PROJECT LEAD ROBERT LAURINO DISCUSSES ESSEX COUNTY’S (NEWARK) INNOVATIVE WAY OF INVESTIGATING AND PROSECUTING CASES USING SOCIAL MEDIA

Robert Laurino is the Acting County Prosecutor at the Newark NJ’s Essex County Prosecutor’s Office (ECPO). The Essex County native has been a prosecutor in the office for over thirty years, both as a line prosecutor and in various leadership roles. In the early ‘90s he tried the nationally-recognized Glen Ridge sexual assault case, where he secured convictions of high school athletes who brutally raped a classmate with disabilities. In 1999, the case was later adapted into a movie starring Eric Stoltz as Mr. Laurino. Mr. Laurino explains the case, culminating in a 23-week long trial, was one of the most challenging yet rewarding convictions because it helped raise awareness about crimes targeting victims with disabilities.

Mr. Laurino also serves as the project lead for his office’s SMART Social Media Initiative, a crime counterstrategy that developed a Special Prosecutions Unit to investigate and prosecute cases based on suspects’ usage of social media.

The initiative gathers evidence directly from defendants’ public social media accounts, also relying on assistance from victims, witnesses, and the general public.

The idea for this innovative way of prosecuting cases flourished with the creation of Corr-Stat in December 2014, a workgroup for law enforcement personnel overseeing the Route 21 Corridor Initiative, a 14-mile highway stretch from northern New Jersey into New York State. The group addresses violent crimes and property crimes occurring around the Route 21 Corridor and arrests defendants fleeing interstate along the route. In addition to ECPO, members of the group include representatives from: the Prosecutor Offices in the surrounding counties of Bergen, Hudson, Passaic, and Union Counties; the New Jersey State Parole Board; The Police Institute at Rutgers University-Newark; the Newark Police Department; the City of Newark Mayor’s Office; the New Jersey Attorney General’s Office; the New Jersey State Police; Prudential Financial, Inc.; the New Jersey Regional Operations Intelligence Center; and the New York City Police Department. Group members agreed that gun violence was a major problem in the corridor and began to target the most violent offenders of gun violence. The group also noticed a problem with recurrent serial burglaries committed by the same individuals who were mostly released on their own recognizance without appreciation of their crimes. In addition to targeting drivers of gun violence and serial burglaries, Corr-Stat law enforcement members quickly realized they needed to harness social media with intelligence sharing as an effective way to connect people to violent crime. The group discovered many defendants bragged about their crimes on public social media accounts, and even posted photos complete with evidence. Mr. Laurino brought the Social Media Initiative idea to ECPO, and the team received one of five Bureau of Justice Assistance Smart Prosecution grants for fiscal year 2016. According to Mr. Laurino, Corr-Stat’s weekly meetings generate “a 30,000-foot view of crime, crossing political and geographic boundaries as an effective way to combat crime by getting all parties together.”

Independent of Corr-Stat, Essex County’s Special Prosecution Unit prosecutors have also found success for gang and violent crime prosecution when combining social network analysis (SNA) with social media investigations. SNA identifies social structures through networks and graphs to connect key crime drives, associates, and crimes. Mr. Laurino explains that there are “literally hundreds of gang sets within Essex County.” Linking suspects and defendants through social media activity allows law enforcement and prosecutors to understand motive—that crimes are committed through gang feuds—and helps the team successfully investigate and prosecute co-defendants. Mr. Laurino says that his team and detectives gather social media evidence from open and public social media accounts including Facebook, Twitter, Instagram, Snapchat and other lesser known social media. The team also utilizes a scraping software that ties key words to a specific crime.

Mr. Laurino remains deeply compassionate about victims, a compassion he discovered back in the early 1990s while prosecuting the Glen Ridge case. He asserts that social media empowers victims to come forward with crimes, and to take part in the investigation and research of a criminal case. In addition, victims who otherwise may hesitate to identify a defendant or discuss the case, are much more receptive when confronted with tangible evidence obtained from defendants’ social media accounts. Working with victims at early investigative stages also prevents the retaliatory cycle of violence.

This early in the initiative, the ECPO already has some success stories. The team screens approximately six new cases per week and has adopted a more “aggressive stance” in prosecutions of cases with social media evidence. Some notable cases from the initiative include:
the tip of the iceberg at this point," he said. "Further utilization will show me how to better analyze and focus the network beyond a simple link analysis."

Mr. Laurino credits many people with the initiative’s early success, Jamel Semper, ECPO’s Unit Chief of the Special Prosecutions Unit, whom he describes as a “stellar performer and an outstanding trial attorney who takes on the most difficult investigations related to homicides and carjackings” and Joseph Giordano, a prosecutor within the unit, who is, according to Mr. Laurino, “very knowledgeable about cyber law and extremely adept with social media.” He also credits their research partner, Rutgers University, who is according to Mr. Laurino, “one of the most highly regarded criminal justice and community agencies. The researchers are tackling the site’s biggest challenge thus far—assembling a large enough database that show statistical significance for the control group—a group that is prosecuted without the assistance of social media investigations.

Originally, ECPO’s plan was to have a subset of some 2017 cases as the control group. However, Rutgers researchers stressed needing a larger control group and the team amended its original plan. They will now use data from 2016 as a profile for the control group. Mr. Laurino says that for each year there are enough cases to keep everyone busy, approximately 4,500 of which end up indictable. To manage this data, personnel is important. The county will be using summer interns to wade through the 2016 data Rutgers researchers need.

Volunteer interns aside, ECP0 prosecutors also credit their success to peer-to-peer exchanges and conferences. One notable conference prosecutors Jamel Semper and Joseph Giordano attended was the Social Network Analysis for Law Enforcement Symposium at the Naval Postgraduate School (NPS), Monterey, CA, earlier this year. The prosecutors met with Dr. Andrew Fox and discussed social media analysis (SNA). Mr. Giordano explained that the training was very beneficial to the site. “I have been doing a rudimentary form of SNA for the past year as I started to get more social media evidence and saw defendants on different cases had close ties. The symposium showed me how to better analyze and focus the network beyond a simple link analysis.”

Mr. Laurino envisions that if ECP0’s initiative is statistically significant, all ECP0’s 140 prosecutors across all units may adopt the approach, as well as other prosecutors’ offices, nationally. Mr. Laurino explains that “social media is the wave of the future and we are just hitting the tip of the iceberg at this point,” he said. “Further utilization will assist prosecutors with better case outcomes, convictions, and higher sentences based on higher proofs.”
FY ‘14 SMART PROSECUTION SITES

HARRIS COUNTY (HOUSTON)

**PROJECT:** SURVIVORS ACQUIRING FREEDOM AND EMPOWERMENT (SAFE) COURT

**SITE HIGHLIGHTS:**
The SAFE Court program continues to utilize supervised, targeted intervention and treatment designed upon a therapeutic–based model for young adults between the ages of 17 and 25 years old, engaged in prostitution and charged with misdemeanor prostitution. Safe Court meets twice monthly.

As of May 30, the site reports that the Safe Court is running at full capacity with 27 participants.

The site is planning to deliver a training program to all units within the Harris County District Attorney’s Office (approximately 75 prosecutors). The training would educate prosecutors—especially those in the misdemeanor trial division— to identify survivors of human trafficking. In Texas, human trafficking is an affirmative defense for victims of human traffickers charged with prostitution. The site plans to have a trainer from a community-based program specializing in trafficked persons assist by providing victim-centered and trauma-related victim services.

The site reports that the Governor’s office is interested in adolescent human trafficking and has invited Safe Court staff to various work groups to discuss the issue.

**WEEKLY NEWS:**
Analysis: Lawmakers again focus on sex-trafficking criminals rather than victims...READ FULL ARTICLE

COOK COUNTY STATE’S ATTORNEY’S OFFICE (CHICAGO)

**PROJECT:** MISDEMEANOR DEFERRED ENHANCEMENT PROSECUTION PROJECT (MDEPP)

**SITE HIGHLIGHTS:**
MDPEP continues to process low-level defendants charged with non-violent misdemeanor offenses and refers them to treatment and other resources for case dismissal upon successful program completion.

**WEEKLY NEWS:**
Illinois Issues: Should 10-Year Old Children Be Kept In Juvenile Detention?...READ FULL ARTICLE

SAN FRANCISCO

**PROJECT:** CRIME STRATEGIES UNIT (CSU)

**SITE HIGHLIGHTS:**
CSU promotes predictive analytics for strategic prosecution, using analytic tools to make connections between criminal events, defendants, witnesses and victims to facilitate more effective investigations, charging decisions, and case dispositions.

On May 11, Managing Attorney Frank Carrubba, and Principal Analyst Maria McKee presented a peer-to-peer exchange with staff from the Anne Arundel County State’s Attorney’s Office (Annapolis, Maryland). They discussed CSU, steps towards moving to vertical prosecution, CSU’s Intelligence-driven Prosecution Model, data collection and an automated arrest alert. The peer-to-peer exchange assisted Anne Arundel County prosecutors as they consider developing a geographic-based prosecution model aligned with their police districts.

On June 1, Katherine Weinstein Miller, Chief of Alternative Programs and Initiatives, San Francisco District Attorney’s Office, conducted a peer-to-peer session about the office’s Young Adult Collaborative Court to St. Louis Circuit Attorney Kimberly Gardner, and two of her staff. Ms. Weinstein Miller’s presentation explained that the San Francisco Collaborative Court assists young adults, ages 18-25, charged with offenses ranging from misdemeanors to unarmed robberies. Young Adult Court runs from 12-18 months and has three sentencing structures designed for participants based on the offense: pre-plea; deferred entry of judgment; and probation. Participants attend weekly court sessions and receive work force development, parenting, and life skills training. The program is highly supported by public defenders, judges, probation, and the community.

**WEEKLY NEWS:**
Program to curb domestic violence launching in SF’s Bayview...READ FULL ARTICLE

LOS ANGELES

**PROJECT:** INTRODUCING NEW TOOLS USING EVIDENCE AND RISK ASSESSMENT TO CONFIRM ELIGIBILITY FOR PROSECUTION TREATMENT (INTERCEPT)

**SITE HIGHLIGHTS:**
The Los Angeles City Attorney’s Office continues utilizing best practices and evidence-based tools to successfully develop better-informed engagement plans for pre-filing restorative justice diversion participants. Each participant’s obligations are based on their own unique history and needs.

**WEEKLY NEWS:**
California bill could ban owning guns for hate crime offenders...READ FULL ARTICLE

**WEEKLY NEWS:**
Program to curb domestic violence launching in SF’s Bayview...READ FULL ARTICLE
FY ’15 SMART PROSECUTION SITES

BALTIMORE

PROJECT: IMPLEMENTING EVIDENCE-BASED RISK ASSESSMENT DURING THE PRETRIAL PHASE

SITE HIGHLIGHTS: The site continues to develop an automated risk assessment for Charging Prosecutors to determine appropriate release or hold recommendations for the Bail Commission and Court. The State’s Attorney’s Office, Department of Public Safety and Correctional Services (DPSCS), and research partners are exploring a potential collaboration to develop a uniform risk assessment to be used by both agencies. Throughout the spring, the team has been meeting with officials at DPSCS to discuss pretrial risk assessment for use by the State’s Attorney’s Office and Pretrial Services.

On May 4, the site’s researcher Applied Research Services (ARS), received more data from DPSCS. The site expects to complete its risk assessment development in July.

On May 18, the site participated in a peer-to-peer exchange webinar with the Milwaukee County District Attorney’s Office. Baltimore participants learned about: Milwaukee’s recent implementation of the Public Safety Assessment (PSA); predictive factors for future misconduct; validation; and identifying stakeholders and stakeholder buy-in. Milwaukee’s presenters were: Jeff Altenburg, Deputy District Attorney, Community Prosecution and Early Intervention at the Milwaukee County District Attorney’s Office; Stephanie Garbo, Judicial Operation Manager, Pretrial Services, Milwaukee County Courts; and Vicki Lupo, Program Director of Pretrial Services, JusticePoint.

The team continues to develop a comprehensive plan for stakeholder buy-in and has discussed key issues, strategy, and a timeline with Subject Matter Expert (SME) and Site Champion, Brenidy Rice.

WEEKLY NEWS: Getting Rid of Bail is Only the Start...READ FULL ARTICLE

KINGS COUNTY (BROOKLYN)

PROJECT: THE BROOKLYN YOUNG ADULT JUSTICE INITIATIVE

SITE HIGHLIGHTS: The site reports 1,619 open cases pending in the Adolescent Diversion Court Part, which offers diversion instead of prosecution to young adults, 16-24 years old, charged with misdemeanor offenses, who are at the greatest risk for re-offending and/or are facing more serious criminal consequences.

The site credits case reduction with ongoing training designed to target and divert cases at arraignment—and not later in the criminal justice process. In April 2017, the site rolled out its program that screens participants at first appearance (arraignment) to see if they qualify for diversion. Since April, 88 low and moderate risk defendants have accepted offers at arraignment. Brooklyn Justice Initiatives (BJI) provides treatment service referrals to program participants. Pleas are taken at arraignment and immediately thereafter, and the new participant goes directly to the courthouse-based office to sign up for services at BJI.

Client participants are also given Procedural Justice surveys (available in both Spanish and English) at arraignment. To reach higher completion numbers, the site incentivizes participants with $5 gift cards redeemable at Dunkin’ Donuts, Subway, and Walgreens. By the end of June, the site will be able to determine if the gift card incentive works to increase higher numbers of survey completions.

WEEKLY NEWS: Getting Rid of Bail is Only the Start...READ FULL ARTICLE

SAN DIEGO

PROJECT: THE COMMUNITY JUSTICE INITIATIVE (CJI)

SITE HIGHLIGHTS: CJI uses data and evidence-based practices to restore justice and increase effectiveness and efficiency through a post-plea, city-wide diversion initiative to provide accountability, early intervention and swift consequences for participants charged with eligible misdemeanor offenses.

During the month of April, the site reports that 4,929 cases have been filed; 3,757 offers made; 2,533 offers accepted; 1,196 offers rejected; 1,840 offers completed; and 398 participants failed out of the program. These numbers reflect enrollment since November 2016.

The site received its software platform/kiosk for client screening. The kiosks will electronically administer the proxy screen to determine high, medium, or low risk scores for program participants (a case manager previously conducted the risk assessment). The site is working with the courthouse for installation, and expects the kiosks to be up and running by July.

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The San Diego City Attorney’s Office launched its San Diego Misdemeanants At-Risk Track (SMART) Program in December (unaffiliated with Smart Prosecution). The program will provide in-house recovery treatment for 80 individuals per year. Instead of incarceration, participants elect to move into government-funded housing and participate in drug treatment programs. At the end of May, the city learned it received a $6 million state grant, a portion of which will assist SMART’s expansion from the initial 10

WEEKLY NEWS: Getting Rid of Bail is Only the Start...READ FULL ARTICLE
participants to the goal of 80. Read more about the grant award here: http://www.sandiegouniontribune.com/news/politics/sd-me-grant-homeless-20170531-story.html

The site and its researchers at San Diego’s Regional Planning Agency (SANDAG) are looking to develop a Cognitive Behavioral Therapy (CBT) curriculum for low to moderate risk participants. Researchers also received their first data transfer from the City Attorney.

On April 28, the site co-hosted a Community Engagement Advisory Board meeting, at Urban Corps. Attendees included stakeholders from the police department, community members, Urban Corps, Alpha Project, and will include Public Defenders in the future. The site is working with the board to produce a video about its program, shown in multiple locations within the courthouse.

WEEKLY NEWS:
Alpha Pizzeria is a Delicious way to Support San Diego's Homeless...READ FULL ARTICLE

FY ‘16 SMART PROSECUTION SITES

DISTRICT OF COLUMBIA

PROJECT: USING OUR BRAINS: REDUCING RECIDIVISM AMONG YOUTH AND YOUNG ADULTS

SITE HIGHLIGHTS:
The site is furthering collaboration with the DC US Attorney’s Office (USAO). Both offices plan to develop a diversion-based initiative, using restorative justice, for youth (ages 12-17) and young adults (ages 18-24) who commit certain crimes, such as theft, destruction of property and non-injury simple assault cases with victim consent. The team is evaluating USAO data for program development. The site hired two facilitators who will staff their restorative justice panels. The site team, partners and office staff will receive ongoing support and assistance for program implementation and restorative justice training from the Baltimore Community Conferencing Center.

On April 19, the team met with members of the DC USAO to discuss collaboration between the two offices. Throughout April and May the site continues meeting and participating in conference calls with the DC USAO. The two offices are discussing eligibility requirements, Brady and Jencks discovery issues, and restorative justice for program participants.

The OAG and its research partner continue to evaluate data to determine suitable candidates for potential diversion.

WEEKLY NEWS:
Georgetown Law Launches Police Fellowship Program... READ FULL ARTICLE

JACKSON COUNTY (KANSAS CITY)

PROJECT: JACKSON COUNTY MISSOURI PROSECUTOR’S OFFICE SMART PROSECUTION INITIATIVE

SITE HIGHLIGHTS:
The site’s geographic-based initiative targets the “East Zone,” the most violent area within Kansas City. Team members collaborate with law enforcement, community partnership specialists, and community members to assess crime-related problems in the East Zone and implement strategies to address them.

On May 10, Project Lead Kate Brubacher presented a peer-to-peer exchange with two prosecutors from the Anne Arundel County State’s Attorney’s Office (Annapolis, Maryland). Ms. Brubacher discussed implementing a geographic prosecution model for her jurisdiction’s “East Zone,” getting buy-in from stakeholders, and planning to apply for BJA’s Smart Prosecution grant. She also discussed the importance of the police/prosecutor partnership, intelligence-driven prosecution, and non-traditional ways of improving community trust of law enforcement.

WEEKLY NEWS:
KC police arrest four suspects who may be connected to as many as three armed robberies in Northland... READ FULL ARTICLE

ESSEX COUNTY (NEWARK)

PROJECT: ESSEX COUNTY SMART SOCIAL MEDIA INITIATIVE

SITE HIGHLIGHTS:
A specialized unit has been developed to investigate and prosecute cases based on suspects’ usage of social media. The site envisions a systematic, proactive approach to social-media mining that will reduce crime, empower victims, promote fair and impartial justice, and instill the public’s confidence in criminal justice.

The initiative is up and running as of April. The site has finished its screening criteria (a weapons charge with robbery/carjacking/aggravated assault). The site screens approximately 6 cases per week for its treatment group, and thus far has 14 confirmed treatment cases. The site and its researchers at Rutgers University are also looking at categorizing control groups, using data from 2016.

Prosecutors from the initiative continue to train law enforcement partners. Detectives learn about finding probable cause for search warrants gleaned from social media account postings, how to preserve a social media account, and 4th and 5th amendment issues.

From May 1—5, two prosecutors from the initiative attended...
the Social Network Analysis for Law Enforcement Symposium at the Naval Postgraduate School (NPS), Monterey, CA. SME Dr. Fox, who is also a research partner for the King County Prosecutor’s Office (Seattle) 3PI Initiative and the Jackson County Prosecuting Attorney’s Office (Kansas City, Missouri) Smart Prosecution Initiative, presented at the Symposium. The Newark team met up with Dr. Fox and discussed Social Network Analysis. Joseph Giordano, a prosecutor from Newark’s Initiative explained, ‘I have been doing a rudimentary form of SNA for the past year, as I started to get more social media evidence and saw defendants on different cases had close ties. The symposium showed me how to better analyze and focus the network beyond a simple link analysis.’ The prosecutors who attended explained that SNA will also assist with finding control group numbers for the initiative.

WEEKLY NEWS:
Community Leaders In Newark Look To Stem Trend Of Teen Carjackings...
READ FULL ARTICLE

CHATHAM COUNTY (SAVANNAH)

PROJECT: THE CHATHAM COUNTY SMART PROSECUTION PROGRAM

SITE HIGHLIGHTS:
The initiative aims to reduce gun violence by focusing on group and gang violence by: identifying a geographic hot spot for gun violence in the Savannah area and most violent offenders within it; tracking and prioritizing prosecution and individuals within the hotspot; diverting non-essential cases (e.g. theft and simple drug possession) to alternative programs; and, engaging with community groups within the hotspot through meetings, social media forums, and other outreach strategies.

The team screened their first couple of cases (before branching out to felonious and misdemeanant crime drivers), some of whom were on probation. The site reports that based on this screening, they located a suspect based on the probation report when the victim was unresponsive to investigation efforts. Law enforcement was then able to collect recorded statements from a body worn camera, confirming the firearm incident and the office was able to indict.

On April 26, the team participated in a roundtable discussion with the US Attorney’s office where the team presented cases to determine if federal prosecution is appropriate.

The site’s researchers at Georgia Southern University are developing a process evaluation tool. The researchers are also creating one-page briefs on certain topics (such as policing hotspots and social network analysis) that can be quickly digested and used by practitioners.

WEEKLY NEWS:
Crime mapping identifies burglary ‘hot spots’ in Savannah...
READ FULL ARTICLE

MIAMI

PROJECT: THE GUN VIOLENCE REDUCTION INITIATIVE

SITE HIGHLIGHTS:
The Gun Violence Reduction Initiative places a team of prosecutors, investigators, and a community outreach and a victim witness specialist to work directly with police and the community to combat shootings and homicides at the Northside District Station. Two prosecutors and one investigator are co-located in the Northside District Station. The initiative includes a victim witness advocate involved in all Northside cases.

WEEKLY NEWS:
To fight crime, Miami-Dade may deploy blanket surveillance from the air...
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FY ’16 3PI SITE

KING COUNTY (SEATTLE)

PROJECT: SHOTS FIRED

SITE HIGHLIGHTS:
The team continues its work to establish a Crime Strategies Unit (CSU) for its ‘Shots Fired’ Initiative aimed at addressing increased firearm violence in the jurisdiction, through institutionalizing standardized intelligence gathering and sharing to concentrate resources on reducing shots-fired incidents and identifying those involving chronic victims and offenders in hotspot locations.

The site reports that its jailhouse call database is up and running beginning the week of May 29. The database is “very simple” for members of the initiative to use and allows for searches across “every data field” including: defendant name, phone number, and pin numbers of callers.

The site’s Shots Fired database is now using the easier-to-use Access platform, with eight agencies contributing to the database.

Site members attended a continuation of Social Networking Analysis (SNA) on June 12 and 13. Subject Matter Expert Dr. Andrew Fox presented, and members of the initiative, along with King County Prosecuting Attorney Dan Satterberg and King County Police Chiefs participated. The training will further assist the team to see how crime is connected, pull out pieces from networks to look at most important crime drivers, and compare juveniles and adult crime.

WEEKLY NEWS:
Business owners upset after another South Seattle shootout: ‘Something is really wrong now’...
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