, 931 bench warrants for failure to appear were cleared through this program. The Bail Unit reviews the status of defendants in the jail on unpaid bond only and in 2017 advocated for bond modifications on 358 cases after the preliminary hearing when bond was not posted.

Non-monetary conditions of bail, such as report by phone, report in person, and electronic monitoring, are supervised by the Pretrial Bail Supervision Unit. As of December 31, 2017, the Bail Supervision Unit was actively supervising 814 defendants on phone-in supervision, 1,371 through in person reporting supervision, and 78 through pretrial electronic monitoring. These conditional release options promote the pretrial goals of ensuring both appearance and community safety during the pretrial phase.

Allegheny County hosted the National Association of Pretrial Services Agencies' 45th Annual Conference and Training Institute in September 2017 at the Wyndham Grand Hotel in Pittsburgh, Pennsylvania. Pretrial Services' Director Janice Radovick-Dean, Deputy Director Chris Shanley, and Supervision Officer Deborah Mosley presented at the conference on topics including *Essential Elements of a High Functioning Pretrial Service Program*, *Pretrial Supervision: Measuring What Works*, and *The Fundamentals of Supervising Defendants*. Workshops at the conference provided over 400 participants the opportunity to review the foundations of pretrial, learn about the latest research and the implementation of evidence-based practices, and to become aware of current opportunities available to those working in the field.



Pretrial Services Deputy Director Chris Shanley and Supervision Officer Deborah Mosley gave a presentation on *Measuring What Matters in Pretrial Supervision* at the National Association of Pretrial Services Agencies' 45th Annual Conference and Training Institute in September 2017.

The Court Reminder Notification system continued in 2017 with defendants receiving messages via email, text, or phone calls reminding them of upcoming court events. In 2017, 19,843 reminders were sent for formal arraignment, 8,288 were sent for preliminary hearing, 1,872 were sent for pretrial conference, 4,694 were sent for trial, and 970 were sent for sentencing.

The Behavior Assessment Unit's (BAU) baseline function is to assess for competency, specifically, the ability of a person charged with a crime to understand the nature and purpose of the criminal proceedings. The BAU makes appropriate reports to the court. In 2017, BAU psychiatrists completed 1,270 court-ordered competency evaluations, including 881 new evaluations and 389 rechecks, and recommended 108 involuntary commitments to Torrance State Hospital. BAU social workers also completed 368 social histories associated with these mental health evaluations.

Dr. Christine Martone conducted her final assessment for the BAU on December 4, 2017, concluding her 40-year career with Allegheny County as an evaluating psychiatrist. She retired in December 2017.

Pretrial Services' first-time offender Accelerated Rehabilitative Disposition (ARD) Diversion Unit admitted 1,954 defendants into the ARD program in 2017. The vast majority of these defendants were charged with Driving Under the Influence (1,727), and the remainder (227) were charged with various other non-violent offenses. In 2017, 1,092 ARD violations were submitted to the court, a number which includes both technical violations and violations caused by a new conviction. In a majority of these cases, the defendants were able to complete all program requirements

when revocation from the program was delayed. Working closely with the Allegheny County District Attorney's Office, the disposition of ARD cases has been a smooth and efficient process. Ninety (90) percent of the defendants admitted to ARD successfully complete the program

and have their charges dismissed and expunged. Three hundred eighty-two (382) ARD probation cases were closed early due to successful completion of all court-ordered stipulations. In addition, ARD participants completed 26,278 hours of community service throughout Allegheny County.



The Alcohol Highway Safety Program (AHSP) is responsible for the completion of court-ordered evaluations of DUI offenders and for managing the Department of Transportation mandated DUI education programs. In 2017, the AHSP continued its work of education, intervention, and prevention in the field of DUI through the following:

- ◆ Four thousand two hundred forty (4,240) Court Reporting Network (CRN) evaluations were completed in 2017.
- ◆ To ensure compliance with the Pennsylvania Supreme Court's decision in *Commonwealth v. Taylor*, the AHSP facilitated 207 full drug and alcohol assessments at the Allegheny County Jail prior to sentencing.
- ◆ Four hundred forty-five (445) clients were involved in the Ignition Interlock Program on December 31, 2017. Act 33 took effect in August 2017 requiring first offense DUI offenders who received a license suspension to serve a period of ignition interlock. The staff of the AHSP offered training on the new law to regional DUI program personnel, probation, and court staff. Interlock devices assisted program participants' driving in excess of one million sober miles in and around Allegheny County. Since 2004, not one individual has been charged with DUI while operating a vehicle with an ignition interlock device installed.
- ◆ The AHSP and Allegheny County Adult Probation continue to operate the DUI Alternative to Jail Program for first conviction DUI offenders. This program is intended to reduce recidivism by providing DUI offenders four days of intensive treatment and education. Three hundred twenty-three (323) participants successfully completed the program in 2017.
- ◆ Television and radio public service announcements relating to DUI issues were announced at community events reaching thousands of children across 40 school districts in Allegheny County.





## CIVIL DIVISION

# Mission

TO SERVE CITIZENS THROUGH THE PROMPT, COURTEOUS, AND IMPARTIAL DISPENSATION OF JUSTICE BY ADJUDICATING CASES IN A TIMELY MANNER USING EFFICIENT CASE MANAGEMENT TECHNIQUES, ADHERING TO HIGH STANDARDS, AND BEING RESPONSIBLE STEWARDS OF PUBLIC FUNDS.

THE CIVIL DIVISION PROCESSES GENERAL DOCKET CASES, JURY AND NON-JURY TRIALS, AND INCLUDES THE ARBITRATION DIVISION, THE COMMERCIAL AND COMPLEX LITIGATION CENTER, THE BOARD OF VIEWERS, AND CALENDAR CONTROL.

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L-R: Timothy Patrick O'Reilly, Alan D. Hertzberg, Arnold I. Klein, Robert J. Colville, Christine A. Ward, Michael F. Marmo, Judith L.A. Friedman, John T. McVay, Jr., Michael A. Della Vecchia. **Not Pictured:** Ronald W. Folino, Joseph M. James, Paul F. Luty, Jr., W. Terrence O'Brien

Ten commissioned judges and four senior judges presided over conciliations, arguments, jury, and non-jury trials under the leadership of the Honorable Ronald N. Folino and Christine A. Ward, who served as Administrative Judges of the Civil Division in 2017.

The Civil Division welcomed Judge John T. McVay, Jr. who was transferred from the Family Division to the Civil Division on February 15, 2017.

## CIVIL DIVISION – 2017 DOCKETED CASES

### Tort (*Does not include mass tort.*)

Intentional	43
Malicious Prosecution	7
Motor Vehicle	1,490
Nuisance	5
Premise Liability	331
Product Liability	50
Slander/Libel/Defamation	20
Other	966
Asbestos	61
Tobacco	0
Toxic Tort -DES	1
Toxi Tort – Implant	0
Toxic Waste	0
Dental	9
Legal	14
Medical	226
Other Professional	24

### Contract (*Does not include mass tort.*)

Buyer Plaintiff	525
Debt Collection: Credit Card	1,050
Debt Collection: Other	1,410
Employment Dispute: Discrimination	26
Employment Dispute: Other	41
Other	1,471

### Real Property

Ejectment	286
Eminent Domain/Condemnation	105
Ground Rent	1
Landlord/Tenant Dispute	1,556
Mortgage Foreclosure: Residential	2,104
Mortgage Foreclosure: Commercial	45
Partition of Real Property	20
Quiet Title	288

### Civil Appeals – Administrative

Board of Elections	30
Department of Transportation	888
Zoning Board	26
Statutory Appeals – Other	148

### Miscellaneous

Common Law/Statutory Arbitration	20
Declaratory Judgment	67
Mandamus	11
Non-Domestic Relations	
Restraining Order	0
Quo Warranto	3
Replevin	3

<b>Total</b>	<b>13,371</b>
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The Civil Division continued to execute proven policies and practices while exploring innovative methods for expediting case resolution. The following matters were processed by Civil Division judges in 2017:

- ◆ 540 cases appeared on the General Argument List. This number includes arguments on motions for Summary Judgment and Judgment on the Pleadings; 461 cases were adjudicated; 79 cases were relisted for hearing.

- ◆ 1,209 cases were scheduled for pre-trial conciliation, with the following results:

Settled	484
Transferred to Arbitration	21
Stricken from issue	1
Transferred to Bankruptcy Court	2
Transferred to another division/section	1
Relisted by the Calendar Control Judge	295
Summary Judgment granted	4
Scheduled for jury/non-jury trial	401

After conclusion of pre-trial proceedings, 721 cases were called for trial (306 jury and 415 non-jury), resulting in the following dispositions:

Jury verdicts	77
Non-jury verdicts	284
Settled prior to trial	262
Continued	51
Transferred to Federal Bankruptcy Court	10
Non-suits	6
Other	31

Judge Christine A. Ward continues to adjudicate cases transferred to the Commerce and Complex Litigation Center, established in 2007. Cases that may be assigned to the Center fall into two categories: commerce or complex litigation. The commerce category is subject-matter based and includes shareholder derivative suits, mergers and acquisitions, and intellectual property and trade secrets. The complex litigation category is based on the complexity of the issues, the amount in controversy, and the length of time required for trial. Many cases that meet the commerce category requirement(s) also meet the requirement(s) of the complex litigation category. A total of 30 cases assigned to the Center were settled and/or disposed in 2017.







## CIVIL DIVISION *(continued)*



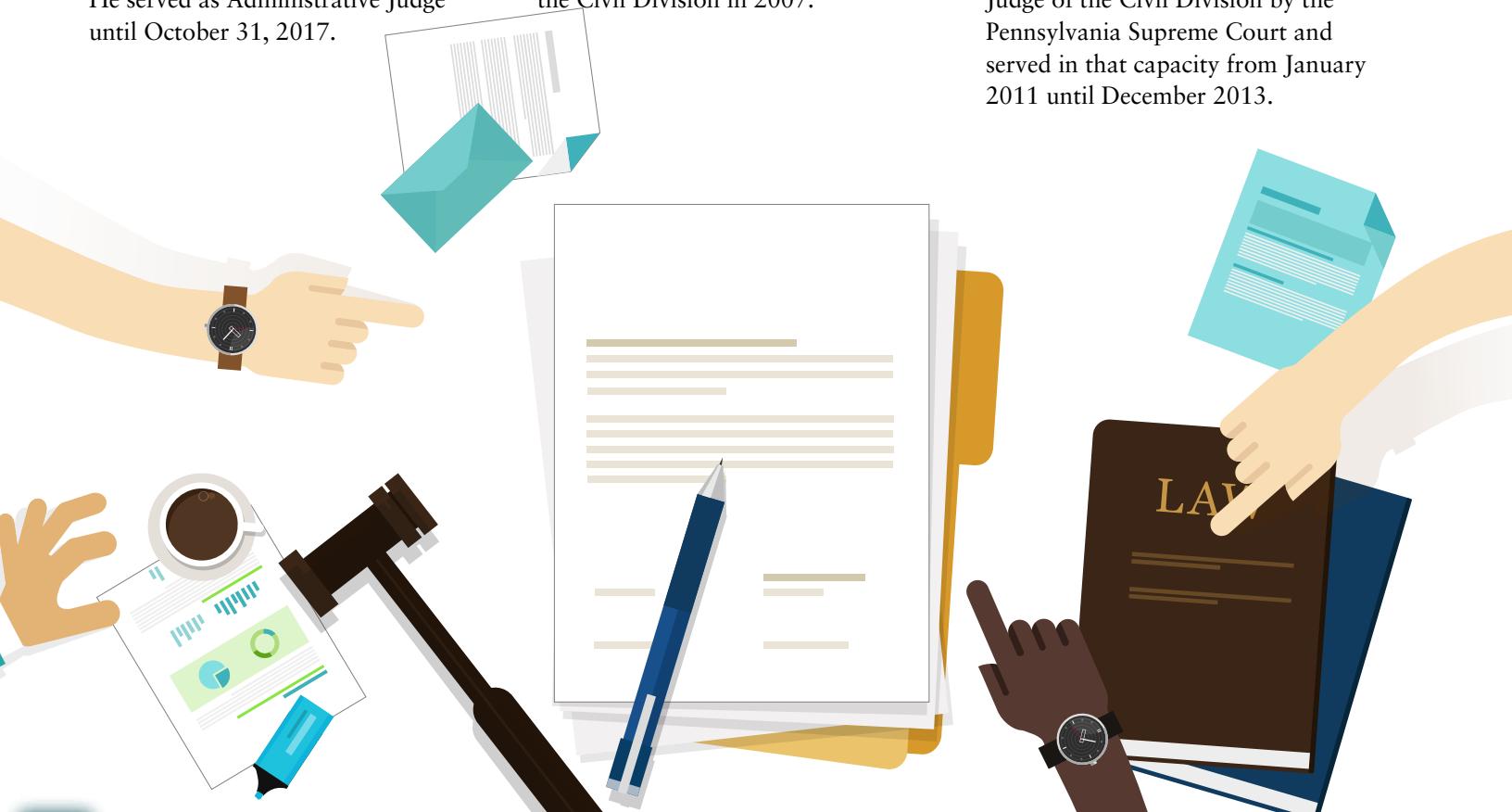
JUDGE RONALD N. FOLINO retired on January 31, 2018 following 25 years on the bench. He was first elected judge of the Court of Common Pleas in November 1993, at which time he was assigned to the Family Division. He was retained for two subsequent 10-year terms. In 1998, he was transferred from the Family Division to the Civil Division and was appointed by the Pennsylvania Supreme Court to serve as Administrative Judge of the Civil Division, effective January 2014. He served as Administrative Judge until October 31, 2017.



JUDGE CHRISTINE A. WARD was appointed Administrative Judge of the Civil Division by the Pennsylvania Supreme Court, effective November 1, 2017. Her judicial career began in 2003 with a gubernatorial appointment by then Governor Edward Rendell and confirmation by the Pennsylvania Senate. She won election to the bench that same year and was retained for a subsequent 10-year term in 2013. Initially assigned to the Family Division, Judge Ward transferred to the Civil Division in 2007.

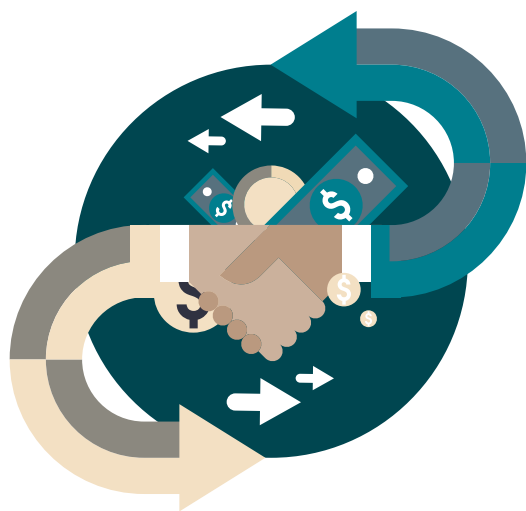


JUDGE W. TERRENCE O'BRIEN'S application for senior judge status was approved by the Pennsylvania Supreme Court, effective September 16, 2017. His judicial career began in 1987 when he was elected for a 10-year term on the Court of Common Pleas. He won two subsequent bids in 1997 and 2007. Originally assigned to the Family Division in 1987, he was later reassigned to the Criminal Division in 1988 and the Civil Division in 2002. He was appointed Administrative Judge of the Civil Division by the Pennsylvania Supreme Court and served in that capacity from January 2011 until December 2013.









## ARBITRATION

The goals of the Compulsory Arbitration section of the Civil Division include increasing public access to the court, lowering court costs, and effectively utilizing judicial resources. These goals are achieved by enlisting panels of arbitrators, comprised of three court-approved attorneys per panel, to adjudicate cases not in excess of the \$35,000 jurisdictional limit. Arbitration rules provide for concise pleadings, limitations on discovery requests, and relaxed rules of evidence, which facilitate fair and prompt resolution of claims within a short time after filing suit.

Of the 7,208 new cases filed in 2017, 5,645 represent contract, personal injury, credit collection, lemon law and/or medical malpractice cases, and 1,563 represent landlord-tenant actions. In addition, 127 cases were transferred from the Civil Division general docket to Arbitration. In 2017, 456 arbitration boards heard 1,566 cases with an average arbitrators' cost per case of \$92. The appeal rate associated with arbitration awards in 2017 was 37 percent.

ARBITRATION CASES	2015	2016	2017
Pending on January 1 <i>(includes cases filed in previous years)</i>	1,581	1,992	2,033
New Cases	7,771	6,997	7,208
Transferred from Civil Division	157	123	127
<b>Total</b>	<b>9,509</b>	<b>9,112</b>	<b>9,368</b>
Awards by Boards	1,701	1,653	1,566
Settlements, Non-Pros., etc.	4,915	4,638	4,706
Trial List Cases Disposed by Judge	901	788	793
<b>Total</b>	<b>7,517</b>	<b>7,079</b>	<b>7,065</b>
Appeals Filed	560	607	577
Rate of Appeal	33%	37%	37%

ARBITRATION BOARDS	2015	2016	2017
Number of Arbitration Boards Summoned	470	489	456
Number of Arbitrators Summoned	1,410	1,467	1,368
Arbitrator's Fee Per Day	\$150	\$150	\$150
Total Arbitrators' Fees	\$211,500	\$220,050	\$205,200
Less Non-Recoverable Appeals Fees	\$62,675	\$65,940	\$61,120
<b>Total Costs</b>	<b>\$148,825</b>	<b>\$154,110</b>	<b>\$144,080</b>
Average Cost per Case	\$87.49	\$93.23	\$92 *

*\* Average Cost per case = Net cost/# awards = \$144,080/1,566 = \$92*



# BOARD OF VIEWERS

The Board of Viewers adjudicated 3,124 real estate tax assessment appeals in 2017 for residential and commercial properties located in Allegheny County. This caseload arises out of appeals taken from the dispositions of the Allegheny County Board of Property Assessment Appeals and Review. The majority of cases involve residential properties, and in most instances, property owners appeared before the Board *pro se* (without counsel).

Through conciliations between the property owners and the participating taxing bodies, overseen and supervised by Special and Lay Masters, a fair review of relevant evidence including comparable sales, neighborhood-wide assessed values, and individual characteristics of the properties are considered. The majority of cases are ultimately resolved through conciliation, but when necessary, full hearings are conducted before Masters

in which lay and expert testimony, along with documentary evidence, is offered. The Board of Viewers is a court of record, and the Rules of Evidence are observed during hearings.

In each case that proceeds to a hearing, a Masters' report is written summarizing the evidence presented, and based on the credible evidence, the Masters make a recommendation to the court for values the property had in the years under appeal. The rate of exceptions in 2017 to Masters' reports continued to be very low.

The Board of Viewers is also tasked with being the first level of hearing in Eminent Domain matters. In 2017, 14 matters were addressed including cases involving municipal projects for repairs and/or improvements, the creation of the Southern Beltway in southern Allegheny County, and the widening of the Pennsylvania Turnpike.

BOARD OF VIEWERS	
Eminent Domain	14
<i>(New Petitions/Views/Hearings involving water and sewer line cases, partial and total takings, and private roads, scheduled readings, and exception reports)</i>	
Tax Appeals	3,124
<i>(Conciliations/Stipulated Resolutions/Hearings/Masters Reports involving residential and commercial real estate tax assessments appealed from the Board of Property Assessment Appeals and Reviews decisions)</i>	
Total	3,138





## FAMILY DIVISION

# Mission

THE MISSION OF THE FAMILY DIVISION IS TO RESOLVE FAMILY LEGAL ISSUES IN A USER-FRIENDLY FORUM WHICH MAXIMIZES ACCESS TO THE COURT AND BEST ADDRESSES THE IMPORTANT AND UNIQUE NEEDS OF CHILDREN AND FAMILIES.



L-R: Cathleen Bubash, Mark V. Tranquilli, Kathryn M. Hens-Greco, Kim Berkeley Clark, Hugh F. McGough, Kim D. Eaton, Paul E. Cozza, Susan Evashavik DiLucente, Jennifer S. McCrady. **Not Pictured:** Gerard M. Bigley, Eleanor L. Bush, Guido A. DeAngelis, Robert A. Kelly, Lee J. Mazur, Kathleen R. Mulligan, Daniel D. Regan, Jennifer Satler, David L. Spurgeon, Donald R. Walko, Jr., Dwayne D. Woodruff

## FAMILY DIVISION – ADULT SECTION

Under the leadership of Administrative Judge Kim Berkeley Clark, the Family Division's 17 commissioned judges and three senior judges continued to address the large volume of cases and hearings assigned to the Adult Section of the Division in a fair and impartial manner utilizing the one judge/one family assignment system.

The establishment and enforcement of child and spousal support and alimony pendent-lite constitutes a significant percentage of the Adult Section's workload.

The Adult Section played a significant role in contributing to Pennsylvania finishing second among the 56 states and territories in the six federal performance measurements of the Child Support Enforcement Program. By exceeding 80 percent in all five performance benchmarks, the court received the maximum amount possible of performance-based federal funding. Allegheny County is often lauded as the national leader among urban jurisdictions in federal child support performance. In 2017, the court

collected and distributed over \$121 million to families and reduced the aggregate amount of arrears owed by \$1.2 million.

### CHILD SUPPORT ENFORCEMENT

Federal Performance Measures	2017
Support Order	90.26%
Paternity Establishment	110.73%
Current Payment	83.26%
Arrearage Payment	83.43%
Cost Effectiveness	90%

As 2017 drew to a close, the Penn Hills community-based regional office, located at 1200 Frankstown Road, made plans to celebrate the three-year anniversary of its opening in 2014. The Penn Hills Office and South Hills Office, located at 250 Mt. Lebanon Boulevard in Castle Shannon, greatly expand and improve litigant access to the court. Litigants may visit these regional offices to file for child support, modify existing orders, and obtain information about their case(s). The South Hills Office was expanded in 2017 to include southwestern communities in Allegheny County.

The use of technology has enabled the court to conduct inter-office hearings with litigants and/or lawyers in one office while the opposing party is in another physical location. In 2017, the South Hills regional office staff met with 1,285 clients on a “walk-in” basis and processed 138 new complaints for support. The office also processed 189 support modification petitions filed by mail and electronic request. Support payments totaling \$380,431.05 were collected. The Penn Hills office staff met with 1,918 clients on a “walk-in” basis, accepted 155 new complaints for support, and processed 136 modification petitions. Support payments totaling \$286,421.36 were collected.

Litigants may file support complaints and modification petitions via U.S. Mail. In 2017, 37 support complaints or modification petitions were received by mail and processed by the court. Litigants and/or their attorney may also submit support complaints and modification petitions via an electronic process available through the Pennsylvania Child Support website. In 2017, the court processed 734 new support complaints and 147 modification petitions submitted

electronically by litigants and attorneys. In addition, the court processed 1,563 new petitions filed by individuals or attorneys who appeared in person along with 3,833 petitions filed by the Department of Human Services.

The Adult Section continued to improve the Client Services Center, a merger of the Support Screening Department and the Self-Help Center, initiated in 2016. Center staff is available to answer questions, file modification petitions, and provide information to litigants on matters concerning support, custody, protection from abuse, divorce, and dependency. During 2017, the Client Services Center assisted 7,231 self-represented litigants and 1,306 attorneys on a “walk-in” basis representing service on over 12,000 cases. In addition, the Adult Section continued its practice of remaining open during non-traditional evening hours allowing employed parents to address support issues. Three hundred nine (309) individuals were served during Wednesday evening “Night Court” hours, representing 478 cases, and 29 new Intake cases were filed and processed in Night Court.

The Adult Section continued to offer a pro-se motions/legal assistance clinic program in conjunction with the Client Services Center. Income eligible participants may obtain assistance in the preparation of motions and pleadings. This assistance is provided by law students from the University of Pittsburgh and Duquesne University Law Schools, who are supervised by professors of the respective law schools, and is augmented by *pro bono* attorneys through the Allegheny County Bar Association. The legal assistance clinic provided services to 992 litigants in 2017.

# Mission

THE FAMILY ADULT SECTION'S MISSION IS TO PROVIDE THE MOST EFFICIENT AND COST-EFFECTIVE PROCESSES FOR THE ESTABLISHMENT, MODIFICATION, AND ENFORCEMENT OF SUPPORT OBLIGATIONS; TO PROVIDE ACCURATE, TIMELY, AND EFFICIENT PROCESSES FOR DISTRIBUTING AND ACCOUNTING FOR SUPPORT PAYMENTS; AND TO PROCESS OTHER FAMILY-RELATED CASE MATTERS IN AN EXPEDITIOUS MANNER.

## FAMILY DIVISION – DIVORCE

	2016	2017
<b>Original Filings</b>		
Filed	2,641	2,688
<b>Judicial</b>		
Contested	487	395
<b>Hearing Officer/Master</b>		
Contested	134	134
Uncontested	3	1
<b>Total</b>	<b>137</b>	<b>135</b>
<b>Professional Staff</b>		
Uncontested	1,855	1,954





## FAMILY DIVISION – ADULT SECTION *(continued)*



Family Adult-Intake Department staff. Seated L-R: Intake Supervisor Theresa Wilson, Case Initiation Clerk Kelly Mitchell, and Intake General Clerk Margaret Bauer. Standing L-R: Case Initiation Clerks Courtney Sobolak, Sherry Cordero, Alicia Zeis, and Tamica Belton

The court continued to operate its Phone Power project in 2017 through which delinquent obligors are contacted during evening hours. In 2017, 6,337 telephone calls resulted in the collection of over \$123,491 in additional support monies being paid, and 64 new wage attachments were generated to ensure ongoing regular collection of support directly from employers. Additionally, early intervention calls are made to defendants shortly after their court appearances reminding them to make the first payment towards newly entered support obligations to avoid automated enforcement remedies.

The court's seven full-time hearing officers and two complex support masters conducted 4,055 support hearings in 2017. Hearings at the Family Law Center, the City-County Building, and the Penn Hills and South Hills community-based regional offices can be conducted by audio/visual means with litigants and/or their attorney appearing in any of the four locations. Domestic Relations Officer conferences may also be conducted by telephone with the parties in different locations.

In most instances, support hearings are preceded by support conferences conducted by Domestic Relations Officers in an effort to resolve the amount of support without the need for a hearing. In 2017, the court conducted 26,392 conferences which resulted in a consent order in approximately 83 percent of the cases.

The Family Adult Section's Employment Search Program provides a structured job search environment to assist delinquent obligors in finding and maintaining employment. During 2017, program staff worked with 3,528 individuals, and as of December 31, 2017, 750 individuals in the program had obtained gainful, steady employment.

Family Adult maintains a distinct department to address interjurisdictional support cases which involve intercounty and interstate matters. A total of 6,962 cases were filed in 2017. In addition, over 3,000 conferences and hearings were conducted, 295 initiating petitions were processed, and 285 responding petitions were received and addressed.

Due to frequent revisions to laws, rules, and regulations and the need to stay abreast of new developments, the Adult Section places an important emphasis on training. The Adult Section continues to work collaboratively



**JUDGE KIM D. EATON** was appointed to serve as Administrative Judge of the Family Division by the Pennsylvania Supreme Court, effective January 3, 2018. Her judicial career began when she was elected to a ten-year term on the Court of Common Pleas in 1999. She won retention for a consecutive 10-year term in 2009 and has served her entire court career in the Family Division. In January 2006, she was appointed Supervising Judge of the Adult Section of the Family Division and served in that capacity until February 2009. She is a current member of the Juvenile Court Procedural Rules Committee and the Domestic Relations Procedural Rules Committee pursuant to Pennsylvania Supreme Court appointments.

with the Pennsylvania Child Support Enforcement Training Institute (PACSETI), an outreach service of Penn State University, to provide education to employees at no cost to Allegheny County. In 2017, 206 employees attended 61 classes totaling 341 training hours. The Adult Section's supervisors and managers collaborated with PACSETI instructors to create the curriculum for several classes. In addition, the Section conducted 12 separate in-house trainings.

Family Adult continues to be actively involved with organizations that provide training and support for the federal and state child support program including the National Child Support Enforcement Association, the Eastern Regional Child Support Enforcement Association, and the Domestic Relations Association of Pennsylvania. Section staff serves in leadership roles for these organizations, which enables the court to have input into the development of the program at the state, regional, and national levels.

The Adult Section is also responsible for the processing of divorce and equitable distribution actions. There were 2,688 divorce cases filed in 2017, 47 more filings than in 2016. Divorce cases numbering 2,648 were disposed of with the entry of a divorce decree. The judges of the Adult Section conciliated 674 equitable distribution matters and conducted equitable distribution hearings in 395 cases. Three Masters conducted 135 equitable distribution hearings in 2017.



FAMILY DIVISION – CHILD SUPPORT		2016	2017
<b>Original Filings</b>			
Complaints Added (PACSES)		7,969	7,706
<b>Secondary Filings</b>			
Modifications		9,554	9,394
Contempt Hearings		12,525	13,466
<b>Total</b>		<b>22,079</b>	<b>22,860</b>
<b>Judicial</b>			
Support Contempt Hearings		647	629
Exceptions		168	172
<b>Total</b>		<b>815</b>	<b>801</b>
<b>Hearing Officer</b>			
Hearing Officer Hearings		4,130	3,794
Hearing Master Complex Support		222	261
<b>Total</b>		<b>4,352</b>	<b>4,055</b>
<b>Professional Staff</b>			
Screenings		16,802	16,100
Conciliations		13,146	12,926
Contempt Hearings		12,525	13,466
<b>Total</b>		<b>42,473</b>	<b>42,492</b>





## EVIDENCE-BASED PRACTICE IN JUVENILE PROBATION

### Risk/Needs Assessment

Allegheny County probation officers assess juveniles using the Youth Level of Service Risk/Needs Assessment (YLS) prior to filing a delinquency petition with the court. The YLS instrument, employed to examine eight criminogenic factors that are related to delinquent behavior, helps to determine a juvenile's risk to reoffend and assists in developing a supervision plan.

### Standardized Program Evaluation Protocol (SPEP™)

Allegheny County Juvenile Probation is one of 12 probation departments in Pennsylvania engaged in SPEP™ activities which seek to improve programming for juveniles, thereby reducing their risk to reoffend. This protocol analyzes specific provider services or interventions, reviewing the type, quality, and amount of service provided and the risk level of youth. The tool produces an overall score measuring the likelihood that the intervention will reduce a juvenile's risk to reoffend, and individualized performance improvement plans are developed. Allegheny County has three Level 1 SPEP specialists and five staff earning this certification, more than any county in the state. Through 2017, Allegheny County applied the SPEP process to 62 interventions at 12 residential and community-based provider locations for a total of 86 SPEPs.

### Detention Risk Assessment

Allegheny County Juvenile Probation is one of approximately 30 jurisdictions in Pennsylvania to fully implement the Pennsylvania Detention Risk Assessment Instrument (PaDRAI). This validated static risk instrument helps probation officers decide which juveniles should be securely detained and which should be released to an alternative to secure detention pending a formal hearing based on their risk to reoffend and their likelihood to appear for court. The tool accurately predicts these risk factors at a rate of over 90 percent.

### Graduated Responses

Juvenile Probation has developed an array of graduated rewards and sanctions to help move juveniles toward law abiding, productive citizenship. Research indicates that the reward/sanction ratio of 4:1 can be an effective tool in positively shaping a juvenile's behavior.

### Motivational Interviewing

A collaborative conversation style for strengthening motivation and commitment to change, originally developed for the addictions field, has been adopted for use by probation officers to facilitate behavior changes in juveniles.

### Aggression Replacement Training

Aggression Replacement Training® (ART®) is a cognitive behavioral intervention that improves social skills, moral reasoning, and anger management while reducing aggressive behavior. Juvenile Probation's six Community Intensive Supervision Program (CISP) Centers facilitate Aggression Replacement Training (ART®) groups for moderate- and high-risk youth, and several community providers deliver ART® on Saturday mornings at the Family Law Center in downtown Pittsburgh.

## Mission

THE JUVENILE PROBATION DEPARTMENT'S MISSION IS TO ACHIEVE THE GOALS OF BALANCED AND RESTORATIVE JUSTICE -- TO PROTECT THE COMMUNITY, TO HOLD JUVENILES ACCOUNTABLE, TO RESTORE VICTIMS AND COMMUNITIES, AND TO HELP JUVENILES DEVELOP COMPETENCY SKILLS THAT LEAD TO LAW ABIDING AND PRODUCTIVE CITIZENSHIP.

## JUVENILE PROBATION ACTIVITIES

### School-Justice Partnership

As a result of a technical assistance grant received in 2017, the School Justice Partnership (SJP) team, headed by Judge Dwayne D. Woodruff, obtained technical assistance from the National Council of Juvenile and Family Court Judges to support its goal to partner with a local school district. The grant also funded attendance at the School Justice Partnership Institute in California in May 2017 and a site visit to a fully implemented SJP program in Philadelphia in June 2017. Collaboration with system partners from education, law enforcement, and behavioral health continues as it nears the completion of its first Memorandum of Understanding between the Woodland Hills School District and law enforcement. Core principals of the initiative include pre-arrest diversion and behavioral health support.

### Crossover Youth Practice Model

The Crossover Youth Practice Model (CYPM) is an essential element in the interaction between Children, Youth and Families (CYF) caseworkers and juvenile probation officers in their work with youth involved in both the child welfare and juvenile justice systems. This interaction is guided by the CYPM protocol and is reinforced by regular case reviews and joint supervisor cabinet meetings. Joint training on the protocol for newly hired staff, as well as booster training for current staff, occurs on a regular basis. The CYPM leadership team, which welcomed a CYF Coordinator for the CYPM in late 2016, assesses the progress of the practice model through monthly status conferences and review of weekly data on numbers of youth crossing over to either system. The current focus of the CYPM leadership team is to improve integration of child welfare and juvenile probation data, which impacts both the ability to measure outcomes and to inform policy.

Allegheny County's CYPM was recognized as the Court Operated Program of the Year at the Juvenile Court Judges' Commission conference held in November 2017 in Harrisburg, Pennsylvania. Also recognized at the conference were Stephen Bechtold, Juvenile Probation Officer of the Year, Keonte Campbell, Juvenile Probation Supervisor of the Year, and Jamie Mariana, Juvenile Court Support Service Awardee.

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Keonte Campbell, Allegheny County Juvenile Probation Supervisor of the Year, and Jamie Mariana, recipient of the Pennsylvania Juvenile Court Support Service Award, were recognized at the Juvenile Court Judges' Commission Conference in November 2017.



Following 40 years of service with the Fifth Judicial District of Pennsylvania, Stephen Bechtold was awarded Juvenile Probation Officer of the Year at the Juvenile Court Judges' Commission Conference in November 2017.





# FAMILY DIVISION – JUVENILE SECTION *(continued)*

## Second Chance Act Grant

Allegheny County Juvenile Probation was one of four counties in Pennsylvania selected to receive a two-year grant from the Pennsylvania Commission on Crime and Delinquency, which is funding strategies to reduce recidivism by 50 percent for the highest risk juveniles. Juvenile Probation hired two full-time Reintegration Specialists to work with youth released from residential delinquency placements and committed to the Community Intensive Supervision Program (CISP) for aftercare. The specialists assist youth in acquiring career and technical training and full-time employment upon their return to the community. To date, 114 youth have been served, all of whom have received employment services, 82 percent of whom have returned to school, 79 percent of whom received academic services, and 39 percent of whom were employed at some point during the program.

## Victim Restitution

Pennsylvania's Balanced and Restorative Justice (BARJ) mission requires that juveniles be held accountable for crimes committed and that they fulfill court-ordered restitution obligations to victims before supervision is terminated. Restitution not paid in full when an individual attains the age of 21 is indexed as a judgment with the Department of Court Records. Juvenile Probation oversaw the collection of \$242,689 in restitution, fees, and costs in 2017. Of this total, \$149,207 was repaid to victims for losses incurred, \$17,343 was paid to the Victim Compensation Fund, and \$12,224 was directed to the stipend fund for victim restitution. The remaining \$63,915 includes court fees and costs incurred by juvenile offenders.

Of the 1,229 cases closed during 2017, 91 percent successfully completed supervision without a new adjudication, 81 percent paid restitution in full, and 93 percent completed community service obligations in full.

## FAMILY DIVISION – PROBATION

Allegations	2017
New Allegations <sup>1</sup>	1,356
Reopened Cases <sup>2</sup>	450
Additional Allegation Filed with New or Reopened <sup>3</sup>	71
New Allegation on Active Juvenile <sup>4</sup>	1,190
<b>Total</b>	<b>3,067</b>

### Hearings by Judges

Detention Hearings	254
Pre-Hearing Conferences	1,826
Adjudicatory Hearings	961
Dispositional Hearings	615
Dispositional Review Hearings	3,591
Failure to Adjust/Violation of Probation Hearings/Reviews	567
Other Hearings (Certification, Competency, Expungement, Intercounty Adjudicatory, Motions, and Status Conferences)	239
Warrants	1,044
<b>Total</b>	<b>9,097</b>

### Hearings by Hearing Officers

Detention Hearings	1,322
Pre-Hearing Conferences	366
Dispositional Review Hearings	644
Other Hearings (Intercounty Adjudicatory and Status Conferences)	69
<b>Total</b>	<b>2,401</b>

### Juvenile Probation Officers <sup>5</sup>

Hearings	10,454
Warrants	1,044
Individualized Service Plan Meetings	518
Intakes – Allegations Received	3,067
Petitions Filed	1,526
Case Contacts	62,420
<b>Total</b>	<b>79,029</b>

- 1 New allegations represent the first allegation ever received on an individual juvenile.
- 2 After a juvenile's case is closed, it is reopened when a new allegation is received.
- 3 When multiple allegations for a new or reopened case are filed simultaneously, only one allegation is counted as "new" or "reopened." Additional allegations are reported separately under this category.
- 4 Allegations filed against juveniles currently under supervision.
- 5 Juvenile Probation Officers do not conduct hearings, but have regular contact with juveniles under supervision.



## CASE CLOSING INFORMATION 2017

Supervision Status at Case Closing			Number of Cases Closed	Average Length of Supervision	
All			1,229	12 months	
Adjudicated Delinquent (e.g., Probation or Placement)			411	26 months	
Consent Decree <sup>1</sup>			292	8 months	
Informal Adjustment <sup>2</sup>			511	4 months	
Juvenile Turned 21 and Still Owed Restitution			3	62 months	

Accountability	Number of Youth Ordered	Amount Ordered	Amount Completed / Paid	% of Youth Completed / Paid in Full	% of Youth Completed / Paid 50% or more
Community Service Hours	701	28,039 hours	28,742 hours	93%	95%
Restitution	313	\$225,998	\$124,657	81%	84%
Victim Awareness Curriculum	605		593	98%	99%

Community Protection	Number of Youth	% of Closed Cases
Violation of Probation	119	10%
New Adjudication	114	9%

COMPETENCY  
DEVELOPMENT

**84%**  
of Closed Cases

Attended School,  
Vocational  
Program, or  
GED Training or  
Employed at Time  
of Case Closing

1 Consent Decree. At any time after the filing of a petition and before the entry of an adjudication order, the court may, upon agreement of the attorney for the Commonwealth and the juvenile, suspend the proceedings and continue the juvenile under supervision in the juvenile's home, under terms and conditions negotiated with the juvenile probation office. (See PAJC Rule 370. Consent Decree)

2 Informal Adjustment. At any time prior to the filing of a petition, the juvenile probation officer may informally adjust the allegation(s) if it appears an adjudication would not be in the best interest of the public and the juvenile, and the juvenile and the juvenile's guardian consent to informal adjustment. If the juvenile successfully completes the informal adjustment, the case shall be dismissed. If the juvenile does not successfully complete the informal adjustment, a petition shall be filed. (See PAJC Rule 312. Informal Adjustment)





# FAMILY DIVISION – CHILDREN’S COURT



Renovations to the Children’s Court Safe Families Resource Center were completed in 2017 to provide confidential areas for victims of abuse to confer with advocates and attorneys, complete lethality assessments, and receive referrals for needed services. The Resource Center, located on the third floor of the Family Law Center, includes:

- ◆ A specially designated waiting area for victims and their children including a children’s play area;
- ◆ Safe space for reception and intake for all parties. A separate check-in location for defendants/ respondents, including two waiting and attorney conference areas;
- ◆ Private conference and interview rooms for petitioners filing for protection from abuse (PFA) to meet with domestic violence advocates;
- ◆ A panic button which alerts security personnel; and
- ◆ A television monitor for the waiting room area.

In March 2017, under a three-year Victims of Crime Act (VOCA) collaborative grant, several programs were established utilizing the Resource Center as a central location to provide PFA plaintiffs with additional legal and safety resources, including:

- ◆ The availability of a Neighborhood Legal Services Association (NLSA) attorney to provide case screening, legal advice, and representation;
- ◆ A NLSA social worker to assist NLSA and *pro bono* (free of charge) attorneys with the special needs of PFA plaintiffs, both during and after the PFA process;
- ◆ A Women’s Center and Shelter (WCS) Legal Advocate Specialist to facilitate the referral of PFA plaintiffs to *pro bono* legal representation for final PFA hearings; and
- ◆ The administration of the Maryland Lethality Assessment Program (LAP) screening tool to all victims of intimate partner violence (IPV) seeking to file for PFA relief. This tool was developed to screen IPV victims who are at high risk for lethality and has been utilized by the City of Pittsburgh Police and municipal police departments throughout Allegheny County.

In 2017, the Protection from Abuse (PFA) Department served 4,420 applicants and managed the scheduling and processing of 10,457 preliminary, final, and indirect criminal contempt hearings.

## CHILDREN’S COURT – PROTECTION FROM ABUSE (PFA)

### Temporary PFA Applications

Temporary PFA Orders Granted by Judge	3,559
Petitions Denied	123
Petition not filed after initial application	738

### Final PFA Hearings

New	3,615
Continued	1,131

### Indirect Criminal Contempt Hearings

New	818
Continued	473

In December of 2017, the PFA Department hosted a visit of over 10 social service organizations that serve immigrant and limited English speaking community members. Visitors were provided with information regarding the court’s language access services and the PFA process, and interactive discussion was held regarding the challenges faced by limited English speaking litigants accessing court services.

The Children's Court Family Violence Team, co-chaired by Judge Daniel D. Regan and Hearing Officer Carla Hobson, continued to work closely with the National Council of Juvenile and Family Court Judges (NCJFCJ) and the Center for Court Innovation to refine an implementation blueprint for recommendations/best practices for handling intimate partner and family violence cases. The blueprint includes the following priorities for 2018:

1. *Best use of judicial and PFA staff resources;*
2. *Improve handling of cross-systems involved families/cases;*
3. *Judicial leadership for consistent, competent, trauma-informed policies;*
4. *Increase use of technology to improve information access and sharing, communication, and case management, including SMS texting, web apps;*
5. *Increase effective prevention efforts and intervention for batterers; and*
6. *Engage youth voice/participation.*

Judges Dwayne D. Woodruff, Paul E. Cozza, and Guido A. DeAngelis served as faculty at the National Conference on Juvenile Justice in February 2017 leading a session on the educational needs of cross-systems youth. Judge DeAngelis also served as faculty at the American Bar Association National Conference on Children and the Law in April 2017 which emphasized how advocacy for children and families can improve outcomes for individuals, strengthen practice, and influence system improvements on court procedures to address the needs of cross over youth.

In July 2017, Judge Woodruff and Children's Court Administrator Cynthia K. Stoltz, Esquire served as faculty for the NCJFCJ National Annual Conference in Washington D.C. Their presentation focused on the court's initiatives to engage community leaders in systems change to improve outcomes for children and families.

CHILDREN'S COURT – CUSTODY	
<b>Generations Education Seminar</b>	
Adults	2,103
Children	609
<b>Total</b>	<b>2,712</b>
<b>Custody – Original Filings</b>	
Custody Complaint	1,592
Divorce Complaint with Custody	265
<b>Total</b>	<b>1,857</b>
<b>Custody – Secondary Filings</b>	
Modification	864
Contempt/Enforcement	151
Reinstatement	86
<b>Total</b>	<b>1,101</b>
<b>Custody – Judicial</b>	
Hearings	928
<b>Custody – Hearing Officer</b>	
Partial Custody Hearings	528
<b>Custody – Professional Staff</b>	
Mediations	1,395
Conciliations	1,032
Contempt Conferences	352
<b>Total</b>	<b>2,779</b>

The *Children's Court Roundtable*, guided in part by the Pennsylvania Supreme Court's Roundtable, convened over 100 state and local leaders at Auberle's 412 Youth Zone in Pittsburgh, Pennsylvania for its annual meeting in April 2017, the theme of which was *Building a Community of Healing that Empowers Youth and Reduces Trauma*. Multi-systems teams led by judges and stakeholders met monthly throughout 2017 and implemented best practice measures and court policies aimed at improving dependency and related family violence and child custody systems, as well as outcomes for dual involved (child welfare and juvenile justice) youth. The Children's Roundtable will give focused attention in 2018 and 2019 to the voice of parents – reducing trauma through family engagement, parent voice, and resiliency for families.



Judge Jennifer S. McCrady presented remarks regarding activities of the Older Youth Workgroup at the Children's Court Roundtable in April 2017. Guiding principles of the workgroup are to provide older youth in the foster care system with a sense of safety and opportunities commensurate with their non-placed peers.





## Children’s Court continued to lead collaborative efforts in 2017 to build bridges between court and systems participants including:

### Cross Over Youth Practice Model

This model was developed by Georgetown University’s McCourt School of Public Policy, Center for Juvenile Justice Reform, and is designed to improve outcomes for youth involved in the child welfare and juvenile justice systems. The project completed its second full year of implementation in 2017 and was recognized in November 2017 as the Best Court Operated Program of the year by the PA Juvenile Court Judges Commission.

A Cross Systems Youth Data Dashboard was developed in 2017 to better integrate child welfare and juvenile probation data and track outcomes. Enhancements planned for 2018 include interactive ‘live stream’ data.

### Improving Education Outcomes for Court Involved Youth

The Children’s Court Education Success Team worked with education, law enforcement, behavioral health, and various other agency partners on improving attendance/reducing truancy, education data sharing, enhanced school justice partnership efforts, and shared education accountability protocols. Highlights from 2017 include:

- ◆ The Focus on Attendance partnership continued to address underlying causes for school attendance problems by connecting families to community resources;
- ◆ Outreach efforts including education-related focus groups with parents, Pittsburgh Public Schools, and juvenile court systems stakeholders;
- ◆ Creation of a navigation tool outlining specific pathways to targeted resources for stakeholders to support the educational needs of court involved youth;

- ◆ A continuing legal education seminar, *Educational Success for Youth Involved in the Delinquency System: The Role of the Lawyer*, featuring experts on special education and school discipline; and
- ◆ Development of a truancy diversion protocol where truancy citations filed with magisterial district judges are diverted to Family Division judges when they involve youth with active dependency cases.

### School Justice Partnership (SJP)

The SJP is a multidisciplinary effort involving the courts, law-enforcement, education, and mental health providers, initiated to implement a pre-arrest diversion program in partnership with the Woodland Hills School District. This program addresses low level offenses under a behavioral health/restorative practice framework in which students charged with such offenses are diverted from the juvenile justice system and referred to appropriate restorative practices and/or behavioral health support. Additional school districts will be added in the future.

## Mission

CHILDREN’S COURT PROVIDES A FORUM FOR FAIR, PROMPT, AND COORDINATED RESOLUTION OF LEGAL MATTERS AFFECTING CHILDREN AND FAMILIES; AND STRIVES TO PROMOTE THE BEST INTERESTS OF CHILDREN INCLUDING EACH CHILD’S RIGHT TO A SAFE, PERMANENT, AND LOVING HOME, AND TO STRENGTHEN AND PRESERVE FAMILIES.

The Children's Court prioritized trauma informed work in 2017, including exploration of design models to improve the court experience. Judge Jennifer S. McCrady provided judicial leadership and vision for the Children's Court Roundtable's partnership with the Department of Human Services (DHS) and Carnegie Mellon's Human Centered Design Master Class to develop recommendations for improvements to court practices and the courthouse environment.

For the past nine years, the Children's Court, in collaboration with Allegheny County DHS, has provided a Children's Court Office of Human Services. The purpose of this office is to coordinate with judges, hearing officers, domestic relations officers, and other court affiliated personnel in identifying appropriate resources and referrals for parties involved in child custody cases, domestic violence cases involving children, and pre/post-dependency cases where there is no formal DHS involvement. Located at the Family Law Center, the office is staffed by a Human Services Resource Specialist. In 2017, the Children's Court Office of Human Services consulted on 328 child custody cases, referring individuals and families to over 259 service providers, an increase of six percent from 2016. Seventy-eight (78) percent of the referrals in 2017 were for services including co-parenting/parental conflict, family counseling, supervised visitation, reunification/reconciliation counseling, and battering intervention programs. The remaining 22 percent of referrals were for services including employment, housing, healthcare, mental health support, childcare, anger management, and parenting education.

<b>CHILDREN'S COURT – CHILD PROTECTION AND PERMANENCY</b>		
<b>Dependency Orders</b>	<b>2016</b>	<b>2017</b>
Adjudication	1,082	1,244
Aggravated Circumstances	93	166
Bypass	26	30
Emergency Protective Custody	1,340	1,432
Permanency Review	6,200	6,624
Resumption of Jurisdiction	15	14
Shelter Care	1,327	1,368
Termination of Court Supervision	906	952
<b>Total</b>	<b>10,989</b>	<b>11,830</b>
<b>Secondary Filings</b>		
Termination of Parental Rights Petitions	248	212
Adoption Petitions	181	206
<b>Total</b>	<b>429</b>	<b>418</b>
<b>Hearing Officer</b>		
Recommendations Issued	6,067	5,711
<b>Professional Staff</b>		
Bypass Processing	26	30
Emergency Protective Custody Processing	1,340	1,432
Permanent Legal Custody Modification Processing	52	59
Private/Police Petition Processing	190	275
<b>Total</b>	<b>1,608</b>	<b>1,796</b>

The Child Custody Department addresses custody disputes with the goal of providing a resolution which reflects the best interest of children by encouraging families to work together and to take responsibility for their parenting decisions. Litigants are required to participate in the Generations program, a two-step alternative dispute resolution process. Step one of the program is an education seminar for adults and children, and step two is a mediation session for parents only. In 2017, 2,103 adults and 609 children participated in the Generations program, and 1,395 mediations were conducted. One hundred forty (140) parenting agreements were converted

into final custody orders following mediation. Parties who are unable to resolve custody matters through the Generations program are scheduled to appear before Domestic Relations Officers who held 1,032 conciliations and 352 contempt conferences in 2017. Professional staff also processed 74 walk-in custody consent orders.

Judge David L. Spurgeon was nominated by Governor Tom Wolf and confirmed by the Pennsylvania Senate in June 2016 to serve as a judicial officer of the Fifth Judicial District. He was elected in November 2017 to a 10-year term and continues to serve in the Family Division.





## SUMMARY APPEALS

### THE SUMMARY APPEALS BRANCH OF THE FIFTH JUDICIAL DISTRICT HAS A DIVERSE DOCKET.

The appeals arise from summary criminal convictions as well as civil statutory appeals. The majority of appeals involve violations of the Pennsylvania Motor Vehicle Code. Appeals also include cases of disorderly conduct, defiant trespass, obstructing traffic, harassment, retail theft, public drunkenness, and underage drinking. Appeals involving the Pittsburgh Parking Authority, dog licensing provisions, and truancy are also heard by the Summary Appeals branch.

Civil statutory appeals include appeals from decisions by local and state administrative agencies and PennDOT driver license suspensions. Other appeals include, but are not limited to, legal issues arising from decisions by government agencies such as civil service, land use, zoning, the liquor control board, school boards, and the health department.

The Summary Appeals branch is also responsible for the disposition of any ancillary matters related to the appeal.

#### SUMMARY APPEALS – CASE DISPOSITIONS

Case Type	New Cases Filed	Cases Disposed
Criminal Summary Appeals	2,553	2,653
Motor Vehicle Code Suspensions	914	965
Pittsburgh Parking Authority	6	7
In Forma Pauperis	978	978
Nunc Pro Tunc Appeals	560	560
<b>Total</b>	<b>5,011</b>	<b>5,163</b>







## MAGISTERIAL DISTRICT COURTS

# Mission

TO PROVIDE A FORUM FOR FAIR AND EQUAL ACCESS  
TO JUDICIAL SERVICES THAT PROMOTES THE  
EXPEDITIOUS RESOLUTION OF PUBLIC AND PRIVATE  
DISPUTES THROUGH COMMUNITY-BASED LOCATIONS  
THROUGHOUT ALLEGHENY COUNTY.

## MAGISTERIAL DISTRICT COURT JUDGES



HON. RONALD A. ARNONI  
05-2-20



HON. DAVID J. BARTON  
05-2-17



HON. CAROLYN S. BENDEL  
05-2-05



HON. DANIEL E. BUTLER  
05-2-35



HON. THOMAS P. CAULFIELD  
05-2-08



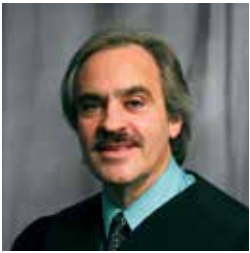
HON. ANTHONY M. CIOFFE  
05-3-10



HON. MARY ANN CERCONE  
05-3-06



HON. KEVIN E. COOPER, JR.  
05-3-12



HON. RON N. COSTA, SR.  
05-2-31



HON. ANTHONY L. DELUCA  
05-2-06



HON. ROBERT P. DZVONICK  
05-2-03



HON. ROXANNE S. EICHLER  
05-2-11



HON. ROBERT L. FORD  
05-3-02



HON. JAMES J. HANLEY, JR.  
05-2-36



HON. JEFFREY L. HERBST  
05-2-07



HON. KIM M. HOOTS  
05-2-10



HON. RALPH KAISER  
05-2-18



HON. ARMAND A. MARTIN  
05-3-09



HON. BETH SCAGLINE MILLS  
05-2-26



HON. RICHARD G. OPIELA  
05-2-02



HON. EUGENE N. RICCIARDI  
05-2-27



HON. RICHARD G. KING  
05-3-14



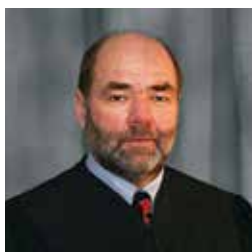
HON. RANDY C. MARTINI  
05-3-13



HON. JAMES A. MOTZNIK  
05-2-38



HON. OSCAR J. PETITE, JR.  
05-2-28



HON. DERWIN D. RUSHING  
05-2-40



HON. ELISSA M. LANG  
05-2-04



HON. MAUREEN MCGRAW-DESMET  
05-2-21



HON. MARY P. MURRAY  
05-2-25



HON. ROBERT P. RAVENSTAHL, JR.  
05-2-42



HON. ANTHONY W. SAVEIKIS  
05-3-17



HON. BLAISE P. LAROTONDA  
05-2-19



HON. THOMAS G. MILLER, JR.  
05-3-05



HON. RICHARD D. OLASZ, JR.  
05-2-14



HON. EUGENE F. RIAZZI, JR.  
05-2-13



HON. SCOTT H. SCHRICKER  
05-2-47





# MAGISTERIAL DISTRICT COURTS *(continued)*



HON. TARA L. SMITH  
05-2-01



HON. DAVID J. SOSOVICKA  
05-3-03



HON. CRAIG C. STEPHENS  
05-2-22



HON. TOM SWAN  
05-3-04



HON. CARLA M. SWEARINGEN  
05-2-43



HON. THOMAS R. TORKOWSKY  
05-2-15



HON. WILLIAM K. WAGNER  
05-2-12



HON. LINDA I. ZUCCO  
05-2-32

## SENIOR JUDGES



HON. ROBERT BARNER  
Senior Judge



HON. JOHN N. BOVA  
Senior Judge



HON. PAT A. CAPOLUPO  
Senior Judge



HON. NATHAN FIRESTONE  
Senior Judge



HON. LEONARD J. HRMYAK  
Senior Judge



HON. DENNIS R. JOYCE  
Senior Judge



HON. EDWARD A. TIBBS  
Senior Judge



HON. REGIS C. WELSH, JR.  
Senior Judge



HON. EUGENE ZIELMANSKI  
Senior Judge



HON. GARY M. ZYRA  
Senior Judge

NOT PICTURED

HON.  
THOMAS S. BRLETIC  
Senior Judge

The 46 magisterial district courts within the Fifth Judicial District provide a forum for fair and equal access to judicial services and allow for the expeditious resolution of public and private disputes. The magisterial district courts experienced an increase of approximately 20,000 cases in 2017 and processed 256,298 cases including Civil, Criminal, Landlord/Tenant, Miscellaneous Dockets, Non-Traffic, and Traffic matters. Twenty-two (22) municipalities and the Pennsylvania State Police filed 31,609 traffic citations electronically which led to more efficient case processing.

The magisterial district courts collected \$21,642,837 in case fines, fees, and costs in 2017. The distribution of these sums, required by state law, included the County of Allegheny \$3,539,653; the Commonwealth of Pennsylvania \$10,985,778; municipalities/townships/boroughs/other cities in Allegheny County \$2,979,445; and Allegheny County School Districts \$57,882. A total of 34,997 users paid their court fines and costs through the Administrative Office of Pennsylvania Courts' PAePay payment applications which resulted in the collection of \$4,445,519. The PAePay Bail application was utilized for 140 bail payments. The total amount of monetary bail collected on criminal case filings (excluding Pittsburgh Municipal Court) was \$471,700.

The magisterial district courts implemented an Electronic Records Maintenance System (ERMS) in 2017 through the Magisterial District Judge System (MDJS). This system allows district courts to scan criminal court records for retention and electronic transmission to the Department of Court Records and streamlines the processing of criminal cases. The Administrative Office of Pennsylvania Courts assisted with employee training and implementation of the ERMS.

The Fifth Judicial District works in concert with the Allegheny County Department of Human Services on several initiatives including the *Focus on Attendance Program*, designed to combat truancy, and the *Batterer's Intervention Program (BIP)*, a program for referred domestic violence defendants, which is closely monitored by the Allegheny County Department of Human Services. In 2017, 656 people were active in the BIP programs throughout Allegheny County, 504 of whom were enrolled in 2017 and 152 of whom were enrolled in 2016 and completed the program in 2017.

Training in 2017 included a session on Bail/Pretrial Risk Assessments for district judges, a district court wide training for secretaries regarding ERMS, and advanced MDJS training for district court clerks and secretaries.

### THE FIFTH JUDICIAL DISTRICT WOULD LIKE TO RECOGNIZE THE FOLLOWING EMPLOYEES WHO RETIRED IN 2017 FOR THEIR YEARS OF DEDICATED SERVICE:

<b>Robin Shook</b>	
Court Administration	31 years
<b>Cynthia Gerek</b>	
District Court 05-2-15	42 years
<b>Karen Bearley</b>	
District Court 05-2-19	24 years
<b>Mariann Ignatius</b>	
District Court 05-2-12	19 years

The Supreme Court of Pennsylvania designated Senior District Judge Nathan N. Firestone as Chair of the Minor Judiciary Education Board, effective April 28, 2017, and District Judge Richard G. King as a member of the board, effective May 10, 2017. The Board is charged with providing legal education to Pennsylvania's minor judiciary. District Judge Blaise P. Larotonda was appointed a member of the Criminal Procedural Rules Committee by the Pennsylvania Supreme Court in July 2017.

The Special Court Judges Association of Pennsylvania (SCJAP) appointed District Judge Thomas G. Miller, Jr. as Chairperson of the SCJAP Ethics and Professional Committee and awarded District Judge David J. Barton the John Jeffers Award for outstanding service and participation.

### IN MEMORIAM

THE HONORABLE JAMES J. HANLEY, SR.

March 22, 1927 – August 15, 2017

Judge Hanley was elected Magisterial District Judge of District Court 05-2-36 (City of Pittsburgh Wards 15 and 31-Hazelwood, Hays, Lincoln Place, and Greenfield) in 1970 and served until 1993.





## MAGISTERIAL DISTRICT COURTS *(continued)*



The Honorable Mary P. Murray (front row center) is surrounded by her colleagues following her oath of office to the Pennsylvania Superior Court on January 11, 2018.

*Photo: Justin Scott*

District Judge Mary P. Murray was elected to the Pennsylvania Superior Court in 2017 for a 10-year term beginning January 2018. Judge Murray served as a District Judge for District Court 05-2-25 (Coraopolis Borough, Crescent Township, Moon Township, and Neville Township) for 14 years.



Newly-elected Magisterial District Judges were sworn in on December 15, 2017 at a ceremony attended by President Judge Jeffrey A. Manning, who officiated, and Pennsylvania Supreme Court Justice David N. Wecht, who administered the oath of office. **Pictured L-R:** Daniel J. Konieczka, Jr., Bruce J. Boni, Mikhail N. Pappas, Pennsylvania Supreme Court Justice David N. Wecht, Michael William Thatcher, and Daniel E. Butler  
**Not Pictured:** Jack Kobistek

Six newly-elected Magisterial District Judges celebrated their oath of office in December 2017 and will take the bench in January 2018 to begin their six year term(s).

- ◆ **Bruce J. Boni**  
Court 05-3-06 (McKees Rocks Borough and Stowe Township)
- ◆ **Daniel E. Butler**  
Court 05-2-35 (City of Pittsburgh Ward 7-Shadyside, City of Pittsburgh Ward 14-Squirrel Hill, Swisshelm Park, and Point Breeze)
- ◆ **Jack Kobistek**  
Court 05-2-23 (Carnegie Borough, Crafton Borough, Ingram Borough, Pennsbury Village Borough, Rosslyn Farms Borough, and Thornburg Borough)
- ◆ **Daniel J. Konieczka, Jr.**  
Court 05-2-03 (Etna Borough, Millvale Borough, Reserve Township, and Shaler Township)
- ◆ **Mikhail N. Pappas**  
Court 05-2-31 (City of Pittsburgh Ward 8-Bloomfield, City of Pittsburgh Wards 10 & 11-Morningside, Stanton Heights, Garfield, and Highland Park)
- ◆ **Michael William Thatcher**  
Court 05-2-16 (Jefferson Hills Borough, Pleasant Hills Borough, and South Park Township)

## FILINGS BY MAGISTERIAL DISTRICT COURT

	Civil	Criminal	Landlord-Tenant	Miscellaneous	Non-Traffic	Traffic	Total
05-0-03	1	12,002	0	250	10,137	36,260	58,650
05-0-04	0	1	0	4,107	0	0	4,108
05-2-01	297	635	332	45	1,985	5,743	8,037
05-2-02	387	716	208	52	787	3,031	5,181
05-2-03	472	599	202	40	860	2,474	4,647
05-2-04	352	429	155	38	715	4,070	5,759
05-2-05	455	551	288	31	808	3,275	5,408
05-2-06	732	849	684	86	1,257	2,257	5,865
05-2-07	532	811	499	113	722	2,543	5,220
05-2-08	304	428	310	50	960	4,063	6,115
05-2-10	277	649	601	49	996	4,053	6,625
05-2-11	404	773	374	31	998	5,012	7,592
05-2-12	410	305	66	67	483	3,569	4,900
05-2-13	365	867	748	54	1,617	412	4,063
05-2-14	483	963	382	47	1,203	2,250	5,328
05-2-15	302	708	276	24	1,607	2,684	5,601
05-2-16	365	576	119	26	601	3,153	4,840
05-2-17	274	455	154	67	453	4,477	5,880
05-2-18	295	625	430	40	769	2,213	4,372
05-2-19	304	372	181	57	817	3,797	5,528
05-2-20	399	633	122	61	757	4,127	6,099
05-2-21	395	337	99	66	685	3,069	4,651
05-2-22	227	391	95	86	366	1,451	2,616
05-2-23	289	462	168	11	828	2,583	4,341
05-2-25	347	833	262	51	1,033	4,761	7,287
05-2-26	260	298	145	95	409	1,057	2,264
05-2-27	284	1	438	97	786	14	1,620
05-2-28	295	1	715	2	662	0	1,675
05-2-31	402	0	431	3	612	0	1,448
05-2-32	411	316	173	37	410	2,392	3,739
05-2-35	246	0	152	0	545	0	943
05-2-36	252	145	276	78	296	4	1,051
05-2-38	342	0	289	47	719	2	1,399
05-2-40	230	1	490	4	579	0	1,304
05-2-42	305	0	874	40	903	1	2,123
05-2-43	327	793	66	24	586	3,179	4,975
05-2-47	388	882	685	34	1,065	1,381	4,435
05-3-02	187	305	44	34	342	4,633	5,545
05-3-03	209	495	44	26	426	4,342	5,542
05-3-04	508	486	41	43	743	4,070	5,891
05-3-05	250	335	97	3	276	630	1,591
05-3-06	281	1,070	558	29	1,429	1,589	4,956
05-3-09	386	686	297	56	1,438	1,267	4,130
05-3-10	116	0	60	7	210	0	393
05-3-12	205	2	587	11	1,182	0	1,987
05-3-13	381	2	397	8	710	1	1,499
05-3-14	517	725	605	54	1,885	1,895	5,681
05-3-17	258	342	163	148	530	1,953	3,394
Total	15,708	32,855	14,382	6,429	47,187	139,737	256,298





## PITTSBURGH MUNICIPAL COURT

# Mission

TO PROMOTE PUBLIC TRUST AND CONFIDENCE IN THE JUDICIAL SYSTEM BY PROVIDING QUALITY SERVICE TO THE PUBLIC AND LAW ENFORCEMENT AGENCIES IN AN IMPARTIAL, EFFICIENT, AND EFFECTIVE MANNER.

Pittsburgh Municipal Court (PMC) continues in its commitment to promote public trust and confidence by providing quality service in an impartial, efficient, and effective manner. The total number of filings at PMC increased significantly in 2017 by 8,754 cases. Increased filings were experienced in all divisions including criminal, traffic, and non-traffic.

A total of 58,650 new cases were filed at PMC in 2017 including, 12,002 criminal, 10,137 non-traffic, 36,260 traffic, 585 private criminal complaints, and 250 miscellaneous. PMC disposed of 58,126 cases in 2017, including 12,080 criminal, 10,243 non-traffic, 35,431 traffic, and 372 private criminal complaints. Criminal cases numbering 1,235 resulted in final dispositions through the Expedited Disposition Plea (EDP) program.

**PMC collected \$3,314,982 fines, fees, and collateral for traffic and non-traffic citations in 2017.**

Distributions required by state law include the following:

COUNTY OF ALLEGHENY  
\$533,812

COMMONWEALTH OF  
PENNSYLVANIA  
\$1,740,264

CITY OF PITTSBURGH  
\$1,040,906

PMC continues to utilize technological advancements to provide more efficient case processing. In conjunction with the magisterial district courts, PMC implemented an Electronic Records Maintenance System (ERMS) which is utilized for criminal case record retention and the electronic transmission of case records to the Department of Court Records. The use of videoconferencing continues to increase, and 436 summary proceedings were conducted to dispose of traffic and non-traffic cases involving defendants housed in the Allegheny County Jail and/or other correction facilities throughout the Commonwealth of Pennsylvania. The on-line payment features are increasingly utilized by court participants. The PAePay application, <http://ujspportal.pacourts.us>, and nCourt, [www.pittsburghpatix.com](http://www.pittsburghpatix.com), provide the public with the ability to pay traffic and non-traffic court financial obligations with credit/debit cards via the internet. In 2017, the number of PAePay users increased to 7,710, which resulted in the collection of \$906,144. The nCourt payment option resulted in the collection of \$638,908. Total PMC collections for 2017 were \$3,314,982 representing fines, fees, and collateral for traffic and non-traffic citations. PMC processed bail payments on 48 cases through the PAePay Bail application.

The Arraignment Division of PMC operates 24 hours a day, 365 days a year, with magisterial district judges presiding on a rotating basis. In addition to conducting preliminary arraignments, the Arraignment Division oversees the filing of criminal complaints and the issuance of arrest and search warrants for all Allegheny County magisterial district courts during non-business hours and for the City of Pittsburgh during all hours.

A total of 17,553 preliminary arraignments were conducted in 2017 via two-way simultaneous audio-visual communication between the Arraignment Division and the Allegheny County Jail pursuant to Pa.R.Crim.P. 540. This number includes 72 video arraignments for defendants housed in correctional facilities throughout the Commonwealth of Pennsylvania. The Arraignment Division also collected and processed bail and collateral on summary, criminal, and Family Division cases. The total amount of bail collected in 2017 was \$581,748, which primarily represents bail on criminal cases, and also collateral on traffic and non-traffic cases and Department of Court Record fees. The posting of bail by bail bond agents is also addressed by the Arraignment Division.



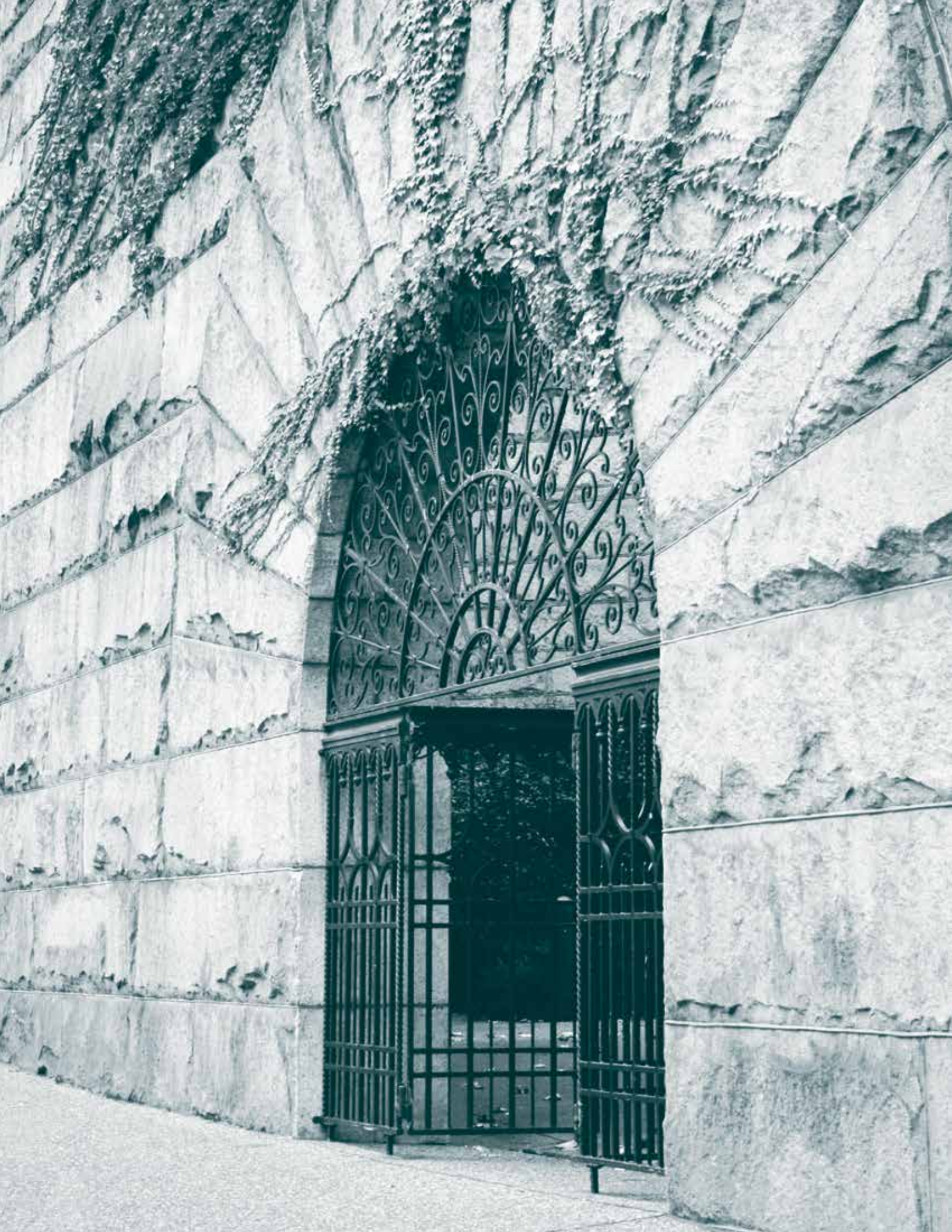
The Arraignment Division handled over 4,000 miscellaneous matters in 2017, including:

- ◆ 210 bail hearings for defendants arrested within Allegheny County for charges filed in another judicial district pursuant to Pa.R.Crim.P. 517;
- ◆ 153 bail hearings for defendants awaiting extradition to another state;
- ◆ 88 marriages were performed;
- ◆ 96 Juvenile Written Allegations;
- ◆ 220 Docketed Search Warrants;
- ◆ 2,893 Emergency Protection from Abuse (PFA) Petitions, 2,271 of which were granted, and 605 of which were denied. These petitions are processed in the evenings, during the week, and 24 hours a day on weekends and holidays;
- ◆ 804 warrants for Indirect Criminal Contempt pertaining to PFA violations were issued; and
- ◆ 10 Emergency Protection from Sexual Violence and Intimidation petitions were filed, eight of which were granted, and two of which were denied.

## PITTSBURGH MUNICIPAL COURT

Magisterial District Judge	Court Number	Sessions Assigned	PMC Cases	MDJ Court Filings In 2017	Total Filings Per MDJ
Hon. Eugene N. Ricciardi	05-2-27	109	4,619	1,620	6,239
Hon. Oscar J. Petite, Jr.	05-2-28	106	4,491	1,675	6,166
Hon. Ron N. Costa, Sr.	05-2-31	112	4,746	1,448	6,194
Hon. Daniel E. Butler	05-2-35	113	4,789	943	5,732
Hon. James J. Hanley, Jr.	05-2-36	156	6,611	1,051	7,662
Hon. James A. Motznik	05-2-38	126	5,340	1,399	6,739
Hon. Derwin D. Rushing	05-2-40	119	5,042	1,304	6,346
Hon. Robert P. Ravenstahl, Jr.	05-2-42	102	4,323	2,123	6,446
Hon. Anthony M. Ceoffe	05-3-10	163	6,907	393	7,300
Hon. Kevin E. Cooper, Jr.	05-3-12	127	5,382	1,987	7,369
Hon. Randy C. Martini	05-3-13	108	4,577	1,499	6,076
Hon. Richard G. King	05-3-14	43	1,823	5,681	7,504
<b>Total</b>			<b>58,650</b>	<b>21,123</b>	<b>79,773</b>







OF THE  
and held at the City of  
th of March, one thousand seven

E Committee of members of the States, having at the time of their adopting  
ative clause should be added, and as extending the ground of public influence on the  
RESOLVED by the Senate and House of Representatives of the United States of  
the Legislatures of the several States, as Amendments to the Constitution of the United States, that

ARTICLES in addition to, and Amendment of the Constitution of the United States of America,  
Article of the original Constitution, there shall be one Representative for every thirty thousand, until the number  
required by the first Article of the Constitution, that there shall be not less than one hundred Representatives, nor less than one  
all be so regulated by Congress, and Representatives shall be so regulated by Congress, that there shall  
Representatives shall amount to two hundred, after which the proportion shall be so regulated by Congress, that there shall  
Representatives for every fifty thousand persons.

the compensation for the services of the Senators and Representatives, shall take effect, until an election of Representatives  
make no law respecting an establishment of religion, or prohibiting the free exercise thereof, or abridging the freedom of speech  
petition, the Government for a redress of grievances.

armed militia, being necessary to the security of a free State, the right of the people to keep and bear Arms, shall  
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t of the people to have

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and our Posterity, do ordain and establish this Con

All legislative Powers herein granted  
nor excessive fines imposed, nor cruel and un  
of certain rights, shall not be construed to  
States by the Constitution, nor prob  
Augustus 7





FIFTH JUDICIAL DISTRICT OF PENNSYLVANIA  
COUNTY OF ALLEGHENY

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Pittsburgh, PA 15219-6000

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