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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

CLERK
EASTERN DISTRICT OF CALIFORNIA

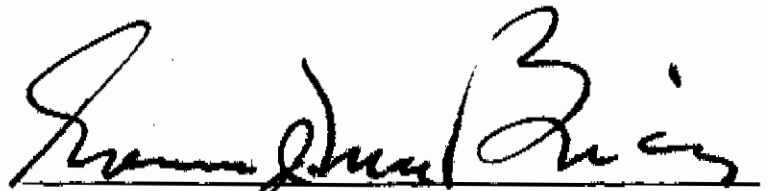
RE:)
)
PLAN FOR PROMPT DISPOSITION) GENERAL ORDER NO. 67
OF CRIMINAL CASES)
)
_____)

Pursuant to the requirements of Rule 50(b) of the Federal Rules of Criminal Procedure, the Speedy Trial Act of 1974 (18 U.S.C. Chapter 208), and the Federal Juvenile Delinquency Act (18 U.S.C. §§ 5036, 5037), the Judges of the United States District Court for the Eastern District of California have adopted the attached Plan entitled "Plan for Prompt Disposition of Criminal Cases" as an amendment to the prior Plan for Prompt Disposition of Criminal Cases set forth in General Order No. 63 of this court. Until further order of this court and approval of any such order by the Reviewing Panel as provided by Title 18 U.S.C. § 3165(c) and Rule 50(b) of the Federal Rules of Criminal Procedure, this court will comply with the time limits and procedures set forth in the attached Plan as they may relate to the disposition of criminal cases and certain juvenile proceedings.

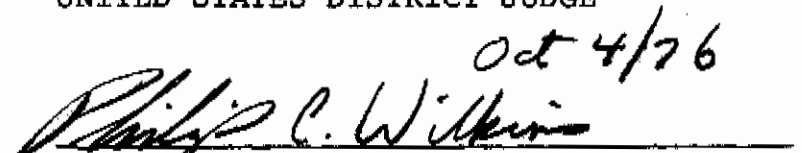
Upon approval of the Reviewing Panel designated

in accordance with Title 18 U.S.C. § 3165(c) and Rule 50(b)
of the Federal Rules of Criminal Procedure, this Plan shall
become effective July 1, 1976.

DATED: May 10, 1976.


CHIEF UNITED STATES DISTRICT JUDGE


UNITED STATES DISTRICT JUDGE


UNITED STATES DISTRICT JUDGE

Oct 4/76

June 25, 1976

I, Richard H. Chambers, Chief Judge of the United States Court of Appeals for the Ninth Circuit, certify that the attached plan for the United States District Court for the Eastern District of California for achieving prompt disposition of criminal cases (as amended) was approved by the Judicial Council on June 9, 1976.

This approval, together with the prior approval of Thomas J. MacBride, Chief Judge for the district court, constitutes the approval of the Reviewing Panel as provided by 18 U.S.C. §3165(c) and Rule 50(b) of the Federal Rules of Criminal Procedure. The said amended plan shall become effective July 1, 1976.

Approval by this Circuit Council is not an extension of a Judicial opinion on the validity or interpretation of any provisions contained in the plan or of any provisions of the Speedy Trial Act. The recommendations for legislative change set forth in the plan are the recommendations of the district planning group, and the Council does not now make any recommendations for legislative change. Any legislative recommendations by the Council shall be transmitted to the appropriate bodies by separate resolution and consideration after further Council action.


Richard H. Chambers
Chief Judge

ORIGINAL

Plan for prompt
disposition of
criminal cases

Pursuant to Speedy Trial Act of 1974
— 18 U.S.C. § 3161-74

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

PLAN FOR PROMPT DISPOSITION OF CRIMINAL CASES

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Section I

Introductory Material

SECTION I

INTRODUCTORY MATERIAL

A. The Plan for Prompt Disposition of Criminal Cases in the United States District Court for the Eastern District of California, as set forth in Section III herein, developed and recommended by the Planning Groups, has been approved and adopted by the Court on May 10, 1976, subject to approval as required by 18 U.S.C. § 3165(c).

B. The Planning group for the Eastern District of California is comprised of the following individuals:

Chief Judge Thomas J. MacBride, Chairman
Dwayne Keyes, United States Attorney
E. Richard Walker, Federal Defender
John F. Douville, Chief Probation Officer
Arthur Van Court, United States Marshal
Esther Mix, United States Magistrate
James R. Grindstaff, Clerk of the Court
Professor Edward L. Barrett, Jr., Reporter
William B. Shubb, Esq.

C. Copies of the Plan will be available for public inspection at the Office of the Clerk, United States District Court for the Eastern District of California at Sacramento, California, and Fresno, California. A copy of Section III will be made available to practicing members of the Bar.

Section II

Comparison of Current Performance of
the System with the Permanent Time
Limits under the Speedy Trial Act

SECTION II

COMPARISON OF CURRENT PERFORMANCE OF THE SYSTEM WITH THE PERMANENT TIME LIMITS UNDER THE SPEEDY TRIAL ACT

The performance of the District (based on February-April, 1976, terminations) with respect to each of the three time periods fixed in the Speedy Trial Act for 1979 and after is summarized below. Data is based on net time figures.

A. Arrest to Indictment

During the February-April, 1976, period, 83% of those arrested were indicted within 30 days. There should be no difficulty in the district's complying with the 1969 30-day limit commencing July 1, 1976.

B. Indictment (or Initial Appearance) to Arraignment

Calendaring practices in the district have proceeded with an initial arraignment before the judge followed by an adjournment for a substantial period prior to plea. As a result in February-April, 1976, only about 54% of the cases have resulted in the entry of a plea within 10 days after indictment or appearance.

The district is in the process of changing its calendaring practices so that a plea will be taken in every case--even though it is only a pro forma not guilty plea--at the initial arraignment. This change will enable the district to comply with the 10-day provision effective July 1, 1976, although at some cost in terms of calendar control and management.

C. Arraignment to Trial, Guilty Plea, or Dismissal

Because the district has not routinely been taking pleas within 10 days of indictment or appearance, it seems most realistic at this point to look at the total time between indictment or initial appearance and trial.

At this point the district is a substantial distance from meeting the 1979 standard of 70 days. Only 59% of the February, 45% of the March, and 69% of the April dispositions met this standard. In Sacramento the figures were 83%, 62%, and 76%. In Fresno they were 52%, 38%, and 63%.

Because of this disparity and because of the drastic shortage of judges which is expected to continue well into 1977, this plan is setting a standard of 130 days (10 plus 120) effective July 1, 1976. In February 78% of the cases met this standard (100% in Sacramento, 72% in Fresno); in March 71% did (100% in Sacramento, 59% in Fresno); and in April 90% did (97% in Sacramento and 84% in Fresno).

In terms of the interim time required by statute for July 1, 1976, (190 days) the February, March and April terminations showed 93% meeting that standard.

Based on this limited data, it appears that in Sacramento it will be relatively easy to meet the 130 day interim limits proposed for July 1, 1976. The problem appears to be in Fresno, and it is not known at this time how difficult it will be to achieve compliance there.

If the district receives additional judges by 1977, it should be possible to meet the 1979 time limits by the 1978-79 year.

Section III

Statement of Time Limits Adopted by the
Court and Procedures for Implementing Them

SECTION III

STATEMENT OF TIME LIMITS ADOPTED BY THE COURT AND PROCEDURES FOR IMPLEMENTING THEM

Pursuant to the requirements of rule 50(b) of the Federal Rules of Criminal Procedure, the Speedy Trial Act of 1974 (18 U.S.C. chapter 208), and the Federal Juvenile Delinquency Act (18 U.S.C. §§ 5036, 5037), the judges of the United States District Court for the Eastern District of California have adopted the following time limits and procedures to minimize undue delay and to further the prompt disposition of criminal cases and certain juvenile proceedings:

1. Applicability

(a) Offenses. The time limits set forth herein are applicable to all criminal offenses triable in this court, including cases triable by United States magistrates, except for petty offenses as defined in 18 U.S.C. § 1(3). Except as specifically provided, they are not applicable to proceedings under the Federal Juvenile Delinquency Act. [§ 3172]

(b) Persons. The time limits are applicable to persons accused who have not been indicted or informed against as well as those who have, and the word "defendant" includes such persons unless the context indicates otherwise.

* 18 U.S.C. § 3127 defines offense as "any Federal criminal offense which is in violation of any Act of Congress. . . ." Rule 50(b) of the Federal Rules of Criminal Procedure, however, also applies to offenses based on acts of other legislatures. The district courts with jurisdiction over offenses created by other legislatures will wish to consider the extent to which Speedy Trial Act standards should be applied to trials for such offenses.

2. Priorities in Scheduling Criminal Cases

Preference shall be given to criminal proceedings as far as practicable as required by rule 50(a) of the Federal Rules of Criminal Procedure. The trial of defendants in custody solely because they are awaiting trial and of high-risk defendants as defined in section 6 should be given preference over other criminal cases.

3. Time Within Which an Indictment or Information Must Be Filed.

(a) Time Limits. If an individual is arrested or served with a summons and the complaint charges an offense to be prosecuted in this district, any indictment or information subsequently filed in connection with such charge shall be filed within the following time limits:

(1) If the arrest or service occurs before July 1, 1976, within 60 days of July 1, 1976;

(2) If the arrest or service occurs on or after July 1, 1976, but before July 1, 1977, within 30 days of arrest or service;

(3) If the arrest or service occurs on or after July 1, 1977, but before July 1, 1978, within 30 days of arrest or service;

(4) If the arrest or service occurs on or after July 1, 1978, but before July 1, 1979, within 30 days of arrest or service.

[§§ 3161(b), (f)]

(b) Measurement of Time Periods. If a person has not been arrested or served with a summons on a Federal charge, an arrest will be deemed to have been made at such time as the person (i) is held in custody solely for the purpose of responding to a Federal charge; (ii) is delivered to the custody of a Federal official in connection with a Federal charge; or (iii) appears before a judicial officer in connection with a Federal charge.

(c) Related Procedures.

(1) At the time of the earliest appearance before a judicial officer of a person who has been arrested for an offense not charged in an indictment or information, the judicial officer shall establish for the record the date on which the arrest took place.

(2) In the absence of a showing to the contrary a summons shall be considered to have been served on the date of service shown on the return thereof.

4. Time Within Which Arraignment Must Be Held

(a) Time Limits. A defendant shall be arraigned within 10 days of the last to occur of the following dates:

(1) The date on which an indictment or information is filed;

(2) The date on which a sealed indictment or information is unsealed;

(3) The date of the defendant's first appear-

ance before a judicial officer of this district;

or

(4) July 1, 1976.

[§ 3161(c)]

(b) Measurement of Time Periods. For the purposes of this section:

(1) A defendant who signs a written consent to be tried before a magistrate shall, if no indictment or information charging the offense has been filed, be deemed indicted on the date of such consent.

(2) An arraignment shall be considered to take place at the time a plea is taken or is entered by the court on the defendant's behalf.

(c) Related Procedures. At the time of the defendant's earliest appearance before a judicial officer of this district, the officer will take appropriate steps to assure that the defendant is represented by counsel and shall appoint counsel where appropriate under the Criminal Justice Act and rule 44 of the Federal Rules of Criminal Procedure.

5. Time Within Which Trial Must Commence.

(a) Time Limits. The trial of a defendant shall commence within the following time limits:

(1) If the arraignment occurs before July 1, 1976, within 180 days of July 1, 1976;

(2) If the arraignment occurs on or after July 1, 1976, but before July 1, 1977, within 120 days of the arraignment;

(3) If the arraignment occurs on or after July 1, 1977, but before July 1, 1978, within 120 days of the arraignment;

(4) If the arraignment occurs on or after July 1, 1978, but before July 1, 1979, within 60 days of the arraignment.

[§§ 3161(c), (g)]

(b) Retrial. The retrial of a defendant shall commence within 60 days from the date the order occasioning the retrial becomes final. If the retrial follows an appeal or collateral attack, the court may extend the period if unavailability of witnesses or other factors resulting from passage of time make trial within 60 days impractical. The extended period shall not exceed 180 days. [§ 3161(e)]

(c) Withdrawal of Plea. If a defendant enters a plea of guilty or nolo contendere to any or all charges in an indictment or information and is subsequently permitted to withdraw it, the arraignment with respect to the entire indictment or information shall be deemed to have been held on the day the order permitting withdrawal of the plea becomes final.

[§ 3161(i)]

(d) Superseding Charges. If, after an indictment or information has been filed, a complaint, indictment, or information is filed which charges the defendant with the same offense or with an offense required to be joined with that offense, the time limit applicable to the subsequent charge will be determined as follows:

(1) If the original indictment or information was dismissed on motion of the defendant before the filing of the subsequent charge, the time limit shall be determined without regard to the existence of the original charge. [§ 3161(d)]

(2) If the original indictment or information is pending at the time the subsequent charge is filed, the trial shall commence within the time limit for commencement of trial on the original indictment or information. [§ 3161(h)(6)]

(3) If the original indictment or information was dismissed on motion of the United States Attorney before the filing of the subsequent charge, the trial shall commence within the time limit for commencement of trial on the original indictment or information, but the period during which the defendant was not under charges shall be excluded from the computations. Such period is the period between the dismissal of the original indictment or information and the date the time would have commenced to run on the subsequent charge had there been no previous charge.* [§ 3161(h)(6)]

* Under the rule of this paragraph, if an indictment was dismissed on May 1, with 20 days remaining within which trial must be commenced, and the defendant was arrested on a new complaint on June 1, the time remaining for trial would be 20 days from June 1: the time limit would be based on the original indictment, but the period from the dismissal to the new arrest would not count.

(4) In cases in which paragraph (2) or (3) applies but no arraignment is held on the original indictment or information, the time limit for commencement of trial shall be computed as if such arraignment had been held on the last permissible day, determined under section 4(a).

(5) The time within which an indictment or information must be obtained on the subsequent charge, or within which an arraignment must be held on such charge, shall be determined without regard to the existence of the original indictment or information.

(e) Measurement of Time Periods. For the purposes of this section:

(1) An arraignment shall be deemed to take place as provided in section 4(b)(2).

(2) A trial in a jury case shall be deemed to commence at the beginning of voir dire.

(3) A trial in a non-jury case shall be deemed to commence on the day the case is called, provided that some step in the trial procedure immediately follows.

(f) Related Procedures.

(1) The court shall have sole responsibility for setting cases for trial after consultation with counsel. At the time of arraignment or as soon

thereafter as is practicable, each case will be set for trial on a day certain or listed for trial on a weekly or other short-term calendar.*

[§ 3161(a)]

(2) Individual calendars shall be managed so that it will be reasonably anticipated that every criminal case set for trial will be reached within five (5) court days of original setting. A conflict in schedules of Assistant United States Attorneys will not be ground for a continuance or delayed setting except under circumstances approved by the court and called to the court's attention at the earliest practicable time. The United States Attorney will familiarize himself with the scheduling procedures of each judge and will assign or reassign cases in such manner that the government will be able to announce ready for trial.

(3) On a bi-weekly basis, the court shall reevaluate the cases pending before individual judges to determine whether certain cases need be re-assigned in order to comply with the time requirements of these rules.

* For defendants subject to section 6(a)(1) or 6(a)(2), it is recommended that the trial be set for not more than 75 days after the beginning of continuous detention or the designation as high risk. Setting an early trial date would allow for the possibility that trial must be delayed for reasons, such as illness, which would not be attributable to the fault of the accused or one of the attorneys.

(4) In the event that a complaint, indictment, or information is filed against a defendant charged in a pending indictment or information or in an indictment or information dismissed on motion of the United States Attorney, the trial on the new charge shall commence within the time limit for commencement of trial on the original indictment or information unless the court finds that the new charge is not for the same offense charged in the original indictment or information or an offense required to be joined therewith.

(5) At the time of the filing of a complaint, indictment, or information described in paragraph (4), the United States Attorney shall give written notice to the court of that circumstance and of his position with respect to the computation of the time limits.

(6) All pretrial hearings shall be conducted as soon after the arraignment as possible, consistent with the priorities of other matters on the court's criminal docket.

6. Defendants in Custody and High-Risk Defendants.^{*}

* The commencement of trial of a defendant who is in custody pursuant to State law and who has requested trial pursuant to Article III of the Interstate Agreement on Detainers (18 U.S.C., Appendix), or whose presence for trial has been obtained pursuant to Article IV of the Agreement, may be affected by time limits established by Article III (a) or Article IV (c) of the Agreement. Any conflict between the Speedy Trial Act of 1974 and the Interstate Agreement on Detainers must be resolved by the decisional process.

(a) Time Limits. Notwithstanding any longer time periods that may be permitted under sections 3, 4, and 5, the following time limits will also be applicable to defendants in custody and high-risk defendants as herein defined:

(1) The trial of a defendant held in custody solely for the purpose of trial on a Federal charge shall commence within 90 days following the beginning of continuous custody.

(2) The trial of a high-risk defendant shall commence within 90 days of the determination or designation as high-risk.

[§ 3164(b)]

(b) Definition of "High-Risk Defendant." A high-risk defendant is:

(1) One whose chances of appearing at his trial or other court proceedings have been judicially determined to be poor; or

(2) One reasonably designated by the United States Attorney as posing a danger to himself or any other person or to the community.

(c) Measurement of Time Periods. For the purposes of this section:

(1) When a defendant is apprehended and held in custody outside this district, custody for the sole purpose of trial shall be deemed to begin (i) in proceedings under rule 40(b) of the Federal Rules of

Criminal Procedure, upon the finding and recommendation or order by the magistrate or judge that a warrant of removal shall issue or upon the defendant's arrest pursuant to a warrant issued on an indictment or information filed in this district, and (ii) in cases initially processed under rule 20, at such time as the defendant rejects disposition under rule 20 and the magistrate or judge makes a finding and recommendation or order that a warrant of removal shall issue.

(2) When a defendant is apprehended outside this district and is released pursuant to the provisions of chapter 207 of Title 18 U.S.C., the times set out above shall begin to run when the defendant returns to this district and first appears before a magistrate or judge.

(3) A trial shall be deemed to commence as provided in sections 5(e)(2) and 5(e)(3).

(d) Related Procedures.

(1) If a defendant is being held in custody solely for the purpose of awaiting trial, the United States Attorney shall advise the court at the earliest practicable time of the date of beginning of such custody.

(2) The United States Attorney shall advise the court at the earliest practicable time (usually at the hearing with respect to bail) if the defendant

is considered by him to be high-risk.

(3) If the court finds that the filing of a "high risk" designation as a public record may result in prejudice to the defendant, it may order the designation sealed for such period as is necessary to protect the defendant's right to a fair trial, but not beyond the time that the court's judgment in the case becomes final. During the time the designation is under seal, it shall be made known to the defendant and his counsel but shall not be made known to other persons without the permission of the court.

7. Time Within Which Defendant Should Be Sentenced.

(a) Time Limit. A defendant shall ordinarily be sentenced within 45 days of the date of his conviction or plea of guilty or nolo contendere.

(b) Related Procedures. If the defendant and his counsel consent thereto, a presentence investigation may be commenced prior to a plea of guilty or nolo contendere or a conviction.

8. Juvenile Proceedings.

(a) Time Within Which Trial Must Commence. An alleged delinquent who is in detention pending trial shall be brought to trial within 30 days of the date on which such detention was begin, as provided in 18 U.S.C. § 5036.

(b) Time of Dispositional Hearing. If a juvenile is adjudicated delinquent, a separate dispositional hearing shall

be held no later than 20 court days after trial, unless the court has ordered further study of the juvenile in accordance with 18 U.S.C. § 5037(c).

9. Exclusion of Time From Computations.

(a) Applicability. In computing any time limit under sections 3, 4, or 5, the periods of delay set forth in 18 U.S.C. § 3161(h) shall be excluded.

(b) Determination by Court.

(1) Determinations concerning excludable time shall be made on the record by the court or the magistrate. Counsel shall have five days from the date of the order in which to object to the court's determination of the amount of excludable time.

(2) The court may grant a continuance under 18 U.S.C. § 3161(h)(8) for either a specific period of time to be determined by reference to an event (such as recovery from illness) not within the control of the government. If the continuance is to a date not certain, the court shall require one or both parties to inform the court promptly when and if the circumstances that justify the continuance no longer exist. In addition, the court shall require one or both parties to file periodic reports bearing on the continued existence of such circumstances. The court shall determine the frequency of such reports in the light of the facts of the particular case.

(c) Determinations by Magistrate.

(1) In any removal of a defendant under Rule 40 of Federal Rules of Criminal Procedure, from this district to another, the magistrate shall initially determine the amount of excludable time accrued from the time of arrest to the signing of his warrant of removal.

(2) When a defendant is returned to this district in custody, he will be brought immediately before a magistrate. The dates of arrest, indictment, removal order and any other significant event will be noted by the magistrate. Determinations as to the amount of excludable time shall only be made by the magistrate after the defendant has had the opportunity to consult with counsel and after counsel has been given the opportunity to be heard on the matter. If the defendant appears without counsel, counsel shall be appointed, where appropriate. The case shall be set over for a preliminary hearing if the defendant has not been indicted and the defendant has not previously had a preliminary hearing. If the defendant has been previously indicted, the case shall be set over to a day certain for arraignment. If the defendant appears with counsel, the defendant shall be arraigned at that time if previously indicted; or if unindicted shall be set over for a preliminary hearing if the defendant

has not previously had a preliminary hearing.

(3) When a defendant is released on bond in another district for the purposes of returning to this district, he shall appear on the date set by the court in this district. The dates of arrest, indictment, removal order, and any other significant event will be noted. Determination as to the amount of excludable time shall only be made by a judicial officer after the defendant has had the opportunity to consult with counsel and after counsel has been given the opportunity to be heard on the matter. If the defendant appears without counsel, counsel shall be appointed, where appropriate. The case shall be set over for a preliminary hearing if the defendant has not been indicted and the defendant has not previously had a preliminary hearing. If the defendant has been previously indicted, the case shall be set over to a day certain for arraignment. If the defendant appears with counsel, the defendant shall be arraigned at that time if previously indicted; or if unindicted shall be set over for a preliminary hearing if the defendant has not previously had a preliminary hearing.

(d) Records of Excludable Time.

(1) The clerk of the court shall enter on the docket information with respect to the excludable periods of time which have been determined for

each defendant.

(2) Any and all documents and records prepared or maintained by the clerk relating to excludable time shall be for information purposes only and shall not constitute evidence that such excludable time has occurred in fact where no judicial determination has been made.

10. Sanctions.

(a) Defendants in Custody. A defendant in custody whose trial has not commenced within the time limit set forth in 18 U.S.C. § 3164(b) shall, if the failure to commence trial was through no fault of the defendant or his counsel, be released subject to such conditions as the court may impose in accordance with 18 U.S.C. § 3146. Nothing herein shall require that a defendant in custody be released except as required by 18 U.S.C. § 3164(c).

(b) High-Risk Defendants. A high-risk defendant whose trial has not commenced within the time limit set forth in 18 U.S.C. § 3164(b) shall, if the failure to commence trial was through no fault of the attorney for the Government, have his release conditions automatically reviewed. A high-risk defendant who is found by the court to have intentionally delayed the trial of his case shall be subject to an order of the court modifying his nonfinancial conditions of release under chapter 207 of Title 18, U.S.C. to ensure that he shall appear at trial as required.

[§ 3164(c)]

(c) Alleged Juvenile Delinquents. An alleged delinquent

in custody whose trial has not commenced within the time limit set forth in 18 U.S.C. § 5036 shall be entitled to dismissal of his case pursuant to that section unless the Attorney General shows that the delay was consented to or caused by the juvenile or his counsel, or would be in the interest of justice in the particular case.

(d) Dismissal Not Required. Except as required by 18 U.S.C. § 5036, failure to comply with the time limits prescribed herein shall not require dismissal of the prosecution.* The court retains the power to dismiss a case for unnecessary delay pursuant to rule 48(b) of the Federal Rules of Criminal Procedure.

(e) Orders of Dismissal. Orders of dismissal which do not specify whether the dismissal is with or without prejudice will be presumed to be orders of dismissal without prejudice.

11. Persons Serving Terms of Imprisonment.

If the United States Attorney knows that a person charged with an offense is serving a term of imprisonment in any penal institution, he shall promptly seek to obtain the presence of the prisoner for trial, or cause a detainer to be filed, in accordance with the provisions of 18 U.S.C. § 3161(j).

12. Monitoring Compliance With Time Limits.

(a) Responsibility of District Planning Group. As part of its continuing study of the administration of criminal justice in this district, the district planning group will pay special

* Dismissal may be required in some cases under the Interstate Agreement on Detainers.

attention to those cases in which there is a failure to comply with the time limits set forth herein. From time to time, the group may make appropriate recommendations to prevent repetition of failures.

(b) Responsibilities of Clerk. In addition to maintaining such statistical data as is required to be maintained by the Administrative Office of the United States Courts, the clerk will from time to time report to the other members of the planning group each case in which there is a failure to comply with any time limit set forth herein.

(c) Responsibilities of United States Attorney. The United States Attorney shall, within 5 days after the close of the reporting period, furnish the court with a biweekly report of persons in custody. The Marshal shall provide such assistance as may be necessary in the preparation of the report. The report shall indicate the judge to whom each case has been assigned. The "Reason for Detention" column shall include an explanation in any case for which the defendant's status appears to be inconsistent with the time limits set forth herein. A copy of the report shall be furnished to each judge of the court and the Federal Defender.

13. Effective Date.

Upon approval of the reviewing panel designated in accordance with 18 U.S.C. § 3165(c) and rule 50(b) of the Federal Rules of Criminal Procedure, the time limits and procedures set forth herein shall become effective on July 1, 1976, and shall supersede those previously in effect.

Section IV

Experience with Interim Time Limits

SECTION IV

EXPERIENCE WITH INTERIM TIME LIMITS

A. "High Risk" Designations.

High risk designations have not yet been used in this district.

B. Extent of Pretrial Detention, Reasons, and Remedies.

Tables 3 in Section VIII give the detention record for defendants disposed of during the months of February and March, 1976. The tables show only one case in which the detention exceeded 90 days in the two months. At present it does not appear that pretrial detention is a major problem in this district since 69% of those released during the month had been released on bail or recognizance at some point and only about 31% were detained in excess of 10 days.

C. Frequency of Use of Sanctions Under § 3164(c).

No sanctions have been imposed under § 3164(c).

D. Impact of Interim Time Limits on Administration of Justice in the District.

The major impact has been to force a change in the calendaring system to require the entry of the plea at the time of initial arraignment. The clerk's office has been forced to devote a considerable amount of time to preparing for its monitoring and statistical responsibilities. It is too early to tell what the impact will be during the next two years before additional judges can be expected, but it appears likely that it will be increasingly difficult for the court to find

time for civil cases and meet the time limits. This difficulty explains why it has been decided not to attempt to move to the 1979 limits in 1976.

Section V

Changes in Practices and Procedures
that Have Been or Will Be Implemented
to Improve Efficiency or Otherwise
Facilitate Compliance with the Act

SECTION V

CHANGES IN PRACTICES AND PROCEDURES THAT HAVE BEEN OR WILL BE IMPLEMENTED TO IMPROVE EFFICIENCY OR OTHERWISE FACILITATE COMPLIANCE WITH THE ACT

It is still too early to determine the changes which will be necessary. Some changes are reflected in this plan. Beyond that the court is waiting for more experience before deciding on formal changes.

Section VI

Additional Resources Needed to Achieve
Compliance with the Permanent (1979)
Time Limits

- Part A — Additional Resources Needed on a Permanent Basis, if Any
- Part B — Additional Resources Needed on a Temporary Basis, if Any, to Eliminate Backlog by 1979

SECTION VI

ADDITIONAL RESOURCES NEEDED TO ACHIEVE COMPLIANCE WITH THE PERMANENT (1979) TIME LIMITS

A. Additional Resources Needed on a Permanent Basis by the Close of Fiscal 1979.

This district is one of the most grossly over-loaded in the country. Its 400 criminal filings per judge in 1975 constituted the 3rd highest of any district. Its total filings of 767 made it the 5th highest of any district. Great difficulty is experienced in securing visiting judges to assist.

With this large number of filings and the limited number of judges only one or two long criminal cases (and this year has been filled with unusual and long cases) can completely disrupt calendars and prevent early disposition of cases.

The Ninth Circuit District Council on November 12th requested that six additional judges be authorized for this district, two in the 1975 Omnibus Bill and four in the 1977 Omnibus Bill. It is anticipated that two additional judges will be provided by 1977 and four more by 1979. If these judges are provided, additional resources to support them will be required as follows:

- (1) 2 additional magistrates.
- (2) 9 deputy clerks
- (3) Probation officers in accordance with work-load formulas.

(4) 15 Assistant U.S. Attorneys with supporting staff.

(5) At least 2 additional attorneys plus at least 1 investigator for the Federal Defender.

(6) 12-15 Deputy Marshals.

The foregoing resources are needed and have been justified independently of the Speedy Trial Act. It is difficult to ascertain what additional resources can be attributed solely to that Act. The district is now so undermanned that it is almost impossible to make projections. Probably the major personnel needs occasioned solely by the Act will be in the Clerk's office because of the additional record-keeping responsibilities. The Federal Defender indicates that perhaps one additional investigator will be required because investigation and preparation will need to be accelerated.

B. Additional Resources Needed on a Temporary Basis.

We do not yet have adequate data to analyze the pending case load.

Apart from the general necessity for visiting judges and perhaps temporary personnel to support them in order to deal with the load until new regular judges are authorized and appointed, it is difficult to project resource needs. The district needs so many temporary resources just to cope with the caseload that it is hard to isolate resources needed especially because of the Speedy Trial Act.

Present experience is that delay in civil dispositions in the district is increasing at the rate of about two months per year. It is anticipated that compliance with the Speedy Trial Act will accelerate this trend towards delay in civil dispositions.

Section VII

Recommendations for Changes in Statutes,
Rules, or Administrative Procedures

SECTION VII

RECOMMENDATIONS FOR CHANGES IN STATUTES, RULES, OR ADMINISTRATIVE PROCEDURES

1. The Act should be promptly amended to provide that excludable time be made applicable to detainees during the interim period on the theory that there is no basis for a more strict rule now than later.

2. The Act should be amended to provide that while arraignment shall take place within 10 days after indictment or information, it is not necessary to take the plea within that time. Districts should have authority to delay pleading if that will improve calendar management so long as the total time from arrest or indictment to trial is not affected.

3. The Act should be amended to make it clear that the exclusions apply to the time period from indictment or information to arraignment.

4. The judicial emergency provision (§ 3174) appears too time-consuming to deal with a genuine emergency. We suggest that the Judicial Council of the Circuit be given authority to declare an emergency effective for a limited period pending action by the Judicial Conference of the United States.

SECTION VIII
STATISTICAL TABLES

EASTERN DISTRICT OF CALIFORNIA

CRIMINAL CASE PROCESSING
TIME ——— ARREST TO TRIALTABLE
1A

REPORT COVERS { ALL TERMINATIONS DURING OTHER SPECIFIED PERIOD OF { a) ☒ All Offenses c) All Misdemeanors (except petty offenses)
 { FEB, 1976 { b) Felonies d)
 { ☒ CALENDAR YR. 1974 . . OR

INTERVAL	TIME SPAN CATEGORIES (DAYS)	GROSS TIME		NET TIME*	
		NUMBER OF DEFENDANTS	CUMULATIVE % OF DEFENDANTS	NUMBER OF DEFENDANTS	TIME SPAN CATEGORIES (DAYS)
I. INDICTMENT (OR INITIAL APPEARANCE) TO TRIAL, GUILTY PLEA, OR DISMISSAL	0- 40	551	55 %		0- 40
	41- 70	104	65		41- 70
	71- 90	56	71		71- 90
	91-130	77	78		91-130
	131-160	30	81		131-160
	161-190	33	85		161-190
	191-250	51	90		191-250
	251-310	27	93		251-310
	311 Plus	75	100		311 Plus
PART I TOTAL		1004	#		
II. ARREST (OR SERVICE OF SUMMONS) TO TRIAL, GUILTY PLEA, OR DISMISSAL	0- 40		%		0- 40
	41- 70				41- 70
	71-100				71-100
	101-125				101-125
	126-150				126-150
	151-175				151-175
	176-250				176-250
	251-310				251-310
	311 Plus				311 Plus
PART II TOTAL			#		

DO NOT INCLUDE DEFEN-
DANTS ARRESTED OR
SERVED AFTER INDICTMENT

*“NET TIME” IS “GROSS TIME” LESS ANY EXCLUDABLE DELAY PER § 3161(h)

#TOTALS FOR PART I & PART II WILL NOT NECESSARILY AGREE

Sacto. Only

CRIMINAL CASE PROCESSING
TIME ——— ARREST TO TRIALREPORT
COVERS

ALL TERMINATIONS DURING

FEB, 1976

OTHER SPECIFIED PERIOD

☒ CALENDAR YR. 1974 .. OR

OF

a) ☒ All Offensesc) ☐ All Misdemeanors
(except petty offenses)b) ☐ Feloniesd) ☐

INTERVAL

I.

INDICTMENT (OR
INITIAL APPEARANCE)
TO TRIAL,
GUILTY PLEA, OR
DISMISSAL

TIME SPAN CATEGORIES (DAYS)	GROSS TIME		NET TIME*	
	NUMBER OF DEFENDANTS	CUMULATIVE % OF DEFENDANTS	NUMBER OF DEFENDANTS	TIME SPAN CATEGORIES (DAYS)
0- 40	272	51 %		0- 40
41- 70	59	62		41- 70
71- 90	18	66		71- 90
91-130	41	73		91-130
131-160	20	77		131-160
161-190	25	82		161-190
191-250	27	87		191-250
251-310	18	90		251-310
311 Plus	52	100		311 Plus
PART I TOTAL ▶ 532 #				

II.

ARREST (OR
SERVICE OF
SUMMONS)
TO TRIAL,
GUILTY PLEA, OR
DISMISSALDO NOT INCLUDE DEFEN-
DANTS ARRESTED OR
SERVED AFTER INDICTMENT

0- 40		%	%	0- 40
41- 70				41- 70
71-100				71-100
101-125				101-125
126-150				126-150
151-175				151-175
176-250				176-250
251-310				251-310
311 Plus				311 Plus
PART II TOTAL ▶ #				

*"NET TIME" IS "GROSS TIME" LESS ANY EXCLUDABLE DELAY PER § 3161(h)

#TOTALS FOR PART I & PART II WILL NOT NECESSARILY AGREE

FRESNO ONLY

CRIMINAL CASE PROCESSING

TIME ---- ARREST TO TRIAL

TABLE
1AREPORT
COVERS

ALL TERMINATIONS DURING

FEB, 1976

OTHER SPECIFIED PERIOD

☒ CALENDAR YR. 1974 .. ORa) ☒ All Offensesc) ☐ All Misdemeanors
(except petty offenses)b) ☐ Feloniesd) ☐

INTERVAL

GROSS TIME

NET TIME*

NUMBER OF DEFENDANTS

NUMBER OF DEFENDANTS

TIME
SPAN
CATEGORIES
(DAYS)CUMULATIVE %
OF DEFENDANTSTIME
SPAN
CATEGORIES
(DAYS)

I.

INDICTMENT (OR
INITIAL APPEARANCE)
TO TRIAL,
GUILTY PLEA, OR
DISMISSAL

0- 40

279

59

%

%

0- 40

41- 70

45

69

41- 70

71- 90

38

77

71- 90

91-130

36

84

91-130

131-160

10

86

131-160

161-190

8

88

161-190

191-250

24

93

191-250

251-310

9

95

251-310

311 Plus

23

100

311 Plus

PART I TOTAL

472

#

II.

ARREST (OR
SERVICE OF
SUMMONS)
TO TRIAL,
GUILTY PLEA, OR
DISMISSAL

0- 40

%

%

0- 40

41- 70

41- 70

71-100

71-100

101-125

101-125

126-150

126-150

151-175

151-175

176-250

176-250

251-310

251-310

311 Plus

311 Plus

PART II TOTAL

#

DO NOT INCLUDE DEFEN-
DANTS ARRESTED OR
SERVED AFTER INDICTMENT

*“NET TIME” IS “GROSS TIME” LESS ANY EXCLUDABLE DELAY PER § 3161(h)

#TOTALS FOR PART I & PART II WILL NOT NECESSARILY AGREE

EASTERN DISTRICT OF CALIFORNIA

CRIMINAL CASE PROCESSING
TIME ——— ARREST TO TRIALREPORT COVERS { ☒ ALL TERMINATIONS DURING FEB, 1976
 { ☐ OTHER SPECIFIED PERIOD
 { ☐ CALENDAR YR. 1974 .. OROF { a) ☐ All Offenses c) ☐ All Misdemeanors (except petty offenses)
 b) ☐ Felonies d) ☐

INTERVAL	TIME SPAN CATEGORIES (DAYS)	GROSS TIME		NET TIME*		TIME SPAN CATEGORIES (DAYS)
		NUMBER OF DEFENDANTS	CUMULATIVE % OF DEFENDANTS	NUMBER OF DEFENDANTS		
I. INDICTMENT (OR INITIAL APPEARANCE) TO TRIAL, GUILTY PLEA, OR DISMISSAL	0- 40	20	34 %	43 %	25	0- 40
	41- 70	5	43	59	9	41- 70
	71- 90	3	48	62	2	71- 90
	91-130	10	66	78	9	91-130
	131-160	7	78	84	4	131-160
	161-190	6	88	93	5	161-190
	191-250	2	91	95	1	191-250
	251-310	0	91	95	0	251-310
	311 Plus	5	100	100	3	311 Plus
PART I TOTAL		58	#			
II. ARREST (OR SERVICE OF SUMMONS) TO TRIAL, GUILTY PLEA, OR DISMISSAL	0- 40	9	20 %	22 %	10	0- 40
	41- 70	2	24	31	4	41- 70
	71-100	7	40	49	8	71-100
	101-125	8	58	64	7	101-125
	126-150	2	62	71	3	126-150
	151-175	5	73	80	4	151-175
	176-250	7	89	91	5	176-250
	251-310	0	89	91	0	251-310
	311 Plus	5	100	100	4	311 Plus
PART II TOTAL		45	#			

DO NOT INCLUDE DEFEN-
DANTS ARRESTED OR
SERVED AFTER INDICTMENT

*“NET TIME” IS “GROSS TIME” LESS ANY EXCLUDABLE DELAY PER § 3161(h)

#TOTALS FOR PART I & PART II WILL NOT NECESSARILY AGREE

SACTO. ONLY

**CRIMINAL CASE PROCESSING
TIME ——— ARREST TO TRIAL**
**TABLE
1A**
REPORT
COVERS

ALL TERMINATIONS DURING

☒ FEB. 1976

OTHER SPECIFIED PERIOD

☐ CALENDAR YR. 1974 OR

OF

a) ☒ All Offensesc) ☐ All Misdemeanors
(except petty offenses)b) ☐ Feloniesd) ☐

INTERVAL

I.

**INDICTMENT (OR
INITIAL APPEARANCE)
TO TRIAL,
GUILTY PLEA, OR
DISMISSAL**

TIME SPAN CATEGORIES (DAYS)	GROSS TIME		NET TIME*		TIME SPAN CATEGORIES (DAYS)
	NUMBER OF DEFENDANTS	CUMULATIVE % OF DEFENDANTS	NUMBER OF DEFENDANTS		
0- 40	5	42 %	7		0- 40
41- 70	0	42	3		41- 70
71- 90	1	50	0		71- 90
91-130	3	75	2		91-130
131-180	2	92	0		131-180
181-190	0	92	0		181-190
191-250	0	92	0		191-250
251-310	0	92	0		251-310
311 Plus	1	100	0		311 Plus
PART I TOTAL ▶ 12 #					

II.

**ARREST (OR
SERVICE OF
SUMMONS)
TO TRIAL,
GUILTY PLEA, OR
DISMISSAL**

 DO NOT INCLUDE DEFEN-
DANTS ARRESTED OR
SERVED AFTER INDICTMENT

0- 40	2	40 %	2		0- 40
41- 70	1	60	2		41- 70
71-100	0	60	1		71-100
101-125	1	80	0		101-125
126-150	1	100	0		126-150
151-175	0	100	0		151-175
176-250	0	100	0		176-250
251-310	0	100	0		251-310
311 Plus	0	100	0		311 Plus
PART II TOTAL ▶ 5 #					

**"NET TIME" IS "GROSS TIME" LESS ANY EXCLUDABLE DELAY PER § 3161(h)

#TOTALS FOR PART I & PART II WILL NOT NECESSARILY AGREE

FRESNO ONLY

CRIMINAL CASE PROCESSING
TIME ---- ARREST TO TRIALTABLE
1A

REPORT COVERS { ALL TERMINATIONS DURING ☒ FEB, 1976 OTHER SPECIFIED PERIOD OF { a) ☐ All Offenses c) ☐ All Misdemeanors (except petty offenses)
 { ☐ CALENDAR YR. 1974 .. OR .. { b) ☐ Felonies d) ☐

INTERVAL	TIME SPAN CATEGORIES (DAYS)	GROSS TIME		NET TIME*		TIME SPAN CATEGORIES (DAYS)
		NUMBER OF DEFENDANTS	CUMULATIVE % OF DEFENDANTS	NUMBER OF DEFENDANTS		
I. INDICTMENT (OR INITIAL APPEARANCE) TO TRIAL, GUILTY PLEA, OR DISMISSAL	0- 40	15	(33 % (39 %	18		0- 40
	41- 70	5	(43)	(52)	6	41- 70
	71- 90	2	(48)	(57)	2	71- 90
	91-130	7	(63)	(72)	7	91-130
	131-160	5	(74)	(80)	4	131-160
	161-190	6	(87)	(91)	5	161-190
	191-250	2	(91)	(93)	1	191-250
	251-310	0	(91)	(93)	0	251-310
	311 Plus	4	(100)	(100)	3	311 Plus
PART I TOTAL		46	#			
II. ARREST (OR SERVICE OF SUMMONS) TO TRIAL, GUILTY PLEA, OR DISMISSAL	0- 40	7	(18 % (20 %	8		0- 40
	41- 70	1	(20)	(25)	2	41- 70
	71-100	7	(38)	(43)	7	71-100
	101-125	7	(55)	(60)	7	101-125
	126-150	1	(58)	(68)	3	126-150
	151-175	5	(70)	(78)	4	151-175
	176-250	7	(88)	(90)	5	176-250
	251-310	0	(88)	(90)	0	251-310
	311 Plus	5	(100)	(100)	4	311 Plus
PART II TOTAL		40	#			

DO NOT INCLUDE DEFENDANTS ARRESTED OR SERVED AFTER INDICTMENT

*“NET TIME” IS “GROSS TIME” LESS ANY EXCLUDABLE DELAY PER § 3161(h)

#TOTALS FOR PART I & PART II WILL NOT NECESSARILY AGREE

EASTERN DISTRICT OF CALIFORNIA

CRIMINAL CASE PROCESSING
TIME ——— ARREST TO TRIALTABLE
1A

REPORT COVERS { ALL TERMINATIONS DURING { FEB, 1976 { OTHER SPECIFIED PERIOD { March 1976 { OF { a) ☐ All Offenses c) ☐ All Misdemeanors (except petty offenses) { b) ☐ Felonies d) ☐

INTERVAL	TIME SPAN CATEGORIES (DAYS)	GROSS TIME		NET TIME*		TIME SPAN CATEGORIES (DAYS)
		NUMBER OF DEFENDANTS	CUMULATIVE % OF DEFENDANTS	NUMBER OF DEFENDANTS		
I. INDICTMENT (OR INITIAL APPEARANCE) TO TRIAL, GUILTY PLEA, OR DISMISSAL	0- 40	12	(29 %)	(33 %)	14	0- 40
	41- 70	4	(38)	(45)	5	41- 70
	71- 90	2	(43)	(50)	2	71- 90
	91-130	9	(64)	(71)	9	91-130
	131-160	11	(90)	(90)	8	131-160
	161-190	1	(93)	(93)	1	161-190
	191-250	0	(93)	(93)	0	191-250
	251-310	0	(93)	(93)	0	251-310
	311 Plus	3	(100)	(100)	3	311 Plus
	PART I TOTAL	42	#			
II. ARREST (OR SERVICE OF SUMMONS) TO TRIAL, GUILTY PLEA, OR DISMISSAL	0- 40	3	(17 %)	(22 %)	4	0- 40
	41- 70	3	(33)	(44)	4	41- 70
	71-100	1	(39)	(50)	1	71-100
	101-125	5	(67)	(67)	3	101-125
	126-160	4	(89)	(89)	4	126-160
	161-175	1	(94)	(94)	1	161-175
	176-250	0	(94)	(94)	0	176-250
	251-310	0	(94)	(94)	0	251-310
	311 Plus	1	(100)	(100)	1	311 Plus
	PART II TOTAL	18	#			

DO NOT INCLUDE DEFEN-
DANTS ARRESTED OR
SERVED AFTER INDICTMENT

*“NET TIME” IS “GROSS TIME” LESS ANY EXCLUDABLE DELAY PER § 3161(h)

#TOTALS FOR PART I & PART II WILL NOT NECESSARILY AGREE

SACTO. ONLY

CRIMINAL CASE PROCESSING
TIME ---- ARREST TO TRIALTABLE
1AREPORT
COVERS

ALL TERMINATIONS DURING

☒ ~~XXX~~ 1976 Mar.

OTHER SPECIFIED PERIOD

☐ CALENDAR YR. 1974 .. ORa) ☒ All Offensesc) ☐ All Misdemeanors
(except petty offenses)b) ☐ Feloniesd) ☐

INTERVAL

I.

INDICTMENT (OR
INITIAL APPEARANCE)
TO TRIAL,
GUILTY PLEA, OR
DISMISSAL

TIME SPAN CATEGORIES (DAYS)	GROSS TIME		NET TIME*		TIME SPAN CATEGORIES (DAYS)
	NUMBER OF DEFENDANTS	CUMULATIVE % OF DEFENDANTS	NUMBER OF DEFENDANTS		
0- 40	4	31 %	46 %	6	0- 40
41- 70	1	38	62	2	41- 70
71- 90	1	46	69	1	71- 90
91-130	4	77	100	4	91-130
131-160	3	100	100	0	131-160
161-190	0	100	100	0	161-190
191-250	0	100	100	0	191-250
251-310	0	100	100	0	251-310
311 Plus	0	100	100	0	311 Plus
PART I TOTAL ▶ 13 #					

II.

ARREST (OR
SERVICE OF
SUMMONS)
TO TRIAL,
GUILTY PLEA, OR
DISMISSALDO NOT INCLUDE DEFEN-
DANTS ARRESTED OR
SERVED AFTER INDICTMENT

0- 40	1	14 %	29 %	2	0- 40
41- 70	2	43	71	3	41- 70
71-100	0	43	71	0	71-100
101-125	2	71	71	0	101-125
126-150	2	100	100	2	126-150
151-175	0	100	100	0	151-175
176-250	0	100	100	0	176-250
251-310	0	100	100	0	251-310
311 Plus	0	100	100	0	311 Plus
PART II TOTAL ▶ 7 #					

*“NET TIME” IS “GROSS TIME” LESS ANY EXCLUDABLE DELAY PER § 3161(h)

#TOTALS FOR PART I & PART II WILL NOT NECESSARILY AGREE

FRESNO ONLY

CRIMINAL CASE PROCESSING
TIME ---- ARREST TO TRIALREPORT COVERS { ALL TERMINATIONS DURING
FEB, 1976
CALENDAR YR. 1974 .. OROTHER SPECIFIED PERIOD
March 1976OF { a) All Offenses
b) Feloniesc) All Misdemeanors
(except petty offenses)
d)

INTERVAL

I.

INDICTMENT (OR
INITIAL APPEARANCE)
TO TRIAL,
GUILTY PLEA, OR
DISMISSAL

TIME SPAN CATEGORIES (DAYS)	GROSS TIME		NET TIME*		TIME SPAN CATEGORIES (DAYS)
	NUMBER OF DEFENDANTS	CUMULATIVE % OF DEFENDANTS	NUMBER OF DEFENDANTS	CUMULATIVE % OF DEFENDANTS	
0- 40	8	27 %	8	27 %	0- 40
41- 70	3	38	3	38	41- 70
71- 90	1	40	1	40	71- 90
91-130	5	59	5	59	91-130
131-160	8	86	8	86	131-160
161-190	1	90	1	90	161-190
191-250	0	90	0	90	191-250
251-310	0	90	0	90	251-310
311 Plus	3	100	3	100	311 Plus
PART I TOTAL		29 #			

II.

ARREST (OR
SERVICE OF
SUMMONS)
TO TRIAL,
GUILTY PLEA, OR
DISMISSALDO NOT INCLUDE DEFEN-
DANTS ARRESTED OR
SERVED AFTER INDICTMENT

0- 40	2	18 %	2	18 %	0- 40
41- 70	1	27	1	27	41- 70
71-100	1	36	1	36	71-100
101-125	3	64	3	64	101-125
126-150	2	82	2	82	126-150
151-175	1	91	1	91	151-175
176-250	0	91	0	91	176-250
251-310	0	91	0	91	251-310
311 Plus	1	100	1	100	311 Plus
PART II TOTAL		11 #			

*“NET TIME” IS “GROSS TIME” LESS ANY EXCLUDABLE DELAY PER § 3161(h)

#TOTALS FOR PART I & PART II WILL NOT NECESSARILY AGREE

EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO & FRESNOCRIMINAL CASE PROCESSING
TIME ——— ARREST TO TRIALTABLE
1AREPORT
COVERS

ALL TERMINATIONS DURING

FEB, 1976

OTHER SPECIFIED PERIOD

April 1976

OF

a) ☒ All Offensesc) ☐All Misdemeanors
(except petty offenses)b) ☐ Feloniesd) ☐

INTERVAL

I.

INDICTMENT (OR
INITIAL APPEARANCE)
TO TRIAL,
GUILTY PLEA, OR
DISMISSAL

TIME SPAN CATEGORIES (DAYS)	GROSS TIME		NET TIME*		TIME SPAN CATEGORIES (DAYS)
	NUMBER OF DEFENDANTS	CUMULATIVE % OF DEFENDANTS	NUMBER OF DEFENDANTS	CUMULATIVE % OF DEFENDANTS	
0- 40	23	38 %	28	46 %	0- 40
41- 70	17	66	14	69	41- 70
71- 90	3	70	2	72	71- 90
91-130	8	84	11	90	91-130
131-160	1	85	0	90	131-160
161-190	3	90	2	93	161-190
191-250	1	92	1	95	191-250
251-310	2	95	2	98	251-310
311 Plus	3	100	1	100	311 Plus
PART I TOTAL		61 #			

II.

ARREST (OR
SERVICE OF
SUMMONS)
TO TRIAL,
GUILTY PLEA, OR
DISMISSALDO NOT INCLUDE DEFEN-
DANTS ARRESTED OR
SERVED AFTER INDICTMENT

0- 40	8	30 %	8	30 %	0- 40
41- 70	9	63	10	67	41- 70
71-100	2	70	2	74	71-100
101-125	1	74	1	78	101-125
126-150	2	81	2	85	126-150
151-175	1	85	1	89	151-175
176-250	2	93	3	100	176-250
251-310	0	93	0	100	251-310
311 Plus	2	100	0	100	311 Plus
PART II TOTAL		27 #			

* "NET TIME" IS "GROSS TIME" LESS ANY EXCLUDABLE DELAY PER § 3161(h)

TOTALS FOR PART I & PART II WILL NOT NECESSARILY AGREE

EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO ONLYCRIMINAL CASE PROCESSING
TIME ——— ARREST TO TRIALTABLE
1A

REPORT COVERS { ALL TERMINATIONS DURING { OTHER SPECIFIED PERIOD { a) ☒ All Offenses c) All Misdemeanors (except petty offenses)
 { FEB, 1976 { April 1976 OF { b) Felonies d) _____
 { CALENDAR YR. 1974 OR _____

INTERVAL	GROSS TIME				NET TIME*			
	TIME SPAN CATEGORIES (DAYS)	NUMBER OF DEFENDANTS		CUMULATIVE % OF DEFENDANTS	NUMBER OF DEFENDANTS		TIME SPAN CATEGORIES (DAYS)	
		↓			↓			
I. INDICTMENT (OR INITIAL APPEARANCE) TO TRIAL, GUILTY PLEA, OR DISMISSAL	0- 40	9	(31)	% (41) %	12	0- 40		
	41- 70	12	(72)	(76)	10	41- 70		
	71- 90	1	(76)	(79)	1	71- 90		
	91-130	4	(90)	(97)	5	91-130		
	131-160	1	(93)	(97)	0	131-160		
	161-190	0	(93)	(100)	1	161-190		
	191-250	0	(93)	(100)	0	191-250		
	251-310	0	(93)	(100)	0	251-310		
	311 Plus	2	(100)	(100)	0	311 Plus		
PART I TOTAL		29	#					
II. ARREST (OR SERVICE OF SUMMONS) TO TRIAL, GUILTY PLEA, OR DISMISSAL	0- 40	3	(38)	% (38) %	3	0- 40		
	41- 70	3	(75)	(75)	3	41- 70		
	71-100	0	(75)	(88)	1	71-100		
	101-125	0	(75)	(88)	0	101-125		
	126-150	0	(75)	(88)	0	126-150		
	151-175	0	(75)	(88)	0	151-175		
	176-250	0	(75)	(100)	1	176-250		
	251-310	0	(75)	(100)	0	251-310		
	311 Plus	2	(100)	(100)	0	311 Plus		
PART II TOTAL		8	#					

DO NOT INCLUDE DEFENDANTS ARRESTED OR SERVED AFTER INDICTMENT

**"NET TIME" IS "GROSS TIME" LESS ANY EXCLUDABLE DELAY PER § 3161(h)

#TOTALS FOR PART I & PART II WILL NOT NECESSARILY AGREE

FRESNO ONLY
EASTERN DISTRICT OF CALIFORNIA

CRIMINAL CASE PROCESSING
TIME ---- ARREST TO TRIAL

TABLE
1A

REPORT COVERS { ALL TERMINATIONS DURING
☐ FEB, 1976
☐ CALENDAR YR. 1974 OR April 1976 OTHER SPECIFIED PERIOD
 OF { a) ☐ All Offenses c) ☐ All Misdemeanors (except petty offenses)
 b) ☐ Felonies d) ☐

INTERVAL	GROSS TIME				NET TIME*			
	TIME SPAN CATEGORIES (DAYS)	NUMBER OF DEFENDANTS	CUMULATIVE % OF DEFENDANTS		NUMBER OF DEFENDANTS	CUMULATIVE % OF DEFENDANTS		TIME SPAN CATEGORIES (DAYS)
I. INDICTMENT (OR INITIAL APPEARANCE) TO TRIAL, GUILTY PLEA, OR DISMISSAL	0- 40	14	44	%	50	%	16	0- 40
	41- 70	5	59		63		4	41- 70
	71- 90	2	66		65		1	71- 90
	91-130	4	78		84		6	91-130
	131-160	0	78		84		0	131-160
	161-190	3	88		87		1	161-190
	191-250	1	91		90		1	191-250
	251-310	2	97		96		2	251-310
	311 Plus	1	100		100		1	311 Plus
	PART I TOTAL	32	#					
II. ARREST (OR SERVICE OF SUMMONS) TO TRIAL, GUILTY PLEA, OR DISMISSAL	0- 40	5	26	%	26	%	5	0- 40
	41- 70	6	58		63		7	41- 70
	71-100	2	68		68		1	71-100
	101-125	1	74		74		1	101-125
	126-150	2	84		84		2	126-150
	151-175	1	89		89		1	151-175
	176-250	2	100		100		2	176-250
	251-310	0	100		100		0	251-310
	311 Plus	0	100		100		0	311 Plus
	PART II TOTAL	19	#					

DO NOT INCLUDE DEFENDANTS ARRESTED OR SERVED AFTER INDICTMENT

*"NET TIME" IS "GROSS TIME" LESS ANY EXCLUDABLE DELAY PER § 3161(h)

#TOTALS FOR PART I & PART II WILL NOT NECESSARILY AGREE

EASTERN DISTRICT OF CALIFORNIA

CRIMINAL CASE PROCESSING
TIME BY PROSECUTIVE INTERVALSTABLE
1BREPORT
COVERS

ALL TERMINATIONS DURING

FEB, 1976

OTHER SPECIFIED PERIOD

☒ CALENDAR YR 1974 ORa) ☒ All Offensesc) ☐ All Misdemeanors
(except petty offenses)b) ☐ Feloniesd) ☐

INTERVAL

1.

ARREST (OR
SERVICE OF
SUMMONS) TO
INDICTMENTDO NOT INCLUDE DEFEN-
DANTS ARRESTED OR
SERVED AFTER INDICTMENT

INTERVAL	TIME SPAN CATEGORIES (DAYS)	GROSS TIME		NET TIME*	
		NUMBER OF DEFENDANTS	CUMULATIVE % OF DEFENDANTS	NUMBER OF DEFENDANTS	TIME SPAN CATEGORIES (DAYS)
1. ARREST (OR SERVICE OF SUMMONS) TO INDICTMENT	0- 30		%		0- 30
	31- 35				31- 35
	36- 45				36- 45
	46- 60				46- 60
	61- 90				61- 90
	91 Plus				91 Plus
INTERVAL 1 TOTAL			#		

2.

INDICTMENT (OR
INITIAL APPEARANCE)
TO ARRAIGNMENT(OR PRE-ARRAIGNMENT
DISMISSAL)

2. INDICTMENT (OR INITIAL APPEARANCE) TO ARRAIGNMENT (OR PRE-ARRAIGNMENT DISMISSAL)	0-10	466	46 %		0-10
	11-21	110	57		11-21
	22-42	204	77		22-42
	43-84	143	91		43-84
	85 Plus	89	100		85 Plus
INTERVAL 2 TOTAL		1012	#		

3.

ARRAIGNMENT
TO TRIAL,
GUILTY PLEA, OR
DISMISSAL

3. ARRAIGNMENT TO TRIAL, GUILTY PLEA, OR DISMISSAL	0- 30	612	66 %		0- 30
	31- 60	79	74		31- 60
	61- 80	47	79		61- 80
	81-120	53	85		81-120
	121-180	44	90		121-180
	181-300	52	95		181-300
	300 Plus	43	100		300 Plus
INTERVAL 3 TOTAL		930	#		

4.

CONVICTION TO
SENTENCING

4. CONVICTION TO SENTENCING	0-30	653	81 %		
	31-45	75	90		
	46-84	51	96		
	84 Plus	31	100		

*SEE NOTE ON TABLE 1A

#INTERVAL TOTALS WILL NOT NECESSARILY AGREE

SACRAMENTO ONLY

CRIMINAL CASE PROCESSING

TIME BY PROSECUTIVE INTERVALS

TABLE
1BREPORT
COVERS

ALL TERMINATIONS DURING

FEB, 1976

OTHER SPECIFIED PERIOD

☒ CALENDAR YR 1974... ORa) ☒ All Offensesc) ☐ All Misdemeanors
(except petty offenses)b) ☐ Feloniesd) ☐

INTERVAL

1.

ARREST (OR
SERVICE OF
SUMMONS) TO
INDICTMENTDO NOT INCLUDE DEFEN-
DANTS ARRESTED OR
SERVED AFTER INDICTMENT

TIME SPAN CATEGORIES (DAYS)	GROSS TIME		NET TIME*	
	NUMBER OF DEFENDANTS	CUMULATIVE % OF DEFENDANTS	NUMBER OF DEFENDANTS	TIME SPAN CATEGORIES (DAYS)
0- 30		%		0- 30
31- 35				31- 35
36- 45				36- 45
46- 60				46- 60
61- 90				61- 90
91 Plus				91 Plus
INTERVAL 1 TOTAL		#		

2.

INDICTMENT (OR
INITIAL APPEARANCE)
TO ARRAIGNMENT(OR PRE-ARRAIGNMENT
DISMISSAL)

0-10	223	41 %	%	0-10
11-21	67	54		11-21
22-42	103	73		22-42
43-84	94	90		43-84
85 Plus	53	100		85 Plus
INTERVAL 2 TOTAL	540	#		

3.

ARRAIGNMENT
TO TRIAL,
GUILTY PLEA, OR
DISMISSAL

0- 30	308	63 %	%	0- 30
31- 60	29	69		31- 60
61- 80	25	74		61- 80
81-120	32	81		81-120
121-180	29	87		121-180
181-300	29	92		181-300
300 Plus	37	100		300 Plus
INTERVAL 3 TOTAL	489	#		

4.

CONVICTION TO
SENTENCING

0-30	328	75 %	
31-45	57	88	
46-84	37	96	
84 Plus	18	100	

*SEE NOTE ON TABLE 1A

#INTERVAL TOTALS WILL NOT NECESSARILY AGREE

FRESNO ONLY

CRIMINAL CASE PROCESSING TIME BY PROSECUTIVE INTERVALS

TABLE
1BREPORT
COVERS
 ALL TERMINATIONS DURING
☒ FEB, 1976
☐ CALENDAR YR 1974... OR
 OTHER SPECIFIED PERIOD

 OF ☒ a) All Offenses c) All Misdemeanors
 (except petty offenses)
☐ b) Felonies d)

INTERVAL	TIME SPAN CATEGORIES (DAYS)	GROSS TIME		NET TIME*	
		NUMBER OF DEFENDANTS	CUMULATIVE % OF DEFENDANTS	NUMBER OF DEFENDANTS	TIME SPAN CATEGORIES (DAYS)
1. ARREST (OR SERVICE OF SUMMONS) TO INDICTMENT DO NOT INCLUDE DEFENDANTS ARRESTED OR SERVED AFTER INDICTMENT	0- 30		%		0- 30
	31- 35				31- 35
	36- 45				36- 45
	46- 60				46- 60
	61- 90				61- 90
	91 Plus				91 Plus
INTERVAL 1 TOTAL			#		
2. INDICTMENT (OR INITIAL APPEARANCE) TO ARRAIGNMENT (OR PRE-ARRAIGNMENT DISMISSAL)	0-10	243	51 %		0-10
	11-21	43	61		11-21
	22-42	101	82		22-42
	43-84	49	92		43-84
	85 Plus	36	100		85 Plus
INTERVAL 2 TOTAL		472	#		
3. ARRAIGNMENT TO TRIAL, GUILTY PLEA, OR DISMISSAL	0- 30	304	69 %		0- 30
	31- 60	50	80		31- 60
	61- 80	22	85		61- 80
	81-120	21	90		81-120
	121-180	15	93		121-180
	181-300	23	99		181-300
	300 Plus	6	100		300 Plus
INTERVAL 3 TOTAL		441	#		
4. CONVICTION TO SENTENCING	0-30	332	90 %		
	31-45	13	93		
	46-84	12	96		
	84 Plus	13	100		

*SEE NOTE ON TABLE 1A

#INTERVAL TOTALS WILL NOT NECESSARILY AGREE

EASTERN DISTRICT OF CALIFORNIA

CRIMINAL CASE PROCESSING
TIME BY PROSECUTIVE INTERVALSTABLE
1B

REPORT COVERS { ALL TERMINATIONS DURING X FEB, 1976 } OTHER SPECIFIED PERIOD { a) All Offenses c) All Misdemeanors (except petty offenses)
 { CALENDAR YR 1974... OR } OF { b) Felonies d)

INTERVAL	TIME SPAN CATEGORIES (DAYS)	GROSS TIME		NET TIME*	
		NUMBER OF DEFENDANTS	CUMULATIVE % OF DEFENDANTS	NUMBER OF DEFENDANTS	TIME SPAN CATEGORIES (DAYS)
1. ARREST (OR SERVICE OF SUMMONS) TO INDICTMENT DO NOT INCLUDE DEFENDANTS ARRESTED OR SERVED AFTER INDICTMENT	0-30	37	82 %	82 %	37
	31-35	2	87	87	2
	36-45	1	89	89	1
	46-60	1	91	91	1
	61-90	2	96	96	2
	91 Plus	2	100	100	2
	INTERVAL 1 TOTAL	45 #			
2. INDICTMENT (OR INITIAL APPEARANCE) TO ARRAIGNMENT (OR PRE-ARRAIGNMENT DISMISSAL)	0-10	25	43 %	52 %	30
	11-21	1	45	55	2
	22-42	18	76	84	17
	43-84	11	95	100	9
	85 Plus	3	100	100	0
	INTERVAL 2 TOTAL	58 #			
3. ARRAIGNMENT TO TRIAL, GUILTY PLEA, OR DISMISSAL	0-30	23	40 %	41 %	24
	31-60	10	57	62	12
	61-80	5	66	71	5
	81-120	6	76	79	5
	121-180	8	90	91	7
	181-300	2	93	95	2
	300 Plus	4	100	100	3
	INTERVAL 3 TOTAL	58 #			
4. CONVICTION TO SENTENCING	0-30	38	86 %		
	31-45	5	98		
	46-84	0	98		
	84 Plus	1	100		

*SEE NOTE ON TABLE 1A

#INTERVAL TOTALS WILL NOT NECESSARILY AGREE

SACTO. ONLY

CRIMINAL CASE PROCESSING TIME BY PROSECUTIVE INTERVALS

TABLE
1B

REPORT COVERS { ALL TERMINATIONS DURING ☒ FEB, 1976 OTHER SPECIFIED PERIOD OF { a) ☒ All Offenses c) ☐ All Misdemeanors (except petty offenses)
☐ CALENDAR YR 1974... OR b) ☐ Felonies d) ☐

INTERVAL	GROSS TIME			NET TIME*		
	TIME SPAN CATEGORIES (DAYS)	NUMBER OF DEFENDANTS	CUMULATIVE % OF DEFENDANTS	NUMBER OF DEFENDANTS	TIME SPAN CATEGORIES (DAYS)	
1. ARREST (OR SERVICE OF SUMMONS) TO INDICTMENT DO NOT INCLUDE DEFENDANTS ARRESTED OR SERVED AFTER INDICTMENT	0- 30	5	100 %	100 %	5	0- 30
	31- 35	0	100	100	0	31- 35
	36- 45	0	100	100	0	36- 45
	46- 60	0	100	100	0	46- 60
	61- 90	0	100	100	0	61- 90
	91 Plus	0	100	100	0	91 Plus
	INTERVAL 1 TOTAL	5	#			
2. INDICTMENT (OR INITIAL APPEARANCE) TO ARRAIGNMENT (OR PRE-ARRAIGNMENT DISMISSAL)	0-10	6	50 %	83 %	10	0-10
	11-21	0	50	83	0	11-21
	22-42	2	67	100	2	22-42
	43-84	3	92	100	0	43-84
	85 Plus	1	100	100	0	85 Plus
	INTERVAL 2 TOTAL	12	#			
3. ARRAIGNMENT TO TRIAL, GUILTY PLEA, OR DISMISSAL	0- 30	5	42 %	50 %	6	0- 30
	31- 60	4	75	83	4	31- 60
	61- 80	1	83	92	1	61- 80
	81-120	2	100	100	1	81-120
	121-180	0	100	100	0	121-180
	181-300	0	100	100	0	181-300
	300 Plus	0	100	100	0	300 Plus
	INTERVAL 3 TOTAL	12	#			
4. CONVICTION TO SENTENCING	0-30	8	73 %			
	31-45	3	100			
	46-84	0	100			
	84 Plus	0	100			

*SEE NOTE ON TABLE 1A

*INTERVAL TOTALS WILL NOT NECESSARILY AGREE

FRESNO ONLY

CRIMINAL CASE PROCESSING
TIME BY PROSECUTIVE INTERVALSTABLE
1B

REPORT COVERS { ALL TERMINATIONS DURING ☒ FEB, 1976 OTHER SPECIFIED PERIOD ☐ OF { a) ☐ All Offenses c) ☐ All Misdemeanors (except petty offenses)
☐ CALENDAR YR 1974 OR ☐ b) ☐ Felonies d) ☐

INTERVAL	GROSS TIME			NET TIME*		
	TIME SPAN CATEGORIES (DAYS)	NUMBER OF DEFENDANTS	CUMULATIVE % OF DEFENDANTS	NUMBER OF DEFENDANTS	TIME SPAN CATEGORIES (DAYS)	
1. ARREST (OR SERVICE OF SUMMONS) TO INDICTMENT DO NOT INCLUDE DEFENDANTS ARRESTED OR SERVED AFTER INDICTMENT	0- 30	32	80 %	80 %	32	0- 30
	31- 35	2	85	85	2	31- 35
	36- 45	1	88	88	1	36- 45
	46- 60	1	90	90	1	46- 60
	61- 90	2	95	95	2	61- 90
	91 Plus	2	100	100	2	91 Plus
	INTERVAL 1 TOTAL	40 #				
2. INDICTMENT (OR INITIAL APPEARANCE) TO ARRAIGNMENT (OR PRE-ARRAIGNMENT DISMISSAL)	0-10	19	41 %	43 %	20	0-10
	11-21	1	43	48	2	11-21
	22-42	16	90	80	15	22-42
	43-84	8	96	100	9	43-84
	85 Plus	2	100	100	0	85 Plus
	INTERVAL 2 TOTAL	46 #				
3. ARRAIGNMENT TO TRIAL, GUILTY PLEA, OR DISMISSAL	0- 30	18	39 %	39 %	18	0- 30
	31- 60	6	52	57	8	31- 60
	61- 80	4	61	65	4	61- 80
	81-120	4	70	74	4	81-120
	121-180	8	87	89	7	121-180
	181-300	2	91	93	2	181-300
	300 Plus	4	100	100	3	300 Plus
	INTERVAL 3 TOTAL	46 #				
4. CONVICTION TO SENTENCING	0-30	30	91 %			
	31-45	2	97			
	46-84	0	97			
	84 Plus	1	100			

*SEE NOTE ON TABLE 1A

#INTERVAL TOTALS WILL NOT NECESSARILY AGREE

EASTERN DISTRICT OF CALIFORNIA

CRIMINAL CASE PROCESSING
TIME BY PROSECUTIVE INTERVALSTABLE
1BREPORT COVERS { ALL TERMINATIONS DURING
FEB, 1976
CALENDAR YR 1974 .. OROTHER SPECIFIED PERIOD
March 1976{ a) All Offenses
b) Feloniesc) All Misdemeanors
(except petty offenses)
d)

INTERVAL	GROSS TIME			NET TIME*		
	TIME SPAN CATEGORIES (DAYS)	NUMBER OF DEFENDANTS	CUMULATIVE % OF DEFENDANTS	NUMBER OF DEFENDANTS	TIME SPAN CATEGORIES (DAYS)	
1. ARREST (OR SERVICE OF SUMMONS) TO INDICTMENT DO NOT INCLUDE DEFENDANTS ARRESTED OR SERVED AFTER INDICTMENT	0-30	15	88 %	88 %	15	0-30
	31-35	0	88	88	0	31-35
	36-45	0	88	88	0	36-45
	46-60	1	94	94	1	46-60
	61-90	0	94	94	0	61-90
	91 Plus	1	100	100	1	91 Plus
INTERVAL 1 TOTAL		17	#			
2. INDICTMENT (OR INITIAL APPEARANCE) TO ARRAIGNMENT (OR PRE-ARRAIGNMENT DISMISSAL)	0-10	18	43 %	55 %	23	0-10
	11-21	8	62	71	7	11-21
	22-42	8	81	86	6	22-42
	43-84	5	93	95	4	43-84
	85 Plus	3	100	100	2	85 Plus
INTERVAL 2 TOTAL		42	#			
3. ARRAIGNMENT TO TRIAL, GUILTY PLEA, OR DISMISSAL	0-30	16	38 %	40 %	17	0-30
	31-60	4	48	50	4	31-60
	61-80	5	60	62	5	61-80
	81-120	10	83	83	9	81-120
	121-180	3	90	90	3	121-180
	181-300	1	93	93	1	181-300
	300 Plus	3	100	100	3	300 Plus
INTERVAL 3 TOTAL		42	#			
4. CONVICTION TO SENTENCING	0-30	17	81 %			
	31-45	1	86			
	46-84	3	100			
	84 Plus	0	100			

*SEE NOTE ON TABLE 1A

#INTERVAL TOTALS WILL NOT NECESSARILY AGREE

SACRAMENTO ONLY

CRIMINAL CASE PROCESSING TIME BY PROSECUTIVE INTERVALS

TABLE
1B

REPORT COVERS { ALL TERMINATIONS DURING
☐ FEB, 1976
☐ CALENDAR YR 1974... OR ☐ OTHER SPECIFIED PERIOD March 1976 OF { a) ☐ All Offenses c) ☐ All Misdemeanors (except petty offenses)
b) ☐ Felonies d) ☐

INTERVAL	GROSS TIME			NET TIME*		
	TIME SPAN CATEGORIES (DAYS)	NUMBER OF DEFENDANTS	CUMULATIVE % OF DEFENDANTS	NUMBER OF DEFENDANTS	TIME SPAN CATEGORIES (DAYS)	
1. ARREST (OR SERVICE OF SUMMONS) TO INDICTMENT DO NOT INCLUDE DEFENDANTS ARRESTED OR SERVED AFTER INDICTMENT	0- 30	7	100 %	7	0- 30	
	31- 35	0	100	0	31- 35	
	36- 45	0	100	0	36- 45	
	46- 60	0	100	0	46- 60	
	61- 90	0	100	0	61- 90	
	91 Plus	0	100	0	91 Plus	
	INTERVAL 1 TOTAL	7	#			
2. INDICTMENT (OR INITIAL APPEARANCE) TO ARRAIGNMENT (OR PRE-ARRAIGNMENT DISMISSAL)	0-10	4	31 %	9	0-10	
	11-21	5	69	4	11-21	
	22-42	2	85	0	22-42	
	43-84	1	92	0	43-84	
	85 Plus	1	100	0	85 Plus	
	INTERVAL 2 TOTAL	13	#			
3. ARRAIGNMENT TO TRIAL, GUILTY PLEA, OR DISMISSAL	0- 30	4	31 %	5	0- 30	
	31- 60	3	54	3	31- 60	
	61- 80	1	62	1	61- 80	
	81-120	5	100	4	81-120	
	121-180	0	100	0	121-180	
	181-300	0	100	0	181-300	
	300 Plus	0	100	0	300 Plus	
	INTERVAL 3 TOTAL	13	#			
4. CONVICTION TO SENTENCING	0-30	5	38 %			
	31-45	7	92			
	46-84	1	100			
	84 Plus	0	100			

*SEE NOTE ON TABLE 1A

#INTERVAL TOTALS WILL NOT NECESSARILY AGREE

FRESNO ONLY

CRIMINAL CASE PROCESSING
TIME BY PROSECUTIVE INTERVALSTABLE
1B

REPORT COVERS { ALL TERMINATIONS DURING
 { FEB, 1976
 { CALENDAR YR 1974... OR OTHER SPECIFIED PERIOD March 1976 OF { a) All Offenses c) All Misdemeanors (except petty offenses)
 { b) Felonies d) _____

INTERVAL	GROSS TIME			NET TIME*		
	TIME SPAN CATEGORIES (DAYS)	NUMBER OF DEFENDANTS	CUMULATIVE % OF DEFENDANTS	NUMBER OF DEFENDANTS	TIME SPAN CATEGORIES (DAYS)	
1. ARREST (OR SERVICE OF SUMMONS) TO INDICTMENT DO NOT INCLUDE DEFENDANTS ARRESTED OR SERVED AFTER INDICTMENT	0- 30	8	80 %	80 %	8	0- 30
	31- 35	0	80	80	0	31- 35
	36- 45	0	80	80	0	36- 45
	46- 60	1	90	90	1	46- 60
	61- 90	0	90	90	0	61- 90
	91 Plus	1	100	100	1	91 Plus
	INTERVAL 1 TOTAL	10	#			
2. INDICTMENT (OR INITIAL APPEARANCE) TO ARRAIGNMENT (OR PRE-ARRAIGNMENT DISMISSAL)	0-10	14	46 %	46 %	14	0-10
	11-21	3	57	57	3	11-21
	22-42	6	79	79	6	22-42
	43-84	4	93	93	4	43-84
	85 Plus	2	100	100	2	85 Plus
	INTERVAL 2 TOTAL	29	#			
3. ARRAIGNMENT TO TRIAL, GUILTY PLEA, OR DISMISSAL	0- 30	12	41 %	41 %	12	0- 30
	31- 60	1	45	45	1	31- 60
	61- 80	4	59	59	4	61- 80
	81-120	5	76	76	5	81-120
	121-180	3	86	86	3	121-180
	181-300	1	90	90	1	181-300
	300 Plus	3	100	100	3	300 Plus
	INTERVAL 3 TOTAL	29	#			
4. CONVICTION TO SENTENCING	0-30	12	67 %			
	31-45	4	89			
	46-84	2	100			
	84 Plus	0	100			

*SEE NOTE ON TABLE 1A

#INTERVAL TOTALS WILL NOT NECESSARILY AGREE

CRIMINAL CASE PROCESSING
TIME BY PROSECUTIVE INTERVALSTABLE
1B

REPORT COVERS { ALL TERMINATIONS DURING
☐ FEB, 1976
☐ CALENDAR YR 1974 OR ☐ OTHER SPECIFIED PERIOD April 1976
 OF { a) ☒ All Offenses c) ☐ All Misdemeanors (except petty offenses)
 b) ☐ Felonies d) ☐

INTERVAL	GROSS TIME			NET TIME*		
	TIME SPAN CATEGORIES (DAYS)	NUMBER OF DEFENDANTS	CUMULATIVE % OF DEFENDANTS	NUMBER OF DEFENDANTS	TIME SPAN CATEGORIES (DAYS)	
1. ARREST (OR SERVICE OF SUMMONS) TO INDICTMENT DO NOT INCLUDE DEFENDANTS ARRESTED OR SERVED AFTER INDICTMENT	0-30	21	78 %	81 %	22	0-30
	31-35	0	78	81	0	31-35
	36-45	4	93	93	3	36-45
	46-60	0	93	93	0	46-60
	61-90	2	100	100	2	61-90
	91 Plus	0	100	100	0	91 Plus
	INTERVAL 1 TOTAL	27	#			
2. INDICTMENT (OR INITIAL APPEARANCE) TO ARRAIGNMENT (OR PRE-ARRAIGNMENT DISMISSAL)	0-10	33	54 %	57 %	35	0-10
	11-21	12	74	79	13	11-21
	22-42	8	87	95	10	22-42
	43-84	3	92	97	1	43-84
	85 Plus	5	100	100	2	85 Plus
	INTERVAL 2 TOTAL	61	#			
3. ARRAIGNMENT TO TRIAL, GUILTY PLEA, OR DISMISSAL	0-30	23	38 %	38 %	23	0-30
	31-60	18	67	70	20	31-60
	61-80	5	75	79	5	61-80
	81-120	6	85	89	6	81-120
	121-180	3	90	93	3	121-180
	181-300	3	95	98	3	181-300
	300 Plus	3	100	100	1	300 Plus
	INTERVAL 3 TOTAL	61	#			
4. CONVICTION TO SENTENCING	0-30	45	78 %			
	31-45	12	98			
	46-84	1	100			
	84 Plus	0	100			

*SEE NOTE ON TABLE 1A

#INTERVAL TOTALS WILL NOT NECESSARILY AGREE

EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO ONLYCRIMINAL CASE PROCESSING
TIME BY PROSECUTIVE INTERVALSTABLE
1B

REPORT COVERS { ALL TERMINATIONS DURING
☐ FEB, 1976
☐ CALENDAR YR 1974 OR ☐ OTHER SPECIFIED PERIOD April 1976
 OF { a) ☒ All Offenses c) ☐ All Misdemeanors (except petty offenses)
 b) ☐ Felonies d) ☐

INTERVAL	GROSS TIME				NET TIME*	
	TIME SPAN CATEGORIES (DAYS)	NUMBER OF DEFENDANTS	CUMULATIVE % OF DEFENDANTS		NUMBER OF DEFENDANTS	TIME SPAN CATEGORIES (DAYS)
1. ARREST (OR SERVICE OF SUMMONS) TO INDICTMENT DO NOT INCLUDE DEFENDANTS ARRESTED OR SERVED AFTER INDICTMENT	0- 30	7	88 %	100%	8	0- 30
	31- 35	0	88	100	0	31- 35
	36- 45	1	100	100	0	36- 45
	46- 60	0	100	100	0	46- 60
	61- 90	0	100	100	0	61- 90
	91 Plus	0	100	100	0	91 Plus
	INTERVAL 1 TOTAL	8	#			
2. INDICTMENT (OR INITIAL APPEARANCE) TO ARRAIGNMENT (OR PRE-ARRAIGNMENT DISMISSAL)	0-10	15	52 %	59 %	17	0-10
	11-21	9	83	90	9	11-21
	22-42	3	93	100	3	22-42
	43-84	1	97	100	0	43-84
	85 Plus	1	100	100	0	85 Plus
	INTERVAL 2 TOTAL	29	#			
3. ARRAIGNMENT TO TRIAL, GUILTY PLEA, OR DISMISSAL	0- 30	9	31 %	31 %	9	0- 30
	31- 60	12	72	76	13	31- 60
	61- 80	3	83	90	4	61- 80
	81-120	2	90	97	2	81-120
	121-180	1	93	100	1	121-180
	181-300	0	93	100	0	181-300
	300 Plus	2	100	100	0	300 Plus
	INTERVAL 3 TOTAL	29	#			
4. CONVICTION TO SENTENCING	0-30	20	69 %			
	31-45	8	97			
	46-84	1	100			
	84 Plus	0	100			

*SEE NOTE ON TABLE 1A

#INTERVAL TOTALS WILL NOT NECESSARILY AGREE

FRESNO ONLY

CRIMINAL CASE PROCESSING TIME BY PROSECUTIVE INTERVALS

TABLE
1B

REPORT COVERS { ALL TERMINATIONS DURING
FEB, 1976
CALENDAR YR 1974 .. OR OTHER SPECIFIED PERIOD April 1976 } OF { a) All Offenses c) All Misdemeanors (except petty offenses)
b) Felonies d)

INTERVAL	GROSS TIME			NET TIME*		
	TIME SPAN CATEGORIES (DAYS)	NUMBER OF DEFENDANTS	CUMULATIVE % OF DEFENDANTS	NUMBER OF DEFENDANTS	TIME SPAN CATEGORIES (DAYS)	
1. ARREST (OR SERVICE OF SUMMONS) TO INDICTMENT DO NOT INCLUDE DEFENDANTS ARRESTED OR SERVED AFTER INDICTMENT	0- 30	14	74 %	14	0- 30	
	31- 35	0	74	0	31- 35	
	36- 45	3	89	3	36- 45	
	46- 60	0	89	0	46- 60	
	61- 90	2	100	2	61- 90	
	91 Plus	0	100	0	91 Plus	
	INTERVAL 1 TOTAL	19 #				
2. INDICTMENT (OR INITIAL APPEARANCE) TO ARRAIGNMENT (OR PRE-ARRAIGNMENT DISMISSAL)	0-10	18	56 %	18	0-10	
	11-21	3	66	4	11-21	
	22-42	5	81	7	22-42	
	43-84	2	88	1	43-84	
	85 Plus	4	100	2	85 Plus	
	INTERVAL 2 TOTAL	32 #				
3. ARRAIGNMENT TO TRIAL, GUILTY PLEA, OR DISMISSAL	0- 30	14	44 %	14	0- 30	
	31- 60	6	63	7	31- 60	
	61- 80	2	69	1	61- 80	
	81-120	4	81	4	81-120	
	121-180	2	88	2	121-180	
	181-300	3	97	3	181-300	
	300 Plus	1	100	1	300 Plus	
	INTERVAL 3 TOTAL	32 #				
4. CONVICTION TO SENTENCING	0-30	25	86 %			
	31-45	4	100			
	46-84	0	100			
	84 Plus	0	100			

*SEE NOTE ON TABLE 1A

#INTERVAL TOTALS WILL NOT NECESSARILY AGREE

EASTERN DISTRICT OF CALIFORNIA

INCIDENCE OF AND
REASONS FOR DELAYTABLE
2REPORT COVERS TERMINATIONS DURING
PERIOD OF: 2 FEBRUARY, 1976

OR

OTHER SPECIFIED PERIOD

TOTAL NO. DEFENDANTS
TERMINATED DURING
PERIOD OF REPORT

(X)

58

AGGREGATE NO. OF DAYS →	Zero Days	1 to 10	11 to 21	22 - 42	43 - 84	85 Plus	NUMBER DELAYED (b) thru (f)
	(a)	(b)	(c)	(d)	(e)	(f)	
I. NUMBER OF DEFENDANTS FOR WHOM PERIODS OF DELAY (PER 3161(h)) OCCURRED → *columns (a) thru (f) equal box (X)	46	1	0	2	4	5	
PERCENTAGE OF TOTAL DEFENDANTS	79 %	2 %	0 %	3 %	7 %	9 %	21 %

II. NUMBER OF DEFENDANTS EXPERIENCING DELAY, GROUPED BY REASONS FOR DELAY AND LENGTH OF THE
DELAY PERIOD(S)

REASON	NO. OF DEFENDANTS →	NO. OF DAYS →						TOTAL DE- FENDANTS
		Zero Days	1 to 10	11 to 21	22 to 42	43 to 84	85 Plus	
A. Examination or hearing for mental or physical incapacity—3161(h)(1)(A)	57	1						1
B. NARA Examination 3161(h)(1)(B)	58							
C. State or Federal trials on other charges 3161(h)(1)(C)	58							
D. Interlocutory appeals 3161(h)(1)(D)	58							
E. Hearings on pretrial motions 3161(h)(1)(E)	56						2	2
F. Transfers from other districts (per FRCP Rules 20, 21 & 40). 18 USC 3161(h)(1)(F)	57					1		1
G. Defendant Motion is actually under advisement. 18 USC 3161(h)(1)(G)	58							
H. Misc. Proceedings: Probation or Parole revocation, Deportation, Extradition. 18 USC 3161(h)(1)	58							
I. Prosecution deferred by mutual agreement. 18 USC 3161(h)(2)	58							
M. Unavailability (includes fugitive) of defendant or essential witness. 18 USC 3161(h)(3)(A)(B)	50				2	3	3	8
N. Period of mental or physical incompetence of defendant to stand trial. 18 USC 3161(h)(4)	58							
O. Period of NARA Commitment or Treatment. 18 USC 3161(h)(5)	58							
P. Superseding indictment and/or new charges. 18 USC 3161(h)(6)	58							
R. Defendant awaiting trial of Co-defendant when no severance has been granted. 18 USC 3161(h)(7)	58							
T. Continuances granted in the ends of justice. 18 USC 3161(h)(8)	58							
U. Time up to withdrawal of guilty plea. 18 USC 3161(i)	58							
W. Grand Jury indictment time extended 30 more days. 18 USC 3161(b)	58							
		1	0	2	4	5		12

SACTO. ONLY

INCIDENCE OF AND
REASONS FOR DELAYREPORT COVERS TERMINATIONS DURING
PERIOD OF:☒ FEBRUARY, 1976

OR

OTHER SPECIFIED PERIOD

TOTAL NO. DEFENDANTS
TERMINATED DURING
PERIOD OF REPORT

(X)

12

AGGREGATE NO. OF DAYS →

Zero Days

1 to 10

11 to 21

22 - 42

43 - 84

85 Plus

NUMBER
DELAYED
(b) thru (f)I. NUMBER OF DEFENDANTS FOR WHOM
PERIODS OF DELAY (PER 3161(h)) OCCURRED ▶

*columns (a) thru (f) equal box (X)

(a)

(b)

(c)

(d)

(e)

(f)

5

1

0

2

3

1

PERCENTAGE OF TOTAL DEFENDANTS

42 %

8 %

0 %

17 %

25 %

8 %

58 %

II. NUMBER OF DEFENDANTS EXPERIENCING DELAY, GROUPED BY REASONS FOR DELAY AND LENGTH OF THE
DELAY PERIOD(S)

REASON

NO. OF DAYS →

NO. OF DEFENDANTS →

Zero Days

1 to 10

11 to 21

22 to 42

43 to 84

85 Plus

TOTAL DE-
FENDANTSA. Examination or hearing for mental or physical
incapacity—3161(h)(1)(A)

11

1

1

B. NARA Examination 3161(h)(1)(B)

12

C. State or Federal trials on other charges
3161(h)(1)(C)

12

D. Interlocutory appeals 3161(h)(1)(D)

12

E. Hearings on pretrial motions 3161(h)(1)(E)

12

F. Transfers from other districts (per FRCP Rules 20,
21 & 40). 18 USC 3161(h)(1)(F)

11

1

1

G. Defendant Motion is actually under advisement.
18 USC 3161(h)(1)(G)

12

H. Misc. Proceedings: Probation or Parole revocation,
Deportation, Extradition. 18 USC 3161(h)(1)

12

I. Prosecution deferred by mutual agreement. 18
USC 3161(h)(2)

12

M. Unavailability (includes fugitive) of defendant or
essential witness. 18 USC 3161(h)(3)(A)(B)

7

2

2

1

5

N. Period of mental or physical incompetence of de-
fendant to stand trial. 18 USC 3161(h)(4)

12

O. Period of NARA Commitment or Treatment. 18
USC 3161(h)(5)

12

P. Superseding indictment and/or new charges. 18
USC 3161(h)(6)

12

R. Defendant awaiting trial of Co-defendant when no
severance has been granted. 18 USC 3161(h)(7)

12

T. Continuances granted in the ends of justice.
18 USC 3161(h)(8)

12

U. Time up to withdrawal of guilty plea.
18 USC 3161(i)

12

W. Grand Jury indictment time extended 30 more
days. 18 USC 3161(b)

12

1

0

2

3

1

7

FRESNO ONLY

INCIDENCE OF AND
REASONS FOR DELAYTABLE
2REPORT COVERS TERMINATIONS DURING
PERIOD OF:X FEBRUARY, 1976

OR

OTHER SPECIFIED PERIOD

TOTAL NO. DEFENDANTS
TERMINATED DURING
PERIOD OF REPORT

(X)

46

I. NUMBER OF DEFENDANTS FOR WHOM PERIODS OF DELAY (PER 3161(h)) OCCURRED *columns (a) thru (f) equal box (X)	AGGREGATE NO. OF DAYS →						NUMBER DELAYED (b) thru (f)
	Zero Days (a)	1 to 10 (b)	11 to 21 (c)	22 - 42 (d)	43 - 84 (e)	85 Plus (f)	
	41	0	0	0	1	4	
PERCENTAGE OF TOTAL DEFENDANTS	89 %	0 %	0 %	0 %	2 %	9 %	11 %

II. NUMBER OF DEFENDANTS EXPERIENCING DELAY, GROUPED BY REASONS FOR DELAY AND LENGTH OF THE
DELAY PERIOD(S)

REASON	NO. OF DAYS →						TOTAL DE- FENDANTS
	Zero Days	1 to 10	11 to 21	22 to 42	43 to 84	85 Plus	
A. Examination or hearing for mental or physical incapacity—3161(h)(1)(A)	46						
B. NARA Examination 3161(h)(1)(B)	46						
C. State or Federal trials on other charges 3161(h)(1)(C)	46						
D. Interlocutory appeals 3161(h)(1)(D)	46						
E. Hearings on pretrial motions 3161(h)(1)(E)	44					2	2
F. Transfers from other districts (per FRCP Rules 20, 21 & 40). 18 USC 3161(h)(1)(F)	46						
G. Defendant Motion is actually under advisement. 18 USC 3161(h)(1)(G)	46						
H. Misc. Proceedings: Probation or Parole revocation, Deportation, Extradition. 18 USC 3161(h)(1)	46						
I. Prosecution deferred by mutual agreement. 18 USC 3161(h)(2)	46						
M. Unavailability (includes fugitive) of defendant or essential witness. 18 USC 3161(h)(3)(A)(B)	43				1	2	3
N. Period of mental or physical incompetence of defendant to stand trial. 18 USC 3161(h)(4)	46						
O. Period of NARA Commitment or Treatment. 18 USC 3161(h)(5)	46						
P. Superseding indictment and/or new charges. 18 USC 3161(h)(6)	46						
R. Defendant awaiting trial of Co-defendant when no severance has been granted. 18 USC 3161(h)(7)	46						
T. Continuances granted in the ends of justice. 18 USC 3161(h)(8)	46						
U. Time up to withdrawal of guilty plea. 18 USC 3161(i)	46						
W. Grand Jury indictment time extended 30 more days. 18 USC 3161(b)	46						

EASTERN DISTRICT OF CALIFORNIA

INCIDENCE OF AND
REASONS FOR DELAYREPORT COVERS TERMINATIONS DURING
PERIOD OF: ☐ FEBRUARY, 1976

OR

OTHER SPECIFIED PERIOD

March 1976

TOTAL NO. DEFENDANTS
TERMINATED DURING
PERIOD OF REPORT

(X)

42

I. NUMBER OF DEFENDANTS FOR WHOM PERIODS OF DELAY (PER 3161(h)) OCCURRED *columns (a) thru (f) equal box (X)	AGGREGATE NO. OF DAYS →						NUMBER DELAYED (b) thru (f)
	Zero Days (a)	1 to 10 (b)	11 to 21 (c)	22 - 42 (d)	43 - 84 (e)	85 Plus (f)	
	36	3	0	0	1	2	
PERCENTAGE OF TOTAL DEFENDANTS	85.7%	7.1%	0%	0%	2.4%	4.8%	14.3%

II. NUMBER OF DEFENDANTS EXPERIENCING DELAY, GROUPED BY REASONS FOR DELAY AND LENGTH OF THE
DELAY PERIOD(S)

REASON	NO. OF DAYS →						TOTAL DE- FENDANTS
	Zero Days	1 to 10	11 to 21	22 to 42	43 to 84	85 Plus	
A. Examination or hearing for mental or physical incapacity-3161(h)(1)(A)	42						
B. NARA Examination 3161(h)(1)(B)	42						
C. State or Federal trials on other charges 3161(h)(1)(C)	42						
D. Interlocutory appeals 3161(h)(1)(D)	42						
E. Hearings on pretrial motions 3161(h)(1)(E)	42						
F. Transfers from other districts (per FRCP Rules 20, 21 & 40), 18 USC 3161(h)(1)(F)	42						
G. Defendant Motion is actually under advisement. 18 USC 3161(h)(1)(G)	42						
H. Misc. Proceedings: Probation or Parole revocation, Deportation, Extradition. 18 USC 3161(h)(1)	42						
I. Prosecution deferred by mutual agreement. 18 USC 3161(h)(2)	42						
M. Unavailability (includes fugitive) of defendant or essential witness. 18 USC 3161(h)(3)(A)(B)	36	3			1	2	6
N. Period of mental or physical incompetence of defendant to stand trial. 18 USC 3161(h)(4)	42						
O. Period of NARA Commitment or Treatment. 18 USC 3161(h)(5)	42						
P. Superseding indictment and/or new charges. 18 USC 3161(h)(6)	42						
R. Defendant awaiting trial of Co-defendant when no severance has been granted. 18 USC 3161(h)(7)	42						
T. Continuances granted in the ends of justice. 18 USC 3161(h)(8)	42						
U. Time up to withdrawal of guilty plea. 18 USC 3161(i)	42						
W. Grand Jury indictment time extended 30 more days. 18 USC 3161(b)	42						

SACRAMENTO ONLY

INCIDENCE OF AND
REASONS FOR DELAYTABLE
2REPORT COVERS TERMINATIONS DURING
PERIOD OF: _____

FEBRUARY, 1976

OR

OTHER SPECIFIED PERIOD

March 1976

TOTAL NO. DEFENDANTS
TERMINATED DURING
PERIOD OF REPORT

(X)

13

AGGREGATE NO. OF DAYS →

Zero Days

1 to 10

11 to 21

22 - 42

43 - 84

85 Plus

NUMBER

DELAYED

(b) thru (f)

I. NUMBER OF DEFENDANTS FOR WHOM
PERIODS OF DELAY (PER 3161(h)) OCCURRED →

*columns (a) thru (f) equal box (X)

(a)

(b)

(c)

(d)

(e)

(f)

7

3

0

0

1

2

PERCENTAGE OF TOTAL DEFENDANTS

54 %

23 %

0 %

0 %

8 %

15 %

46 %

II. NUMBER OF DEFENDANTS EXPERIENCING DELAY, GROUPED BY REASONS FOR DELAY AND LENGTH OF THE
DELAY PERIOD(S)

REASON

NO. OF DAYS →

NO. OF DEFENDANTS →

Zero Days

1 to 10

11 to 21

22 to 42

43 to 84

85 Plus

TOTAL DE-

FENDANTS

A. Examination or hearing for mental or physical
incapacity—3161(h)(1)(A)

13

B. NARA Examination 3161(h)(1)(B)

13

C. State or Federal trials on other charges
3161(h)(1)(C)

13

D. Interlocutory appeals 3161(h)(1)(D)

13

E. Hearings on pretrial motions 3161(h)(1)(E)

13

F. Transfers from other districts (per FRCP Rules 20,
21 & 40). 18 USC 3161(h)(1)(F)

13

G. Defendant Motion is actually under advisement.
18 USC 3161(h)(1)(G)

13

H. Misc. Proceedings: Probation or Parole revocation,
Deportation, Extradition. 18 USC 3161(h)(1)

13

I. Prosecution deferred by mutual agreement. 18
USC 3161(h)(2)

13

M. Unavailability (includes fugitive) of defendant or
essential witness. 18 USC 3161(h)(3)(A)(B)

7

3

1

2

6

N. Period of mental or physical incompetence of de-
fendant to stand trial. 18 USC 3161(h)(4)

13

O. Period of NARA Commitment or Treatment. 18
USC 3161(h)(5)

13

P. Superseding indictment and/or new charges. 18
USC 3161(h)(6)

13

R. Defendant awaiting trial of Co-defendant when no
severance has been granted. 18 USC 3161(h)(7)

13

T. Continuances granted in the ends of justice.
18 USC 3161(h)(8)

13

U. Time up to withdrawal of guilty plea.
18 USC 3161(i)

13

W. Grand Jury indictment time extended 30 more
days. 18 USC 3161(b)

13

FRESNO ONLY

INCIDENCE OF AND
REASONS FOR DELAYTABLE
2REPORT COVERS TERMINATIONS DURING
PERIOD OF: FEBRUARY, 1976

OR

OTHER SPECIFIED PERIOD

March 1976

TOTAL NO. DEFENDANTS
TERMINATED DURING
PERIOD OF REPORT

(X)

29

AGGREGATE NO. OF DAYS →	Zero Days	1 to 10	11 to 21	22 - 42	43 - 84	85 Plus	NUMBER DELAYED (b) thru (f)
	(a)	(b)	(c)	(d)	(e)	(f)	
I. NUMBER OF DEFENDANTS FOR WHOM PERIODS OF DELAY (PER 3161(h)) OCCURRED → *columns (a) thru (f) equal box (X)	29	0	0	0	0	0	
PERCENTAGE OF TOTAL DEFENDANTS	100 %	0 %	0 %	0 %	0 %	0 %	0 %

II. NUMBER OF DEFENDANTS EXPERIENCING DELAY, GROUPED BY REASONS FOR DELAY AND LENGTH OF THE
DELAY PERIOD(S)

REASON	NO. OF DEFENDANTS →	NO. OF DAYS →						TOTAL DE- FENDANTS
		Zero Days	1 to 10	11 to 21	22 to 42	43 to 84	85 Plus	
A. Examination or hearing for mental or physical incapacity—3161(h)(1)(A)	29							
B. NARA Examination 3161(h)(1)(B)	29							
C. State or Federal trials on other charges 3161(h)(1)(C)	29							
D. Interlocutory appeals 3161(h)(1)(D)	29							
E. Hearings on pretrial motions 3161(h)(1)(E)	29							
F. Transfers from other districts (per FRCP Rules 20, 21 & 40). 18 USC 3161(h)(1)(F)	29							
G. Defendant Motion is actually under advisement. 18 USC 3161(h)(1)(G)	29							
H. Misc. Proceedings: Probation or Parole revocation, Deportation, Extradition. 18 USC 3161(h)(1)	29							
I. Prosecution deferred by mutual agreement. 18 USC 3161(h)(2)	29							
M. Unavailability (includes fugitive) of defendant or essential witness. 18 USC 3161(h)(3)(A)(B)	29							
N. Period of mental or physical incompetence of defendant to stand trial. 18 USC 3161(h)(4)	29							
O. Period of NARA Commitment or Treatment. 18 USC 3161(h)(5)	29							
P. Superseding indictment and/or new charges. 18 USC 3161(h)(6)	29							
R. Defendant awaiting trial of Co-defendant when no severance has been granted. 18 USC 3161(h)(7)	29							
T. Continuances granted in the ends of justice. 18 USC 3161(h)(8)	29							
U. Time up to withdrawal of guilty plea. 18 USC 3161(i)	29							
V. Grand Jury indictment time extended 30 more days. 18 USC 3161(b)	29							

DISTRICT

EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO & FRESNO

SPEEDY TRIAL DATA ANALYSIS - § 3166(b)(2)

INCIDENCE OF AND
REASONS FOR DELAYTABLE
2REPORT COVERS TERMINATIONS DURING
PERIOD OF: FEBRUARY, 1976OTHER SPECIFIED PERIOD
April 1976TOTAL NO. DEFENDANTS
TERMINATED DURING
PERIOD OF REPORT

(X)

61

I. NUMBER OF DEFENDANTS FOR WHOM PERIODS OF DELAY (PER 3161(h)) OCCURRED *columns (a) thru (f) equal box (X)	AGGREGATE NO. OF DAYS →						NUMBER DELAYED (b) thru (f)
	Zero Days (a)	1 to 10 (b)	11 to 21 (c)	22 - 42 (d)	43 - 84 (e)	85 Plus (f)	
	47	1	4	1	5	3	14
PERCENTAGE OF TOTAL DEFENDANTS	77 %	1.5 %	7 %	1.5 %	8 %	5 %	23 %

II. NUMBER OF DEFENDANTS EXPERIENCING DELAY, GROUPED BY REASONS FOR DELAY AND LENGTH OF THE
DELAY PERIOD(S)

REASON	NO. OF DAYS →						TOTAL DE- FENDANTS
	Zero Days	1 to 10	11 to 21	22 to 42	43 to 84	85 Plus	
A. Examination or hearing for mental or physical incapacity—3161(h)(1)(A)	61						
B. NARA Examination 3161(h)(1)(B)	61						
C. State or Federal trials on other charges 3161(h)(1)(C)	59		1			1	2
D. Interlocutory appeals 3161(h)(1)(D)	61						
E. Hearings on pretrial motions 3161(h)(1)(E)	57	2	2				4
F. Transfers from other districts (per FRCP Rules 20, 21 & 40). 18 USC 3161(h)(1)(F)	61						
G. Defendant Motion is actually under advisement. 18 USC 3161(h)(1)(G)	58		2	1			3
H. Misc. Proceedings: Probation or Parole revocation, Deportation, Extradition. 18 USC 3161(h)(1)	61						
I. Prosecution deferred by mutual agreement. 18 USC 3161(h)(2)	61						
M. Unavailability (includes fugitive) of defendant or essential witness. 18 USC 3161(h)(3)(A)(B)	53	1	1	1	4	1	8
N. Period of mental or physical incompetence of defendant to stand trial. 18 USC 3161(h)(4)	61						
O. Period of NARA Commitment or Treatment. 18 USC 3161(h)(5)	61						
P. Superseding indictment and/or new charges. 18 USC 3161(h)(6)	61						
R. Defendant awaiting trial of Co-defendant when no severance has been granted. 18 USC 3161(h)(7)	61						
T. Continuances granted in the ends of justice. 18 USC 3161(h)(8)	60					1	1
U. Time up to withdrawal of guilty plea. 18 USC 3161(i)	60			1			1
W. Grand Jury indictment time extended 30 more days. 18 USC 3161(b)	61						

INCIDENCE OF AND
REASONS FOR DELAYTABLE
2REPORT COVERS TERMINATIONS DURING
PERIOD OF: FEBRUARY, 1976

OTHER SPECIFIED PERIOD

OR April 1976TOTAL NO. DEFENDANTS
TERMINATED DURING
PERIOD OF REPORT

(X)

29

AGGREGATE NO. OF DAYS

Zero Days	1 to 10	11 to 21	22 - 42	43 - 84	85 Plus	NUMBER DELAYED (b) thru (f)
(a)	(b)	(c)	(d)	(e)	(f)	
21	1	3	0	2	2	8
72.4 %	3.5 %	10.3%	0 %	6.9 %	6.9 %	27.6 %

I. NUMBER OF DEFENDANTS FOR WHOM
PERIODS OF DELAY (PER 3161(h) OCCURRED ▶

*columns (a) thru (f) equal box (X)

II. NUMBER OF DEFENDANTS EXPERIENCING DELAY, GROUPED BY REASONS FOR DELAY AND LENGTH OF THE
DELAY PERIOD(S)

REASON	NO. OF DAYS NO. OF DEFENDANTS	Zero Days	1 to 10	11 to 21	22 to 42	43 to 84	85 Plus	TOTAL DE- FENDANTS
A. Examination or hearing for mental or physical incapacity--3161(h)(1)(A)	29							
B. NARA Examination 3161(h)(1)(B)	29							
C. State or Federal trials on other charges 3161(h)(1)(C)	28					1		1
D. Interlocutory appeals 3161(h)(1)(D)	29							
E. Hearings on pretrial motions 3161(h)(1)(E)	25	2	2					4
F. Transfers from other districts (per FRCP Rules 20, 21 & 40). 18 USC 3161(h)(1)(F)	29							
G. Defendant Motion is actually under advisement. 18 USC 3161(h)(1)(G)	26			2	1			3
H. Misc. Proceedings: Probation or Parole revocation, Deportation, Extradition. 18 USC 3161(h)(1)	29							
I. Prosecution deferred by mutual agreement. 18 USC 3161(h)(2)	29							
M. Unavailability (includes fugitive) of defendant or essential witness. 18 USC 3161(h)(3)(A)(B)	25	1	1			1	1	4
N. Period of mental or physical incompetence of defendant to stand trial. 18 USC 3161(h)(4)	29							
O. Period of NARA Commitment or Treatment. 18 USC 3161(h)(5)	29							
P. Superseding indictment and/or new charges. 18 USC 3161(h)(6)	29							
R. Defendant awaiting trial of Co-defendant when no severance has been granted. 18 USC 3161(h)(7)	29							
T. Continuances granted in the ends of justice. 18 USC 3161(h) (8)	29							
U. Time up to withdrawal of guilty plea. 18 USC 3161 (i)	28				1			1
W. Grand Jury indictment time extended 30 more days. 18 USC 3161(b)	29							

FRESNO ONLY

SPEEDY TRIAL DATA ANALYSIS - § 3166(b)(2)

INCIDENCE OF AND
REASONS FOR DELAYTABLE
2REPORT COVERS TERMINATIONS DURING
PERIOD OF: FEBRUARY, 1976

OR

OTHER SPECIFIED PERIOD

April 1976

TOTAL NO. DEFENDANTS
TERMINATED DURING
PERIOD OF REPORT

(X)

32

I. NUMBER OF DEFENDANTS FOR WHOM PERIODS OF DELAY (PER 3161(h)) OCCURRED *columns (a) thru (f) equal box (X)	AGGREGATE NO. OF DAYS →						NUMBER DELAYED (b) thru (f)
	Zero Days (a)	1 to 10 (b)	11 to 21 (c)	22 - 42 (d)	43 - 84 (e)	85 Plus (f)	
	26	0	1	1	3	1	6
PERCENTAGE OF TOTAL DEFENDANTS	81 %	0 %	3 %	3 %	9 %	3 %	19 %

II. NUMBER OF DEFENDANTS EXPERIENCING DELAY, GROUPED BY REASONS FOR DELAY AND LENGTH OF THE
DELAY PERIOD(S)

REASON	NO. OF DAYS →						TOTAL DE- FENDANTS
	Zero Days	1 to 10	11 to 21	22 to 42	43 to 84	85 Plus	
A. Examination or hearing for mental or physical incapacity—3161(h)(1)(A)	32						
B. NARA Examination 3161(h)(1)(B)	32						
C. State or Federal trials on other charges 3161(h)(1)(C)	31		1				1
D. Interlocutory appeals 3161(h)(1)(D)	32						
E. Hearings on pretrial motions 3161(h)(1)(E)	32						
F. Transfers from other districts (per FRCP Rules 20, 21 & 40). 18 USC 3161(h)(1)(F)	32						
G. Defendant Motion is actually under advisement. 18 USC 3161(h)(1)(G)	32						
H. Misc. Proceedings: Probation or Parole revocation, Deportation, Extradition. 18 USC 3161(h)(1)	32						
I. Prosecution deferred by mutual agreement. 18 USC 3161(h)(2)	32						
M. Unavailability (includes fugitive) of defendant or essential witness. 18 USC 3161(h)(3)(A)(B)	28			1	3		4
N. Period of mental or physical incompetence of defendant to stand trial. 18 USC 3161(h)(4)	32						
O. Period of NARA Commitment or Treatment. 18 USC 3161(h)(5)	32						
P. Superseding indictment and/or new charges. 18 USC 3161(h)(6)	32						
R. Defendant awaiting trial of Co-defendant when no severance has been granted. 18 USC 3161(h)(7)	32						
T. Continuances granted in the ends of justice. 18 USC 3161(h)(8)	31					1	1
U. Time up to withdrawal of guilty plea. 18 USC 3161(i)	32						
W. Grand Jury indictment time extended 30 more days. 18 USC 3161(b)	32						

EASTERN DISTRICT OF CALIFORNIA

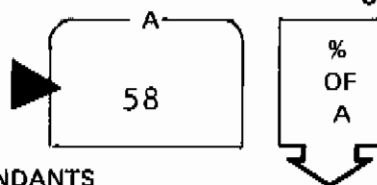
PRETRIAL DETENTION & RELEASE

OTHER SPECIFIED PERIOD

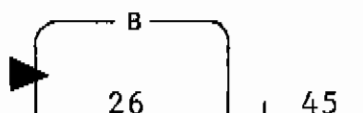
REPORT COVERS ALL TERMINATIONS DURING ☒ FEBRUARY, 1976... OR

PERCENTAGE OF DEFENDANTS DETAINED, RELEASED, OR FUGITIVE

CLOSED CASES

NUMBER OF
DEFENDANTSTOTAL NO. OF DEFENDANTS
DISPOSED OF DURING PERIOD
OF REPORTDEFENDANTS GROUPED BY LENGTH OF TIME IN
DETENTION OR RELEASE STATUS

DETAINEES

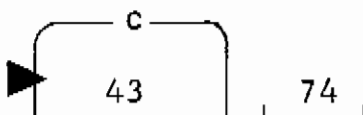
DEFENDANTS DETAINED
AFTER INITIAL APPEARANCE
BEFORE A JUDGE OR
MAGISTRATE

NUMBER OF DETAINEES

% OF BOX B

NUMBER OF DAYS					
1 to 10	11 to 30	31 to 90	91 to 120	121 to 150	151 Plus
10	7	8	1	0	0
38 %	27 %	31 %	4 %	0 %	0 %

RELEASEES

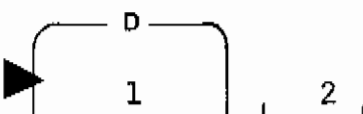
DEFENDANTS RELEASED ON BAIL OR
RECOGNIZANCE DURING ANY PRETRIAL
STAGE

NUMBER OF RELEASEES

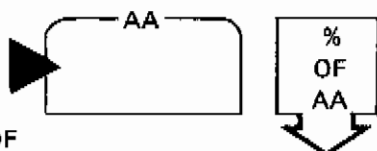
% OF BOX C

NUMBER OF DAYS					
1 to 10	11 to 30	31 to 90	91 to 120	121 to 150	151 Plus
5	1	13	10	3	11
12 %	2 %	30 %	23 %	7 %	26 %

FUGITIVES

PERSONS WHO WERE NEVER
APPREHENDED

PENDING CASES

DEFENDANTS
AWAITING
TRIAL
AS OF LAST DAY OF
PERIOD OF REPORT

DETAINEES

DEFENDANTS IN DETENTION STATUS
PER LAST REPORT FROM U.S.
ATTORNEY PER RULE 46(g)

NUMBER OF DETAINEES

% OF BOX "BB"

NUMBER OF DAYS					
1 to 10	11 to 30	31 to 90	91 to 120	121 to 150	151 Plus
%	%	%	%	%	%

SACTO. ONLY

PRETRIAL DETENTION & RELEASE

TABLE
3

OTHER SPECIFIED PERIOD

REPORT COVERS ALL TERMINATIONS DURING ☒ FEBRUARY, 1976... OR

PERCENTAGE OF DEFENDANTS DETAINED, RELEASED, OR FUGITIVE

CLOSED CASES

NUMBER OF
DEFENDANTS

A

12

%
OF
ATOTAL NO. OF DEFENDANTS
DISPOSED OF DURING PERIOD
OF REPORTDEFENDANTS GROUPED BY LENGTH OF TIME IN
DETENTION OR RELEASE STATUS

DETAINEES

B

9

75

DEFENDANTS DETAINED
AFTER INITIAL APPEARANCE
BEFORE A JUDGE OR
MAGISTRATE

NUMBER OF DETAINEES

% OF BOX B

NUMBER OF DAYS					
1 to 10	11 to 30	31 to 90	91 to 120	121 to 150	151 Plus
1	2	5	1	0	0
11%	22%	56%	11%	0%	0%

RELEASEES

C

5

42

DEFENDANTS RELEASED ON BAIL OR
RECOGNIZANCE DURING ANY PRETRIAL
STAGE

NUMBER OF RELEASEES

% OF BOX C

NUMBER OF DAYS					
1 to 10	11 to 30	31 to 90	91 to 120	121 to 150	151 Plus
1	0	2	1	1	0
20%	0%	40%	20%	20%	0%

FUGITIVES

D

0

0

PERSONS WHO WERE NEVER
APPREHENDED

PENDING CASES

DEFENDANTS
AWAITING
TRIAL
AS OF LAST DAY OF
PERIOD OF REPORT

AA

%
OF
AA

DETAINEES

BB

DEFENDANTS IN DETENTION STATUS
PER LAST REPORT FROM U.S.
ATTORNEY PER RULE 46(g)

NUMBER OF DETAINEES

% OF BOX "BB"

NUMBER OF DAYS					
1 to 10	11 to 30	31 to 90	91 to 120	121 to 150	151 Plus
%	%	%	%	%	%

FRESNO ONLY

PRETRIAL DETENTION & RELEASE

OTHER SPECIFIED PERIOD

REPORT COVERS ALL TERMINATIONS DURING ☒ FEBRUARY, 1978... OR

PERCENTAGE OF DEFENDANTS DETAINED, RELEASED, OR FUGITIVE

CLOSED CASES

NUMBER OF
DEFENDANTS

A

46

%
OF
A

DEFENDANTS GROUPED BY LENGTH OF TIME IN
DETENTION OR RELEASE STATUSTOTAL NO. OF DEFENDANTS
DISPOSED OF DURING PERIOD
OF REPORT

DETAINEES

B

17

37

DEFENDANTS DETAINED
AFTER INITIAL APPEARANCE
BEFORE A JUDGE OR
MAGISTRATE

NUMBER OF DETAINEES

% OF BOX B

NUMBER OF DAYS					
1 to 10	11 to 30	31 to 90	91 to 120	121 to 150	151 Plus
9	5	3	0	0	0
52%	30%	18%	0%	0%	0%

RELEASEES

C

38

82

DEFENDANTS RELEASED ON BAIL OR
RECOGNIZANCE DURING ANY PRETRIAL
STAGE

NUMBER OF RELEASEES

% OF BOX C

NUMBER OF DAYS					
1 to 10	11 to 30	31 to 90	91 to 120	121 to 150	151 Plus
4	1	11	9	2	11
11%	4%	28%	24%	5%	28%

FUGITIVES

D

1

1

PERSONS WHO WERE NEVER
APPREHENDED

PENDING CASES

DEFENDANTS
AWAITING
TRIAL
AS OF LAST DAY OF
PERIOD OF REPORT

AA

%
OF
AA

DETAINEES

BB

DEFENDANTS IN DETENTION STATUS
PER LAST REPORT FROM U.S.
ATTORNEY PER RULE 46(g)

NUMBER OF DETAINEES

% OF BOX "BB"

NUMBER OF DAYS					
1 to 10	11 to 30	31 to 90	91 to 120	121 to 150	151 Plus
%	%	%	%	%	%

EASTERN DISTRICT OF CALIFORNIA

PRETRIAL DETENTION & RELEASE

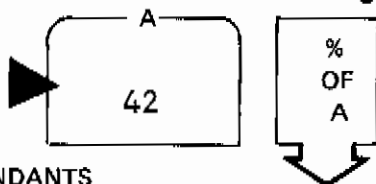
TABLE
3

OTHER SPECIFIED PERIOD

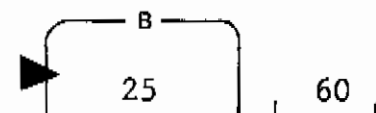
REPORT COVERS ALL TERMINATIONS DURING ☐ FEBRUARY, 1976... OR March, 1976

PERCENTAGE OF DEFENDANTS DETAINED, RELEASED, OR FUGITIVE

CLOSED CASES

NUMBER OF
DEFENDANTSTOTAL NO. OF DEFENDANTS
DISPOSED OF DURING PERIOD
OF REPORTDEFENDANTS GROUPED BY LENGTH OF TIME IN
DETENTION OR RELEASE STATUS

DETAINEES

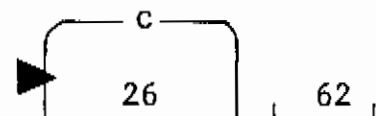
DEFENDANTS DETAINED
AFTER INITIAL APPEARANCE
BEFORE A JUDGE OR
MAGISTRATE

NUMBER OF DETAINEES

% OF BOX B

NUMBER OF DAYS					
1 to 10	11 to 30	31 to 90	91 to 120	121 to 150	151 Plus
10	11	4	0	0	0
40%	44%	16%	0%	0%	0%

RELEASEES

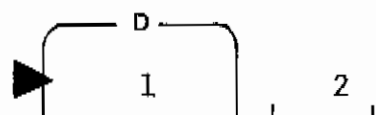
DEFENDANTS RELEASED ON BAIL OR
RECOGNIZANCE DURING ANY PRETRIAL
STAGE

NUMBER OF RELEASEES

% OF BOX C

NUMBER OF DAYS					
1 to 10	11 to 30	31 to 90	91 to 120	121 to 150	151 Plus
0	1	4	2	3	16
0%	4%	15%	8%	11.5%	61.5%

FUGITIVES

PERSONS WHO WERE NEVER
APPREHENDED

PENDING CASES

DEFENDANTS
AWAITING
TRIAL
AS OF LAST DAY OF
PERIOD OF REPORT

DETAINEES

DEFENDANTS IN DETENTION STATUS
PER LAST REPORT FROM U.S.
ATTORNEY PER RULE 48(g)

NUMBER OF DETAINEES

% OF BOX "BB"

NUMBER OF DAYS					
1 to 10	11 to 30	31 to 90	91 to 120	121 to 150	151 Plus
%	%	%	%	%	%

SACRAMENTO ONLY

PRETRIAL DETENTION & RELEASE

TABLE
3

REPORT COVERS ALL TERMINATIONS DURING ☐ FEBRUARY, 1976... OR ☒ OTHER SPECIFIED PERIOD
March, 1976

PERCENTAGE OF DEFENDANTS DETAINED, RELEASED, OR FUGITIVE

CLOSED CASES

NUMBER OF
DEFENDANTS

A

13

%
OF
ATOTAL NO. OF DEFENDANTS
DISPOSED OF DURING PERIOD
OF REPORTDEFENDANTS GROUPED BY LENGTH OF TIME IN
DETENTION OR RELEASE STATUS

DETAINEES

B

5

38

DEFENDANTS DETAINED
AFTER INITIAL APPEARANCE
BEFORE A JUDGE OR
MAGISTRATE

NUMBER OF DETAINEES

% OF BOX B

NUMBER OF DAYS					
1 to 10	11 to 30	31 to 90	91 to 120	121 to 150	151 Plus
2	2	1	0	0	0
40%	40%	20%	0%	0%	0%

RELEASEES

C

5

38

DEFENDANTS RELEASED ON BAIL OR
RECOGNIZANCE DURING ANY PRETRIAL
STAGE

NUMBER OF RELEASEES

% OF BOX C

NUMBER OF DAYS					
1 to 10	11 to 30	31 to 90	91 to 120	121 to 150	151 Plus
0	0	0	1	2	2
0%	0%	0%	20%	40%	40%

FUGITIVES

D

0

0

PERSONS WHO WERE NEVER
APPREHENDED

PENDING CASES

DEFENDANTS
AWAITING
TRIAL
AS OF LAST DAY OF
PERIOD OF REPORT

AA

%
OF
AA

DETAINEES

BB

DEFENDANTS IN DETENTION STATUS
PER LAST REPORT FROM U.S.
ATTORNEY PER RULE 46(g)

NUMBER OF DETAINEES

% OF BOX "BB"

NUMBER OF DAYS					
1 to 10	11 to 30	31 to 90	91 to 120	121 to 150	151 Plus
%	%	%	%	%	%

FRESNO ONLY

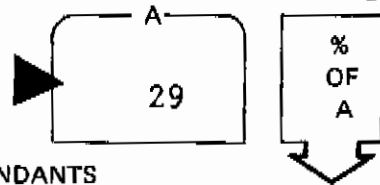
PRETRIAL DETENTION & RELEASE

TABLE
3

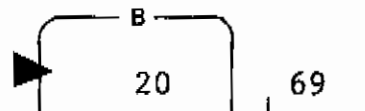
REPORT COVERS ALL TERMINATIONS DURING ☐ FEBRUARY, 1976... OR ☒ OTHER SPECIFIED PERIOD
March, 1976

PERCENTAGE OF DEFENDANTS DETAINED, RELEASED, OR FUGITIVE

CLOSED CASES

NUMBER OF
DEFENDANTSTOTAL NO. OF DEFENDANTS
DISPOSED OF DURING PERIOD
OF REPORTDEFENDANTS GROUPED BY LENGTH OF TIME IN
DETENTION OR RELEASE STATUS

DETAINEES

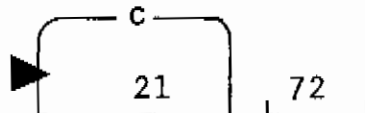
DEFENDANTS DETAINED
AFTER INITIAL APPEARANCE
BEFORE A JUDGE OR
MAGISTRATE

NUMBER OF DETAINEES

% OF BOX B

NUMBER OF DAYS					
1 to 10	11 to 30	31 to 90	91 to 120	121 to 150	151 Plus
8	9	3	0	0	0
40%	45%	15%	0%	0%	0%

RELEASEES

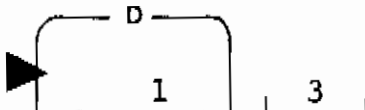
DEFENDANTS RELEASED ON BAIL OR
RECOGNIZANCE DURING ANY PRETRIAL
STAGE

NUMBER OF RELEASEES

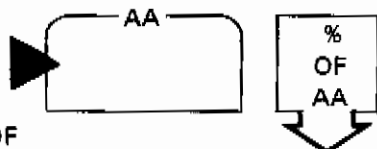
% OF BOX C

NUMBER OF DAYS					
1 to 10	11 to 30	31 to 90	91 to 120	121 to 150	151 Plus
0	1	4	1	1	14
0%	5%	19%	5%	5%	66%

FUGITIVES

PERSONS WHO WERE NEVER
APPREHENDED

PENDING CASES

DEFENDANTS
AWAITING
TRIAL
AS OF LAST DAY OF
PERIOD OF REPORT

DETAINEES

DEFENDANTS IN DETENTION STATUS
PER LAST REPORT FROM U.S.
ATTORNEY PER RULE 46(g)

NUMBER OF DETAINEES

% OF BOX "BB"

NUMBER OF DAYS					
1 to 10	11 to 30	31 to 90	91 to 120	121 to 150	151 Plus
%	%	%	%	%	%

EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO & FRESNO

PRETRIAL DETENTION & RELEASE

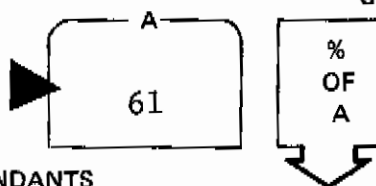
TABLE
3

OTHER SPECIFIED PERIOD

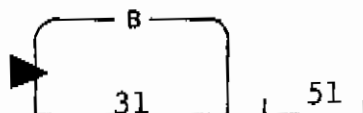
REPORT COVERS ALL TERMINATIONS DURING ☐ FEBRUARY, 1976... OR April 1976

PERCENTAGE OF DEFENDANTS DETAINED, RELEASED, OR FUGITIVE

CLOSED CASES

NUMBER OF
DEFENDANTSTOTAL NO. OF DEFENDANTS
DISPOSED OF DURING PERIOD
OF REPORT

DETAINEES

DEFENDANTS DETAINED
AFTER INITIAL APPEARANCE
BEFORE A JUDGE OR
MAGISTRATEDEFENDANTS GROUPED BY LENGTH OF TIME IN
DETENTION OR RELEASE STATUS

NUMBER OF DETAINEES

% OF BOX B

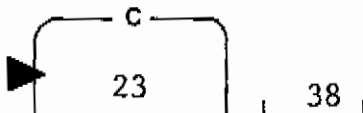
NUMBER OF DAYS					
1 to 10	11 to 30	31 to 90	91 to 120	121 to 150	151 Plus
4	12	9	5	1	0
13 %	39 %	29 %	16 %	3 %	0 %

NUMBER OF RELEASEES

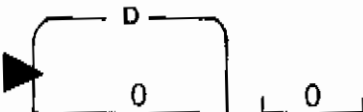
% OF BOX C

NUMBER OF DAYS					
1 to 10	11 to 30	31 to 90	91 to 120	121 to 150	151 Plus
0	2	9	3	2	7
0 %	9 %	39 %	13 %	9 %	30 %

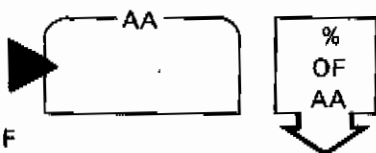
RELEASEES

DEFENDANTS RELEASED ON BAIL OR
RECOGNIZANCE DURING ANY PRETRIAL
STAGE

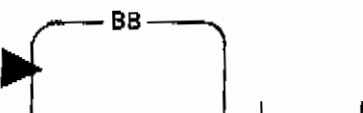
FUGITIVES

PERSONS WHO WERE NEVER
APPREHENDED

PENDING CASES

DEFENDANTS
AWAITING
TRIAL
AS OF LAST DAY OF
PERIOD OF REPORT

DETAINEES

DEFENDANTS IN DETENTION STATUS
PER LAST REPORT FROM U.S.
ATTORNEY PER RULE 46(g)

NUMBER OF DETAINEES

% OF BOX "BB"

NUMBER OF DAYS					
1 to 10	11 to 30	31 to 90	91 to 120	121 to 150	151 Plus
%	%	%	%	%	%

PRETRIAL DETENTION & RELEASE

TABLE
3

REPORT COVERS ALL TERMINATIONS DURING ☐ FEBRUARY, 1976... OR ☒ OTHER SPECIFIED PERIOD
April 1976

PERCENTAGE OF DEFENDANTS DETAINED, RELEASED, OR FUGITIVE

CLOSED CASES

NUMBER OF
DEFENDANTS

A
29

%
OF
ATOTAL NO. OF DEFENDANTS
DISPOSED OF DURING PERIOD
OF REPORTDEFENDANTS GROUPED BY LENGTH OF TIME IN
DETENTION OR RELEASE STATUS

DETAINEES

B
13

45

DEFENDANTS DETAINED
AFTER INITIAL APPEARANCE
BEFORE A JUDGE OR
MAGISTRATE

NUMBER OF DETAINEES

% OF BOX B

NUMBER OF DAYS					
1 to 10	11 to 30	31 to 90	91 to 120	121 to 150	151 Plus
2	1	6	3	1	0
15 %	8 %	46 %	23 %	8 %	0 %

RELEASEES

C
3

10

DEFENDANTS RELEASED ON BAIL OR
RECOGNIZANCE DURING ANY PRETRIAL
STAGE

NUMBER OF RELEASEES

% OF BOX C

NUMBER OF DAYS					
1 to 10	11 to 30	31 to 90	91 to 120	121 to 150	151 Plus
0	0	1	1	1	0
0 %	0 %	33.3 %	33.3 %	33.3 %	0 %

FUGITIVES

D
0

0

PERSONS WHO WERE NEVER
APPREHENDED

PENDING CASES

DEFENDANTS
AWAITING
TRIAL
AS OF LAST DAY OF
PERIOD OF REPORT

AA
.

%
OF
AA

DETAINEES

BB

DEFENDANTS IN DETENTION STATUS
PER LAST REPORT FROM U.S.
ATTORNEY PER RULE 46(g)

NUMBER OF DETAINEES

% OF BOX "BB"

NUMBER OF DAYS					
1 to 10	11 to 30	31 to 90	91 to 120	121 to 150	151 Plus
%	%	%	%	%	%

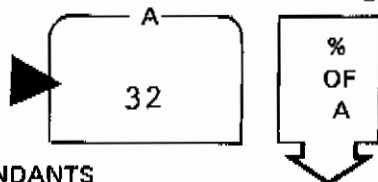
FRESNO ONLY

PRETRIAL DETENTION & RELEASE

REPORT COVERS ALL TERMINATIONS DURING ☐ FEBRUARY, 1976... OR April, 1976

PERCENTAGE OF DEFENDANTS DETAINED, RELEASED, OR FUGITIVE

CLOSED CASES

NUMBER OF
DEFENDANTSTOTAL NO. OF DEFENDANTS
DISPOSED OF DURING PERIOD
OF REPORTDEFENDANTS GROUPED BY LENGTH OF TIME IN
DETENTION OR RELEASE STATUS

DETAINEES

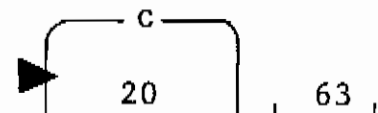
DEFENDANTS DETAINED
AFTER INITIAL APPEARANCE
BEFORE A JUDGE OR
MAGISTRATE

NUMBER OF DETAINEES

% OF BOX B

NUMBER OF DAYS					
1 to 10	11 to 30	31 to 90	91 to 120	121 to 150	151 Plus
2	11	3	2	0	0
11%	61%	17%	11%	0%	0%

RELEASEES

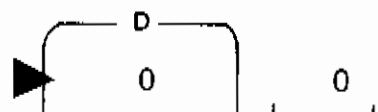
DEFENDANTS RELEASED ON BAIL OR
RECOGNIZANCE DURING ANY PRETRIAL
STAGE

NUMBER OF RELEASEES

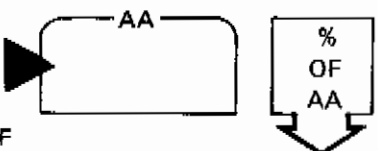
% OF BOX C

NUMBER OF DAYS					
1 to 10	11 to 30	31 to 90	91 to 120	121 to 150	151 Plus
0	2	8	2	1	7
0%	10%	40%	10%	5%	35%

FUGITIVES

PERSONS WHO WERE NEVER
APPREHENDED

PENDING CASES

DEFENDANTS
AWAITING
TRIAL
AS OF LAST DAY OF
PERIOD OF REPORT

DETAINEES

DEFENDANTS IN DETENTION STATUS
PER LAST REPORT FROM U.S.
ATTORNEY PER RULE 46(g)

NUMBER OF DETAINEES

% OF BOX "BB"

NUMBER OF DAYS					
1 to 10	11 to 30	31 to 90	91 to 120	121 to 150	151 Plus
%	%	%	%	%	%

EASTERN DISTRICT OF CALIFORNIA

CRIMINAL DISPOSITIONS

REPORT
COVERS☒

FISCAL 1975.....OR

OTHER SPECIFIED PERIOD

A
NUMBER
OF DE-
FENDANTS
DISPOSED
OF

1,227

% OF A	NOT CONVICTED					
	B TOTAL NOT CON- VICTED	DISMISSED		ACQUITTED AT TRIAL		
		% OF B	TOTAL NO. DISMISSED	% OF B	COURT	JURY
16%	201	96%	193	4%	4	4

% OF A	CONVICTED					
	C TOTAL CON- VICTED	CONVICTED by PLEA		CONVICTED at TRIAL		
		% OF C	PLEA of GUILTY or NOLO CON.	% OF C	COURT	JURY
84%	1,026	94%	968	6%	28	30

NUMBER OF MATTERS PRESENTED TO U.S. ATTORNEY FOR
PROSECUTION, AND THE NUMBER ON WHICH PROSECUTION
WAS INITIATED

REPORT COVERS MONTH OF OCTOBER, 1975

PART I

MATTERS¹

ON HAND & NEW

DECLINED

NAME OF AGENCY PRESENTING MATTER TO U.S. ATTORNEY FOR PROSECUTION	MATTERS ¹ ON HAND AT START OF PERIOD ¹	MATTERS REC'D OR ORIGI- NATED BY U.S. ATTY DURING PERIOD	DECLINED				OTHER DISPOSI- TIONS ³	NEW PROSECU- TIONS INITIATED DURING PERIOD ⁴	MATTERS ON HAND AT END OF PERIOD ⁵
			(i.e. DETERMINATIONS THAT NEW PROSECUTIONS WOULD NOT BE INITI- ATED IN THIS DISTRICT.)						
			REFERRED TO OTHER FEDERAL DISTRICT	STATE/ LOCAL AU- THORITY	PRETRIAL DIVER- SION	ALL OTHER DECLINA- TIONS ²			
	(a)	(b)	(c)	(d)	(e)	(f)	(g)	(h)	(i)
032-U.S. Forest Service	9	1					1	1	8
All other depts 049-of Agriculture	2								2
120-Air Force	8						1		8
122-Army	1								1
129-All other defense depts.	2								2
230-Fish and Wildlife	6								6
245-Land Manage- ment Bureau		2						2	
255-Nat'l Park Service	12								12
299-All other depts of Interior	2								2
310-Drug Enforce- ment Admin.	12	4	1			5			10
	(a)	(b)	(c)	(d)	(e)	(f)	(g)	(h)	(i)
SUBTOTALS	54	7	1			5	2	3	51

¹"MATTER" REFERS TO DEFENDANT MATTER - I.E. IF CLAIMED OFFENSE INVOLVES 2 DEFENDANTS COUNT IT AS 2 MATTERS²COL (F) INCLUDES MATTERS DECLINED FOR WANT OF PROSECUTIVE MERIT, LACK OF EVIDENCE, JURISDICTIONAL PROBLEMS, ETC.³COL (G) INCLUDES MATTERS DISMISSED BY MAGISTRATE, NOT ON INITIATIVE OF U.S. ATTY., AND MATTERS RESULTING IN NO TRUE BILL BY GRAND JURY⁴COL (H) INCLUDES INDICTMENTS AND INFORMATIONS FILED AND MATTERS ADJUDICATED BEFORE U.S. MAGISTRATE⁵COL (I) INCLUDES REFERRED MATTERS THAT ARE STILL PENDING BEFORE GRAND JURY, AND ALL OTHER MATTERS NOT YET DECLINED - PER COLS (C) THRU (F) - NOR FALLING WITHIN SCOPE OF COL (G) OR (H)

PART II

OPTIONAL REPORT

AGE OF MATTERS PENDING INDICTMENT AS OF OCTOBER 31, 1975

TOTAL DEFENDANTS PENDING
INDICTMENT OR INFORMATION MORE
THAN 30 DAYS AS OF ABOVE DATE

A

NO. OF
DEFEND-
ANTSNOT
ARRESTED
OR SERVEDLENGTH OF TIME (DAYS) PENDING AS OF ABOVE DATE, COMPUTED
FROM DATE OF ARREST OR SERVICE OF SUMMONS30 DAYS
& UNDER

31-35

36-45

46-60

61-90

91 PLUS

B

TOTAL DEFENDANTS PENDING INDICTMENT OR
INFORMATION MORE THAN 30 DAYS AFTER
ARREST OR SERVICE

97 - Eastern District of
California

NUMBER OF MATTERS PRESENTED TO U.S. ATTORNEY FOR
PROSECUTION, AND THE NUMBER ON WHICH PROSECUTION
WAS INITIATED

TABLE
5

REPORT COVERS MONTH OF OCTOBER, 1975

PART I

MATTERS

NAME OF AGENCY PRESENTING MATTER TO U.S. ATTORNEY FOR PROSECUTION	ON HAND & NEW		DECLINED				OTHER DISPOSI- TIONS ³	NEW PROSECU- TIONS INITIATED DURING PERIOD ⁴	MATTERS ON HAND AT END OF PERIOD ⁵
	MATTERS ¹ ON HAND AT START OF PERIOD ¹	MATTERS REC'D OR ORIGI- NATED BY U.S. ATTY DURING PERIOD	(i.e. DETERMINATIONS THAT NEW PROSECUTIONS WOULD NOT BE INITI- ATED IN THIS DISTRICT.)						
			REFERRED TO OTHER FEDERAL DISTRICT	STATE/ LOCAL AU- THORITY	PRETRIAL DIVER- SION				
						ALL OTHER DECLINA- TIONS ²			
(a)	(b)	(c)	(d)	(e)	(f)	(g)	(h)	(i)	
312-Federal Bureau of Investigation	552	48		2		60	14	6	527
314-Immigration & Naturalization	29	56					55		31
360-U.S. Postal Service	23	6					6		23
415-Customs	2								2
421-IRS-Income Tax Unit	8	3					2		9
423-Bureau of Alco- tobacco & Firearms	16	5					7		14
440-Secret Service	24	12					7		29
638-Public Building Service	2								2
800-Selective Service	5					1	1		3
	(a)	(b)	(c)	(d)	(e)	(f)	(g)	(h)	(i)
SUBTOTALS	661	130		2		61	92	6	640
TOTALS	715	137	1	2		66	94	9	691

¹"MATTER" REFERS TO DEFENDANT MATTER - I.E. IF CLAIMED OFFENSE INVOLVES 2 DEFENDANTS COUNT IT AS 2 MATTERS

²COL (F) INCLUDES MATTERS DECLINED FOR WANT OF PROSECUTIVE MERIT, LACK OF EVIDENCE, JURISDICTIONAL PROBLEMS, ETC.

³COL (G) INCLUDES MATTERS DISMISSED BY MAGISTRATE, NOT ON INITIATIVE OF U.S. ATTY., AND MATTERS RESULTING IN NO TRUE BILL BY GRAND JURY

⁴COL (H) INCLUDES INDICTMENTS AND INFORMATIONS FILED AND MATTERS ADJUDICATED BEFORE U.S. MAGISTRATE

⁵COL (I) INCLUDES REFERRED MATTERS THAT ARE STILL PENDING BEFORE GRAND JURY, AND ALL OTHER MATTERS NOT YET DECLINED - PER COLS (C) THRU (F) - NOR FALLING WITHIN SCOPE OF COL (G) OR (H)

PART II

OPTIONAL REPORT

AGE OF MATTERS PENDING INDICTMENT AS OF OCTOBER 31, 1975

TOTAL DEFENDANTS PENDING INDICTMENT OR INFORMATION MORE THAN 30 DAYS AS OF ABOVE DATE	NO. OF DEFEND- ANTS	NOT ARRESTED OR SERVED	LENGTH OF TIME (DAYS) PENDING AS OF ABOVE DATE, COMPUTED FROM DATE OF ARREST OR SERVICE OF SUMMONS				
			30 DAYS & UNDER	31-35	36-45	46-60	61-90

B

TOTAL DEFENDANTS PENDING INDICTMENT OR
INFORMATION MORE THAN 30 DAYS AFTER
ARREST OR SERVICE

EASTERN DISTRICT OF CALIFORNIA

AGE OF
PENDING COURT CASELOAD

Report covers defendants in court cases pending as of January 31, 1976

A.	Number of defendants whose cases were pending on January 31, 1976, more than 70 days (i.e. cases filed November 22, 1975, or earlier).	}	<div style="text-align: center;">A</div> <div style="text-align: center;">487</div>
B.	Number of defendants in Box "A": (1) for whom trial had commenced or a guilty plea been taken by January 31, or (2) who were fugitive on January 31, or (3) whose cases had been pending 70 days or less since the initial appearance of the defendant before a judicial officer in the district	}	<div style="text-align: center;">B</div> <div style="text-align: center;">314</div>
C.	Number of defendants awaiting trial with a <i>gross time</i> of more than 70 days under 18 U.S.C. § 3161(c) . . . ("A" less "B")	}	<div style="text-align: center;">C</div> <div style="text-align: center;">173</div>

SAMPLE DATA

If sampling was used, number of defendants in sample that was analyzed	➤	Approximate net time pending (i.e., gross time less excludable time)													
D.		<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="padding: 2px 5px;">70 DAYS & UNDER</th> <th style="padding: 2px 5px;">71 to 90</th> <th style="padding: 2px 5px;">91 to 130</th> <th style="padding: 2px 5px;">131 to 190</th> <th style="padding: 2px 5px;">191 to 250</th> <th style="padding: 2px 5px;">250 Plus</th> </tr> </thead> <tbody> <tr> <td style="height: 30px;"></td> <td></td> <td></td> <td></td> <td></td> <td></td> </tr> </tbody> </table>	70 DAYS & UNDER	71 to 90	91 to 130	131 to 190	191 to 250	250 Plus							NO. OF DAYS NO. OF DEFEND- ANTS
70 DAYS & UNDER	71 to 90	91 to 130	131 to 190	191 to 250	250 Plus										

DISTRICT DATA

<input checked="" type="checkbox"/> Based on analysis of all defendants in Box "C" <input type="checkbox"/> Estimates derived from sample data	Approximate net time pending (i.e., gross time less excludable time)													
	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="padding: 2px 5px;">70 DAYS & UNDER</th> <th style="padding: 2px 5px;">71 to 90</th> <th style="padding: 2px 5px;">91 to 130</th> <th style="padding: 2px 5px;">131 to 190</th> <th style="padding: 2px 5px;">191 to 250</th> <th style="padding: 2px 5px;">250 Plus</th> </tr> </thead> <tbody> <tr> <td style="text-align: center;">26</td> <td style="text-align: center;">25</td> <td style="text-align: center;">30</td> <td style="text-align: center;">52</td> <td style="text-align: center;">12</td> <td style="text-align: center;">28</td> </tr> </tbody> </table>	70 DAYS & UNDER	71 to 90	91 to 130	131 to 190	191 to 250	250 Plus	26	25	30	52	12	28	NO. OF DAYS NO. OF DEFEND- ANTS
70 DAYS & UNDER	71 to 90	91 to 130	131 to 190	191 to 250	250 Plus									
26	25	30	52	12	28									

 Total defendants awaiting trial
with net time over 70 days

147

SACRAMENTO ONLY

AGE OF
PENDING COURT CASELOAD

Report covers defendants in court cases pending as of January 31, 1976

A. Number of defendants whose cases were pending on January 31, 1976, more than 70 days (i.e., cases filed November 22, 1975, or earlier). } A
312

B. Number of defendants in Box "A": (1) for whom trial had commenced or a guilty plea been taken by January 31, or (2) who were fugitive on January 31, or (3) whose cases had been pending 70 days or less since the initial appearance of the defendant before a judicial officer in the district } B
268

C. C. Number of defendants awaiting trial with a *gross time* of more than 70 days under 18 U.S.C. § 3161(c) . . . ("A" less "B") } C
44

SAMPLE DATA

If sampling was used, number of defendants in sample that was analyzed	Approximate net time pending (i.e., gross time less excludable time)						
	70 DAYS & UNDER	71 to 90	91 to 130	131 to 190	191 to 250	250 Plus	NO. OF DAYS
D. D.							NO. OF DEFEND- ANTS

DISTRICT DATA

	Approximate net time pending (i.e., gross time less excludable time)						
	70 DAYS & UNDER	71 to 90	91 to 130	131 to 190	191 to 250	250 Plus	NO. OF DAYS
<input checked="" type="checkbox"/> Based on analysis of all defendants in Box "C"							NO. OF DEFEND- ANTS
<input type="checkbox"/> Estimates derived from sample data	26	3	8	0	2	5	NO. OF DEFEND- ANTS

Total defendants awaiting trial
with net time over 70 days

18

FRESNO ONLY

AGE OF
PENDING COURT CASELOAD

Report covers defendants in court cases pending as of January 31, 1976

A. Number of defendants whose cases were pending on January 31, 1976, more than 70 days (i.e. cases filed November 22, 1975, or earlier). } A
175

B. Number of defendants in Box "A": (1) for whom trial had commenced or a guilty plea been taken by January 31, or (2) who were fugitive on January 31, or (3) whose cases had been pending 70 days or less since the initial appearance of the defendant before a judicial officer in the district } B
46

C. C. Number of defendants awaiting trial with a *gross time* of more than 70 days under 18 U.S.C. § 3161(c) . . . ("A" less "B") } C
129

SAMPLE DATA

If sampling was used, number of defendants in sample that was analyzed	Approximate net time pending (i.e., gross time less excludable time)						
	70 DAYS & UNDER	71 to 90	91 to 130	131 to 190	191 to 250	250 Plus	NO. OF DAYS
D. D.							NO. OF DEFEND- ANTS

DISTRICT DATA

	Approximate net time pending (i.e., gross time less excludable time)						
	70 DAYS & UNDER	71 to 90	91 to 130	131 to 190	191 to 250	250 Plus	NO. OF DAYS
<input checked="" type="checkbox"/> Based on analysis of all defendants in Box "C"							NO. OF DEFEND- ANTS
<input type="checkbox"/> Estimates derived from sample data	0	22	22	52	10	23	NO. OF DEFEND- ANTS

Total defendants awaiting trial
with net time over 70 days

129

Section IX

Appendices

Section VIII

Statistical Tables