

THE 22ND JUDICIAL CIRCUIT COURT'S

MONTHLY PRETRIAL DATA REPORT

JANUARY 2022



22nd Judicial Circuit Court, City of St. Louis

Monthly Pretrial Data Report

JANUARY 2022: INTRODUCTION

Every day in the City of St. Louis, people are arrested by the police and charged by the state with various crimes. While these individuals are presumed innocent under the law, the Court must still make a determination about whether they can safely be released back into the community or whether certain factors pertaining to their history, the alleged facts of the case, or the alleged victim(s) clearly and convincingly demonstrate their release would pose too great a danger to the community or that they would not show up for future court proceedings.

It is important to remember that each criminal case before the Court comes with its own set of unique circumstances and must be considered on its own merits. However, the information the Court is providing in this report will demonstrate in the aggregate how it is handling the City's pretrial population – defendants who have been detained and those who have been released pending trial.

Recognizing that there continues to be significant public interest in this population and pretrial activity in general, the 22nd Judicial Circuit Court is now publishing monthly Pretrial Data Reports. In doing so, the Court is attempting to provide a level of transparency around the types of decisions it is called to make on a daily basis so the general public can better understand the operational process of the judiciary.

These reports, which are prepared by Court staff and designed for information-sharing purposes only, provide an accessible and detailed snapshot of the number of new criminal cases and defendants that enter the local criminal justice system each month, the level and types of charges involved, the number of defendants who are detained pretrial or released pretrial, the various conditions the Court has set for defendants to be released, and other related details. In some instances, percentages might not add up to 100% due to rounding.

It is the Court's hope that these monthly reports will help educate the public about the City's pretrial population and be a continued, reliable source of factual information regarding decisions judges of this circuit are making about criminal cases and defendants. Further, these reports will demonstrate the Court's attempt to apply the law and to balance the presumption of innocence, the due process rights of the accused, and the safety of the community at large.

22nd Judicial Circuit Court, City of St. Louis Monthly Pretrial Data Report JANUARY 2022: OVERVIEW

■ Filed with an arrest warrant

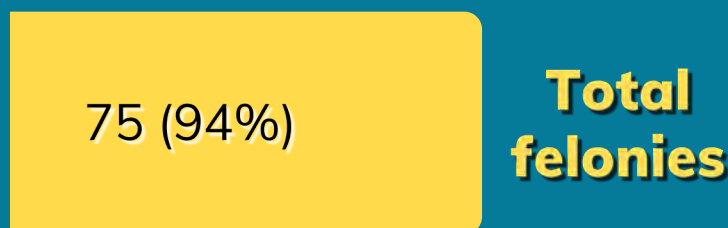
80 (79%)

■ Filed with a summons*

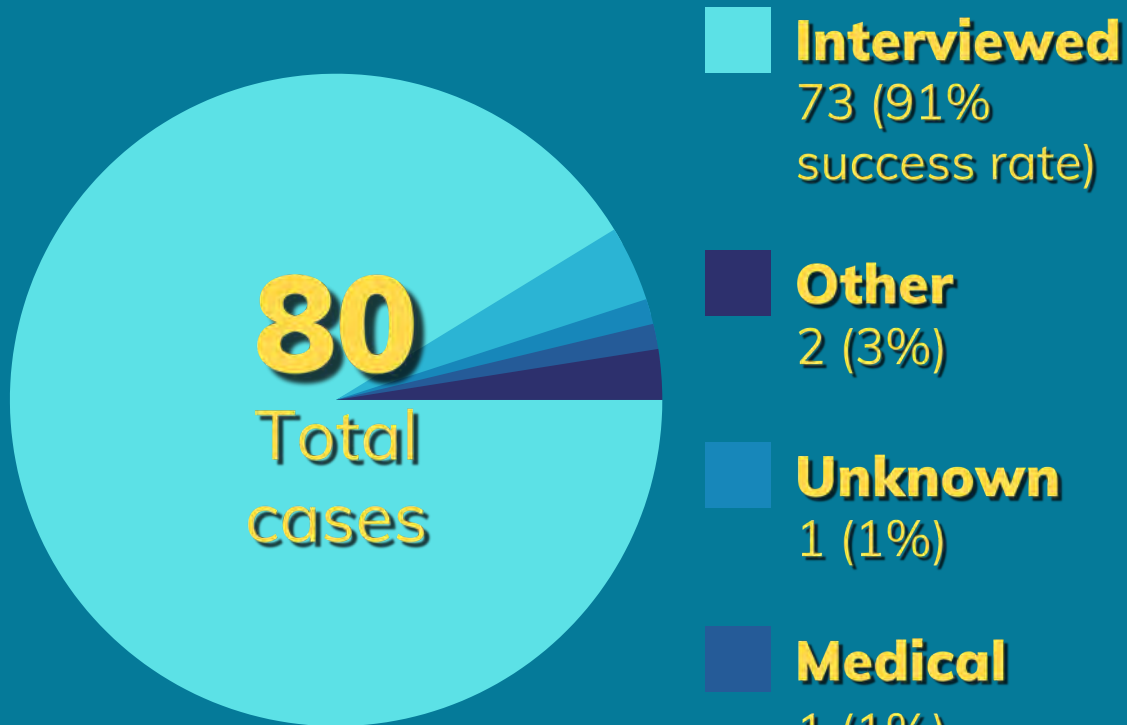
21 (21%)



*(These are cases in which the Circuit Attorney's Office has sought, with approval from a judge, to have a defendant appear on criminal charges at a later date through a summons. Therefore, these cases are NOT included in the information presented as part of this report because there is no bond to be considered by the Court and the defendant is not held pretrial.)



22nd Judicial Circuit Court, City of St. Louis
Monthly Pretrial Data Report
JANUARY 2022: INTERVIEWS*



***(Following an arrest and before an initial hearing, the Court strives to provide a bond officer to interview every defendant in order to gain as much information as possible about them and their background. Judges take this information into account, as well as evidence and recommendations presented by prosecutors and defense counsel, when determining a defendant's bond.)**



22nd Judicial Circuit Court, City of St. Louis
Monthly Pretrial Data Report
JANUARY 2022: CHARGE LEVELS

 **A felonies**
16 (20%)

 **B felonies**
13 (16%)

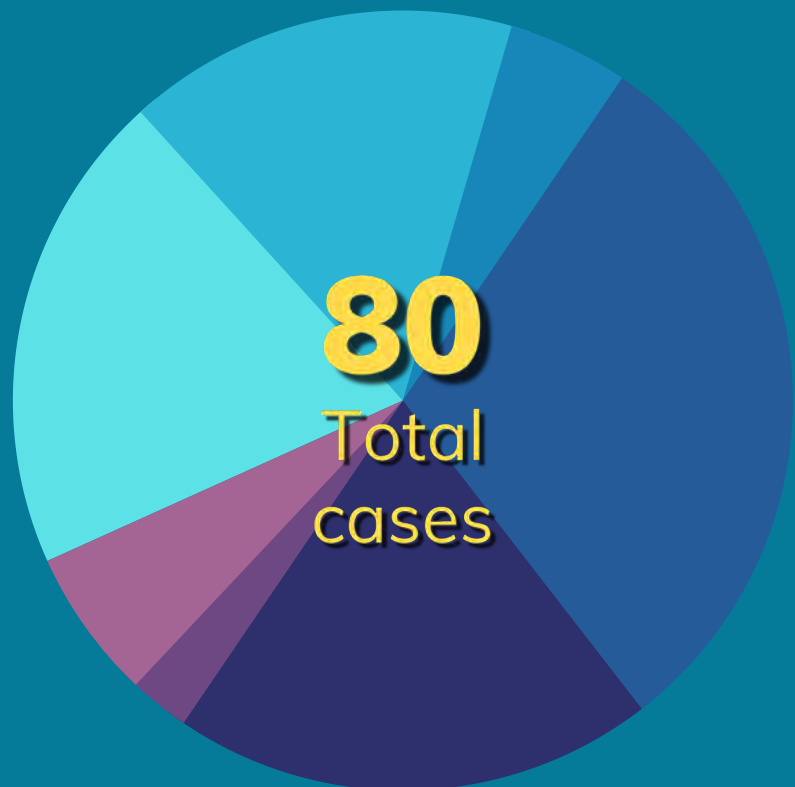
 **C felonies**
4 (5%)

 **D felonies**
24 (30%)

 **E felonies**
16 (20%)

 **Unclassified felonies**
2 (3%)

 **Misdemeanors**
5 (6%)



22nd Judicial Circuit Court, City of St. Louis
Monthly Pretrial Data Report
JANUARY 2022: LEAD CHARGES*

A felonies (16)

- **Attempted assault 1st degree (3)**
- **Child kidnapping (1)**
- **Domestic assault 1st degree (1)**
- **Murder 2nd degree (2)**
- **Robbery 1st degree (7)**
- **Unlawful use weapon - 9 (2)**

B felonies (13)

- **Assault 1st degree (2)**
- **Attempted assault 1st degree (1)**
- **Attempted robbery 1st degree (1)**
- **Burglary 1st degree (3)**
- **Domestic assault 1st degree (4)**
- **Robbery 2nd degree (1)**
- **Unlawful use weapon - 9 (1)**

***(Some defendants might be accused of more than one criminal offense at a time. The information presented here represents the most serious charge they're facing.)**



**22nd Judicial Circuit Court, City of St. Louis
Monthly Pretrial Data Report
JANUARY 2022: LEAD CHARGES***

C felonies (4)

- **Attempted robbery 2nd degree (1)**
- **Delivery controlled substance (1)**
- **Manslaughter (1)**
- **Manslaughter 1st degree (1)**

D felonies (24)

- **Assault 2nd degree (2)**
- **Assault 3rd degree (1)**
- **Burglary 2nd degree (2)**
- **Child abuse (1)**
- **Domestic assault 2nd degree (5)**
- **Receiving stolen property (1)**
- **Statutory sodomy 2nd degree (1)**
- **Stealing (2)**
- **Tampering motor vehicle 1st degree (1)**
- **Unlawful possession firearm (8)**

***(Some defendants might be accused of more than one criminal offense at a time. The information presented here represents the most serious charge they're facing.)**



22nd Judicial Circuit Court, City of St. Louis
Monthly Pretrial Data Report
JANUARY 2022: LEAD CHARGES*

E felonies (16)

- **Assault 3rd degree (1)**
- **Domestic assault 3rd degree (8)**
- **Failing to register sex offender (1)**
- **Invasion of privacy (1)**
- **Property damage 1st degree (1)**
- **Resisting arrest (1)**
- **Unlawful use weapon - exhibiting (3)**

***(Some defendants might be accused of more than one criminal offense at a time. The information presented here represents the most serious charge they're facing.)**



**22nd Judicial Circuit Court, City of St. Louis
Monthly Pretrial Data Report
JANUARY 2022: LEAD CHARGES***

Unclassified felonies (2)

- **Attempted rape 1st degree (1)**
- **Attempted statutory rape 1st degree (1)**

Misdemeanors (5)

- **Assault 4th degree (1)**
- **Domestic assault 4th degree (2)**
- **Harassment 2nd degree (1)**
- **Violating order protection - adult (1)**

***(Some defendants might be accused of more than one criminal offense at a time. The information presented here represents the most serious charge they're facing.)**



22nd Judicial Circuit Court, City of St. Louis Monthly Pretrial Data Report JANUARY 2022: BOND

In the State of Missouri, criminal defendants are legally entitled to an initial hearing before a judge within 48 hours of their arrest. In the 22nd Judicial Circuit Court, most of these hearings occur within Division 16B three days a week (MWF) at noon.

During these hearings, judges consider evidence relating to the defendant, the circumstances and severity of the charge(s), and the alleged victim(s) in the case. Judges also consider recommendations from prosecutors in the Circuit Attorney's Office and defense counsel before deciding whether a defendant will be detained pretrial, released on bond with conditions like GPS monitoring or house arrest, or released on bond without conditions.

In making these decisions, judges rule in accordance with Missouri Supreme Court Rule 33.01, which governs a criminal defendant's right to release pending trial and the varying conditions that could be imposed.

Rule 33.01, in part, stipulates that the Court shall set and impose the least restrictive condition or combination of conditions of release to secure the appearance of the defendant for court proceedings or to ensure the safety of the community or other person, including but not limited to the crime victim(s) and witnesses.

Rule 33.01 also stipulates, in part, that when considering potential conditions for release, the Court shall first consider non-monetary conditions and should consider monetary conditions only when it determines non-monetary conditions alone will not secure the appearance of the defendant or will fail to ensure the safety of the community.

22nd Judicial Circuit Court, City of St. Louis Monthly Pretrial Data Report JANUARY 2022: BOND CONT'D.

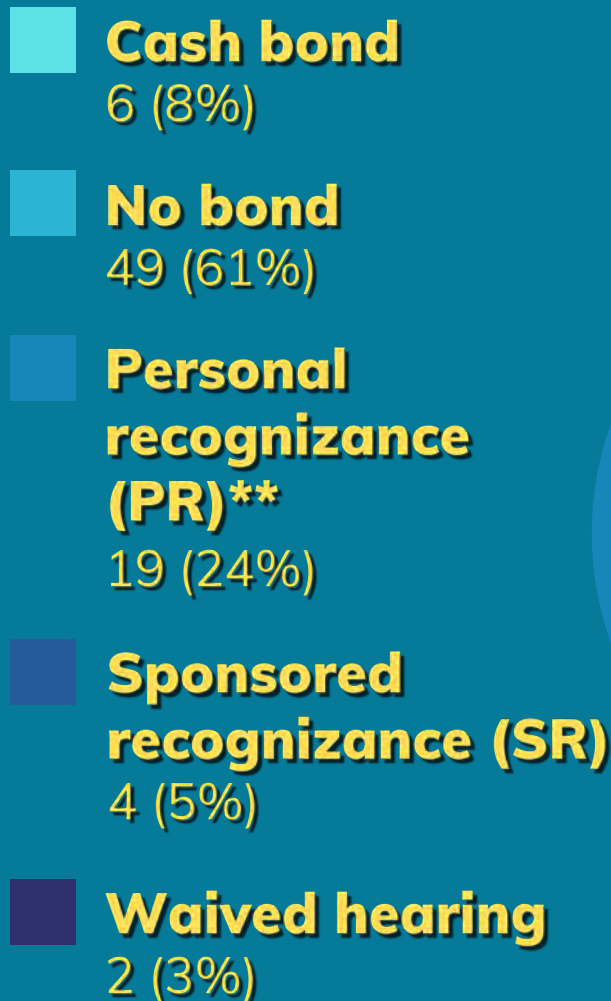
Importantly, Rule 33.01 also provides that if the Court determines by clear and convincing evidence that no combination of non-monetary conditions and monetary conditions will secure the defendant's appearance or the safety of the community, then the Court shall order the defendant detained without bond pending trial.

Defendants detained without bond pending trial at their 48-hour hearing are legally entitled to a second hearing within seven days where their bond is re-evaluated. In the 22nd Judicial Circuit Court, these hearings also occur weekly in Division 16B.

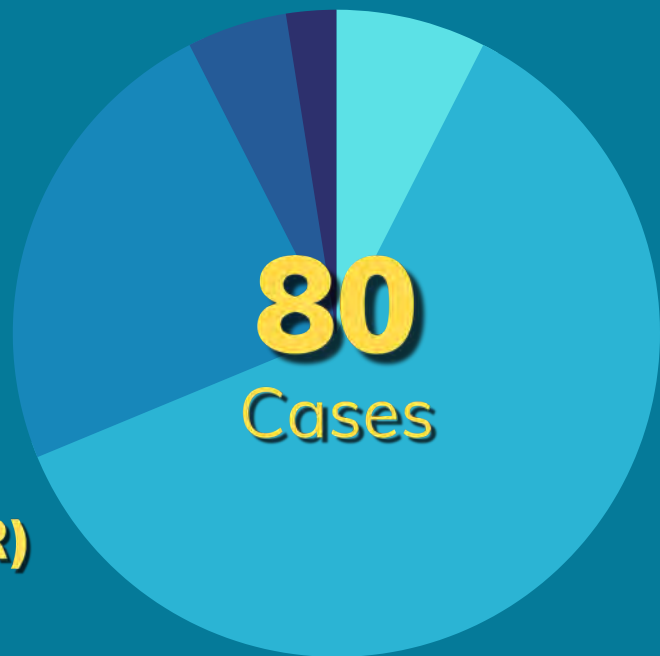
During this hearing, judges again consider evidence relating to the defendant, the circumstances and severity of the charge(s), and the alleged victim(s) in the case. Judges also consider recommendations from prosecutors in the Circuit Attorney's Office and defense counsel before deciding whether a defendant will be detained pretrial, released on bond with conditions like GPS monitoring or house arrest, or released on bond without conditions.

It's important to remember, however, that even after a seven-day hearing it's entirely possible under the law for a defendant or the Circuit Attorney's Office to request to have a bond and/or a pretrial release reconsidered, amended, granted, and/or revoked by a judge at any time as a criminal case progresses.

22nd Judicial Circuit Court, City of St. Louis
Monthly Pretrial Data Report
JANUARY 2022: 16B INITIAL BOND HEARINGS



**Total bonds granted:
29* (36%)**

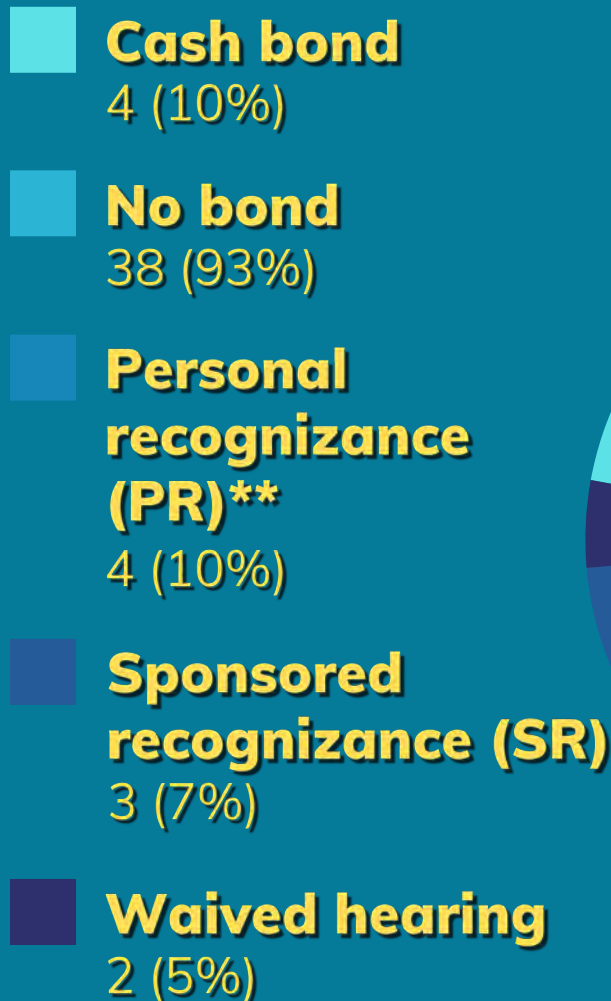


***(In some cases, there are instances where a cash bond or an SR bond is granted, but it isn't paid or the defendant's designated sponsor doesn't sign them out and they remain detained.)**

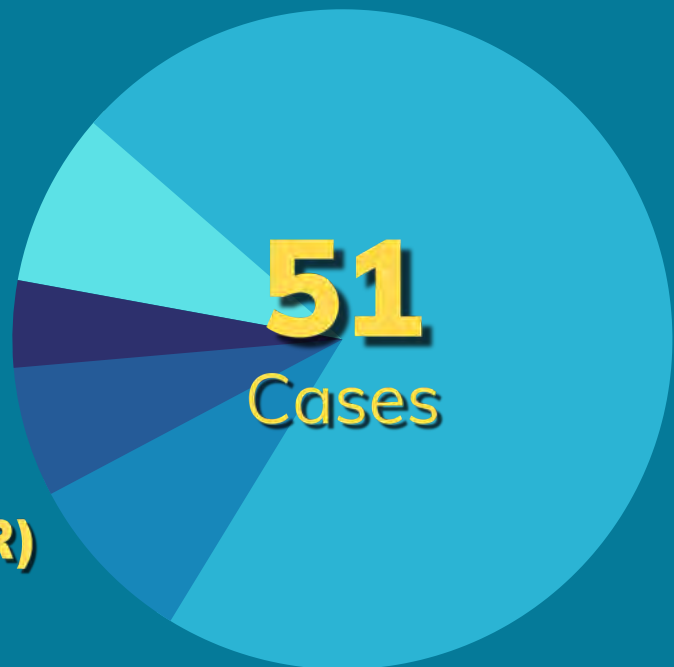
**** (Includes defendants released on just a PR bond and defendants released on a PR bond with conditions, such as GPS monitoring or house arrest.)**



22nd Judicial Circuit Court, City of St. Louis
Monthly Pretrial Data Report
JANUARY 2022: 16B SEVEN DAY HEARINGS



**Total bonds granted:
11* (22%)**



***(In some cases, there are instances where a cash bond or an SR bond is granted, but it isn't paid or the defendant's designated sponsor doesn't sign them out and they remain detained.)**

**** (Includes defendants released on just a PR bond and defendants released on a PR bond with conditions, such as GPS monitoring or house arrest.)**



22nd Judicial Circuit Court, City of St. Louis
Monthly Pretrial Data Report
JANUARY 2022: BOND AFTER 16B
AS OF FEBRUARY 15, 2022

Cash bond

0 (0%)

Total bonds granted:

0

No bond

0 (0%)

**Personal
recognizance
(PR)*****

0 (0%)

**Sponsored
recognizance (SR)**

0 (0%)

40
Cases

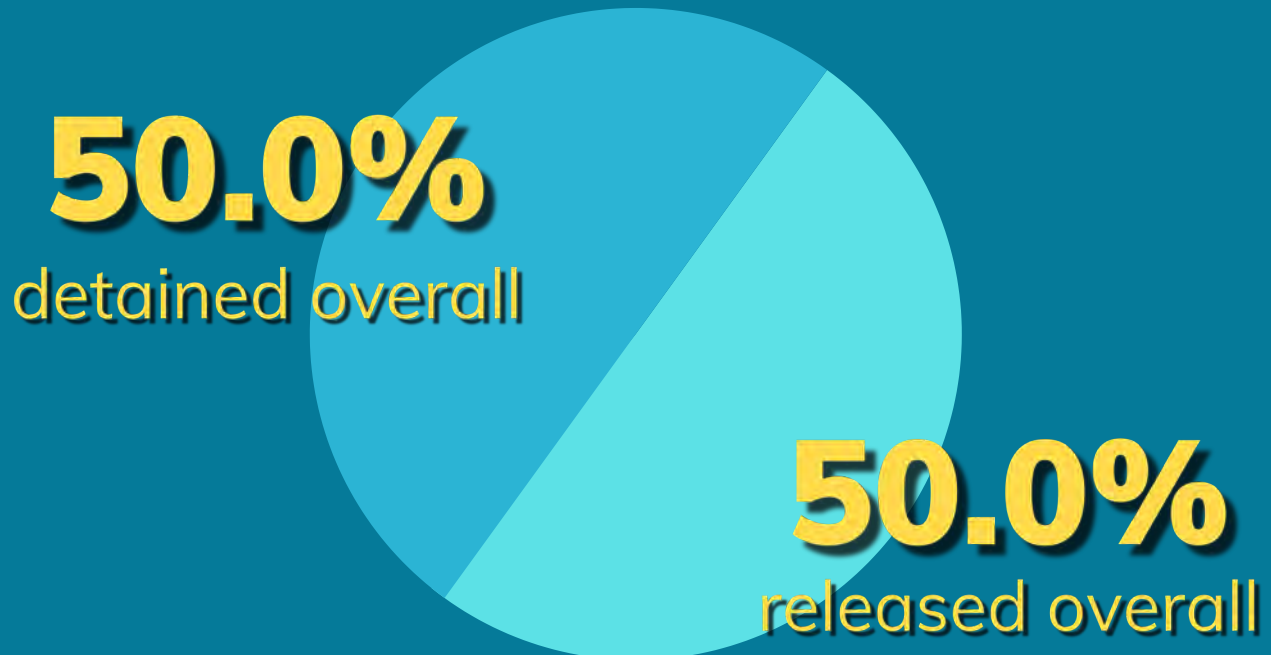
*(Defendants can have their bond reviewed, modified, and/or revoked by a judge at any time as their case progresses. Reasons for this could include the development of a new home plan or treatment plan.)

**(In some cases, there are instances where a cash bond or an SR bond is granted, but it isn't paid or the defendant's designated sponsor doesn't sign them out and they remain detained.)

*** (Includes defendants released on just a PR bond and defendants released on a PR bond with conditions, such as GPS monitoring or house arrest.)



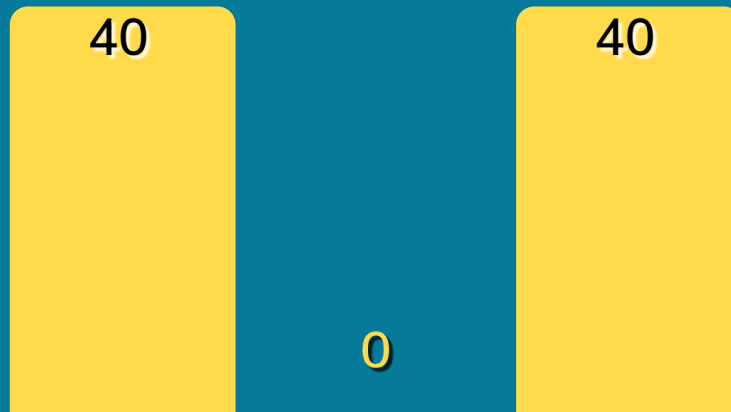
22nd Judicial Circuit Court, City of St. Louis
Monthly Pretrial Data Report
JANUARY 2022: TOTAL RELEASE & DETENTION



Released in
16B

Released after 16B
as of February 15,
2022

No release



80 total cases



22nd Judicial Circuit Court, City of St. Louis
Monthly Pretrial Data Report
JANUARY 2022: PRETRIAL DETENTION

A felonies
12 (30%)

B felonies
9 (23%)

C felonies
3 (8%)

D felonies
6 (15%)

E felonies
7 (18%)

Unclassified felonies
2 (5%)

Misdemeanors
1 (3%)



22nd Judicial Circuit Court, City of St. Louis
Monthly Pretrial Data Report
JANUARY 2022: ABILITY TO PAY



■ **Releases with no
cash bond**
28 (70%)

■ **Cash bond (total
paid and unpaid)**
12 (30%)



■ **Releases with no
cash bond**
28 (35%)

■ **Detained**
40 (50%)

■ **Cash bond (total paid
and unpaid)**
12 (15%)



22nd Judicial Circuit Court, City of St. Louis
Monthly Pretrial Data Report
JANUARY 2022: ABILITY TO PAY CONT'D.

**Total number of new
defendants this month in
which a judge set a cash bond
as a condition for release:**

12

**Total number of new
defendants this month
who were able to pay their
cash bond:**

10

**Percentage of new cash
bonds issued by a judge this
month that were able to be
paid:**

83%



22nd Judicial Circuit Court, City of St. Louis
Monthly Pretrial Data Report
JANUARY 2022: ABILITY TO PAY CONT'D.

**Average number of days
between when a judge
orders a cash bond and
when a defendant makes
payment for release:**

4.0

**Total number of cases
where a defendant's self-
reported ability to pay is
less than the cash bond
imposed by a judge:**

8

**Average cash bond
amount ordered by a
judge during any hearing
in 16B or after 16B:**

\$4,250



22nd Judicial Circuit Court, City of St. Louis
Monthly Pretrial Data Report
JANUARY 2022: GPS MONITORING



**Releases with
GPS**

27 (68%)

**Releases with no
GPS**

13 (32%)



**Releases with
GPS**

27 (34%)

Detained

40 (50%)

Releases with no GPS
13 (16%)



22nd Judicial Circuit Court, City of St. Louis
Monthly Pretrial Data Report
JANUARY 2022: GPS MONITORING CONT'D.

 **A felonies**
4 (15%)

 **B felonies**
4 (15%)

C felonies
0 (0%)

 **D felonies**
10 (37%)

 **E felonies**
6 (22%)

Unclassified felonies
0 (0%)

 **Misdemeanors**
3 (11%)



22nd Judicial Circuit Court, City of St. Louis
Monthly Pretrial Data Report
JANUARY 2022: LENGTH OF STAY



2.85

**Average number of days
in custody pretrial
between initial hearing
and release date for all
defendants released out
of 16B**



5.60

**Average number of days
in custody pretrial
between arrest date
and release date for all
defendants released out
of 16B**

