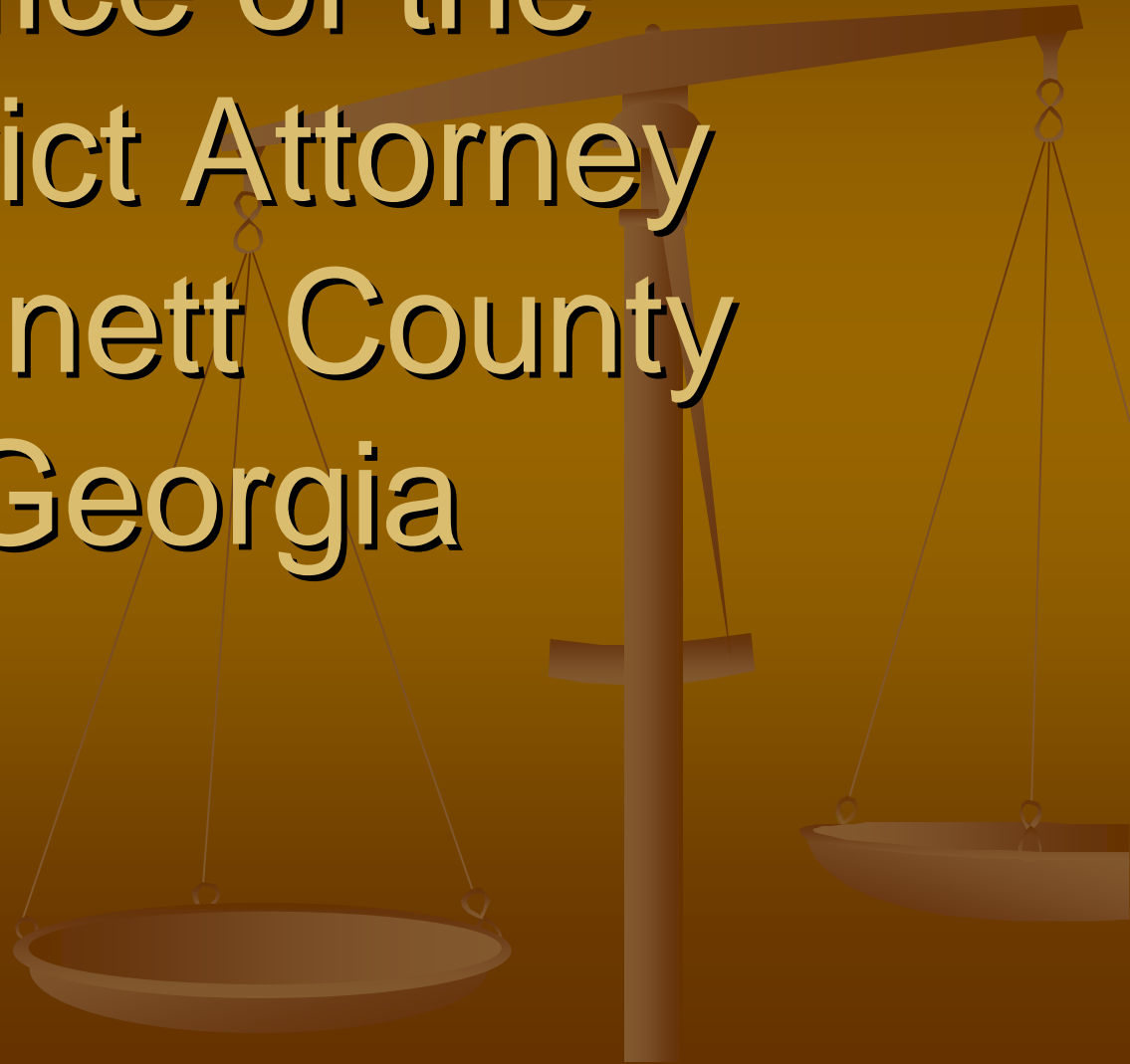


Office of the
District Attorney
Gwinnett County
Georgia



REQUIRED MANDATES



- Represent the State in criminal cases in the Superior Court (includes investigation, initiation, negotiation & disposition of cases)
- Represent the State in appeals from Superior Court (includes legal research, brief writing and oral argument before appellate courts)
- Represent the State in criminal cases in Juvenile Court (includes investigation, initiation, negotiation & disposition of cases)
- Represent the State in Civil Forfeiture Actions based on criminal conduct (includes investigation, initiation, negotiation & disposition of cases)
- Statutorily mandated victim services
- Welfare / Medicare Fraud prosecution, settlement and collections
- Child fatality review and protocol
- Sexual Assault Protocol
- Miscellaneous Statutory duties (i.e. representing State in Habeas Corpus Actions)

LEVEL MANDATED SERVICES ARE CURRENTLY PROVIDED AND NON MANDATED SERVICES CURRENTLY PROVIDED:

The District Attorney's Office is currently meeting all statutorily mandated service requirements at service levels which attempt to minimize delay in case disposition. However, due to projected caseload increases and increased complexity of individual cases, backlogs are increasing in certain courts.

Increased backlogs mean increased jail costs, increased costs of locating and transporting witnesses as well as increased defense costs if the defendant is indigent. The 2010 budget projection is based on current caseload numbers and will allow only current levels of service.

The District Attorney's Office provides no service which is not mandated by Georgia law.

EMPLOYEE FUNCTIONS

- District Attorney – Daniel J. Porter
- Assistant District Attorneys – 43 total
 - 1 Chief Assistant District Attorney
 - 3 Deputy Chief Assistant District Attorneys
 - 11 Supervising Assistant District Attorneys
 - 20 Assistant District Attorneys assigned to Trial Divisions
 - 3 Assistant District Attorneys assigned to Drug Team
 - 3 Assistant District Attorneys assigned to Juvenile Court
 - 2 Assistant District Attorneys assigned to HIDTA in Atlanta (Federally funded)
- Investigators – 25
 - 1 Chief Investigator
 - 4 Supervising Criminal Investigators
 - 16 Criminal Investigators assigned to Trial Divisions
 - 2 Criminal Investigators assigned to Drug Team
 - 1 Criminal Investigator assigned as Technical Specialist
 - 1 Criminal Investigator assigned to Juvenile Court
- Support Staff – 25
 - 1 Office Manager
 - 1 Legal Manager
 - 3 Legal Supervisors
 - 10 Legal Associates assigned to Trial Divisions
 - 4 Legal Associates assigned to Pre-Indictment Division
 - 4 Court Associates assigned to Intake/Reception Division
- Victim Witness Program - 10
 - 1 Director of Victim Witness
 - 1 Supervising Victim Advocate
 - 7 Victim Advocates
 - 1 Part-time Receptionist

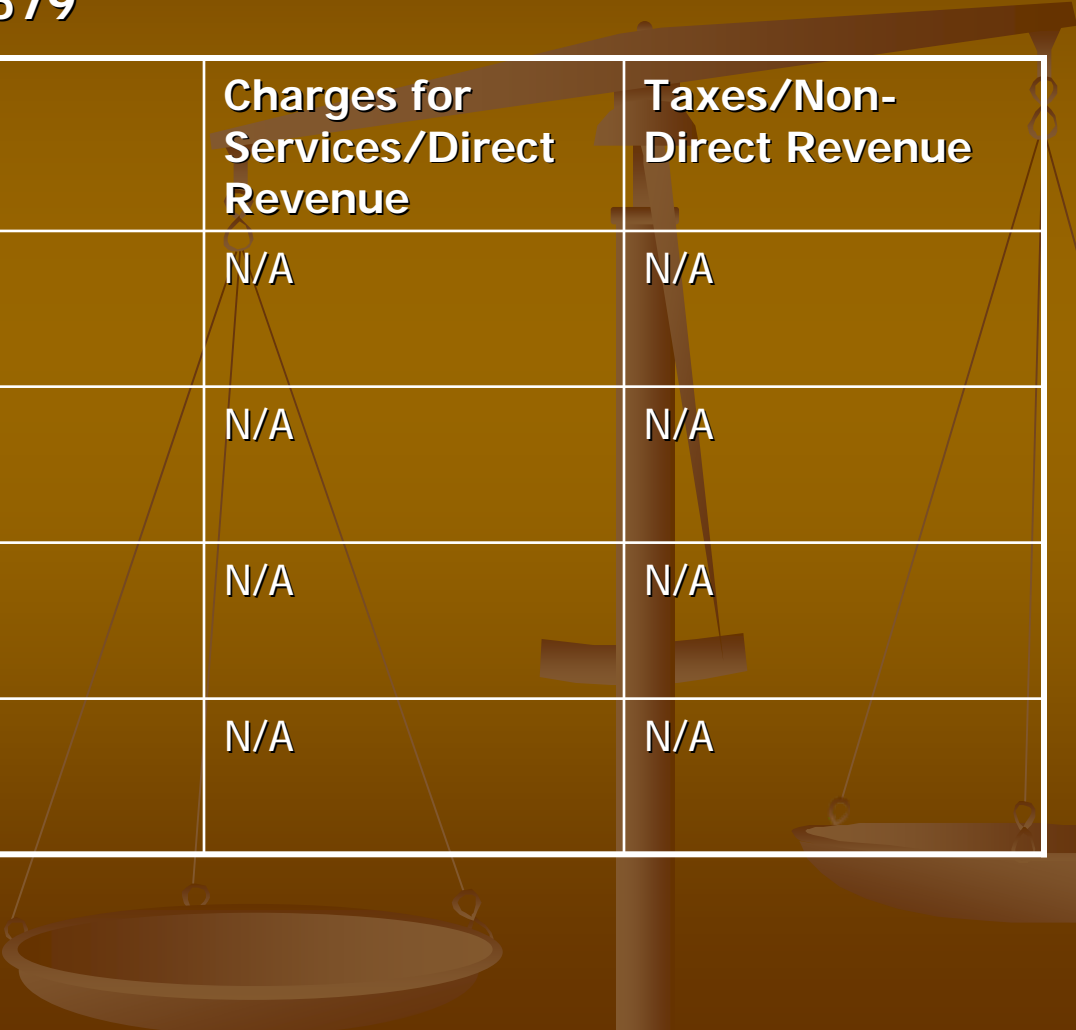


ORGANIZATIONAL CHART



BUDGET SUMMARY

FISCAL YEAR 2006 – 6,957,579



Fund	Expense	Charges for Services/Direct Revenue	Taxes/Non-Direct Revenue
001 Personal Services	6,395,261	N/A	N/A
001 General Operating	355,718	N/A	N/A
001 Contributions	205,999	N/A	N/A
001 Capital Outlay	600	N/A	N/A

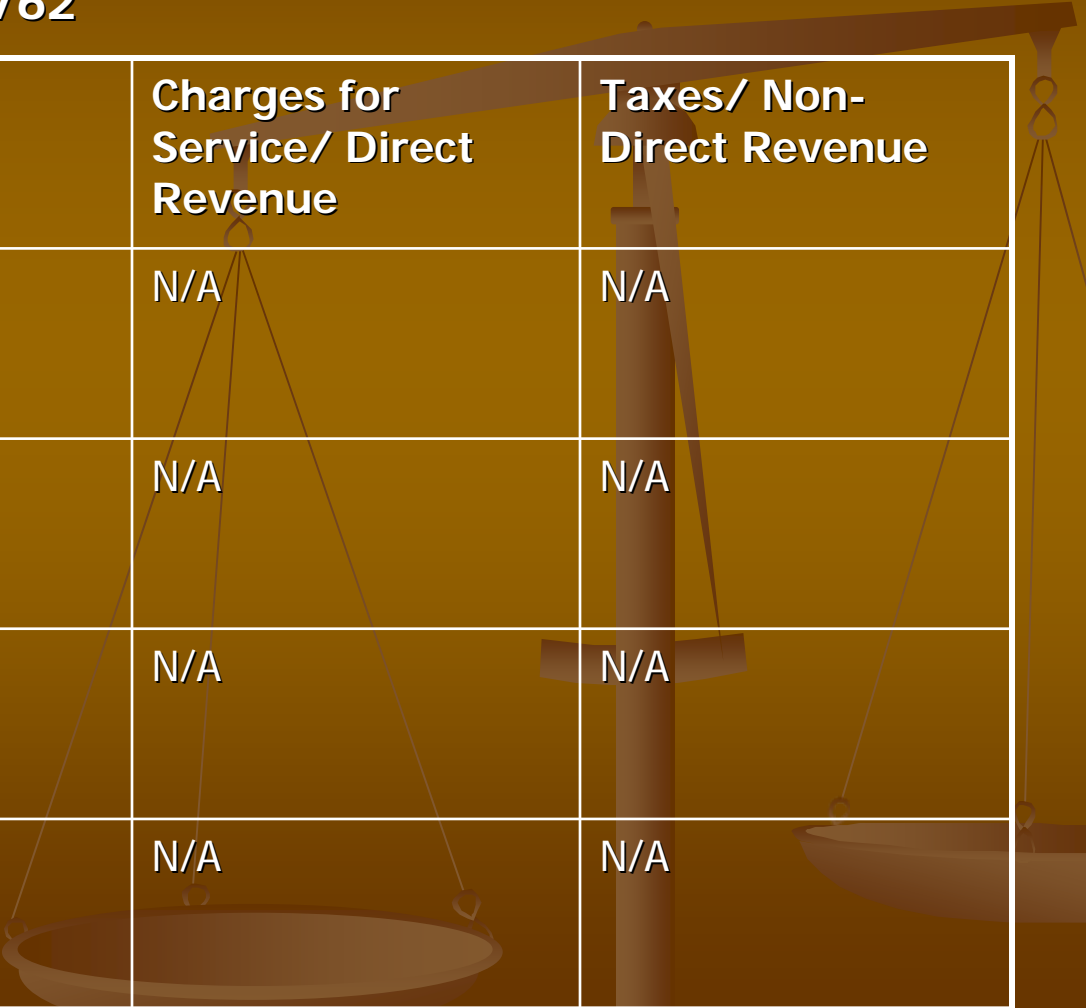
BUDGET SUMMARY (continued)

FISCAL YEAR 2007 – 6,711,918

Fund	Expense	Charges for Servic/Direct Revenue	Taxes/Non- Direct Revenue
001 Personal Services	6,224,250	N/A	N/A
001 General Operating	343,741	N/A	N/A
001 Contributions	143,927	N/A	N/A
001 Capital Outlay	0	N/A	N/A

BUDGET SUMMARY (continued)

FISCAL YEAR 2008 – 7,333,762



Fund	Expense	Charges for Service/ Direct Revenue	Taxes/ Non-Direct Revenue
001 Personal Services	6,749,646	N/A	N/A
001 General Operating	395,966	N/A	N/A
001 Contributions	186,150	N/A	N/A
001 Capital Outlay	2,000	N/A	N/A

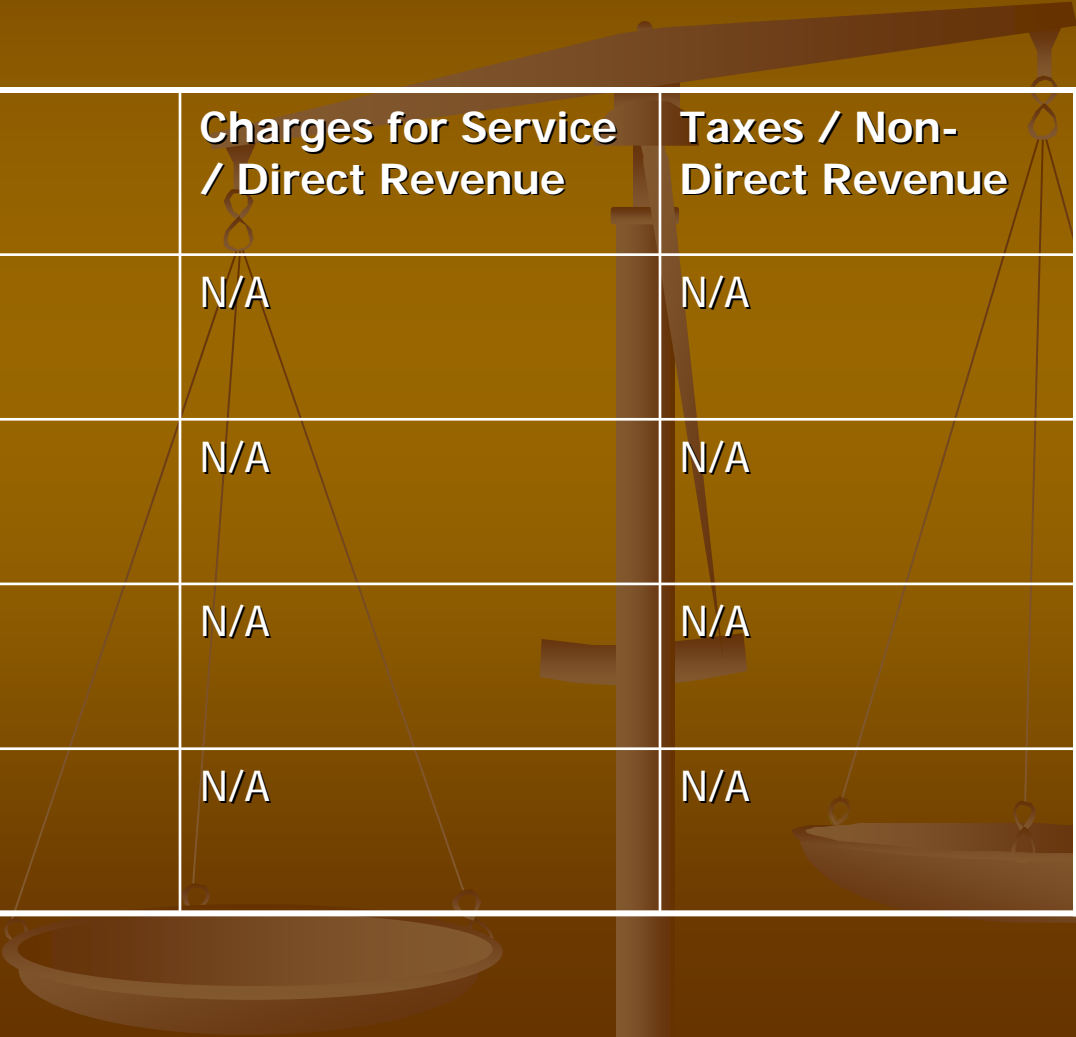
BUDGET SUMMARY (continued)

FISCAL YEAR 2009 – 8,316,700

FUND	Expense	Charges for Service/Direct Revenue	Taxes/Non-Direct Revenue
001 Personal Services	7,763,411	N/A	N/A
001 General Operating	416,591	N/A	N/A
001 Contributions	135,948	N/A	N/A
001 Capital Outlay	750	N/A	N/A

BUDGET SUMMARY (continued)

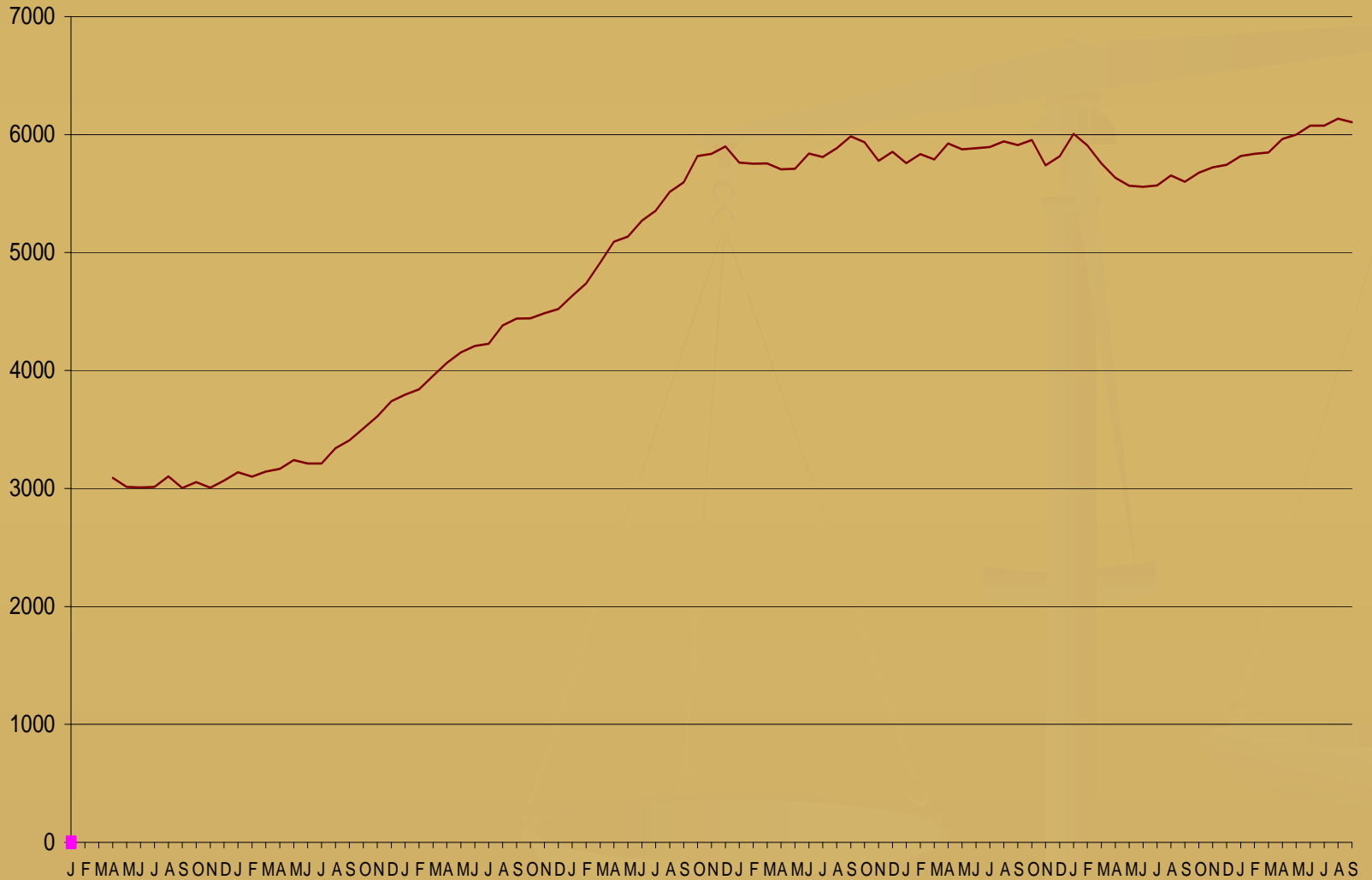
FISCAL YEAR 2010 – Budget Request: \$8,445,449



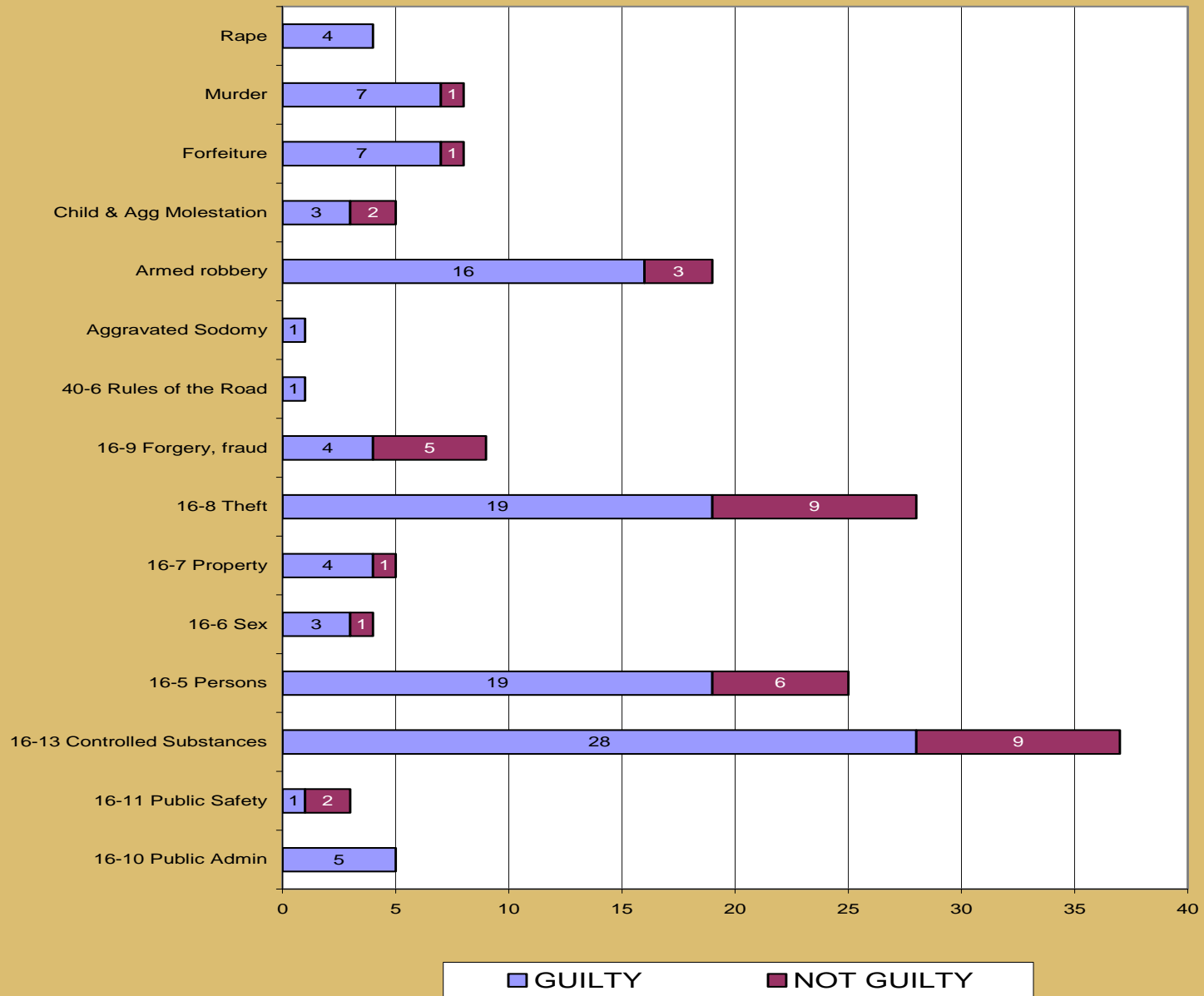
Fund	Expenses	Charges for Service / Direct Revenue	Taxes / Non-Direct Revenue
001 Personal Services	7,929,262	N/A	N/A
001 General Operating	398,754	N/A	N/A
001 Contributions	116,682	N/A	N/A
001 Capital Outlay	750	N/A	N/A

TRENDS

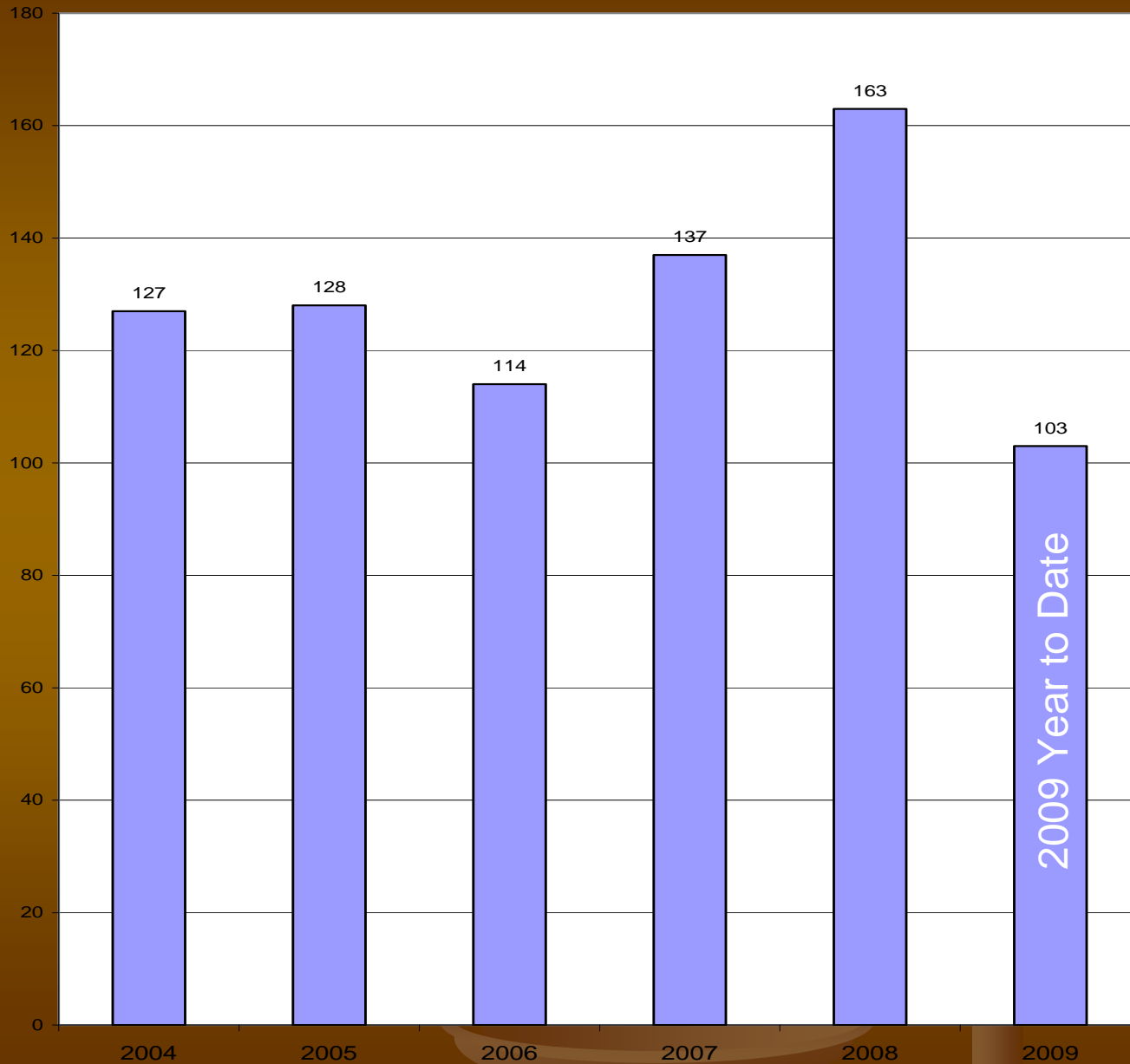
PENDING CASES
(Excludes Disposed and Bench Warrant. Includes Fugitive, Extradition, Forfeiture)
APRIL 2000 TO PRESENT



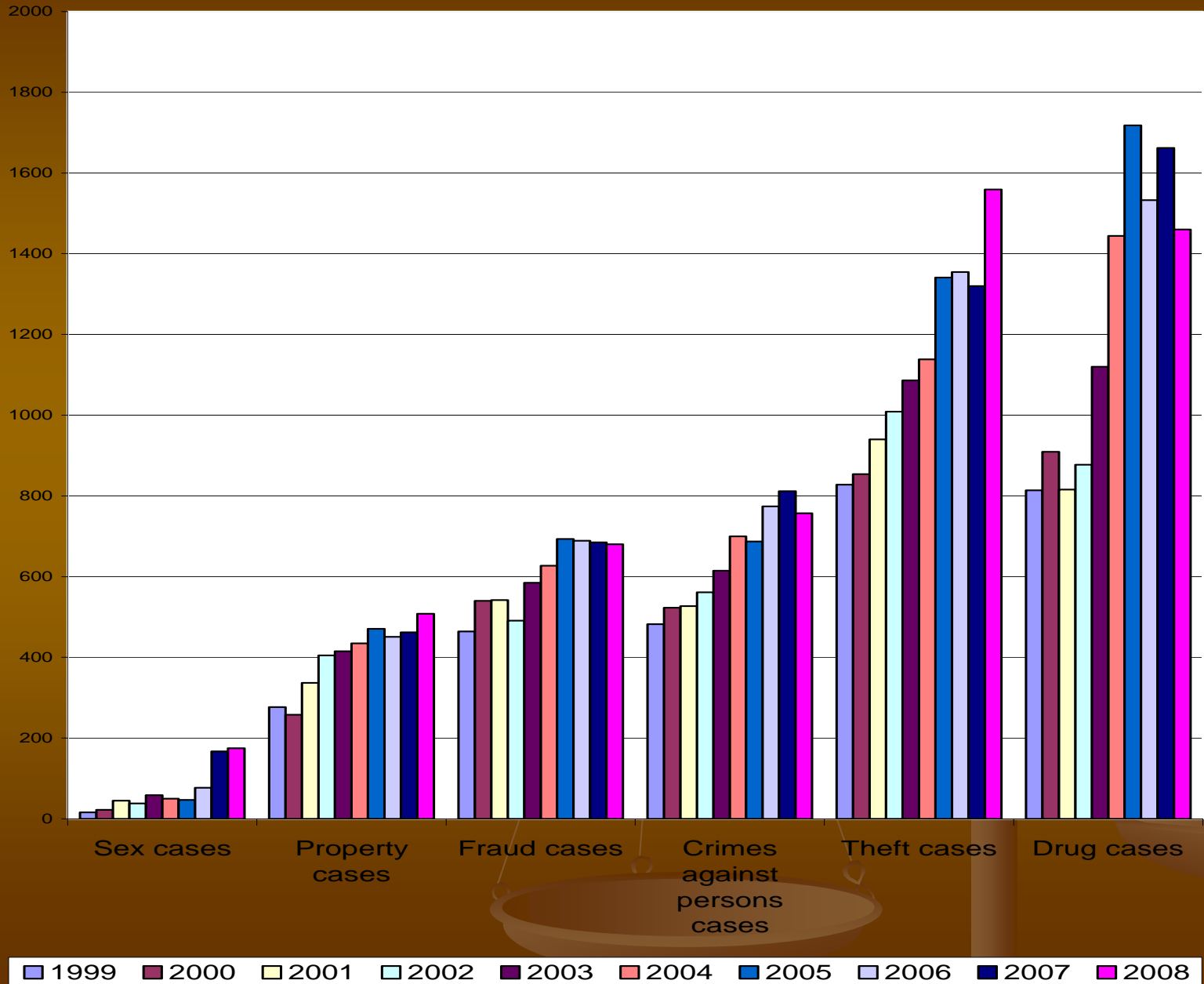
2008 TRIAL VERDICTS BY CASE TYPE




TRIALS 2004-2008



9 YEAR INCREASE IN CRIMINAL CASE LOAD

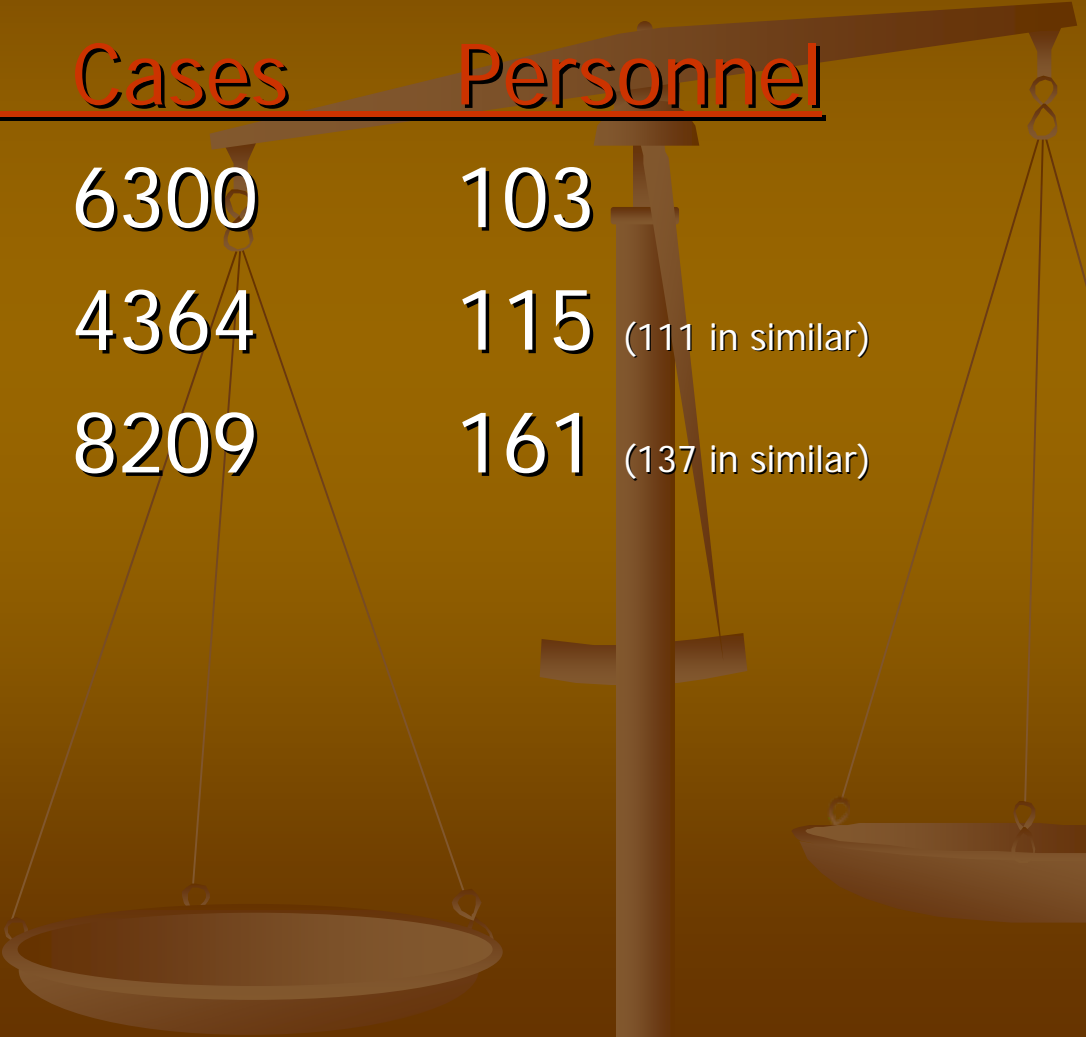


Gwinnett District Attorney - Pending Cases



Drugs	1416
Aggravated Assault, etc + Murder	808 97
Sex Crimes	224
+ Rape	11
+ Child Molestation	16
+ Aggravated Child Molestation	22
+ Aggravated Sexual Battery	3
+ Aggravated Sodomy	2
Burglary, Arson, etc.	483
Theft	1270
Forgery, fraud	608
Vehicular Homicide / Serious Injury	79
Armed robbery	63

OFFICE COMPARISON



<u>County</u>	<u>Cases</u>	<u>Personnel</u>
Gwinnett	6300	103
Cobb	4364	115 (111 in similar)
DeKalb	8209	161 (137 in similar)

LOSS OF CRITICAL SERVICES IF SUFFICIENT FUNDING IS NOT PROVIDED

If sufficient funding is not provided or if the 9% budget cut required for 2010 is enacted then the only option to reach these requirements is to reduce personnel cost by layoffs or furloughs.

Loss of staff will result in

- Increased delay in bringing cases to trial
- Possible release of accused criminals based on delay
- Possible shut down of courts due to FLSA requirements for furloughs

Finally, the loss of staff will leave this office unprepared to handle the increase in cases that is sure to come.

