

1. Frequency of Allegations of Gang Affiliation at Bail Hearings

The results of this survey are anonymous and will be used in an article discussing the impact of allegations of gang affiliation on pre-trial detention decisions. There are sixteen questions.

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1. Based on your general observations - estimate how often the prosecution (or law enforcement) in your jurisdictions make allegations of gang affiliation at bail hearings?

- Daily
- Several times per week
- Several times per month
- Several times per year
- Never
- Don't Know

Comments

2. Has the prosecution (or law enforcement) made an allegation that a person you were defending was affiliated with a gang during a bail hearing?

If your answer to this question is "No" skip to Page 4 - Responder Information and Comments and complete the last four questions of the survey.

- Yes
- No

Comment

3. In approximately how many of your cases has the prosecution alleged gang affiliation at a bail hearing in the last three years?

- 1 to 5 cases
- 6 to 10 cases
- 10 to 20 cases
- 20 to 50 cases
- more than 50 cases

Provide closer estimate if possible.

4. What were the races of your clients who were alleged to have gang affiliations? Choose all that apply.

- Asian
- Black
- Latino
- White
- Other

Comments

5. Were the cases in which gang affiliation was alleged felonies, misdemeanors or both?

- Felonies only
- Misdemeanors only
- Both Felonies and Misdemeanors

If both Felonies and Misdemeanors Please Estimate Breakdown

2. Impact of Allegation of Gang Affiliation on Bail and Case Outcome

6. In your opinion what was the impact of the allegation of gang affiliation on bail in your cases? You can select multiple answers in each column if, for example, the allegation had no impact in one case and caused higher bail to be set in a second case.

	Felonies	Misdemeanors
No impact.	<input type="checkbox"/>	<input type="checkbox"/>
Bail was set somewhat higher.	<input type="checkbox"/>	<input type="checkbox"/>
Bail was set significantly higher.	<input type="checkbox"/>	<input type="checkbox"/>
Client was held without bail.	<input type="checkbox"/>	<input type="checkbox"/>
Other.	<input type="checkbox"/>	<input type="checkbox"/>

Please elaborate

7. Were there one or more cases (either misdemeanors or felonies) in which a defendant who would otherwise have been released or been able to post bail, was incarcerated on bail because of the allegation of gang affiliation?

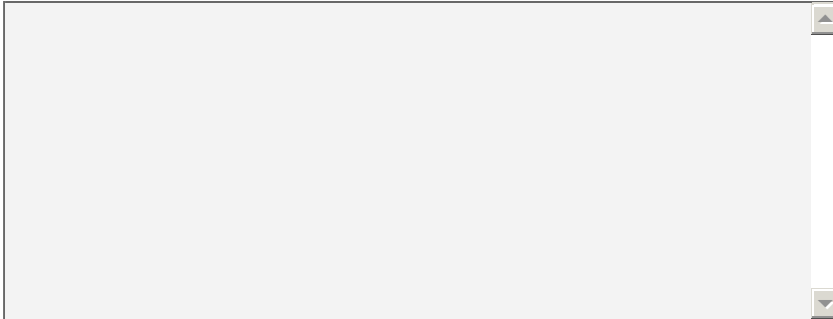
- Yes
- No

Please elaborate

8. What affect did the allegation of gang affiliation at the bail hearing have on the outcome of the case? Choose all that apply.

- Plea bargaining was affected
- The choice to go to trial was affected
- The outcome of the case was affected
- Other
- None of the above

Please elaborate.



3. Accuracy and Basis for Allegations of Gang Affiliation

9. In your opinion, based on all your cases in which gang affiliation was alleged, how accurate were the allegations of gang affiliation? Please choose the best answer and then elaborate in the space provided for comments.

- Very accurate - alleged gang members were active gang members.
- Somewhat accurate - but included former gang members or people who pretended to be gang members
- Not very accurate - included non-gang members
- Inaccurate
- Don't know

Other (please specify)

10. If you know, what was the basis for the allegation of gang affiliation?

11. Was there ever a hearing or evidentiary inquiry into the allegation of gang affiliation?

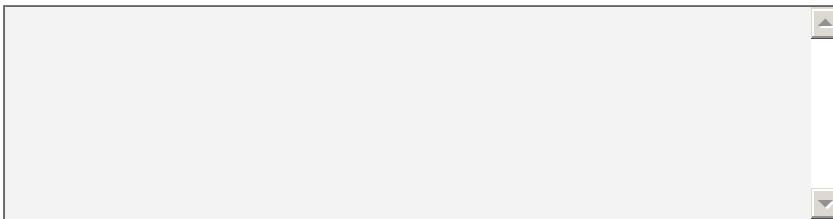
- Yes
- No

Please elaborate

12. In your opinion were the offenses alleged related to gang activity (for example gang initiation, inter-gang rivalries, or gang graffiti) or unrelated to gang activity (domestic violence, dispute unrelated to the gang, possession or sale of drug for personal benefit) or both. Please use the comment box to elaborate.

- All cases where gang affiliation was raised were related to gang activity.
- Most cases where gang affiliation was raised were related to gang activity.
- Some cases were related gang activity, some were not.
- Most cases where gang affiliation was raised were not related to gang activity.
- No cases where gang affiliation was raised were related to gang activity.

Please elaborate



4. Responder Information - Caseload, Jurisdiction and Comments

13. Are you appointed counsel, a contract defender or a public defender?

- Appointed counsel
- Contract defender
- Public defender
- Other

Other (please specify)

14. Please estimate the number of criminal cases you handle per year.

- Less than 100 cases per year
- 100 to 300 cases per year
- 300 to 500 cases per year
- 500 to 700 cases per year
- 700 to 1000 cases per year
- Other (please specify)

15. Please indicate the jurisdiction (county and state, or federal district) where you practice.

16. Please feel free to provide any additional comments about the impact and accuracy of allegations of gang affiliation on bail, trial or sentence in your jurisdiction.