

MOTION FOR PRETRIAL RELEASE  
**[For use in cases where the presumption in  
18 U.S.C. § 3142(e)(2) is inapplicable]**

Defendant, \_\_\_\_\_, moves this Court to release (him/her) pending trial. There are conditions or a combination of conditions that “will reasonably assure” his/her “appearance” and “the safety of any other person and the community.” 18 U.S.C. § 3142(e). The grounds supporting this motion are:

[In numbered paragraphs list the positive circumstances and maybe address any negative ones, i.e., ties to the community, employment history, limited criminal history (if you’re fortunate or extensive otherwise), past record of appearing in court, medical problems, family’s need for his or her assistance, the availability of electronic monitoring (in some cases) etc.]

WHEREFORE, because the Court can be reasonably assured that Mr./Ms. \_\_\_\_\_ will appear for Court and reasonably assured of the safety of other persons and the community, he/she requests the Court to deny the government’s motion for pretrial detention and release him/her under appropriate conditions.

## MEMORANDUM

“In our society liberty is the norm, and detention prior to trial is the carefully limited exception.” *United States v. Salerno*, 481 U.S. 739, 755 (1987). In the Bail Reform Act of 1984, Congress implemented that norm by providing for detention only if the Court finds “that no condition or combination of conditions will reasonably assure the appearance of the person as required and the safety of any person and the community.” 18 U.S.C. § 3142(e).

“The Bail Reform Act carefully limits the circumstances under which detention may be sought to the most serious of crimes.” *United States v. Salerno*, 481 U.S. at 487. “On a motion for pretrial detention, the government bears the burden of showing by a preponderance of the evidence that the defendant poses a flight risk, and by clear and convincing evidence that the defendant poses a danger to the community.” *United States v. Gebro*, 948 F.2d 1118, 1121 (9th Cir. 1991); *see also United States v. Medina*, 775 F.2d 1398, 1402 (11th Cir. 1985).

Statistics show pretrial supervision has proven effective in ensuring that those federal defendants released appear in court as scheduled and in safeguarding individuals and the community. The success suggests Courts should give more weight to *Salerno*'s admonition that "detention prior to trial is the carefully limited exception."

For the 12-month period ending March 31, 2022, every defendant released in North Florida made it to court. Ex. 1.<sup>1</sup> Of the 319 defendants released, only 11 were rearrested, eight for a felony offense and three for a misdemeanor. The eight arrests represent 3 percent of those released.

The North Florida statistics are consistent with those from around the country. Nationwide, of the 61,964 defendants released in the year ending March 31, 2022, 843 violated their release by failing to appear—

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<sup>1</sup> Exhibit 1 is Table H-15, "U.S. District Courts ---- Pretrial Services Violations Summary Report For the 12-Month Period Ending March 31, 2022." Rather than footnote each reference to the facts found in the report, Mr./Ms. \_\_\_\_ notes here that, unless otherwise stated, the information presented in the memorandum regarding detention, violations, or the absence of violations comes from Table H-15.

18 U.S.C. § 3154(9) requires Pretrial Services to "monitor and evaluate bail activities" and to provide the judiciary with "periodic reports to assist in the improvement of the bail process." The result is a series of charts with relevant information. Table H-15 is available only on the J-NET, the federal judiciary's intranet page. The JNET also includes the information in the "Pretrial Dashboard for Judges," access to which is apparently limited to judges.

1.3 percent. Only 2 percent were rearrested. Of those, less than half were arrested for felonies.<sup>2</sup>

Pretrial supervision is successful in districts with both the lowest and the highest rates of pretrial release. Not surprisingly, districts on the border of Mexico have some of the highest detention rates, but the ten districts that detain the highest percentage of defendants range from Oklahoma Eastern that released only 16.3 percent of defendants to the District of Wyoming that released 25.6 percent. Ex. 2.<sup>3</sup> Collectively, the ten districts released 21.6 percent of defendants. Of those released, 2 % failed to appear and 1% were rearrested.

The percentages from the ten districts with the lowest detention rates range from the 59.4 percent released in California Northern to the

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<sup>2</sup> Most defendants who come before federal courts are arrested for non-violent offenses, which would, in itself, seem to lessen the need for pretrial detention. According to a recent Bureau of Justice Statistics report, less than 2 percent of federal arrests were for violent crime. See Mark Motivans. *Federal Justice Statistics, 2020* at 3 (Table 2) (May 2022), available at: <https://bjs.ojp.gov/content/pub/pdf/fjs20.pdf>.

<sup>3</sup> Exhibit 2 lists the ten districts with the highest detention rates. The statistics are drawn from Table 15, attached as Exhibit 1.

51.6 percent released in the District of Maine. Ex. 3.<sup>4</sup> Collectively, they released 53 percent. The failure to appear rate was less than 1 percent, and the rearrest rate was 2%.

The 319 defendants released in North Florida in the year ending on March 31, 2022, represented 41 percent of the defendants that came before the Court. It is consistent with the percentage over the previous five years, which ranged from 39% in 2019 to 46% in 2020. Ex. 4.<sup>5</sup> It exceeds the 2022 national average of 34.9%. Of the 1,691 defendants released in 2017 through 2022, only 4 failed to appear—.2 percent. Fifty-one were rearrested—3 percent.

Despite the universally low rates of failure to appear and rearrests, as noted in the *Guide to Judiciary Policy*, “[t]he pretrial detention rate has substantially increased since the 1982 passage of the Pretrial Services Act.” Vol. 8, Part B, Chapt. 1, § 150. The same passage observes

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<sup>4</sup> Exhibit 3 lists the ten districts with the lowest detention rates. The statistics are drawn from Table 15, attached as Exhibit 1.

<sup>5</sup> Exhibit 4 is a chart summarizing the pretrial release statistics for the Northern District of Florida. It is drawn from the Table 15 of the six Pretrial Services Reports issued in March of 2017, 2018, 2019, 2020, 2021, and 2022. The 2022 report is attached as Exhibit 1. The earlier reports are only available on the JNET.

that “given the rising costs of pretrial detention,” the option of pretrial release with appropriate conditions “provide[s] a significant opportunity to ensure cost-effective service to the public” and that “by imposing conditions of release and alternatives to detention, judicial officers are able to promote the responsible use of public funding to protect the rights of defendants and to reasonably ensure the appearance of the defendant and the safety of the community as required.” As one study concluded, “[i]n light of the costs and finite nature of the resource, it makes sense to reserve jail space for those from the pretrial population who cannot manage (or be managed) in the community while they await trial.” Alexander Holsinger and Kristi Holsinger, *Analyzing Bond Supervision Survey Data, The Effects of Pretrial Detention on Self-Reported Outcomes*, FEDERAL PROBATION JOURNAL, at 43 (Sept. 2018).<sup>6</sup>

Given the success of federal pretrial release here in North Florida and the rest of the country and the lack of any additional success in high-detention-rate districts, the suggestion is that, overall, a greater number of defendants can “manage (or be managed) in the community.”

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<sup>6</sup> Available at: <https://www.uscourts.gov/federal-probation-journal/2018/09/analyzing-bond-supervision-survey-data-effects-pretrial-detention>

That factor is apart from the impact of pretrial incarceration on those who come before the courts. “Even a short stay in jail may have a disrupting effect on the lives of individuals regarding their employment, housing, custody of minor children, and a host of other factors.”<sup>7</sup> The study, which relied on self-reported outcomes, showed job loss or change from 17 percent to those spending less than three days in jail to 59.1 percent to those held longer.<sup>8</sup> Thirty-two percent of those held in jail for three days or less and 44.2 percent held longer reported worsening of “their financial footing.”<sup>9</sup>

The success of pretrial release in securing the presence of defendants in court and in ensuring the safety of individuals and the community, show that detention rates, across the board, exceed what is necessary to achieve the goals of the Bail Reform Act. Given that and given Mr./Ms. \_\_\_\_\_’s circumstances—[restate the favorable grounds], Mr./Ms. \_\_\_\_\_ requests the Court to deny the government’s motion for detention and grant him pretrial release.

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<sup>7</sup> *Id.* at 39.

<sup>8</sup> *Id.* at 41.

<sup>9</sup> *Id.* at 42.





**Table H-15.****U.S. District Courts ---- Pretrial Services Violations Summary Report  
For the 12-Month Period Ending March 31, 2022**

| Circuit and District | Total Cases Open | Cases In Release Status | Pct. | Cases with Violations | Pct. | Rearrest Violations |              |       | FTA Violations | Technical Violations | Reports to Court |
|----------------------|------------------|-------------------------|------|-----------------------|------|---------------------|--------------|-------|----------------|----------------------|------------------|
|                      |                  |                         |      |                       |      | Felony              | Misde-meanor | Other |                |                      |                  |
| TOTAL                | 177,619          | 61,964                  | 34.9 | 10,739                | 17.3 | 570                 | 636          | 76    | 843            | 9,850                | 17,257           |
| 1ST                  | 6,695            | 2,714                   | 40.5 | 362                   | 13.3 | 23                  | 25           | 0     | 18             | 324                  | 555              |
| ME                   | 576              | 297                     | 51.6 | 62                    | 20.9 | 0                   | 11           | 0     | 1              | 59                   | 101              |
| MA                   | 1,836            | 896                     | 48.8 | 110                   | 12.3 | 13                  | 7            | 0     | 12             | 88                   | 163              |
| NH                   | 588              | 286                     | 48.6 | 46                    | 16.1 | 3                   | 5            | 0     | 0              | 39                   | 65               |
| RI                   | 506              | 233                     | 46.0 | 45                    | 19.3 | 6                   | 1            | 0     | 1              | 43                   | 64               |
| PR                   | 3,189            | 1,002                   | 31.4 | 99                    | 9.9  | 1                   | 1            | 0     | 4              | 95                   | 162              |
| 2ND                  | 11,660           | 5,712                   | 49.0 | 817                   | 14.3 | 64                  | 84           | 9     | 90             | 700                  | 1,349            |
| CT                   | 1,223            | 627                     | 51.3 | 139                   | 22.2 | 16                  | 17           | 2     | 7              | 115                  | 251              |
| NY,N                 | 1,044            | 401                     | 38.4 | 78                    | 19.5 | 1                   | 4            | 0     | 40             | 73                   | 128              |
| NY,E                 | 3,487            | 1,772                   | 50.8 | 249                   | 14.1 | 14                  | 23           | 0     | 8              | 227                  | 450              |
| NY,S                 | 4,224            | 2,066                   | 48.9 | 177                   | 8.6  | 23                  | 33           | 6     | 26             | 119                  | 251              |
| NY,W                 | 1,344            | 701                     | 52.2 | 133                   | 19.0 | 9                   | 4            | 0     | 9              | 125                  | 194              |
| VT                   | 338              | 145                     | 42.9 | 41                    | 28.3 | 1                   | 3            | 1     | 0              | 41                   | 75               |
| 3RD                  | 10,032           | 4,622                   | 46.1 | 648                   | 14.0 | 77                  | 66           | 14    | 35             | 602                  | 1,066            |
| DE                   | 262              | 73                      | 27.9 | 3                     | 4.1  | 0                   | 1            | 0     | 0              | 1                    | 3                |
| NJ                   | 3,999            | 2,072                   | 51.8 | 180                   | 8.7  | 38                  | 24           | 1     | 13             | 170                  | 224              |
| PA,E                 | 1,907            | 722                     | 37.9 | 120                   | 16.6 | 6                   | 4            | 1     | 9              | 118                  | 282              |
| PA,M                 | 1,470            | 527                     | 35.9 | 74                    | 14.0 | 4                   | 7            | 8     | 4              | 63                   | 98               |
| PA,W                 | 2,124            | 1,100                   | 51.8 | 265                   | 24.1 | 28                  | 28           | 4     | 8              | 247                  | 453              |
| VI                   | 270              | 128                     | 47.4 | 6                     | 4.7  | 1                   | 2            | 0     | 1              | 3                    | 6                |
| 4TH                  | 11,883           | 4,545                   | 38.2 | 770                   | 16.9 | 36                  | 66           | 6     | 49             | 684                  | 1,121            |
| MD                   | 1,674            | 752                     | 44.9 | 98                    | 13.0 | 2                   | 1            | 0     | 7              | 97                   | 148              |
| NC,E                 | 2,300            | 762                     | 33.1 | 130                   | 17.1 | 11                  | 30           | 5     | 2              | 100                  | 188              |
| NC,M                 | 783              | 227                     | 29.0 | 49                    | 21.6 | 1                   | 2            | 0     | 7              | 44                   | 62               |
| NC,W                 | 1,315            | 277                     | 21.1 | 41                    | 14.8 | 5                   | 2            | 1     | 3              | 33                   | 44               |
| SC                   | 1,853            | 751                     | 40.5 | 100                   | 13.3 | 6                   | 6            | 0     | 10             | 86                   | 149              |
| VA,E                 | 1,840            | 840                     | 45.7 | 72                    | 8.6  | 3                   | 10           | 0     | 7              | 59                   | 84               |
| VA,W                 | 696              | 286                     | 41.1 | 45                    | 15.7 | 4                   | 3            | 0     | 6              | 39                   | 54               |
| WV,N                 | 833              | 426                     | 51.1 | 168                   | 39.4 | 2                   | 9            | 0     | 5              | 163                  | 294              |
| WV,S                 | 589              | 224                     | 38.0 | 67                    | 29.9 | 2                   | 3            | 0     | 2              | 63                   | 98               |
| 5TH                  | 38,908           | 8,797                   | 22.6 | 1,243                 | 14.1 | 58                  | 54           | 5     | 163            | 1,142                | 1,455            |
| LA,E                 | 922              | 393                     | 42.6 | 22                    | 5.6  | 0                   | 1            | 0     | 2              | 21                   | 22               |
| LA,M                 | 291              | 133                     | 45.7 | 16                    | 12.0 | 0                   | 2            | 0     | 0              | 15                   | 22               |
| LA,W                 | 804              | 237                     | 29.5 | 9                     | 3.8  | 1                   | 0            | 0     | 0              | 7                    | 9                |
| MS,N                 | 357              | 138                     | 38.7 | 29                    | 21.0 | 2                   | 3            | 0     | 0              | 25                   | 42               |
| MS,S                 | 900              | 258                     | 28.7 | 7                     | 2.7  | 1                   | 0            | 0     | 1              | 5                    | 9                |
| TX,N                 | 2,945            | 926                     | 31.4 | 120                   | 13.0 | 10                  | 10           | 1     | 8              | 100                  | 145              |
| TX,E                 | 2,664            | 655                     | 24.6 | 57                    | 8.7  | 2                   | 3            | 0     | 2              | 55                   | 68               |
| TX,S                 | 16,899           | 3,303                   | 19.5 | 377                   | 11.4 | 29                  | 20           | 1     | 91             | 328                  | 414              |
| TX,W                 | 13,126           | 2,754                   | 21.0 | 606                   | 22.0 | 13                  | 15           | 3     | 59             | 586                  | 724              |

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For the 12-Month Period Ending March 31, 2022**

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|----------------------|------------------|-------------------------|------|-----------------------|------|---------------------|--------------|-------|----------------|----------------------|------------------|
|                      |                  |                         |      |                       |      | Felony              | Misde-meanor | Other |                |                      |                  |
| 6TH                  | 13,156           | 5,207                   | 39.6 | 925                   | 17.8 | 44                  | 50           | 2     | 63             | 866                  | 1,541            |
| KY,E                 | 1,050            | 289                     | 27.5 | 27                    | 9.3  | 1                   | 0            | 0     | 3              | 26                   | 28               |
| KY,W                 | 816              | 345                     | 42.3 | 47                    | 13.6 | 5                   | 6            | 0     | 2              | 42                   | 81               |
| MI,E                 | 2,484            | 1,286                   | 51.8 | 277                   | 21.5 | 5                   | 3            | 0     | 7              | 267                  | 523              |
| MI,W                 | 605              | 209                     | 34.5 | 44                    | 21.1 | 2                   | 5            | 0     | 4              | 39                   | 66               |
| OH,N                 | 2,392            | 1,014                   | 42.4 | 90                    | 8.9  | 4                   | 7            | 0     | 37             | 78                   | 111              |
| OH,S                 | 1,867            | 934                     | 50.0 | 172                   | 18.4 | 0                   | 0            | 1     | 1              | 168                  | 281              |
| TN,E                 | 1,740            | 378                     | 21.7 | 36                    | 9.5  | 4                   | 4            | 0     | 1              | 32                   | 36               |
| TN,M                 | 931              | 330                     | 35.4 | 94                    | 28.5 | 18                  | 16           | 0     | 2              | 83                   | 159              |
| TN,W                 | 1,271            | 422                     | 33.2 | 138                   | 32.7 | 5                   | 9            | 1     | 6              | 131                  | 256              |
| 7TH                  | 8,146            | 3,306                   | 40.6 | 715                   | 21.6 | 30                  | 37           | 12    | 49             | 681                  | 1,417            |
| IL,N                 | 3,097            | 1,483                   | 47.9 | 311                   | 21.0 | 13                  | 22           | 5     | 10             | 297                  | 730              |
| IL,C                 | 816              | 227                     | 27.8 | 43                    | 18.9 | 1                   | 0            | 0     | 8              | 40                   | 69               |
| IL,S                 | 690              | 299                     | 43.3 | 77                    | 25.8 | 3                   | 3            | 4     | 2              | 76                   | 133              |
| IN,N                 | 941              | 303                     | 32.2 | 37                    | 12.2 | 2                   | 4            | 0     | 4              | 32                   | 48               |
| IN,S                 | 1,375            | 455                     | 33.1 | 114                   | 25.1 | 1                   | 0            | 0     | 5              | 113                  | 189              |
| WI,E                 | 881              | 440                     | 49.9 | 111                   | 25.2 | 9                   | 8            | 3     | 5              | 103                  | 202              |
| WI,W                 | 346              | 99                      | 28.6 | 22                    | 22.2 | 1                   | 0            | 0     | 15             | 20                   | 46               |
| 8TH                  | 14,353           | 4,809                   | 33.5 | 1,429                 | 29.7 | 106                 | 101          | 17    | 68             | 1,334                | 3,123            |
| AR,E                 | 2,034            | 882                     | 43.4 | 289                   | 32.8 | 30                  | 20           | 1     | 30             | 261                  | 516              |
| AR,W                 | 568              | 142                     | 25.0 | 13                    | 9.2  | 1                   | 0            | 0     | 0              | 12                   | 17               |
| IA,N                 | 724              | 216                     | 29.8 | 73                    | 33.8 | 2                   | 4            | 0     | 7              | 67                   | 106              |
| IA,S                 | 1,146            | 233                     | 20.3 | 72                    | 30.9 | 2                   | 6            | 2     | 2              | 67                   | 106              |
| MN                   | 942              | 403                     | 42.8 | 87                    | 21.6 | 9                   | 11           | 1     | 4              | 82                   | 121              |
| MO,E                 | 3,153            | 923                     | 29.3 | 443                   | 48.0 | 27                  | 4            | 11    | 9              | 430                  | 1,571            |
| MO,W                 | 2,467            | 665                     | 27.0 | 169                   | 25.4 | 19                  | 20           | 1     | 4              | 160                  | 315              |
| NE                   | 1,198            | 459                     | 38.3 | 70                    | 15.3 | 6                   | 9            | 0     | 2              | 66                   | 90               |
| ND                   | 930              | 413                     | 44.4 | 71                    | 17.2 | 3                   | 1            | 0     | 1              | 61                   | 75               |
| SD                   | 1,191            | 473                     | 39.7 | 142                   | 30.0 | 7                   | 26           | 1     | 9              | 128                  | 206              |
| 9TH                  | 37,318           | 13,554                  | 36.3 | 2,533                 | 18.7 | 67                  | 84           | 7     | 212            | 2,334                | 3,885            |
| AK                   | 488              | 190                     | 38.9 | 56                    | 29.5 | 0                   | 1            | 0     | 1              | 55                   | 90               |
| AZ                   | 9,980            | 2,312                   | 23.2 | 576                   | 24.9 | 16                  | 15           | 3     | 22             | 547                  | 754              |
| CA,N                 | 1,935            | 1,150                   | 59.4 | 197                   | 17.1 | 0                   | 0            | 0     | 6              | 196                  | 339              |
| CA,E                 | 2,025            | 731                     | 36.1 | 55                    | 7.5  | 2                   | 4            | 0     | 6              | 47                   | 57               |
| CA,C                 | 6,422            | 2,319                   | 36.1 | 308                   | 13.3 | 22                  | 23           | 3     | 41             | 275                  | 503              |
| CA,S                 | 9,189            | 3,451                   | 37.6 | 734                   | 21.3 | 16                  | 24           | 0     | 104            | 641                  | 1,121            |
| HI                   | 566              | 310                     | 54.8 | 27                    | 8.7  | 0                   | 1            | 0     | 1              | 27                   | 42               |
| ID                   | 701              | 232                     | 33.1 | 47                    | 20.3 | 0                   | 4            | 0     | 7              | 39                   | 77               |
| MT                   | 724              | 308                     | 42.5 | 74                    | 24.0 | 4                   | 4            | 1     | 0              | 66                   | 78               |
| NV                   | 1,504            | 548                     | 36.4 | 76                    | 13.9 | 0                   | 1            | 0     | 5              | 67                   | 100              |
| OR                   | 1,538            | 875                     | 56.9 | 213                   | 24.3 | 4                   | 1            | 0     | 4              | 211                  | 368              |
| WA,E                 | 746              | 310                     | 41.6 | 64                    | 20.6 | 2                   | 2            | 0     | 5              | 61                   | 152              |
| WA,W                 | 1,368            | 720                     | 52.6 | 88                    | 12.2 | 1                   | 3            | 0     | 7              | 84                   | 167              |
| GUAM                 | 95               | 68                      | 71.6 | 15                    | 22.1 | 0                   | 1            | 0     | 3              | 15                   | 29               |
| NM,I                 | 37               | 30                      | 81.1 | 3                     | 10.0 | 0                   | 0            | 0     | 0              | 3                    | 8                |

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|----------------------|------------------|-------------------------|------|-----------------------|------|---------------------|--------------|-------|----------------|----------------------|------------------|
|                      |                  |                         |      |                       |      | Felony              | Misde-meanor | Other |                |                      |                  |
| 10TH                 | 11,719           | 3,677                   | 31.4 | 649                   | 17.7 | 16                  | 23           | 1     | 64             | 609                  | 861              |
| CO                   | 1,246            | 402                     | 32.3 | 57                    | 14.2 | 1                   | 2            | 0     | 31             | 50                   | 82               |
| KS                   | 1,125            | 438                     | 38.9 | 87                    | 19.9 | 5                   | 2            | 0     | 6              | 82                   | 118              |
| NM                   | 4,343            | 1,137                   | 26.2 | 178                   | 15.7 | 0                   | 1            | 0     | 6              | 174                  | 201              |
| OK,N                 | 1,190            | 378                     | 31.8 | 77                    | 20.4 | 0                   | 0            | 0     | 11             | 69                   | 120              |
| OK,E                 | 695              | 113                     | 16.3 | 15                    | 13.3 | 2                   | 0            | 0     | 1              | 12                   | 15               |
| OK,W                 | 1,302            | 584                     | 44.9 | 117                   | 20.0 | 2                   | 2            | 1     | 5              | 115                  | 175              |
| UT                   | 1,486            | 540                     | 36.3 | 108                   | 20.0 | 5                   | 16           | 0     | 2              | 99                   | 139              |
| WY                   | 332              | 85                      | 25.6 | 10                    | 11.8 | 1                   | 0            | 0     | 2              | 8                    | 11               |
| 11TH                 | 13,749           | 5,021                   | 36.5 | 648                   | 12.9 | 49                  | 46           | 3     | 32             | 574                  | 884              |
| AL,N                 | 950              | 379                     | 39.9 | 63                    | 16.6 | 3                   | 5            | 0     | 1              | 57                   | 96               |
| AL,M                 | 349              | 199                     | 57.0 | 29                    | 14.6 | 4                   | 1            | 0     | 7              | 21                   | 37               |
| AL,S                 | 608              | 198                     | 32.6 | 22                    | 11.1 | 2                   | 1            | 2     | 1              | 18                   | 29               |
| FL,N                 | 779              | 319                     | 40.9 | 60                    | 18.8 | 8                   | 3            | 0     | 0              | 56                   | 91               |
| FL,M                 | 3,036            | 900                     | 29.6 | 112                   | 12.4 | 12                  | 12           | 0     | 0              | 99                   | 147              |
| FL,S                 | 3,818            | 1,346                   | 35.3 | 158                   | 11.7 | 3                   | 3            | 1     | 7              | 148                  | 204              |
| GA,N                 | 2,183            | 861                     | 39.4 | 73                    | 8.5  | 6                   | 11           | 0     | 9              | 56                   | 99               |
| GA,M                 | 1,089            | 450                     | 41.3 | 79                    | 17.6 | 9                   | 2            | 0     | 4              | 73                   | 103              |
| GA,S                 | 937              | 369                     | 39.4 | 52                    | 14.1 | 2                   | 8            | 0     | 3              | 46                   | 78               |

NOTE: This table excludes data for the District of Columbia and includes transfers received.

## TEN DISTRICTS WITH THE LOWEST RATES OF PRETRIAL RELEASE

| CIRCUIT/DISTRICT                         | CASES  | RELEASED | PERCENTAGE | FTA      | REARRESTED |
|------------------------------------------|--------|----------|------------|----------|------------|
| 10th Circuit<br>Oklahoma Eastern         | 695    | 113      | 16.3       | 1        | 2          |
| 5th Circuit<br>Texas Southern            | 16,899 | 3,303    | 19.5       | 91       | 50         |
| 8th Circuit<br>Iowa Southern             | 1,146  | 233      | 20.3       | 2        | 10         |
| 5th Circuit<br>Texas Western             | 13,126 | 2,754    | 21         | 59       | 31         |
| 4th Circuit<br>North Carolina<br>Western | 1,315  | 277      | 21.1       | 3        | 8          |
| 6th Circuit<br>Tennessee Eastern         | 1,740  | 378      | 21.7       | 1        | 8          |
| 9th Circuit<br>Arizona                   | 9,980  | 2,312    | 23.2       | 22       | 34         |
| 5th Circuit<br>Texas Eastern             | 2,644  | 655      | 24.6       | 2        | 5          |
| 8th Circuit<br>Arkansas                  | 568    | 142      | 25         | 0        | 1          |
| 10th Circuit<br>Wyoming                  | 332    | 85       | 25.6       | 2        | 1          |
| Totals                                   | 48,445 | 10,252   | 21.2%      | 183 (2%) | 150 (1%)   |

## TEN DISTRICTS WITH THE HIGHEST RATES OF PRETRIAL RELEASE\*

| CIRCUIT/DISTRICT                       | CASES  | RELEASED | PERCENTAGE | FTA      | REARRESTED |
|----------------------------------------|--------|----------|------------|----------|------------|
| 9th Circuit<br>California Northern     | 1,935  | 1,150    | 59.4       | 6        | 0          |
| 11th Circuit<br>Alabama Middle         | 349    | 199      | 57         | 7        | 5          |
| 9th Circuit<br>Oregon                  | 1,538  | 875      | 56.9       | 4        | 5          |
| 9th Circuit<br>Hawaii                  | 566    | 310      | 54.8       | 1        | 1          |
| 9th Circuit<br>Washington Western      | 1,368  | 720      | 52.6       | 7        | 4          |
| 2nd Circuit<br>New York Western        | 1,344  | 701      | 52.2       | 9        | 13         |
| 3rd Circuit<br>New Jersey              | 3,999  | 2,072    | 51.8       | 13       | 63         |
| 3rd Circuit<br>Pennsylvania<br>Western | 2,124  | 1,100    | 51.8       | 8        | 60         |
| 6th Circuit<br>Michigan Eastern        | 2,484  | 1,286    | 51.8       | 7        | 8          |
| 1st Circuit<br>Maine                   | 576    | 297      | 51.6       | 1        | 11         |
| TOTALS                                 | 16,283 | 8,710    | 53%        | 63 (.7%) | 170 (2%)   |

Excludes Guam and the Northern Mariana Islands because of the small sample size. Between the two of them they had 132 cases. They had release rates of 71.6 and 81.1, respectively.

NORTHERN DISTRICT OF FLORIDA PRETRIAL RELEASE  
 STATISTICS 2017-2022

| YEAR | CASES | RELEASED | PERCENTAGE | FTA     | REARRESTED |
|------|-------|----------|------------|---------|------------|
| 2022 | 779   | 319      | 41         | 0       | 11         |
| 2021 | 683   | 306      | 45         | 2       | 14         |
| 2020 | 784   | 321      | 41         | 1       | 9          |
| 2019 | 665   | 265      | 40         | 0       | 7          |
| 2018 | 606   | 255      | 42         | 0       | 6          |
| 2017 | 558   | 225      | 40         | 1       | 4          |
|      | 4,075 | 1,691    | 41 %       | 4 (.2%) | 51 (3%)    |