

APPENDICES

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APPENDIX A. BACKGROUND ON THE FEDERAL INDIGENT DEFENSE SYSTEM

A.1 THE PROCESS OF A FEDERAL CRIMINAL CASE

Federal criminal court cases are conducted in five broad stages. In the first stage, the court issues some form of a charging document.¹ In the next stage, the arraignment, the court informs the defendant of charges. During this hearing, the defendant enters a plea and identifies the counsel of record. If the defendant has not retained counsel, he or she is informed of their right to have an attorney to represent the defendant in the court proceedings. If the defendant is financially unable to hire an attorney, then the defendant can ask the court to appoint an attorney. Stage three is a detention hearing, which determines bail and the nature of pretrial detention. The fourth stage is the determination of guilt, which can occur either through trial or through a guilty plea in which the defendant waives his or her right to a trial and future appeal. If an individual is convicted, the final stage is the sentencing hearing, which determines the appropriate sentence for the defendant. Throughout the later stages, the defendant is represented by his or her counsel, assigned in the second stage.²

This study focuses on the fourth and fifth stages of the criminal proceedings. These last two stages can be further subdivided. The fourth stage begins with negotiations between prosecution and defense counsel on the feasibility of potential plea bargains. Plea bargains typically include the downward revision of the severity of the crime with which the defendant is charged, the sentence length, or both in exchange for the defendant pleading guilty and forgoing the trial. If a plea is agreed upon, the parties and the defendant appear before the judge to enter a plea of guilty and the prosecution offers a recommended sentence. The judge usually accepts this recommendation and imposes sentence. If no acceptable plea can be reached, they proceed to trial (which can be conducted in front of a judge or jury). If the defendant is found guilty then a hearing follows. At the sentencing hearing both sides can provide evidence that the judge can consider in determining the length of the sentence. After arguments, the judge imposes sentence and the trial is concluded.

A.2 ELIGIBILITY FOR INDIGENT DEFENSE COUNSEL

In order for a defendant to qualify for indigent defender services they must face a sufficiently serious criminal charge. This means, an individual must be:

1. charged with a felony or with a Class A misdemeanor;
2. a juvenile alleged to have committed an act of juvenile delinquency
3. charged with a violation of probation;

¹ In most cases this is an indictment where the prosecutor presents evidence to a grand jury (a group of 23 citizens) who determine if there is probable cause to issue a charge. In some cases individuals may file a criminal complaint accompanied by an affidavit. A criminal complaint is a statement of facts about an alleged crime which, based on sworn affidavit by a private individual and filed with the police. This is typically authorized through the police department

² In a small fraction of cases individuals switch counsel after the initial hearing but this is less than 1 percent of the cases.

4. under arrest, when such representation is required by law;
5. entitled to appointment of counsel in parole proceedings;
6. charged with a violation of supervised release or faces modification, reduction, or enlargement of a condition, or extension or revocation of a term of supervised release
7. subject to a mental condition hearing
8. in custody as a material witness
9. entitled to appointment of counsel under the sixth amendment to the Constitution, or faces loss of liberty in a case and federal law requires the appointment of counsel.
10. seeking to set aside or vacate a death sentence in proceedings under section 2254 or 2255 of title 28, U.S.C.

If an individual meets one or more the above criteria, then he or she must prove they are "financially unable to obtain counsel" by demonstrating to the court that their net financial resources and income are insufficient to enable them to obtain qualified counsel. In determining whether such insufficiency exists, consideration is typically given to the cost of providing the person and his dependents with the necessities of life and the cost of the defendant's bail bond if financial conditions are imposed. Future earnings are not considered, however other income received within one hundred eighty days after the date of the court's reimbursement order are assumed as a source of funds. Determination of eligibility is usually made without regard to the financial ability of the person's family.

A.3 ATTORNEYS FOR INDIGENT DEFENDANTS

In the federal system, indigents are represented by one of two different types of attorneys. The first type of attorneys is public defenders, who are salaried government employees. The Federal Public Defender for each district is appointed by Court of Appeals for a 4-year term. The FPD appoints his or her staff with approval from the Director of the Administrative Office of the United States Courts. The other type of federal indigent defense attorney is called Criminal Justice Act (CJA) panel attorney. CJA panel attorneys are contracted by the federal government to serve as counsel for financially needy defendants at an hourly wage and subject to attorney fee caps. To qualify to be a CJA panel attorney, lawyers need to be in good standing in the federal bar, and have demonstrated experience in and knowledge of the Federal Rules of Criminal Procedure, the Federal Rules of Evidence and the United States Sentencing Guidelines. This typically means at least 5 years of practice as a licensed attorney as well as the attending training for "Continuing Legal Education". CJA panel attorneys are compensated based on their hourly wage with rates varying over time.³ CJA

³ In 1996, this was increased to \$65/hr for in court and \$45/hr out of court services. Effective 2000 this rate was increased again to \$70 for in court and \$50 for out of court. Future increases have resulted in current payment rates of \$90/hr for all services regardless whether it is in-court or out-of-court. The exceptions to these wage rates are the 16 districts which received wage increases in 1988. \$75 in court/55 out of court: Alaska, California (Central, Eastern, Northern & Southern), District of Columbia, Detroit, Michigan, New Jersey, Las Cruces, New Mexico, New York (Eastern and Southern), and Seattle, Washington. \$70 in court/ 50 out of court: Phoenix and Tucson, Arizona and for Hawaii

attorneys are capped as to the total amount of compensation they can receive per case but can apply for additional compensation.⁴

A.4 ATTORNEY ASSIGNMENT

If a defendant is proven to be financially eligible, then he or she is assigned one of the two types of indigent defense lawyers. While the assignment process may vary slightly by district, the procedures fall into two major categories. In the first common process, the court arbitrarily assigns qualified public defenders or CJA panel attorneys to cases based on the targeted proportion of cases to be covered by the relevant group of defense attorney. In this system, a panel of judges and defense attorneys review applications of attorneys requesting to be CJA panel attorneys and assigns each accepted CJA panel attorney to one of several lists based on the attorney's experience and demonstrated skill. Newer attorneys are eligible for assignment to misdemeanors, petty offenses, and revocation proceedings. More experienced attorneys are eligible for assignment to felony cases. Once financial eligibility is determined, the court assigns the defendant an attorney either from the federal public defender's office (FPD) or from the CJA panel based on the pre-decided ratio of FPD to CJA caseloads. If the court assigns CJA panel counsel, then assignments are made randomly within a category, with the court going down its list of attorneys in order until a match is made. In the second process, the FPD office reviews the panel of attorneys seeking to be CJA attorneys. The FPD Office assigns each attorney to a place in the internal rotation based on the individual attorney's skills and qualifications. At the initial hearing, if a defendant is indigent and in need of counsel, the court assigns the case to FPD Office. The FPD office then assigns specific counsel based on the predetermined caseload borne by PD's and CJA attorneys. Assignments are done on a rotational order within the qualified group of attorneys.

⁴ In cases that require extended or complex representation, the chief judge of the circuit or magistrate may certify excess compensation for a panel attorney. If the attorney can establish that a case is extended or complex, the approving judicial officer determines if excess payment is necessary to provide fair compensation.

APPENDIX C. DETAILED ANALYSIS OF EXCLUDED DISTRICTS

Table C.1 . Exclusion Criteria for Each District Year

District	Exclusion Criteria	1997	1998	1999	2000	2001
Alabama - Middle	Fraction of Cases Assigned to CJA Attorneys	0.40	0.44	0.46	0.44	0.42
	Number of cases	24	30	26	19	15
	Passes Random Assignment Test	PE	PE	PE	PE	PE
	Included	N	N	N	N	N
Alabama - Northern	Fraction of Cases Assigned to CJA Attorneys	1.00	1.00	1.00	1.00	1.00
	Number of cases	29	30	40	42	16
	Passes Random Assignment Test	PE	PE	PE	PE	PE
	Included	N	N	N	N	N
Alabama - Southern	Fraction of Cases Assigned to CJA Attorneys	0.61	0.54	0.56	0.44	0.45
	Number of cases	29	38	34	35	23
	Passes Random Assignment Test	PE	Y	Y	Y	N
	Included	N	Y	Y	Y	N
Alaska	Fraction of Cases Assigned to CJA Attorneys	0.67	0.36	0.40	0.46	0.37
	Number of cases	8	97	77	45	13
	Passes Random Assignment Test	PE	Y	Y	Y	PE
	Included	N	Y	Y	Y	N
Arizona	Fraction of Cases Assigned to CJA Attorneys	0.43	0.51	0.66	0.71	0.75
	Number of cases	986	1430	1792	1711	1048
	Passes Random Assignment Test	Y	Y	Y	Y	Y
	Included	Y	Y	Y	Y	Y
Arkansas - Eastern	Fraction of Cases Assigned to CJA Attorneys	0.67	0.62	0.69	0.64	0.49
	Number of cases	36	33	26	21	19
	Passes Random Assignment Test	Y	N	N	N	PE
	Included	Y	N	N	N	N
Arkansas - Western	Fraction of Cases Assigned to CJA Attorneys	0.57	0.50	0.30	0.39	0.20
	Number of cases	22	22	16	25	35
	Passes Random Assignment Test	PE	PE	PE	PE	Y
	Included	N	N	N	N	Y
California - Central	Fraction of Cases Assigned to CJA Attorneys	0.41	0.40	0.37	0.37	0.40
	Number of cases	436	508	562	454	334

	Passes Random Assignment Test	Y	Y	Y	Y	Y
	Included	Y	Y	Y	Y	Y
California - Eastern	Fraction of Cases Assigned to CJA Attorneys	0.31	0.24	0.18	0.21	0.23
	Number of cases	133	115	101	94	71
	Passes Random Assignment Test	Y	Y	Y	Y	Y
	Included	Y	Y	Y	Y	Y
California - Northern	Fraction of Cases Assigned to CJA Attorneys	0.27	0.22	0.27	0.23	0.11
	Number of cases	170	131	100	135	115
	Passes Random Assignment Test	Y	Y	Y	Y	Y
	Included	Y	Y	Y	Y	Y
California - Southern	Fraction of Cases Assigned to CJA Attorneys	0.45	0.47	0.45	0.45	0.44
	Number of cases	2236	2652	2796	2435	1598
	Passes Random Assignment Test	Y	Y	Y	Y	Y
	Included	Y	Y	Y	Y	Y
Colorado	Fraction of Cases Assigned to CJA Attorneys	0.45	0.43	0.41	0.40	0.39
	Number of cases	149	126	132	122	110
	Passes Random Assignment Test	N	N	Y	Y	Y
	Included	Y	Y	Y	Y	Y
Connecticut	Fraction of Cases Assigned to CJA Attorneys	0.59	0.61	0.56	0.47	0.25
	Number of cases	39	36	32	25	11
	Passes Random Assignment Test	N	N	N	N	N
	Included	Y	Y	Y	Y	Y
Delaware	Fraction of Cases Assigned to CJA Attorneys	0.34	0.28	0.24	0.22	0.30
	Number of cases	28	39	29	24	17
	Passes Random Assignment Test	PE	Y	PE	PE	PE
	Included	N	Y	N	N	N
District of Columbia	Fraction of Cases Assigned to CJA Attorneys	0.28	0.31	0.31	0.26	0.21
	Number of cases	152	140	126	102	68
	Passes Random Assignment Test	Y	Y	Y	N	Y
	Included	Y	Y	Y	N	Y
Florida - Middle	Fraction of Cases Assigned to CJA Attorneys	0.60	0.55	0.58	0.58	0.52
	Number of cases	190	281	318	292	189
	Passes Random Assignment Test	N	Y	Y	Y	Y
	Included	N	Y	Y	Y	Y

Florida - Northern	Fraction of Cases Assigned to CJA Attorneys	0.22	0.48	0.47	0.49	0.39
	Number of cases	13	20	26	22	16
	Passes Random Assignment Test	PE	PE	PE	PE	PE
	Included	N	N	N	N	N
Florida - Southern	Fraction of Cases Assigned to CJA Attorneys	0.21	0.19	0.19	0.18	0.15
	Number of cases	551	513	521	543	511
	Passes Random Assignment Test	N	Y	Y	Y	Y
	Included	N	Y	Y	Y	Y
Georgia - Middle	Fraction of Cases Assigned to CJA Attorneys	1.00	1.00	1.00	1.00	1.00
	Number of cases	54	58	41	37	19
	Passes Random Assignment Test	PE	PE	PE	PE	PE
	Included	N	N	N	N	N
Georgia - Northern	Fraction of Cases Assigned to CJA Attorneys	0.40	0.39	0.38	0.28	0.25
	Number of cases	146	169	155	157	139
	Passes Random Assignment Test	Y	Y	Y	Y	Y
	Included	Y	Y	Y	Y	Y
Georgia - Southern	Fraction of Cases Assigned to CJA Attorneys	1.00	1.00	1.00	1.00	1.00
	Number of cases	12	14	14	15	6
	Passes Random Assignment Test	PE	PE	PE	PE	PE
	Included	N	N	N	N	N
Guam	Fraction of Cases Assigned to CJA Attorneys	0.52	0.42	0.43	0.58	0.51
	Number of cases	53	132	150	90	55
	Passes Random Assignment Test	N	Y	Y	Y	Y
	Included	N	Y	Y	Y	Y
Hawaii	Fraction of Cases Assigned to CJA Attorneys	0.33	0.44	0.45	0.39	0.20
	Number of cases	7	15	33	46	26
	Passes Random Assignment Test	PE	PE	N	N	N
	Included	N	N	N	N	N
Idaho	Fraction of Cases Assigned to CJA Attorneys	0.48	0.49	0.51	0.44	0.42
	Number of cases	18	29	34	31	30
	Passes Random Assignment Test	PE	Y	Y	Y	N
	Included	N	Y	Y	Y	N
Illinois - Central	Fraction of Cases Assigned to CJA Attorneys	0.53	0.51	0.39	0.36	0.40
	Number of cases	58	63	96	83	51

	Passes Random Assignment Test	Y	N	N	N	N
	Included	Y	N	N	N	N
Illinois - Northern	Fraction of Cases Assigned to CJA Attorneys	0.52	0.58	0.50	0.54	0.51
	Number of cases	100	108	135	145	111
	Passes Random Assignment Test	N	N	N	N	N
	Included	N	N	N	N	N
Illinois - Southern	Fraction of Cases Assigned to CJA Attorneys	0.46	0.49	0.43	0.40	0.38
	Number of cases	23	46	45	53	31
	Passes Random Assignment Test	Y	Y	Y	N	N
	Included	Y	Y	Y	N	N
Indiana - Northern	Fraction of Cases Assigned to CJA Attorneys	1.00	1.00	1.00	0.99	0.95
	Number of cases	21	42	77	78	42
	Passes Random Assignment Test	PE	PE	PE	PE	PE
	Included	N	N	N	N	N
Indiana - Southern	Fraction of Cases Assigned to CJA Attorneys	0.60	0.63	0.66	0.58	0.46
	Number of cases	56	71	74	69	50
	Passes Random Assignment Test	Y	Y	N	N	N
	Included	Y	Y	N	N	N
Iowa - Northern	Fraction of Cases Assigned to CJA Attorneys	0.63	0.53	0.47	0.44	0.47
	Number of cases	17	29	48	58	49
	Passes Random Assignment Test	PE	PE	N	N	N
	Included	N	N	N	N	N
Iowa - Southern	Fraction of Cases Assigned to CJA Attorneys	0.55	0.62	0.56	0.49	0.52
	Number of cases	46	75	106	123	118
	Passes Random Assignment Test	Y	Y	N	N	N
	Included	Y	Y	N	N	N
Kansas	Fraction of Cases Assigned to CJA Attorneys	0.47	0.53	0.47	0.50	0.42
	Number of cases	45	13	14	6	5
	Passes Random Assignment Test	N	PE	PE	PE	PE
	Included	N	N	N	N	N
Kentucky - Eastern	Fraction of Cases Assigned to CJA Attorneys	1.00	1.00	1.00	1.00	1.00
	Number of cases	13	27	40	28	17
	Passes Random Assignment Test	PE	PE	PE	PE	PE
	Included	N	N	N	N	N

Kentucky - Western	Fraction of Cases Assigned to CJA Attorneys	0.60	0.36	0.48	0.43	0.50
	Number of cases	24	22	25	11	7
	Passes Random Assignment Test	PE	PE	PE	PE	PE
	Included	N	N	N	N	N
Louisiana - Eastern	Fraction of Cases Assigned to CJA Attorneys	0.28	0.21	0.25	0.24	0.21
	Number of cases	47	53	71	84	52
	Passes Random Assignment Test	N	Y	Y	Y	Y
	Included	N	Y	Y	Y	Y
Louisiana - Western	Fraction of Cases Assigned to CJA Attorneys	0.73	0.76	0.73	0.69	0.67
	Number of cases	37	32	55	60	30
	Passes Random Assignment Test	Y	Y	N	N	Y
	Included	Y	Y	N	N	Y
Louisiana - Middle	Fraction of Cases Assigned to CJA Attorneys	0.00	0.00	0.00	0.25	0.50
	Number of cases	2	2	3	3	2
	Passes Random Assignment Test	PE	PE	PE	PE	PE
	Included	N	N	N	N	N
Maine	Fraction of Cases Assigned to CJA Attorneys	1.00	1.00	1.00	1.00	1.00
	Number of cases	44	38	27	23	18
	Passes Random Assignment Test	PE	PE	PE	PE	PE
	Included	N	N	N	N	N
Maryland	Fraction of Cases Assigned to CJA Attorneys	0.67	0.60	0.31	0.38	0.47
	Number of cases	7	13	35	34	17
	Passes Random Assignment Test	PE	PE	N	N	N
	Included	N	N	N	N	N
Massachusetts	Fraction of Cases Assigned to CJA Attorneys	0.62	0.59	0.60	0.61	0.50
	Number of cases	47	62	86	66	36
	Passes Random Assignment Test	N	N	N	N	N
	Included	N	N	N	N	N
Michigan - Eastern	Fraction of Cases Assigned to CJA Attorneys	0.31	0.25	0.24	0.31	0.36
	Number of cases	112	124	105	103	63
	Passes Random Assignment Test	Y	Y	Y	N	N
	Included	Y	Y	Y	N	N
Michigan - Western	Fraction of Cases Assigned to CJA Attorneys	0.77	0.67	0.58	0.65	0.63
	Number of cases	44	50	57	47	34

	Passes Random Assignment Test	Y	Y	N	N	N
	Included	Y	Y	N	N	N
Minnesota	Fraction of Cases Assigned to CJA Attorneys	0.45	0.59	0.57	0.49	0.41
	Number of cases	77	89	89	90	61
	Passes Random Assignment Test	N	N	Y	Y	Y
	Included	N	N	Y	Y	Y
Mississippi - Northern	Fraction of Cases Assigned to CJA Attorneys	1.00	1.00	1.00	1.00	1.00
	Number of cases	15	15	12	10	7
	Passes Random Assignment Test	PE	PE	PE	PE	PE
	Included	N	N	N	N	N
Mississippi - Southern	Fraction of Cases Assigned to CJA Attorneys	1.00	1.00	1.00	1.00	1.00
	Number of cases	19	17	11	12	12
	Passes Random Assignment Test	PE	PE	PE	PE	PE
	Included	N	N	N	N	N
Missouri - Eastern	Fraction of Cases Assigned to CJA Attorneys	0.33	0.28	0.33	0.31	0.33
	Number of cases	85	97	104	90	35
	Passes Random Assignment Test	Y	Y	N	N	N
	Included	Y	Y	N	N	N
Missouri - Western	Fraction of Cases Assigned to CJA Attorneys	0.52	0.45	0.52	0.43	0.39
	Number of cases	76	90	109	126	100
	Passes Random Assignment Test	N	N	N	N	N
	Included	N	N	N	N	N
Montana	Fraction of Cases Assigned to CJA Attorneys	0.53	0.50	0.45	0.39	0.34
	Number of cases	71	94	109	123	98
	Passes Random Assignment Test	N	N	Y	Y	Y
	Included	N	N	Y	Y	Y
Nebraska	Fraction of Cases Assigned to CJA Attorneys	0.37	0.41	0.45	0.48	0.45
	Number of cases	89	83	79	84	91
	Passes Random Assignment Test	Y	Y	Y	Y	Y
	Included	Y	Y	Y	Y	Y
Nevada	Fraction of Cases Assigned to CJA Attorneys	0.55	0.44	0.41	0.38	0.32
	Number of cases	8	62	138	213	163
	Passes Random Assignment Test	PE	Y	Y	Y	Y
	Included	N	Y	Y	Y	Y

New Hampshire	Fraction of Cases Assigned to CJA Attorneys	0.65	0.65	0.66	0.59	0.65
	Number of cases	25	19	30	23	13
	Passes Random Assignment Test	PE	PE	N	PE	PE
	Included	N	N	N	N	N
New Jersey	Fraction of Cases Assigned to CJA Attorneys	0.29	0.33	0.36	0.36	0.31
	Number of cases	201	209	215	191	149
	Passes Random Assignment Test	N	N	Y	Y	Y
	Included	N	N	Y	Y	Y
New Mexico	Fraction of Cases Assigned to CJA Attorneys	0.45	0.36	0.40	0.44	0.41
	Number of cases	407	502	695	784	497
	Passes Random Assignment Test	Y	Y	Y	Y	Y
	Included	Y	Y	Y	Y	Y
New York - Eastern	Fraction of Cases Assigned to CJA Attorneys	0.49	0.42	0.39	0.30	0.18
	Number of cases	293	336	322	280	118
	Passes Random Assignment Test	N	N	N	N	N
	Included	N	N	N	N	N
New York - Northern	Fraction of Cases Assigned to CJA Attorneys	1.00	1.00	0.99	0.78	0.21
	Number of cases	38	48	57	63	46
	Passes Random Assignment Test	PE	PE	PE	N	N
	Included	N	N	N	N	N
New York - Southern	Fraction of Cases Assigned to CJA Attorneys	0.57	0.55	0.53	0.44	0.26
	Number of cases	323	372	400	290	93
	Passes Random Assignment Test	Y	Y	Y	Y	Y
	Included	Y	Y	Y	Y	Y
New York - Western	Fraction of Cases Assigned to CJA Attorneys	0.42	0.38	0.36	0.39	0.28
	Number of cases	93	97	99	74	46
	Passes Random Assignment Test	Y	Y	Y	Y	Y
	Included	Y	Y	Y	Y	Y
North Carolina - Eastern	Fraction of Cases Assigned to CJA Attorneys	0.44	0.49	0.46	0.39	0.25
	Number of cases	52	82	74	51	11
	Passes Random Assignment Test	Y	Y	N	N	PE
	Included	Y	Y	N	N	N
North Carolina - Middle	Fraction of Cases Assigned to CJA Attorneys	0.46	0.48	0.38	0.45	0.37
	Number of cases	16	30	18	30	50

	Passes Random Assignment Test	PE	N	PE	Y	Y
	Included	N	N	N	Y	Y
North Carolina - Western	Fraction of Cases Assigned to CJA Attorneys	1.00	1.00	1.00	1.00	1.00
	Number of cases	46	41	33	52	57
	Passes Random Assignment Test	PE	PE	PE	PE	PE
	Included	N	N	N	N	N
North Dakota	Fraction of Cases Assigned to CJA Attorneys	1.00	1.00	1.00	1.00	1.00
	Number of cases	55	46	51	51	24
	Passes Random Assignment Test	PE	PE	PE	PE	PE
	Included	N	N	N	N	N
Ohio - Northern	Fraction of Cases Assigned to CJA Attorneys	0.70	0.75	0.77	0.67	0.66
	Number of cases	86	98	102	78	58
	Passes Random Assignment Test	Y	Y	Y	Y	Y
	Included	Y	Y	Y	Y	Y
Ohio - Southern	Fraction of Cases Assigned to CJA Attorneys	0.50	0.50	0.46	0.56	0.67
	Number of cases	4	11	7	4	2
	Passes Random Assignment Test	PE	PE	PE	PE	PE
	Included	N	N	N	N	N
Oklahoma - Eastern	Fraction of Cases Assigned to CJA Attorneys	0.45	0.57	0.44	0.47	0.43
	Number of cases	8	5	8	12	11
	Passes Random Assignment Test	PE	PE	PE	PE	PE
	Included	N	N	N	N	N
Oklahoma - Northern	Fraction of Cases Assigned to CJA Attorneys	0.52	0.48	0.50	0.51	0.36
	Number of cases	26	20	28	33	19
	Passes Random Assignment Test	PE	PE	N	N	N
	Included	N	N	N	N	N
Oklahoma - Western	Fraction of Cases Assigned to CJA Attorneys	0.61	0.77	0.62	0.46	0.42
	Number of cases	24	21	22	13	14
	Passes Random Assignment Test	PE	PE	PE	PE	PE
	Included	N	N	N	N	N
Oregon	Fraction of Cases Assigned to CJA Attorneys	0.31	0.38	0.42	0.43	0.34
	Number of cases	111	117	116	87	57
	Passes Random Assignment Test	N	N	Y	Y	Y
	Included	N	N	Y	Y	Y

Pennsylvania - Eastern	Fraction of Cases Assigned to CJA Attorneys	0.40	0.39	0.44	0.46	0.41
	Number of cases	76	94	107	104	59
	Passes Random Assignment Test	Y	Y	Y	Y	Y
	Included	Y	Y	Y	Y	Y
Pennsylvania - Middle	Fraction of Cases Assigned to CJA Attorneys	0.17	0.39	0.45	0.52	0.49
	Number of cases	5	5	6	34	35
	Passes Random Assignment Test	PE	PE	PE	Y	Y
	Included	N	N	N	Y	Y
Pennsylvania - Western	Fraction of Cases Assigned to CJA Attorneys	0.34	0.35	0.27	0.29	0.10
	Number of cases	11	13	15	3	4
	Passes Random Assignment Test	PE	PE	PE	PE	PE
	Included	N	N	N	N	N
Puerto Rico	Fraction of Cases Assigned to CJA Attorneys	0.49	0.54	0.42	0.33	0.40
	Number of cases	103	87	81	61	30
	Passes Random Assignment Test	N	N	N	N	N
	Included	N	N	N	N	N
Rhode Island	Fraction of Cases Assigned to CJA Attorneys	1.00	1.00	1.00	1.00	1.00
	Number of cases	23	29	29	33	31
	Passes Random Assignment Test	PE	PE	PE	PE	PE
	Included	N	N	N	N	N
South Carolina	Fraction of Cases Assigned to CJA Attorneys	0.55	0.54	0.38	0.39	0.48
	Number of cases	19	15	20	19	14
	Passes Random Assignment Test	PE	PE	PE	PE	PE
	Included	N	N	N	N	N
South Dakota	Fraction of Cases Assigned to CJA Attorneys	1.00	1.00	1.00	0.83	0.31
	Number of cases	32	36	36	33	11
	Passes Random Assignment Test	PE	PE	PE	N	PE
	Included	N	N	N	N	N
Tennessee - Eastern	Fraction of Cases Assigned to CJA Attorneys	0.48	0.42	0.52	0.54	0.57
	Number of cases	39	46	63	95	95
	Passes Random Assignment Test	Y	Y	Y	Y	Y
	Included	Y	Y	Y	Y	Y
Tennessee - Western	Fraction of Cases Assigned to CJA Attorneys	0.52	0.39	0.31	0.44	0.48
	Number of cases	32	43	56	36	19

	Passes Random Assignment Test	N	Y	Y	Y	PE
	Included	N	Y	Y	Y	N
Tennessee - Middle	Fraction of Cases Assigned to CJA Attorneys	0.48	0.57	0.50	0.43	0.47
	Number of cases	15	16	16	13	10
	Passes Random Assignment Test	PE	PE	PE	PE	PE
	Included	N	N	N	N	N
	Fraction of Cases Assigned to CJA Attorneys	0.56	0.57	0.54	0.46	0.35
Texas - Eastern	Number of cases	45	54	59	49	30
	Passes Random Assignment Test	Y	N	N	N	N
	Included	Y	N	N	N	N
	Fraction of Cases Assigned to CJA Attorneys	0.39	0.37	0.34	0.29	0.32
	Number of cases	168	206	224	214	150
Texas - Northern	Passes Random Assignment Test	Y	Y	Y	Y	Y
	Included	Y	Y	Y	Y	Y
	Fraction of Cases Assigned to CJA Attorneys	0.51	0.30	0.21	0.19	0.15
	Number of cases	281	775	1196	1419	1060
	Passes Random Assignment Test	Y	Y	Y	Y	Y
Texas - Southern	Included	Y	Y	Y	Y	Y
	Fraction of Cases Assigned to CJA Attorneys	0.31	0.33	0.35	0.34	0.34
	Number of cases	1515	2137	2570	2543	1810
	Passes Random Assignment Test	N	N	N	N	N
	Included	N	N	N	N	N
Texas - Western	Fraction of Cases Assigned to CJA Attorneys	1.00	1.00	0.98	0.90	0.68
	Number of cases	70	83	107	116	62
	Passes Random Assignment Test	PE	PE	PE	Y	Y
	Included	N	N	N	Y	Y
	Fraction of Cases Assigned to CJA Attorneys	1.00	1.00	1.00	1.00	1.00
Utah	Number of cases	0	7	7	5	0
	Passes Random Assignment Test	NA	PE	PE	PE	NA
	Included	N	N	N	N	N
	Fraction of Cases Assigned to CJA Attorneys	0.19	0.23	0.30	0.12	0.04
	Number of cases	25	28	25	34	32
Vermont	Passes Random Assignment Test	N	N	N	N	N
	Included	N	N	N	N	N
	Fraction of Cases Assigned to CJA Attorneys	0.19	0.23	0.30	0.12	0.04
	Number of cases	25	28	25	34	32
	Passes Random Assignment Test	N	N	N	N	N
Virgin Islands	Included	N	N	N	N	N

Virginia - Eastern	Fraction of Cases Assigned to CJA Attorneys	1.00	1.00	1.00	1.00	1.00
	Number of cases	39	34	40	41	28
	Passes Random Assignment Test	PE	PE	PE	PE	PE
	Included	N	N	N	N	N
Virginia - Western	Fraction of Cases Assigned to CJA Attorneys	1.00	1.00	1.00	1.00	1.00
	Number of cases	26	34	45	45	18
	Passes Random Assignment Test	PE	PE	PE	PE	PE
	Included	N	N	N	N	N
Washington - Eastern	Fraction of Cases Assigned to CJA Attorneys	0.28	0.29	0.28	0.23	0.23
	Number of cases	93	102	104	77	46
	Passes Random Assignment Test	Y	Y	Y	Y	Y
	Included	Y	Y	Y	Y	Y
Washington - Western	Fraction of Cases Assigned to CJA Attorneys	0.35	0.33	0.37	0.43	0.45
	Number of cases	139	188	227	186	88
	Passes Random Assignment Test	N	Y	Y	Y	N
	Included	N	Y	Y	Y	N
West Virginia - Northern	Fraction of Cases Assigned to CJA Attorneys	1.00	1.00	1.00	1.00	1.00
	Number of cases	20	19	18	31	14
	Passes Random Assignment Test	PE	PE	PE	PE	PE
	Included	N	N	N	N	N
West Virginia - Southern	Fraction of Cases Assigned to CJA Attorneys	0.57	0.55	0.48	0.56	0.63
	Number of cases	53	55	55	61	43
	Passes Random Assignment Test	N	N	N	N	N
	Included	N	N	N	N	N
Wisconsin - Eastern	Fraction of Cases Assigned to CJA Attorneys	1.00	1.00	1.00	0.98	0.86
	Number of cases	59	59	68	72	66
	Passes Random Assignment Test	PE	PE	PE	PE	N
	Included	N	N	N	N	N
Wisconsin - Western	Fraction of Cases Assigned to CJA Attorneys	1.00	1.00	1.00	1.00	1.00
	Number of cases	36	53	62	47	10
	Passes Random Assignment Test	PE	PE	PE	PE	PE
	Included	N	N	N	N	N
Wyoming	Fraction of Cases Assigned to CJA Attorneys	0.45	0.36	0.50	0.54	0.49
	Number of cases	18	25	16	17	14

Passes Random Assignment Test	PE	PE	PE	PE	PE
Included	N	N	N	N	N

Notes: District-years are excluded for one of three reasons. If the fraction of cases assigned to CJA panel attorneys of greater than .9, districts are excluded. Fraction of cases assigned to CJA panel attorneys in the given year are reported in the “Fraction of Cases Assigned to CJA Attorneys” variable. If a district has fewer than 30 cases it is excluded. Districts case levels are reported under “Number of Cases” variable. If a set of observable characteristics about the defendant and the criminal offense significantly predict the type of attorney assigned in a given district-year, that district-year is excluded. The “Passes Random Assignment Test” is defined as joint insignificance of variables at 0.05 level. Districts excluded prior to regression analysis of random assignment are labeled as “PE”

Table C.2 . Descriptive Statistics for District Excluded due to their Failure to Randomly Assign Cases between CJA Panel Attorneys and Federal Public Defenders

	Randomizing Districts		Non-Randomizing Districts	
	PD	CJA	PD	CJA
Sample Size	26,212	11,413	26,416	13,027
% Covered	69.7	30.3	66.9	33.1
Defendant Race				
African-American	69.05	30.95	60.55	39.45
Native American	66.99	33.01	63.49	36.51
Asian	65.92	34.08	73.82	26.18
White	59.56	40.44	76.82	23.18
Unknown Race	69.87	30.13	65.85	34.15
Female	64.86	35.14	68.2	31.8
Male	70.22	29.78	66.81	33.19
US Citizens	67.37	32.63	67.01	32.99
Age of Defendant	31.37	30.63	32.46	31.78
Primary Filing Offense Type				
Violent	77.46	22.54	75.37	24.63
Property	62.96	37.04	69.23	30.77
Drug	70.23	29.77	64.18	35.82
Public Order	73.22	26.78	69.76	30.24
Weapon	70.5	29.5	73.58	26.42
Immigration	70.72	29.28	65.52	34.48

Notes: Estimates based on author's own calculations using Administrative Office of the US Courts (AOUSC) Criminal Master File. Federal Public Defender category includes Community Defender Organizations recognized by the AOUSC as the indigent defense provider in that federal district.

Table C.3 Estimates of Differences in Guilty Rate and Sentence Length between types of Indigent Defense Counsel for Non-Randomizing Districts

	(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
	E[Pr(<i>Guilty</i> = 1)] = 0.9700				E[<i>Sentence Length</i>] = 35.37			
<i>Dependent Variable</i>								
N = 46,167								
<i>Panel A: Estimates over all Offense Types</i>								
<i>CJA</i> (=1 if CJA attorney)	0.0052*** (0.0019)	0.0051*** (0.0017)	0.0050*** (0.0016)	0.0051*** (0.0017)	4.76*** (0.80)	7.85*** (0.83)	7.87*** (0.81)	8.36*** (0.78)
<i>Black</i> (=1 if client is black)			-0.0079*** (0.0021)	-0.0095*** (0.0021)			15.33*** (1.22)	20.01*** (1.40)
R-squared/Psuedo R-squared	0.0007	0.0706	0.0746	0.0772	0.0012	0.1779	0.1915	0.1122
District FE	N	Y	Y	N	N	Y	Y	N
Year FE	N	Y	Y	N	N	Y	Y	N
District-Year FE	N	N	N	Y	N	N	N	Y
Crime Category FE	N	Y	Y	Y	N	Y	Y	Y
<i>Panel B: Estimates by Offense Type</i>								
<i>Violent Offenses</i>			-0.0007 (0.0058)	-0.0011 (0.0054)			6.44* (3.82)	29.62*** (3.58)
<i>Property Offense</i>			0.0025 (0.0040)	0.0035 (0.0037)			3.85*** (0.8842)	-21.56*** (0.96)
<i>Drug Offense</i>			-0.0003 (0.0026)	-0.0007 (0.0024)			10.73*** (1.2261)	21.53*** (1.15)
<i>Public Order Offense</i>			0.0015 (0.0066)	-0.0040 (0.0057)			6.52*** (2.2631)	-14.30*** (2.41)
<i>Weapons Offense</i>			0.0160*** (0.0060)	0.0011 (0.0058)			34.97*** (10.87)	58.60*** (10.52)
<i>Immigration Offense</i>			0.0020 (0.0033)	0.0083*** (0.0031)			3.01*** (0.40)	-0.71 (0.43)
R-squared/Psuedo R-squared	--	--	0.0752	0.0780	--	--	0.1940	0.1404
District FE	N	Y	Y	N	N	Y	Y	N
Year FE	N	Y	Y	N	N	Y	Y	N
District-Year FE	N	N	N	Y	N	N	N	Y
Crime Category FE	N	Y	Y	Y	N	Y	Y	Y

Table B.4. Probit Estimates of Plea Rate for different types of attorneys representing defendants for Non-Randomizing Districts

	(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
Dependent Variable	E[Pr(Plea = 1)] = 0.9447				E[Pr(Plea to Lesser Included Charge = 1)] = 0.106			
N = 46,167								
<i>Panel A: Estimates over all Offense Types</i>								
<i>CJA</i> (=1 if CJA attorney)	0.0007 (0.0024)	-0.0046** (0.0022)	-0.0049** (0.0022)	-0.0054** (0.0022)	-0.0162*** (0.0033)	-0.0053* (0.0029)	-0.0053* (0.0029)	0.0055 (0.0032)
<i>Black</i> (=1 if client is black)			-0.0228*** (0.0026)	-0.0280*** (0.0026)			-0.0048 (0.0035)	0.0051 (0.0038)
<i>US Citizen</i> (=1 if client is a Citizen)								
Likelihood Ratio								
District FE	N	Y	Y	N	N	Y	Y	N
Year FE	N	Y	Y	N	N	Y	Y	N
District-Year FE	N	N	N	Y	N	N	N	Y
Crime Category FE	N	Y	Y	Y	N	Y	Y	Y
<i>Panel B: Estimates by Offense Type</i>								
<i>Violent Offenses</i>			-0.0086 (0.0073)	-0.0127* (0.0066)			0.0293** (0.0119)	0.0005 (0.0107)
<i>Property Offense</i>			-0.0049 (0.0053)	0.0046 (0.0046)			0.0263*** (0.0060)	0.0535*** (0.0056)
<i>Drug Offense</i>			-0.0097*** (0.0033)	-0.0123*** (0.0030)			-0.0304*** (0.0044)	-0.0016 (0.0043)
<i>Public Order Offense</i>			0.0001 (0.0086)	-0.0099 (0.0072)			-0.0215 (0.0134)	-0.0157 (0.0114)
<i>Weapons Offense</i>			0.0030 (0.0069)	-0.0307*** (0.0064)			0.0403*** (0.0100)	0.0737*** (0.0095)
<i>Immigration Offense</i>			0.0016 (0.0049)	0.0145*** (0.0045)			-0.0096 (0.0075)	-0.0759*** (0.0071)
Likelihood Ratio								
District FE	N	Y	Y	N	N	Y	Y	N
Year FE	N	Y	Y	N	N	Y	Y	N
District-Year FE	N	N	N	Y	N	N	N	Y
Crime Category FE	N	Y	Y	Y	N	Y	Y	Y

Note: All columns report marginal effects evaluated at the mean. Standard errors are reported in parentheses. Coefficients that are significant at the .05 (.1, .01) level are marked with ** (*, ***). Offender characteristics included but not reported are variables for Native American descent, Asian descent, female, marital status, age and country of birth. Crime categories are 60 detailed BJS detailed crime subcategories.

APPENDIX C. SENSITIVITY ANALYSIS FOR ESTIMATED DIFFERENCES IN SENTENCE LENGTH

Table C.1 Differences in Probability of Obtaining a Zero Sentence by Attorney Type

	(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)
<i>Dependent Variable</i>	E[Pr(Sentence Length = 0)] = 0.1846				E[Pr(Sentence Length = 0 Guilty = 1)] = 0.1575			
<i>Panel A: Estimates over all Offense Types</i>								
<i>CJA</i> (=1 if CJA attorney)	-0.0580*** (0.0042)	-0.0284*** (0.0045)	-0.0258*** (0.0045)	-0.0588*** (0.0045)	-0.0623*** (0.0040)	-0.0281*** (0.0040)	-0.0253*** (0.0039)	-0.0595*** (0.0041)
<i>Black</i> (=1 if client is black)			-0.0129* (0.0071)	0.0070 (0.0070)			-0.0260*** (0.0065)	-0.0059 (0.0067)
Pseudo-R-squared	0.0052	0.2550	0.2661	0.0832	0.0076	0.3161	0.3299	0.0985
District FE	N	Y	Y	N	N	Y	Y	N
Year FE	N	Y	Y	N	N	Y	Y	N
District-Year FE	N	N	N	Y	N	N	N	Y
Crime Category FE	N	Y	Y	Y	N	Y	Y	Y
<i>Panel B: Estimates by Offense Type</i>								
<i>Violent Offenses</i>			0.0348 (0.0240)	0.0333 (0.0216)			0.0259 (0.0230)	-0.0369* (0.0210)
<i>Property Offense</i>			-0.0280*** (0.0085)	-0.2851*** (0.0076)			-0.0229*** (0.0071)	-0.2681*** (0.0069)
<i>Drug Offense</i>			-0.0308*** (0.0079)	-0.0587*** (0.0073)			-0.0280*** (0.0073)	-0.0675*** (0.0070)
<i>Public Order Offense</i>			0.0034 (0.0193)	0.1813*** (0.0168)			-0.0038 (0.0164)	0.1694*** (0.0152)
<i>Weapons Offense</i>			0.0226 (0.0238)	0.0800*** (0.0224)			0.0003 (0.0241)	0.1087*** (0.0239)
<i>Immigration Offense</i>			-0.0345*** (0.0076)	-0.0454*** (0.0074)			-0.0346*** (0.0066)	-0.0426*** (0.0069)
Pseudo R-Squared			0.2665	0.1313			0.3302	0.1609
District FE	N	Y	Y	N	N	Y	Y	N
Year FE	N	Y	Y	N	N	Y	Y	N
District-Year FE	N	N	N	Y	N	N	N	Y
Crime Category FE	N	Y	Y	Y	N	Y	Y	Y

Note: All columns report marginal effects evaluated at the mean. $[\beta_j * \varphi(X'\beta)]$ with standard errors reported in parentheses. Coefficients that are significant at the .05 (.1, .01) level are marked with ** (*, ***). Offender characteristics included but not reported are variables for Native American descent, Asian descent, female, marital status, age and country of origin. Crime categories are 60 detailed BJS detailed crime subcategories. Year fixed effects are year of initial offense filing.

Table C.2 Alternative Specifications of Differences in Sentence Length by Attorney Type

	(1)	(2)	(3)	(4)	(5)	(6)
<i>Dependent Variable</i>	E[Sentence Length]= 30.26					
<i>CJA</i> (=1 if CJA attorney)	4.75*** (0.74)	4.06*** (0.64)	0.11*** (0.01)	4.69*** (0.72)	3.98*** (0.64)	0.09*** (0.01)
<i>Black</i> (=1 if client is black)				18.14*** (1.55)	20.44*** (1.03)	0.39*** (0.02)
Estimation Method	OLS	Tobit	Poisson	OLS	Tobit	Poisson
Offender Characteristics	N	N	N	Y	Y	Y
District FE	Y	Y	Y	Y	Y	Y
Year FE	Y	Y	Y	Y	Y	Y
Crime Category FE	Y	Y	Y	Y	Y	Y
<i>Violent Offenses</i>	31.46*** (5.96)	32.81*** (2.90)	0.64*** (0.07)	32.65*** (6.18)	33.57*** (2.90)	0.64*** (0.06)
<i>Property Offense</i>	-22.00*** (0.53)	-48.87*** (1.4101)	-1.69*** (0.0314)	-22.89*** (0.55)	-49.74*** (1.39)	-1.71*** (0.02)
<i>Drug Offense</i>	16.16*** (1.06)	18.72*** (0.9558)	0.38*** (0.02)	16.91*** (1.08)	19.42*** (0.94)	0.38*** (0.02)
<i>Public Order Offense</i>	-17.09*** (1.96)	-30.04*** (3.0290)	-0.76*** (0.07)	-17.59*** (2.06)	-29.82*** (3.02)	-0.75*** (0.06)
<i>Weapons Offense</i>	47.52*** (9.80)	50.35*** (2.80)	0.76*** (0.07)	49.85*** (10.24)	52.38*** (2.79)	0.76*** (0.06)
<i>Immigration Offense</i>	1.07* (0.58)	2.47** (0.98)	0.04* (0.02)	1.14* (0.59)	2.45** (0.96)	0.05** (0.02)
Estimation Method	OLS	Tobit	Poisson	OLS	Tobit	Poisson
Offender Characteristics	N	N	N	Y	Y	Y
District FE	Y	Y	N	Y	Y	Y
Year FE	Y	Y	N	Y	Y	Y
Crime Category FE	Y	Y	N	Y	Y	Y

Note: All columns report coefficients for the given estimation method with standard errors reported in parentheses. Coefficients that are significant at the .05 (.1, .01) level are marked with ** (*, ***). Offender characteristics included but not reported are variables for Native American descent, Asian descent, female, marital status, age and country of origin. Crime categories are 60 detailed BJS detailed crime subcategories. Year fixed effects are year of initial offense filing.

APPENDIX D. DETAILED DESCRIPTION OF DECOMPOSITION

Define expected sentence length:

$$E(\textit{sentence} \mid CJA = 1) = J_{CJA} = P_{CJA} * S_{CJA}^P + C_{CJA} * S_{CJA}^C \quad (C.1)$$

$$E(\textit{sentence} \mid CJA = 0) = J_{PD} = P_{PD} * S_{PD}^P + C_{PD} * S_{PD}^C \quad (C.2)$$

These terms are estimated using the case level data discussed in the text through the following set of equations.

$$\hat{P}_{CJA} = \Pr(\textit{plea} = 1 \mid CJA = 1) = \Phi(X_{CJA}^P \prime \beta_{CJA}) \quad (C.3)$$

$$\hat{P}_{PD} = \Pr(\textit{plea} = 1 \mid CJA = 0) = \Phi(X_{PD}^P \prime \beta_{PD}) \quad (C.4)$$

$$\hat{S}_{CJA}^P = E(\textit{sentence} \mid \textit{plea} = 1 \ \& \ CJA = 1) = X_{CJA}^{SP} \prime \gamma_{CJA} \quad (C.5)$$

$$\hat{S}_{PD}^P = E(\textit{sentence} \mid \textit{plea} = 1 \ \& \ CJA = 0) = X_{PD}^{SP} \prime \gamma_{PD} \quad (C.6)$$

$$\hat{S}_{CJA}^C = E(\textit{sentence} \mid \textit{convict} = 1 \ \& \ CJA = 1) = X_{CJA}^{SC} \prime \lambda_{CJA} \quad (C.7)$$

$$\hat{S}_{PD}^C = E(\textit{sentence} \mid \textit{convict} = 1 \ \& \ CJA = 0) = X_{PD}^{SC} \prime \lambda_{PD} \quad (C.8)$$

In equations (C.3) through (C.8) X_{CJA} is the vector of case characteristics variables (district, year, crime sub-category, and defendant characteristics) for the cases assigned to CJA attorneys. Similarly, X_{PD} is a vector of the case characteristics variables (district, year, crime sub-category, and defendant characteristics) for the cases assigned to public defenders. The superscript in each case refers to the stage of inclusion. P refers to the plea bargaining stage, SP refers to the plea sentencing stage, C refers to the trial stage, and SC refers to the sentencing after trial conviction stage. Therefore X_i^P includes all cases, X_i^{SP} , includes only cases in which the defendant pleads guilty, and X_i^{SC} include only cases which continue to trial. β_{CJA} and β_{PD} are the parameters from the probit regressions of the probability of pleading guilty for CJA attorneys and public

defenders respectively. Likewise, γ_{CJA} and γ_{PD} (λ_{CJA} and λ_{PD}) are the parameters from the linear model of sentence length, conditional on pleading guilty (sentence length, conditional on conviction at trial) for CJA attorneys and public defenders respectively.

In order to decompose the difference between C.1 and C.2 into terms related to performance and terms related to selection in the previous stage, I need a counterfactual expression for the expected sentence defendants with CJA panel attorneys were these attorneys performing like public defenders. Thus for the remainder of the decomposition, public defenders are the base category against which CJA panel attorneys are compared. Define the counterfactual expected sentence with Public Defender case characteristics but CJA parameters as:

$$\tilde{J}_{CJA} = \tilde{P}_{CJA} * \tilde{S}_{CJA}^P + \tilde{C}_{CJA} * \tilde{S}_{CJA}^C \quad (C.11)$$

where $\tilde{P}_{CJA} = X_{CJA}^P \beta_{PD}$, $\tilde{C}_{CJA} = X_{CJA}^C \delta_{PD}$, $\tilde{S}_{CJA}^P = X_{CJA}^{SP} \gamma_{PD}$, and $\tilde{S}_{CJA}^C = X_{CJA}^{SC} \lambda_{PD}$. These terms are the predicted sentence length and probability of plea and conviction assuming that CJA panel attorneys had the public defenders set of parameters from the above regressions. The weighted sum in equation C.11 is therefore the predicted sentence for CJA attorneys assuming they performed like public defenders.

By adding and subtracting \tilde{J}_{CJA} , write the difference in expected sentence by type of attorney as:

$$J_{CJA} - J_{PD} = (J_{CJA} - \tilde{J}_{CJA}) + (\tilde{J}_{CJA} - J_{PD}) \quad (C.12)$$

Rewriting equation C.12 by substituting in for the J 's and rearranging yields:

$$J_{CJA} - J_{PD} = \left[(P_{CJA} * S_{CJA}^P - \tilde{P}_{CJA} * \tilde{S}_{CJA}^P) + (C_{CJA} * S_{CJA}^C - \tilde{C}_{CJA} * \tilde{S}_{CJA}^C) \right] + \left[(\tilde{P}_{CJA} * \tilde{S}_{CJA}^P - P_{PD} * S_{PD}^P) + (\tilde{C}_{CJA} * \tilde{S}_{CJA}^C - C_{PD} * S_{PD}^C) \right] \quad (C.13)$$

The first term in square bracket contains terms that can be decomposed into performance related measures. The first term in round brackets represents the difference in performance at the plea bargaining stage. I can further decompose this to measure the relative importance of the negotiated outcome and the realized sentence. To illustrate the decomposition, add and subtract $P_{CJA} \tilde{S}_{CJA}$ to this term. Rearranging yields:

$$P_{CJA} * S_{CJA}^P - \tilde{P}_{CJA} * \tilde{S}_{CJA}^P = P_{CJA} (S_{CJA}^P - \tilde{S}_{CJA}^P) + \tilde{S}_{CJA}^P (P_{CJA} - \tilde{P}_{CJA}) \quad (C.14)$$

The first term in equation C.14 is the difference in expected sentence length, holding case characteristics fixed, while the second term is the difference in the probability of the outcome (specifically the guilty plea) again holding case characteristics fixed. Repeating this decomposition for all the terms in equation C.13, yields:

$$J_{CJA} - J_{PD} = P_{CJA} (S_{CJA}^P - \tilde{S}_{CJA}^P) + \tilde{S}_{CJA}^P (P_{CJA} - \tilde{P}_{CJA}) + C_{CJA} (S_{CJA}^C - \tilde{S}_{CJA}^C) + \tilde{S}_{CJA}^C (C_{CJA} - \tilde{C}_{CJA}) \\ + \tilde{P}_{CJA} (\tilde{S}_{CJA}^P - S_{PD}^P) + S_{PD}^P (\tilde{P}_{CJA} - P_{PD}) + \tilde{C}_{CJA} (\tilde{S}_{CJA}^C - S_{PD}^C) + S_{PD}^C (\tilde{C}_{CJA} - C_{PD}) \quad (C.15)$$

The first four terms in equation C.15 are what is referred to attorney performance in the text. These terms hold the case characteristics fixed and construct contribution of the difference in the parameters of the outcomes or sentences to the overall difference in expected sentence from. Terms five through eight are what are referred to as the selection measures in the text. These terms measure the contribution of differences in types of cases at different stages to the overall difference in expected sentences.

This parameter versus case characteristics difference can be further illustrated by substituting in the estimates for each term. From equations C.3 through C.10, substituting in the relevant values into equation C.15 yields:

$$J_{CJA} - J_{PD} = \left\{ \begin{aligned} & [X_{CJA}^{SP} \gamma_{PD} * X_{CJA}^P (\beta_{CJA} - \beta_{PD})] + [X_{CJA}^P \beta_{CJA} * X_{CJA}^P (\gamma_{CJA} - \gamma_{PD})] + \\ & [X_{CJA}^{SC} \delta_{PD} * X_{CJA}^C (\alpha_{CJA} - \alpha_{PD})] + [X_{CJA}^C \alpha_{CJA} * X_{CJA}^{SC} (\delta_{CJA} - \delta_{PD})] \end{aligned} \right\} \\ + \left\{ \begin{aligned} & [X_{CJA}^{SP} \gamma_{PD} * (X_{CJA}^P - X_{PD}^P) \beta_{PD}] + [X_{CJA}^P \beta_{PD} * (X_{CJA}^{SP} - X_{PD}^{SP}) \gamma_{PD}] + \\ & [X_{CJA}^{SC} \alpha_{PD} * (X_{CJA}^C - X_{PD}^C) \delta_{PD}] + [X_{CJA}^C \delta_{PD} * (X_{CJA}^C - X_{PD}^C) \alpha_{PD}] \end{aligned} \right\} \quad (C.16)$$

The first four terms in equation C.16 correspond to the first four terms in equation C.15. It is therefore transparent that these terms hold the X's fixed and the contribution to the overall difference in expected sentence length between the two types of attorneys comes solely from the

difference in parameters from the separate regressions for the types of attorneys. If the parameters are identical, these terms will be zero. This would suggest that any difference is due to differential selection of cases into different outcomes (such as plea bargains and trial convictions). If attorneys made the same decisions as to which types of cases to enter into guilty pleas and which cases to take to trial, then given random assignment the set of case characteristics at all stages should be identical. Moreover, as stated in the text, random assignment implies that the fifth term should be zero because the set of case characteristics at the pre-plea bargaining stage should be statistically identical.

D.1 Summary of Terms in Expected Sentence Length Decomposition

Category	Term	Expanded Form	Description
Difference in Attorney Procedural Performance holding Case Characteristics Fixed	$(P_{CJA} - \tilde{P})(\tilde{S}^P - \tilde{S}^C)$	$(\Phi[X_{CJA}^P \beta_{CJA}] - \Phi[X_{CJA}^P \beta_{PD}])\Delta\tilde{S}$	difference in probability of plea bargaining
	$P_{CJA}(S_{CJA}^P - \tilde{S}^P)$	$\hat{P}_{CJA} X_{CJA}^{SP} (\gamma_{CJA} - \gamma_{PD})$	difference in plea bargained sentences
	$(1 - P_{CJA})(S_{CJA}^C - \tilde{S}^C)$	$(1 - \hat{P}_{CJA}) X_{CJA}^{SC} (\lambda_{CJA} - \lambda_{PD})$	difference in sentences after trial
Difference in Selection of Cases to Plead holding Attorney Procedural Performance Fixed	$(\tilde{P} - P_{PD})(S_{PS}^P - S_{PD}^C)$	$(\Phi[X_{CJA}^P \beta_{PD}] - \Phi[X_{PD}^P \beta_{PD}])\Delta\hat{S}_{PE}$	difference in case characteristic prior to the plea stage
	$\tilde{P}(\tilde{S}^P - S_{PD}^P)$	$\tilde{P}(X_{CJA}^{SP} - X_{PD}^{SP})\gamma_{PD}$	difference in case characteristics at sentencing for plead case
	$P_{PD}(\tilde{S}^C - S_{PD}^C)$	$(1 - \hat{P}_{PD})(X_{CJA}^{SC} - X_{PD}^{SC})\lambda_{PD}$	difference in case characteristics at sentencing for tried cases

APPENDIX E. RELATIONSHIP BETWEEN OFFENSE CATEGORIES

Primary Category	Sub Category	Filing Offense
Violent offenses	Assault	AGGRAV ASSLT-FAMILY WEAP
Violent offenses	Assault	AGGRAV ASSLT-FAMILY STARM
Violent offenses	Assault	AGGRAV ASSLT-N/FAM WEAP
Violent offenses	Assault	AGGRAV ASSLT-N/FAM STARM
Violent offenses	Assault	AGGRAV ASSLT - PUB OFF-GUN
Violent offenses	Assault	AGGRAV ASSLT-PUBOFF WEAP
Violent offenses	Assault	AGGRAV ASSLT-PUBOFF STARM
Violent offenses	Assault	AGGRAV ASSLT - POL OFF-GUN
Violent offenses	Assault	AGGRAV ASSLT-POLOFF WEAP
Violent offenses	Assault	AGGRAV ASSLT-POLOFF STARM
Violent offenses	Assault	SIMPLE ASSLT
Violent offenses	Assault	AGGRAV ASSLT - GUN
Violent offenses	Assault	AGGRAV ASSLT - WEAPON
Violent offenses	Assault	INTIMIDATION
Violent offenses	Assault	ASSAULT
Violent offenses	Kidnapping	UNKNOWN
Violent offenses	Kidnapping	KIDNAP MINOR FOR RANSOM
Violent offenses	Kidnapping	KIDNAP ADULT FOR RANSOM
Violent offenses	Kidnapping	KIDNAP MINOR-SEX. ASSAULT
Violent offenses	Kidnapping	KIDNAP ADULT-SEX. ASSAULT
Violent offenses	Kidnapping	KIDNAP MINOR
Violent offenses	Kidnapping	KIDNAP ADULT
Violent offenses	Kidnapping	KIDNAP HOSTAGE FOR ESCAPE
Violent offenses	Kidnapping	KIDNAP - HIJACK AIRCRAFT
Violent offenses	Kidnapping	KIDNAPPING
Violent offenses	Murder	AID AND ABET
Violent offenses	Murder	UNKNOWN
Violent offenses	Murder	HOMICIDE-WILLFUL-FAM-GUN
Violent offenses	Murder	HOMICIDE-WILLFUL-FAM-WEAP
Violent offenses	Murder	HOMICIDE-WILLFUL-N/FAM-GUN
Violent offenses	Murder	HOMICIDE-WILLFUL-N/FAM-WEA
Violent offenses	Murder	HOMICIDE-WILL-POLOFF-GUN
Violent offenses	Murder	HOMICIDE-WILL-POLOFF-WEAP

Primary Category	Sub Category	Filing Offense Code
Violent offenses	Murder	HOMICIDE-WILLFUL-GUN
Violent offenses	Murder	HOMICIDE-WILLFUL-WEAP
Violent offenses	Murder	HOMICIDE
Violent offenses	Negligent manslaughter	HOMICIDE-NEGLIG MANSLS-VEH
Violent offenses	Negligent manslaughter	HOMICIDE-NEGLIG MANSLS WEAP
Violent offenses	Other sex offenses	SEX ASSLT-SODOMY GIRL WEAP
Violent offenses	Other sex offenses	SEX ASSLT-SODOMY WOM. WEAP
Violent offenses	Other sex offenses	SEX ASSLT-SODOMY BOY STARM
Violent offenses	Other sex offenses	SEX ASSLT SOD-WOM-STARM
Violent offenses	Other sex offenses	SEX ASSLT-WOM-STARM
Violent offenses	Other sex offenses	SEX ASSLT - CARNAL ABUSE
Violent offenses	Other sex offenses	SEX ASSLT
Violent offenses	Other sex offenses	SEX OFFENSE-FONDLING CHILD
Violent offenses	Other sex offenses	INCEST WITH MINOR
Violent offenses	Other sex offenses	INDECENT EXPOSURE
Violent offenses	Other sex offenses	SEX OFFENSE
Violent offenses	Other violent offenses	UNKNOWN
Violent offenses	Other violent offenses	CRIMES AGAINST PERSON
Violent offenses	Rape	RAPE - GUN
Violent offenses	Rape	RAPE WITH WEAPON
Violent offenses	Rape	RAPE - STRONGARM
Violent offenses	Rape	STAT RAPE - NO FORCE
Violent offenses	Robbery	AID AND ABET
Violent offenses	Robbery	UNKNOWN
Violent offenses	Robbery	ROBBERY - BUSINESS-GUN
Violent offenses	Robbery	ROBBERY-BUSINESS-WEAPON
Violent offenses	Robbery	ROBBERY-STGARM
Violent offenses	Robbery	ROBBERY - STREET-GUN
Violent offenses	Robbery	ROBBERY - STREET-WEAPON
Violent offenses	Robbery	ROBBERY - STREET-STGARM
Violent offenses	Robbery	ROBBERY - RESID-GUN
Violent offenses	Robbery	ROBBERY-RESID-WEAPON
Violent offenses	Robbery	ROBBERY-BANKING INSTITUT.
Violent offenses	Robbery	1212 - Documentation currently N/A
Violent offenses	Robbery	ROBBERY

Primary Category	Sub Category	Filing Offense Code
Violent offenses	Threatening communication	THREATS TO PRESIDENT
Violent offenses	Threatening communication	UNKNOWN
Violent offenses	Threatening communication	1601 Documentation currently N/A
Violent offenses	Threatening communication	1602 Documentation currently N/A
Property offenses	Arson and explosives	ARSON-BUS. ENDANG. LIFE
Property offenses	Arson and explosives	ARSON-RESID ENDANG LIFE
Property offenses	Arson and explosives	ARSON-BUS. DEFRAUD INSUR.
Property offenses	Arson and explosives	ARSON - BUSINESS
Property offenses	Arson and explosives	ARSON - RESID
Property offenses	Arson and explosives	BURNING
Property offenses	Arson and explosives	ARSON-PUB BLDG ENDANG LIFE
Property offenses	Arson and explosives	ARSON - PUB-BLDG
Property offenses	Arson and explosives	ARSON
Property offenses	Burglary	BURGL - FORCED ENTRY-RESID
Property offenses	Burglary	BURGL-FORCED ENTRY NONRES.
Property offenses	Burglary	BURGL-NO FORCE ENTRY-RESID
Property offenses	Burglary	BURGL TOOLS - POSSESS
Property offenses	Burglary	BURGL -BANKING-TYPE INST
Property offenses	Burglary	BURGLARY
Property offenses	Counterfeiting	UNKNOWN
Property offenses	Counterfeiting	COUNTERFEITING OF (IDENTIFY OBJ)
Property offenses	Counterfeiting	PASS COUNTERFEITED
Property offenses	Counterfeiting	POSSESS COUNTERFEITED
Property offenses	Counterfeiting	TRANSPORT COUNTERFEITED
Property offenses	Counterfeiting	COUNTERFEITING
Property offenses	Embezzlement	AID AND ABET
Property offenses	Embezzlement	UNKNOWN
Property offenses	Embezzlement	EMBEZZLE - BUSINESS PROP
Property offenses	Embezzlement	EMBEZZLE-INTERST SHIPMENT
Property offenses	Embezzlement	EMBEZZLE-BANK TYPE INSTIT
Property offenses	Embezzlement	EMBEZZLE-PUBLIC PROPERTY
Property offenses	Embezzlement	EMBEZZLE - POSTAL
Property offenses	Embezzlement	EMBEZZLE
Property offenses	Forgery	FORGERY OF CHECKS
Property offenses	Forgery	FORGERY

Primary Category	Sub Category	Filing Offense Code
Property offenses	Forgery	PASS FORGED
Property offenses	Forgery	POSSESS FORGED
Property offenses	Forgery	POSSESS TOOLS FORG/CONTERF
Property offenses	Forgery	TRANSPORT FORGED
Property offenses	Forgery	FORGERY
Property offenses	Fraud	AID AND ABET
Property offenses	Fraud	UNKNOWN
Property offenses	Fraud	FRAUD - CONFIDENCE GAME
Property offenses	Fraud	FRAUD - SWINDLE
Property offenses	Fraud	MAIL FRAUD
Property offenses	Fraud	FRAUD - IMPERSON
Property offenses	Fraud	FRAUD-ILLEG USE CRED CARDS
Property offenses	Fraud	FRAUD-INSUFF FUNDS CHECKS
Property offenses	Fraud	FRAUD - FALSE STATEMENT
Property offenses	Fraud	FRAUD BY WIRE
Property offenses	Fraud	2609 - Documentation currently N/A
Property offenses	Fraud	FRAUD
Property offenses	Larceny	AID AND ABET
Property offenses	Larceny	UNKNOWN
Property offenses	Larceny	SHOPLIFTING
Property offenses	Larceny	LARC -PARTS-FROM-VEH
Property offenses	Larceny	LARC - FROM AUTO
Property offenses	Larceny	LARC - FROM SHIPMENT
Property offenses	Larceny	LARC - FROM BLDG
Property offenses	Larceny	LARC - FROM MAILS
Property offenses	Larceny	LARC-FROM BANK-TYPE INSTIT
Property offenses	Larceny	LARC-FROM INTERST SHIPMENT
Property offenses	Larceny	OBSTRUCT CORRESPONDENCE
Property offenses	Larceny	THEFT OF US GOVT PROPERTY
Property offenses	Larceny	LARC ON US GOVT RESERV
Property offenses	Larceny	LARC - POSTAL
Property offenses	Larceny	LARCENY
Property offenses	Motor vehicle theft	THEFT AND SALE VEH
Property offenses	Motor vehicle theft	THEFT AND STRIP VEH
Property offenses	Motor vehicle theft	THEFT/USE VEH OTH CRIME

Primary Category	Sub Category	Filing Offense Code
Property offenses	Motor vehicle theft	VEHICLE THEFT
Property offenses	Motor vehicle theft	THEFT VEH BY BAILEE
Property offenses	Motor vehicle theft	RECEIV STOLEN VEH
Property offenses	Motor vehicle theft	STRIP STOLEN VEH
Property offenses	Motor vehicle theft	POSSESS STOLEN VEHICLE
Property offenses	Motor vehicle theft	INTERST TRANS STOLEN VEH
Property offenses	Motor vehicle theft	AIRCRAFT THEFT
Property offenses	Motor vehicle theft	UNAUTH USE OF VEH
Property offenses	Motor vehicle theft	STOLEN VEHICLE
Property offenses	Other property offenses	DAMAGE PROP - PRIVATE
Property offenses	Other property offenses	DAMAGE - PUBLIC
Property offenses	Other property offenses	DAMAGE PROP-BUS W/EXPLOS
Property offenses	Other property offenses	DAMAGE PROP-PRIV W/EXPLOS
Property offenses	Other property offenses	DAMAGE PROP-PUB W/EXPLOS
Property offenses	Other property offenses	DAMAGE PROPERTY
Property offenses	Other property offenses	PROPERTY CRIMES
Property offenses	Transportation of stolen property	SALE OF STOLEN PROP
Property offenses	Transportation of stolen property	TRANSP. INTERST STOL PROP
Property offenses	Transportation of stolen property	RECEIVE STOLEN PROP
Property offenses	Transportation of stolen property	POSSESS STOLEN PROP
Property offenses	Transportation of stolen property	CONCEAL STOLEN PROP
Property offenses	Transportation of stolen property	STOLEN PROPERTY
Drug offenses	Drugs: Amphetamine	UNKNOWN
Drug offenses	Drugs: Amphetamine	AMPHETAMINE - MFR
Drug offenses	Drugs: Amphetamine	AMPHETAMINE - SELL
Drug offenses	Drugs: Amphetamine	AMPHETAMINE-POSSESS
Drug offenses	Drugs: Amphetamine	AMPHETAMINE
Drug offenses	Drugs: Amphetamine	DANGEROUS DRUGS
Drug offenses	Drugs: Barbiturates	BARBITURATE - SELL
Drug offenses	Drugs: Barbiturates	BARBITURATE - POSSESS
Drug offenses	Drugs: Barbiturates	BARBITURATE
Drug offenses	Drugs: Cocaine	AID AND ABET
Drug offenses	Drugs: Cocaine	UNKNOWN
Drug offenses	Drugs: Cocaine	COCAINE - SELL
Drug offenses	Drugs: Cocaine	COCAINE-SMUGGLE

Primary Category	Sub Category	Filing Offense Code
Drug offenses	Drugs: Cocaine	COCAINE-POSSESS
Drug offenses	Drugs: Cocaine	COCAINE
Drug offenses	Drugs: Cocaine	DANGEROUS DRUGS
Drug offenses	Drugs: Equipment	UNKNOWN
Drug offenses	Drugs: Equipment	NARCOTIC EQUIP - POSSESS
Drug offenses	Drugs: Equipment	DANGEROUS DRUGS
Drug offenses	Drugs: Hallucinogens	HALLUCINOGEN - MFR
Drug offenses	Drugs: Hallucinogens	HALLUCINOGEN - DISTRIB
Drug offenses	Drugs: Hallucinogens	HALLUCINOGEN - SELL
Drug offenses	Drugs: Hallucinogens	HALLUCINOGEN-POSSESS
Drug offenses	Drugs: Hallucinogens	HALLUCINOGEN
Drug offenses	Drugs: Heroin	UNKNOWN
Drug offenses	Drugs: Heroin	HEROIN - SELL
Drug offenses	Drugs: Heroin	HEROIN-SMUGGLE
Drug offenses	Drugs: Heroin	HEROIN-POSSESS
Drug offenses	Drugs: Heroin	HEROIN
Drug offenses	Drugs: Heroin	DANGEROUS DRUGS
Drug offenses	Drugs: Marijuana	AID AND ABET
Drug offenses	Drugs: Marijuana	UNKNOWN
Drug offenses	Drugs: Marijuana	MARIJUANA - SELL
Drug offenses	Drugs: Marijuana	MARIJUANA-SMUGGLE
Drug offenses	Drugs: Marijuana	MARIJUANA - POSSESS
Drug offenses	Drugs: Marijuana	MARIJUANA - PRODUCING
Drug offenses	Drugs: Marijuana	MARIJUANA
Drug offenses	Drugs: Marijuana	DANGEROUS DRUGS
Drug offenses	Drugs: Other	AID AND ABET
Drug offenses	Drugs: Other	UNKNOWN
Drug offenses	Drugs: Other	DANGEROUS DRUGS
Drug offenses	Drugs: Other opiates	OPIUM OR DERIV - SELL
Drug offenses	Drugs: Other opiates	OPIUM OR DERIV-SMUGGLE
Drug offenses	Drugs: Other opiates	OPIUM OR DERIV - POSSESS
Drug offenses	Drugs: Other opiates	OPIUM OR DERIV
Drug offenses	Drugs: Synthetic	SYNTH NARCOTIC - SELL
Drug offenses	Drugs: Synthetic	SYNTH NARCOTIC-SMUGGLE
Drug offenses	Drugs: Synthetic	SYNTH NARCOTIC - POSSESS

Primary Category	Sub Category	Filing Offense Code
Drug offenses	Drugs: Synthetic	SYNTH NARCOTIC
Public-order offenses	Antitrust	ANTITRUST
Public-order offenses	Bribery	AID AND ABET
Public-order offenses	Bribery	UNKNOWN
Public-order offenses	Bribery	BRIBE - GIVING
Public-order offenses	Bribery	BRIBE - OFFERING
Public-order offenses	Bribery	BRIBE - RECEIVING
Public-order offenses	Bribery	BRIBE
Public-order offenses	Bribery	CONFLICT OF INTEREST
Public-order offenses	Bribery	GRATUITY - GIVING
Public-order offenses	Bribery	GRATUITY - RECEIVING
Public-order offenses	Bribery	GRATUITY
Public-order offenses	Bribery	KICKBACK - GIVING
Public-order offenses	Bribery	KICKBACK - OFFERING
Public-order offenses	Bribery	KICKBACK - RECEIVING
Public-order offenses	Bribery	KICKBACK
Public-order offenses	Bribery	BRIBERY
Public-order offenses	Civil Rights	CIVIL RIGHTS
Public-order offenses	Conspiracy, aiding and abetting, etc.	AID AND ABET
Public-order offenses	Conspiracy, aiding and abetting, etc.	CONTROL - UNRELATED PRISONER ACTIVITY
Public-order offenses	Conspiracy, aiding and abetting, etc.	UNKNOWN
Public-order offenses	Conspiracy, aiding and abetting, etc.	TEMPORARY
Public-order offenses	Escape	ESCAPE
Public-order offenses	Escape	FLIGHT TO AVOID
Public-order offenses	Escape	AIDING PRISONER ESCAPE
Public-order offenses	Escape	HARBORING ESCAPE/FUGITIVE
Public-order offenses	Escape	FLIGHT - ESCAPE
Public-order offenses	Escape	8100 Documentation currently N/A
Public-order offenses	Escape	8101 - Documentation currently N/A
Public-order offenses	Escape	8102 Documentation currently N/A
Public-order offenses	Family: Alimony	NONPAYMENT OF ALIMONY
Public-order offenses	Family: Child Support	UNKNOWN
Public-order offenses	Family: Child Support	NEGLECT FAMILY
Public-order offenses	Family: Child Support	CRUELTY TOWARD CHILD
Public-order offenses	Family: Child Support	NEGLECT CHILD

Primary Category	Sub Category	Filing Offense Code
Public-order offenses	Family: Child Support	NONSUPPORT OF PARENT
Public-order offenses	Family: Child Support	FAMILY OFFENSE
Public-order offenses	Family: Other	NEGLECT FAMILY
Public-order offenses	Family: Other	CRUELTY TOWARD CHILD
Public-order offenses	Family: Other	CONTRIB DELINQ MINOR
Public-order offenses	Family: Other	NEGLECT CHILD
Public-order offenses	Family: Other	FAMILY OFFENSE
Public-order offenses	Food and drug	UNKNOWN
Public-order offenses	Food and drug	DRUGS - ADULTERATED
Public-order offenses	Food and drug	DRUGS - MISBRANDED
Public-order offenses	Food and drug	DRUGS - HEALTH OR SAFETY
Public-order offenses	Food and drug	FOOD - ADULTERATED
Public-order offenses	Food and drug	FOOD - MISBRANDED
Public-order offenses	Food and drug	FOOD - HEALTH OR SAFETY
Public-order offenses	Food and drug	HEALTH - SAFETY
Public-order offenses	Gambling	BOOKMAKING
Public-order offenses	Gambling	CARD GAME
Public-order offenses	Gambling	GAMBLING DEVICE - POSSESS
Public-order offenses	Gambling	GAMBLING DEVICE-TRANSPORT
Public-order offenses	Gambling	GAMBLING DEVICE-NOT REGIS.
Public-order offenses	Gambling	GAMBLING DEVICE
Public-order offenses	Gambling	TRANSMIT WAGER INFORMATION
Public-order offenses	Gambling	ESTABLISH GAMBLING PLACE
Public-order offenses	Gambling	GAMBLING
Public-order offenses	Mail or transport of obscene matl	OBSCENE MATERIAL
Public-order offenses	Mail or transport of obscene matl	OBSCENE MATERIAL -MFR
Public-order offenses	Mail or transport of obscene matl	OBSCENE MATERIAL - SELL
Public-order offenses	Mail or transport of obscene matl	OBSCENE MATERIAL - MAILING
Public-order offenses	Mail or transport of obscene matl	OBSCENE MATERIAL - POSSESS
Public-order offenses	Mail or transport of obscene matl	OBSCENE MATERIAL - DISTRIB
Public-order offenses	Mail or transport of obscene matl	OBSCENE MATERIAL-TRANSPORT
Public-order offenses	Mail or transport of obscene matl	OBSCENE COMMUNICATION
Public-order offenses	Mail or transport of obscene matl	OBSCENITY
Public-order offenses	National defense	UNKNOWN
Public-order offenses	National defense	TREASON

Primary Category	Sub Category	Filing Offense Code
Public-order offenses	National defense	ESPIONAGE
Public-order offenses	National defense	SOVEREIGNTY
Public-order offenses	Obstruction of justice	RESISTING OFFICER
Public-order offenses	Obstruction of justice	OBSTRUCT CRIMINAL INVEST
Public-order offenses	Obstruction of justice	MAKING FALSE REPORT
Public-order offenses	Obstruction of justice	EVIDENCE - DESTROYING
Public-order offenses	Obstruction of justice	WITNESS - DISSUADING
Public-order offenses	Obstruction of justice	WITNESS-DECEIVING
Public-order offenses	Obstruction of justice	COMPOUNDING CRIME
Public-order offenses	Obstruction of justice	ILLEGAL ARREST
Public-order offenses	Obstruction of justice	FAILURE REPORT CRIME
Public-order offenses	Obstruction of justice	FAILING TO MOVE ON
Public-order offenses	Obstruction of justice	OBSTRUCT POLICE
Public-order offenses	Obstruction of justice	OBSTRUCTING JUSTICE
Public-order offenses	Obstruction of justice	OBSTRUCTING COURT ORDER
Public-order offenses	Obstruction of justice	OBSTRUCTION
Public-order offenses	Other offenses	MILITARY DESERTION
Public-order offenses	Other offenses	MILITARY
Public-order offenses	Other offenses	MISCONDUCT-JUDIC OFFICER
Public-order offenses	Other offenses	RIOT - INCITING
Public-order offenses	Other offenses	RIOT - ENGAGING IN
Public-order offenses	Other offenses	RIOT - INTERFERE OFFICER
Public-order offenses	Other offenses	RIOT
Public-order offenses	Other offenses	HARASSING COMMUNICATION
Public-order offenses	Other offenses	DISORD CONDUCT
Public-order offenses	Other offenses	PUBLIC PEACE
Public-order offenses	Other offenses	DIVULGE MESSAGE CONTENTS
Public-order offenses	Other offenses	EAVESDROPPING
Public-order offenses	Other offenses	EAVESDROP EQUIP
Public-order offenses	Other offenses	OPEN SEALED COMMUNICATION
Public-order offenses	Other offenses	TRESPASSING
Public-order offenses	Other offenses	WIRETAP-FAILURE TO REPORT
Public-order offenses	Other offenses	INVADE PRIVACY
Public-order offenses	Other offenses	MORALS - DECENCY CRIMES
Public-order offenses	Other offenses	PUBLIC ORDER CRIMES

Primary Category	Sub Category	Filing Offense Code
Public-order offenses	Other regulatory offenses	UNKNOWN
Public-order offenses	Other regulatory offenses	LIQUOR - MFR
Public-order offenses	Other regulatory offenses	LIQUOR - SELL
Public-order offenses	Other regulatory offenses	LIQUOR - TRANSPORT
Public-order offenses	Other regulatory offenses	LIQUOR - POSSESS
Public-order offenses	Other regulatory offenses	LIQUOR
Public-order offenses	Other regulatory offenses	ELECTION LAWS
Public-order offenses	Other regulatory offenses	CONSERVATION -ANIMALS
Public-order offenses	Other regulatory offenses	CONSERVATION - FISH
Public-order offenses	Other regulatory offenses	CONSERVATION - BIRDS
Public-order offenses	Other regulatory offenses	CONSERVATION-LICENSE STAMP
Public-order offenses	Other regulatory offenses	CONSERVATION - ENVIRONMENT
Public-order offenses	Other regulatory offenses	CONSERVATION
Public-order offenses	Perjury, contempt, and intimidation	UNKNOWN
Public-order offenses	Perjury, contempt, and intimidation	PERJURY
Public-order offenses	Perjury, contempt, and intimidation	PERJURY-SUBORDINATION
Public-order offenses	Perjury, contempt, and intimidation	CONTEMPT OF COURT
Public-order offenses	Prostitution	UNKNOWN
Public-order offenses	Prostitution	CRUELTY TOWARD CHILD
Public-order offenses	Prostitution	PROCURE FOR PROSTITUTION
Public-order offenses	Prostitution	PROSTITUTION
Public-order offenses	Prostitution	TRANSP FEM I.S./IMMOR PURP
Public-order offenses	Prostitution	COMMERCIAL SEX
Public-order offenses	Racketeering and extortion	RICO
Public-order offenses	Racketeering and extortion	UNKNOWN
Public-order offenses	Racketeering and extortion	EXTORT-THREAT INJURE PER.
Public-order offenses	Racketeering and extortion	EXTORT-THREAT DAMAGE PROP
Public-order offenses	Racketeering and extortion	EXTORT-THREAT INJURE PER.
Public-order offenses	Racketeering and extortion	EXTORT-THREAT INFORM VIO.
Public-order offenses	Racketeering and extortion	EXTORTION
Public-order offenses	Tax law violations	AID AND ABET
Public-order offenses	Tax law violations	UNKNOWN
Public-order offenses	Tax law violations	SMUGGLE CONTRABAND
Public-order offenses	Tax law violations	SMUGGLE CONTRABAND IN PRIS
Public-order offenses	Tax law violations	SMUGGLE AVOID PAYING DUTY

Primary Category	Sub Category	Filing Offense Code
Public-order offenses	Tax law violations	SMUGGLING
Public-order offenses	Tax law violations	INCOME TAX
Public-order offenses	Tax law violations	LIQUOR TAX
Public-order offenses	Tax law violations	6110 - Documentation currently N/A
Public-order offenses	Tax law violations	TAX REVENUE
Public-order offenses	Traffic offenses	UNKNOWN
Public-order offenses	Traffic offenses	HIT AND RUN
Public-order offenses	Traffic offenses	TRANSP DANGEROUS MATERIAL
Public-order offenses	Traffic offenses	DRIVE UNDER INFLUENCE DRUG
Public-order offenses	Traffic offenses	DRIVE UNDER INFL. LIQUOR
Public-order offenses	Traffic offenses	TRAFFIC OFFENSE
Weapon offenses	Weapons	AID AND ABET
Weapon offenses	Weapons	UNKNOWN
Weapon offenses	Weapons	ALTERING ID ON WEAPON
Weapon offenses	Weapons	CARRYING CONCEALED WEAPON
Weapon offenses	Weapons	CARRYING PROHIBITED WEAPON
Weapon offenses	Weapons	EXPLOSIVES - TRANSPORTING
Weapon offenses	Weapons	EXPLOSIVES - USING
Weapon offenses	Weapons	INCENDIARY DEVICE-POSSESS
Weapon offenses	Weapons	INCENDIARY DEVICE - USING
Weapon offenses	Weapons	LICENSING-REGISTRAT WEAP
Weapon offenses	Weapons	EXPLOSIVES - POSSESSING
Weapon offenses	Weapons	POSSESSION OF WEAPON
Weapon offenses	Weapons	FIRING WEAPON
Weapon offenses	Weapons	SELLING WEAPON
Weapon offenses	Weapons	THREAT TO BOMB
Weapon offenses	Weapons	THREAT TO BURN
Weapon offenses	Weapons	WEAPON OFFENSE
Immigration offenses	INS: False citizenship	FALSE CITIZENSHIP
Immigration offenses	INS: False citizenship	IMMIGRATION
Immigration offenses	INS: Illegal entry	AID AND ABET
Immigration offenses	INS: Illegal entry	UNKNOWN
Immigration offenses	INS: Illegal entry	ILLEGAL ENTRY
Immigration offenses	INS: Illegal entry	IMMIGRATION
Immigration offenses	INS: Other	AID AND ABET

<i>Primary Category</i>	<i>Sub Category</i>	<i>Filing Offense Code</i>
Immigration offenses	INS: Other	UNKNOWN
Immigration offenses	INS: Other	IMMIGRATION
Immigration offenses	INS: Smuggling	UNKNOWN
Immigration offenses	INS: Smuggling	SMUGGLING ALIENS
Immigration offenses	INS: Smuggling	IMMIGRATION