



The Commonwealth of Massachusetts
 MIDDLESEX DISTRICT ATTORNEY
 15 COMMONWEALTH AVENUE WOBURN, MA 01801
 WWW.MIDDLESEXDA.COM



MARIAN T. RYAN
 DISTRICT ATTORNEY

TEL: 781-897-8300
 FAX: 781-897-8301

EXECUTIVE

- ADMINISTRATION
- COMMUNICATIONS
- INTERVENTION & PREVENTION PROGRAMS
- PUBLIC POLICY
- LEGISLATION
- VICTIM WITNESS BUREAU

TRIAL TEAMS

- CAMBRIDGE REGION SUPERIOR COURT
- MALDEN REGION SUPERIOR COURT
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SPECIALTY UNITS

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- PUBLIC PROTECTION, ANTI-TERRORISM, CORRUPTION & TECHNOLOGY (PACT)

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January 12, 2016

Tara Maguire
 Executive Director
 Massachusetts District Attorneys Association
 One Bulfinch Place
 Boston, MA 02114

RE: Middlesex (Northern) District Attorney's Office Report to the Senate and House Ways and Means Committees Regarding Drug Forfeiture Funds Pursuant to MGL c. 94C

Dear Ms. Maguire:

Pursuant to the reporting requirement of the appropriation for the Massachusetts District Attorney's Association, 0340-2100, in the Fiscal Year 2016 General Appropriations Act (c. 45 of the Acts of 2015), "...the Association shall work in conjunction with the 11 district attorneys' offices to prepare and submit a report to the house and senate committees on ways and means and the clerks of the house of representatives and the senate not later than February 12, 2016, detailing all district attorneys' offices' use of drug forfeiture funds collected pursuant to chapter 94C of the General Laws; provided further, that the report should include, but not be limited to: (a) the amount of the funds deposited into an office's special law enforcement trust fund in fiscal years 2013, 2014, and 2015; (b) how the funds were used in those fiscal years; and (c) the balance in the fund as of January 1, 2016; ..."

The reporting procedure was legislatively adjusted pursuant to the GAA for fiscal year 2009 and has continued to the present, such that the individual district attorneys' offices are now required to report the above information directly to the executive director of the MDAA and not directly to the Ways and Means Committee, as had been done in the past. MDAA is subsequently legislatively mandated pursuant to its fy 2016 funding line-item, 0340-2100, to provide a cumulative report to the Senate and House Committees on Ways and Means no later than February 12, 2016, that contains the forfeiture report information of the 11 district attorneys' offices.

Attached you will find the relevant report data on behalf of the MDAO for fiscal years 2013, 2014 and 2015.



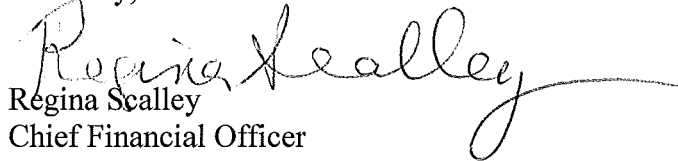
MGL 94C Forfeiture Report
January x, 2015
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On behalf of the MDAO, I am requesting that a copy of the final filing that is made by the MDAA be forwarded to my attention.

Should you have any questions regarding the MDAO report data please contact me directly at 781-897-8456.

I look forward to continuing to work with you and your staff throughout the budget process.

Sincerely,


Regina Scalley
Chief Financial Officer

Enclosure: MDAO Forfeiture Report FYs 2013, 2014, 2015

Cc: District Attorney Marian T. Ryan
Michael Pelgro, First Assistant District Attorney



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December 19, 2016

Jennifer Franco
 Massachusetts District Attorneys Association
 One Bulfinch Place
 Boston, MA 02114

RE: Middlesex (Northern) District Attorney's Office Report to the Senate and House Ways and Means Committees Regarding Volunteer Attorneys

Dear Ms. Franco:

Pursuant to the reporting requirement of the appropriation for the Massachusetts District Attorney's Association, 0340-2100, in the Fiscal Year 2017 General Appropriations Act, "...shall work in conjunction with the 11 district attorneys' offices to prepare and submit a report to the house and senate committees on ways and means and the clerks of the house of representatives and the senate no later than January 27, 2017, detailing the total number and use of private attorneys participating in any volunteer prosecutor program; and provided further that the report shall include, but not be limited to: (1) the total number of personnel from private law firms participating in the program at each of the 11 district attorneys' offices; (2) the name and address of the law firms; (3) the duties performed by the personnel; and (4) the benefits and cost savings associated with the program..."

1. The total number of personnel from private law firms participating in the program are:

Goodwin Procter - Exchange Place, 53 State St., Boston, MA 02109; **2 Full Time** Special Assistant District Attorneys

Mintz, Levin, et. al. – One Financial Center, Boston, MA 02111; **1 Full Time** Special Assistant District Attorney

Ropes and Gray – One International Place Boston, MA 02110; **1 Full Time** Special Assistant District Attorney



Wilmer Hale – 60 State St., Boston, MA 02109; **2 Full Time**
Special Assistant District Attorneys

As part of the volunteer attorney program the MDAO provides extensive training opportunities for these attorneys throughout their tenure as SADAs. Those SADAs assigned to the District Courts receive individualized training from MDAO staff as part of their orientation to their specific assignment; additionally they often attend trainings conducted by members of the MDAO's Leadership Team. While the MDAO does benefit from the many hours that these volunteer attorneys donate to the MDAO, there are significant costs associated with preparing these attorneys for the work that they will perform on behalf of the MDAO. This initial training expense has a much shorter period to be depreciated against for a volunteer as opposed to a staff member since volunteers tend to stay at the MDAO for a significantly shorter period of time.

2. The names and addresses of the law firms:

This information was provided above.

3. The duties performed by these personnel included:

Most of the volunteer private attorneys, sworn-in as Special Assistant District Attorneys, were assigned to one of the district courts in Middlesex County. These attorneys provided invaluable assistance. Examples of duties performed include the following:

- Review evidentiary reports, prepare discovery, identify and interview victims and witnesses
- Represent the Commonwealth in court by presenting evidence and argument at arraignments, preliminary hearings, pre-trial conferences, hearings on motions, trials, sentencing
- Conduct legal research and write legal documents such as affidavits, memoranda and briefs in assigned cases
- Keep abreast of court decisions and legislation affecting Massachusetts law
- Work closely with victim witness advocates, law enforcement, court personnel, the defense bar, criminal justice agencies and the public.

4. The benefits and costs savings associated with the program:

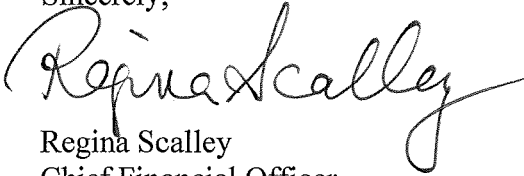
Volunteer Attorney Report
December 19, 2016
Page 3

The volunteer attorney program continues to be a significant resource to this office as we have maintained operations at level funding. These volunteer attorneys have played an important role in helping the MDAO address the level of cases that are annually before us. The additional legal assistance provided by the volunteer attorney participants has been invaluable to the operation of this office.

During the course of the past year, **the most conservative estimated value of the contributions from these 6 full time attorneys was at least \$273,000 to the Commonwealth.** This calculation is based upon the starting salary for Assistant District Attorneys at \$45,500, though many of these attorneys have experience that would place them above that level.

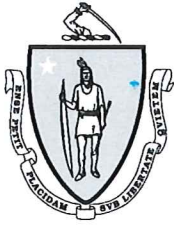
If you have any questions regarding this program or the MDAO generally please contact me directly at 781-897-8456.

Sincerely,

A handwritten signature in cursive script that reads "Regina Scalley". The signature is written in black ink and is positioned above the printed name and title.

Regina Scalley
Chief Financial Officer

Cc: District Attorney Marian T. Ryan
Steve Loughlin, First Assistant District Attorney



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December 27, 2016

William F. Welch, Clerk of the Senate
24 Beacon Street – Room 335
State House
Boston, MA 02133

Steven T. James, Clerk of the House
24 Beacon Street – Room 145
State House
Boston, MA 02133

Re: Annual Report of Wiretap Interceptions Pursuant to G. L. c. 272, § 99 R

Dear Sirs:

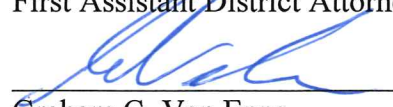
Pursuant to Chapter 272, Section 99 R of the Massachusetts General Laws, we hereby submit this report to the General Court on behalf of the Middlesex District Attorney's Office for the 2016 calendar year.

1. Pursuant to G. L. c. 272, § 99 (R)(1), we report that the MDAO did not apply for any interception (wiretap) warrants during the 2016 calendar year.
2. Pursuant to G. L. c. 272, § 99 (R)(5)(d), we report that the MDAO did not conduct any trials during the 2016 calendar year in which interception evidence or evidence derived therefrom was introduced.

Please do not hesitate to contact us if you have any questions about the above information or if you need any further information from this office.

Very truly yours,


Stephen V. Loughlin
First Assistant District Attorney


Graham G. Van Epps
Assistant District Attorney
Special Investigations Unit



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September 28, 2015

Christopher Marino
 Budget Analyst
 Office of Senator Karen Spilka, Chairwoman
 Senate Committee on Ways and Means
 State House, Room 212
 Boston MA 02133

Kathryn Kendall
 Office of Representative Brian Dempsey, Chairman
 House Committee on Ways and Means
 State House, Room 243
 Boston MA 02133

RE: FY2016 Middlesex (Northern) District Attorney's Office Notice pursuant to MGL c. 94C §47 (d), "...use of the monies in the (Forfeiture) trust fund for the purposes of drug rehabilitation, drug education..."

Dear Christopher and Kathryn:

Pursuant to the filing requirement of MGL c. 94C §47 (d), "...each district attorney ...shall file an annual report with the house and senate committees on ways and means on the use of the monies in the (Forfeiture) trust fund for the purposes of drug rehabilitation, drug education , and other anti-drug or neighborhood crime watch programs."

In FY2015 the MDAO continued its tradition of contributing a portion of these funds to the following programs focused on drug education and anti-drug events:

- Year Two of Program to Provide Stipends for Substance Free Post – Prom, Post-Graduation or Other End of the Year Events – in partnership with the School Superintendents of the 54 communities of Middlesex County, District Attorney Ryan offered \$500 stipends to any interested Middlesex School District that certified that these funds would be used to support a substance free school based event during the spring season. As has been well documented, the prom and graduation season is a particularly important time to reaffirm the message to young people regarding safe behavior and safe choices, especially with regard to drug and alcohol decisions. This is an



important extension of the safe prom and graduation letter that the District Attorney and School Superintendent co-sign and send to all parents/guardians of junior and senior high school student in Middlesex County. In FY2015, the MDAO contributed \$10,000 for this purpose, a 33% increase over FY2014.

- Provide Community Based Unused Prescription Drug Collection Lock Boxes – In partnership with the Police Chiefs of the 54 cities and towns in Middlesex County, the MDAO purchased a drug collection drop box for any police department that requested one. In FY2015, the MDAO provided one to Stoneham at a cost of \$695.

The MDAO recognizes the significant benefit that can be provided by contributing forfeiture trust fund dollars to programs and initiatives that are focused on drug rehabilitation, education and other anti-drug programs. However, in FY2015, the MDAO, as a result of 9c implementation, had its operating budget reduced by @ \$278k; we therefore deferred additional contributions until FY2016, which we hope to fulfill in the near future.

The MDAO is pleased to have the opportunity to use some of its state forfeiture funds in a manner that furthers its partnership with local communities and provides the ability to provide a direct impact to young people. We hope to continue to be able to provide funding to these deserving programs.

If you have any questions, please feel free to contact me at 781-897-8456.

Sincerely,



Regina Scalley
Chief Financial Officer
Office of the Middlesex District Attorney

Cc: District Attorney Marian Ryan, Middlesex County
Michael Pelgro, First Assistant District Attorney, MDAO
Matt Demerle, Fiscal Policy Analyst, ANF



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February 29, 2016

Christopher Marino
 Office of Senator Karen Spilka, Chairwoman
 Senate Committee on Ways and Means
 State House, Room 212
 Boston, MA 02133

Taylor Shepherd
 Budget Analyst
 Office of Representative Brian Dempsey, Chairman
 House Committee on Ways and Means
 State House, Room 251
 Boston, MA 02133

RE: FY 2016 Middlesex (Northern) District Attorney's Office
 Report to the Senate and House Ways and Means Committees
 Regarding the **CY 2015 Community Based Juvenile Justice Program**

Dear Mr. Marino and Ms. Shepherd:

Pursuant to Massachusetts General Law Chapter 12, §32 [each] district attorney, "... shall submit an annual report on each program, including statistics and findings, to (the) House and Senate Committees on Ways and Means...."

On behalf of the Middlesex District Attorney's Office (MDAO), please accept this filing which serves as a summary of the Community Based Justice (CBJ) program activities for the 2015 calendar year.

This office continues to cultivate and maintain effective relationships with numerous local institutions that work daily with at-risk youth to intervene in their lives, prevent their involvement in criminal matters, and divert and remediate when they make bad choices that impact schools, communities and others. Through frequent CBJ meetings, our regular Community Youth Development Collaborative Meetings, the MDAO juvenile diversion program, and involvement with Middlesex Partnerships for Youth, we have created a comprehensive system to focus on the youth population of Middlesex County and to assist schools in



keeping students safe by providing information about court involved youth, training, and crime prevention information and support.

CBJ programs are a critical tool that allows partnering agencies to collaborate on efforts to address youth violence and school safety. The mission of CBJ is to work proactively, collaboratively and consistently with schools, law enforcement officials, social service agencies, probation representatives, court representatives, and where appropriate Department of Youth Services staff, Department of Children & Families staff, and Department of Mental Health staff to promote public safety and social responsibility among school-aged children.

CBJ Meetings

Approximately fifty times each month in various communities across the county, prosecutors meet with CBJ partners to collaborate on intervention and prevention initiatives that focus on preventing violence among middle and high school aged youth. In addition to participating personally in some meetings herself, the District Attorney has dedicated the resources of over fifty prosecutors to the CBJ program. Each multi-disciplinary CBJ meeting includes a team of our prosecutors, one from the juvenile court and one from the district court that services that community. Through this collaboration, prosecutors become familiar with the character of each city or town, focusing on the trends of violence, drug use, gang involvement, cybercrimes and other criminal activities particular to that community.

Information learned in the weekly, bi-weekly or monthly CBJ meetings is used for several purposes. The information learned as it pertains to specific individuals assists the Assistant District Attorneys (ADAs) in crafting disposition recommendations that are informed by school and police input. Importantly, youth-specific information provided to the school by MDAO and law enforcement assists the school and police in determining which students are court-involved, at-risk, or may pose a risk to others. On a larger scale, the CBJ meetings provide particularized data that can be extrapolated into youth community and county-wide trends. For example, juvenile and district court prosecutors summarize the trends and topics that arise within each of the CBJ meetings. This information is then utilized to inform the allocation of resources and efforts around prevention and education initiatives. These meetings also provide a forum to address general questions from the attendees such as obligations pursuant to G. L. ch. 119, 51A and provide a forum to educate the group on current trends such as the significance of signs, symbols, and clothing that identify gang-affiliated youth and the steps that administrators could take in response.

Youth who are court involved have their cases handled by ADAs who attend the CBJ meeting in their town or city so that ADAs view the cases and their potential community impact in the fullest way possible. A prosecutor's involvement with the youth's community provides a knowledge base to propose individualized sanctions that can deter the offender from further criminal involvement. This focus also provides meeting attendees with pertinent information on all juvenile and young adult cases that impact the school and community,

helping the schools fulfill their statutory mandate under General Laws Chapter 71, §37H and 37 H1/2, to keep children safe.

Community Youth Development Collaboratives

This year MDAO has continued the practice of regular Community Youth Development Collaborative Meetings in the City of Lowell and the Town of Framingham. The mission of the Community Youth Development Collaborations [CYDC] is to bring together a larger group of community stake holders, which expands beyond the partnerships anticipated by CBJ, for larger-scale, community change aimed at the improvement of youth services. The CYDCs first identify the current needs of youth within the community, and then create partnerships between public and private industry community stake-holders targeted at meeting the identified needs.

Participants in these Collaborations include the city or town manager, city councilors / town selectpersons, the police chief and officers, school superintendents and principals, area university and college representatives, community service care providers, and MDAO employees. Examples of the product of such collaborations have been applications for and the receipt of funding from state and federal grantors to community service providers, partnerships with private industry donors to provide funding targeted at community needs, and reliance upon the analysis and expertise of professors and graduate students within local universities and colleges to interpret crime statistic data and to generate models for social improvement.

Drug Addiction and Addiction Related Crime Prevention Initiatives

As information ascertained from CBJ meetings in the Lowell area underscored a trend of opiate addiction and abuse of prescription medication, District Attorney Ryan has worked with community partners in the Lowell region to respond to these concerns about increased youth and young adult substance abuse, addiction and over-dose fatality. Beginning in calendar year 2012, District Attorney Ryan, then General Counsel to the District Attorney, spearheaded an **Opiate Addiction Action Group** aimed at uniting Lowell community stakeholders to address opiate addiction in the greater Lowell youth and young adult community. The aim of the group, which District Attorney Ryan continues to chair, is to mobilize resources and develop a comprehensive approach to address drug addiction that spans law enforcement, the medical community, local high schools, colleges and universities, and area service providers.

Products of the Opiate Addiction Action Group included a unified approach between the MDAO, the Lowell Police Department, Lowell Medical Center and other area health care providers to engage in roundtable discussions with local legislators concerning the Prescription Management Plan (PMP), opiate addiction treatment options and funding, the prescribing of opiates in emergency rooms and clinics as well as opiate prescribing and use on college campuses. Those discussions have fostered collaboration to ensure the sharing

of information, the maximization of resources, and the identification of areas for legislative action.

In 2013, District Attorney Ryan engaged the Administrative Office of the Trial Courts as well as area health care and service providers to work toward the establishment of a **Drug Court session** in the Lowell District Court. District Attorney Ryan worked with the Presiding Justices of the Lowell District Court and the Lynn District Court Drug Court session to provide Lowell District Court partners an opportunity to view a successful Drug Court in action.

In June of 2014, the Lowell District Court Drug Court was launched. The drug court session is held every Tuesday at 2pm at the Lowell District Court with Judge Thomas Brennan presiding. Prior to the session commencing each week, the drug court team, including judges, defense attorneys, assistant district attorneys, probation officers, police officers and clinicians, meets at 1pm to prepare for the upcoming session. In order to graduate from the Lowell Drug Court, participants must complete four phases. This trajectory is approximately 18 months. As of February 2016, twenty months after the Court's inception, six of the 46 entrants have graduated. Three of those six are between the ages of 18 and 25.

In November of 2015, District Attorney Ryan sponsored a free training for school nurses, athletic directors and coaches on how to use the drug Nasal Naloxone, also known as Narcan, for the treatment of opioid overdoses. In 2015, the Middlesex District Attorney's Office used forfeiture funds to provide more than 600 doses of the life-saving drug to police and fire departments throughout the county.

As the opioid epidemic has escalated, discussion in CBJ meetings about students who have lost friends and family to overdose has become more frequent. In 2015, the District Attorney's Office began creating trauma-informed interventions and long-term service plans for children who witness a family member overdose, which are expected to roll out in 2016.

Child Protection Efforts and Initiatives

During the 2015 calendar year, the MDAO has also engaged in the following efforts and initiatives with respect to child protection:

- Conduct Child Fatality Review Team meetings. Local Child Fatality Review Teams are charged with collecting and reviewing information on individual cases in an effort to understand the causes and incidence of child fatalities and near fatalities in the county. The teams are not looking to assign blame for a child's death. Rather, they are trying to identify factors that may have contributed to the child's death so as to prevent future, similar deaths. The Local Teams advise the State Team by making recommendations for changes in law, policy or practice, which may prevent future child deaths and near deaths.

- Designed and continue to update online training relating to mandated reporter obligations pursuant to G.L. ch. 119, section 51A, specifically to reflect new DCF protective intake measures.
- Staff and conduct in-person trainings regarding G.L. ch. 119 section 51A requirements as requested.
- Lead TRACE program to combat child exploitation and human trafficking. Our TRACE (Team Response Against Child Exploitation) initiative established multi-disciplinary, regional networks throughout Middlesex County to respond to allegations of and concerns about the commercial sexual exploitation of children. Trainings were held to educate team members across the county in understanding and responding to victims of exploitation, investigating and prosecuting commercial exploitation cases, providing long-term services to victims of exploitation, and implementing a team response.
- Coordinating efforts with the My Life, My Choice organization to run programs on identifying, avoiding and escaping violent and exploitative relationships in local high schools.

Middlesex Juvenile Diversion Program

The Middlesex Juvenile Diversion Program (MJDP) is a creative and progressive program which offers an alternative to formal prosecution in the juvenile court system to certain eligible juvenile offenders. The diversion program is a pre-arraignment model designed to protect eligible juvenile offenders from having a criminal record. The diversion program allows the juvenile the opportunity to participate in remedial programming, attend counseling and/or perform community service in lieu of prosecution. The goal is to address the root causes of juvenile delinquency and to work with the juvenile to make better choices while also minimizing any life altering negative consequences. The diversion program seeks to treat juveniles, not as criminals, but as children in need of aid, encouragement and guidance.

Under the model, prior to arraignment, the police or juvenile prosecutors refer diversion eligible cases to the MJDP for initial review. The MJDP Director investigates the case and seeks input from all relevant parties including any victims. The MJDP staff assimilates all input and ultimately determines diversion eligibility and terms. The assigned juvenile ADA then receives input from the CBJ participants on suggested terms and conditions of the juvenile's diversion contract, and when a victim is involved contact is made to receive victim input. It is through our collaboration with the police and the other CBJ partners that the MDAO is able to identify those youth who do not currently pose a risk to

schools or community and who may benefit from this intervention process to prevent further criminal involvement.

Once accepted into the program, and after a confidential intake meeting with the juvenile and their guardian(s), an individualized diversion plan is formulated. The possible diversion conditions are innumerable but typically juveniles are given the opportunity to complete a remedial program and/or engage in counseling to address issues related to the offense committed and underlying causes of their criminal behavior. Additionally, diversioners are required to engage in community service, write letters of apology, when appropriate, and to author a reflective essay about the incident and the diversion experience. If the juvenile satisfies all of the requirements of diversion, there will be no further proceedings in the criminal justice system related to the matter. This program allows participants to compensate for their mistakes, avoid recidivism, and be provided a road map to a successful future without having a juvenile board of probation record that may have long lasting adverse effect on the youth's entry into future employment or academic opportunities.

In calendar year 2015, the MJDP screened 395 juvenile criminal cases for diversion and of these cases screened for diversion, 282 juveniles were accepted into the program. Each of these diversion cases is overseen from in-take through conclusion by the part-time MJDP Director and the MJDP Case Manager. The MJDP is also sustained by the on-going efforts of the Director of District Courts and seven juvenile District Court ADAs.

Also in 2015, the MDAO began the planning and formulation of a Young Adult Diversion Program to include youths between the ages of 17 and 21. The program, to be initiated on April 1, 2016, will be piloted in Malden District Court. The program goals are identical to those of the MJDP while expanding the outreach of the MDAO diversion program to eligible young adults under 21 years of age. The expansion of the diversion program into the district courts will present a significant resource challenge to the MDAO especially in terms of staffing. With the addition of the YADP, the diversion staff will have to cover not only the 4 juvenile courts but each of the district courts if and when the pilot expands to the twelve district courts. Additionally, the increased diversion caseload will likely require additional diversion case managers to maintain the high quality of the program. Despite these increasing resource demands, the MDAO considers diversion a critical component of our overall prevention efforts.

On an on-going basis, the Diversion Director and Case Manager engage in community outreach to collaborate with existing and new community partnerships with programs that offer services such as mental health counseling, drug addiction services, and youth employment training to generate locally accessible options for diversion conditions. Additionally, the Diversion Director and Case Manager regularly engage in community outreach to educate schools, police and other youth involved agencies about the opportunities offered by diversion program.

The MJDP Director continues to work directly with the MDAO Director of Information Technology to create a diversion case management tracking system that will

generate reliable statistics about the diversion program. This diversion case tracking system will supply information to form the basis for data-driven assessments of the efficacy of the MJDP and its use of community partners, including an analysis of recidivism after diversion as well as an exploration of any corollary existing between MDJP and Juvenile Court statistics. The success of the MJDP and certainly the YADP depend on our ability to continue to staff this worthwhile initiative. Should the office be forced to absorb budget cuts there would be concern over whether the MDJP and YADP could continue on this trajectory of law enforcement, school and community engagement across Middlesex County.

Restorative Justice

District Attorney Ryan continues to be committed to utilizing Restorative Justice partnerships to further the goals of intervening in the lives as at-risk youth to prevent crime, reduce juvenile delinquency, and to provide youth with opportunities for positive change. In Calendar Year 2015, District Attorney Ryan partnered with both Juvenile Court Restorative Justice Diversion, Inc., of Lowell (JCRJD) and Communities For Restorative Justice (C4RJ) of Concord to expand the opportunities for restorative justice practices to be utilized throughout the county. .. The programs have been welcomed by police and schools alike and participants largely report a substantive learning experience beyond what they had expected of the court experience. The CBJ groups also are generally very supportive of restorative justice practices and are very interested in using the CBJ forum to share information in best practices and outcomes.

Information sessions and trainings about restorative justice practices continue to be conducted throughout Middlesex County. The purpose of these gatherings is to discuss the Restorative Justice program, to familiarize those who work directly with at-risk youth with the opportunities Restorative Justice presents through diversion and juvenile probation, and to begin building opportunities for collaboration in the arena of prevention and intervention for youth.

Middlesex Partnerships for Youth, Inc.

Other prevention efforts include the MDAO's on-going partnership with Middlesex Partnerships for Youth, Inc. (MPY), a non-profit organization which conducts prevention trainings for schools on issues of 51A mandated reporting, drug and alcohol use, bullying, cyber safety, suicide prevention, teen dating violence, anti-gang initiatives, as well as school climate and emergency preparedness.

MPY was established by the Middlesex District Attorney in 1988 as a consortium of school superintendents, police and fire chiefs from a small number of public school communities throughout Middlesex County. District Attorney Ryan has been an engaged and invested participant in MPY planning and programming throughout her career in the MDAO prior to becoming the District Attorney. This partnership has expanded to every city and town in Middlesex County. In addition, several public charter schools, private schools, and youth organizations located in Middlesex County are members of Middlesex

Partnerships for Youth, Inc. MPY has become a robust and respected organization, serving a population of approximately 200,000 students. Through its programming, MPY trains more than 10,000 educators, public safety personnel, students and parents each year.

The MDAO collaborates with MPY on a continual basis. MPY works directly with the CBJ Program to identify trends and issues works that are a concern to the schools. This assists MPY in selecting relevant topics for conferences and in-service trainings.

The most frequent delinquency discussed at CBJ meetings continues to be underage substance use, specifically alcohol consumption. During prom season, the Middlesex District Attorney's Office held "Prom Safety" events at schools throughout the county, with DA Ryan personally hosting events at Ashland and Lincoln-Sudbury high schools to warn about social host responsibility. District Attorney Ryan distributed a total of \$10,500 among 20 high schools in Middlesex County to be used for hosting substance free after-prom and graduation events.

For the 2015-2016 school year, MPY has planned 9 professional development conferences for law enforcement, school personnel, and other public servants. The MPY fall events included the 20th Annual School Safety Summit titled, "Homegrown Violent Extremists – The Growing Threat." This conference featured two top anti-terrorism experts – FBI Assistant Special Agent in Charge Kieran Ramsey and Dr. James Forest, UMASS Lowell director of Security Studies – who, along with District Attorney Ryan, examined the growing threats posed by locally-based, homegrown terrorism. Dr. Forest highlighted the intersection of terrorist radicalization and education with a focus on how schools and communities could be a positive source of influence in a young person's life.

MPY also presented the annual School Attendance Summit on October 21, 2015. This conference took a holistic approach to attendance and truancy and brought together a range of experts to explore the root causes of attendance problems and provide recommendations to combat truancy and tardiness. Three conferences were presented as part of the Fall Mental Health Series and featured clinical experts who spoke on topics including engaging parents of special needs children in education, interventions for youth with Oppositional Defiant Disorder, and resiliency and coping after a crisis.

In December, MPY and the MDAO hosted two Empowering Girls Conferences. These annual events – one for middle school girls and one for high school girls – continue to introduce students to positive female role models, engage young women in thoughtful discussions about their future, and empower them to make positive decisions every day. The events, held December 1 and 3, 2015 at the Broad Institute in Cambridge, included speakers who highlighted their own personal successes and failures while encouraging students to build strong relationships and be eager to learn. Break-out session activities allowed the young women to self-reflect and write a letter to the future selves about how to identify and reach their goals.

In January 2016, MPY collaborated with the Massachusetts Interscholastic Athletic Association on two Peer Leadership Conferences which promote healthy, substance-free lifestyle for teens, build leadership skills, and help teens create action plans to improve their own school community.

The 18th annual MPY SECURE Conference will be held May 26, 2016. This conference is titled "Cultural Sensitivity & Civil Rights in Education." Recognizing a need to foster cultural sensitivity, this conference will bring together legal, social and cultural experts to address diversity, inclusion, and acceptance as core values in education and protective factors in keeping schools safe. The conference will be held at the Nashoba Valley Technical High School in Westford.

Topics for the Spring Mental Health Series include a mental health perspective on addressing excessive absenteeism, understanding non-suicidal self-injury, and strategies for measuring outcomes in a school setting.

This spring, MPY and District Attorney Ryan will roll out video series aimed at preventing teen dating abuse and helping youth build healthy relationships. MPY has created a series of 5 short videos that focus on different relationship issues including signs of abuse, sexting, break-ups and dissecting media messages. The series was created with input from students across Middlesex County and experts in teen dating abuse and domestic violence prevention. More than a dozen local high school students are featured in the videos. The series will be made available as an educational tool for all MPY member school districts.

The Executive Director of MPY, Margie Daniels, is a member of the Massachusetts Association of School Superintendents, as a former public school assistant superintendent. She is also a member of the Administrators of Special Education in Massachusetts. Through her involvement with these state organizations of school leaders, she is able to successfully network with school administrators, including principals and special education administrators, and work closely with the MDAO regarding the very successful CBJ Program. The MDAO relies heavily on this partnership with MPY to engage school officials with the CBJ Program.

District Attorney Ryan serves as the Chair of MPY and the MDAO makes a direct cash contribution to the organization each year. In addition, an in-kind contribution includes office space and staff resources for MPY. This enhances strong partnerships with the school districts throughout Middlesex County.

District Attorney Ryan not only participates directly in a variety of MPY trainings and presentations, but she also encourages and permits ADAs to volunteer as presenters at a variety of school and community functions on important safety issues. This collaboration and in-kind contribution to MPY serves to further enhance prevention efforts across Middlesex County. MPY, with the expertise from several Assistant District Attorneys, has provided schools and communities with local programming and training on issues including cyber safety, social host liability, school investigations, bullying and teen dating violence.

These educational events for parents and educators usually happen in the evenings at local schools.

MPY programming is directly influenced by the trends discussed at CBJ. Continuous dialogue between the CBJ program administrators and the MPY Executive Director enhances the collaboration and effectiveness between CBJ and MPY.

In summary, the collaboration between the Middlesex District Attorney's Office and its prevention partner, Middlesex Partnership for Youth, Inc., has become a proactive and formidable presence in Massachusetts, offering current and state-of-the-art initiatives and training in matters of health and safety for youth. Middlesex District Attorney Marian Ryan, as District Attorney and Chairman of the Middlesex Partnerships for Youth, Inc. Board of Directors, has engaged MPY to further develop its outreach and programming, all aimed at keeping kids safe.

Growth of CBJ

District Attorney Marian Ryan is committed to working with the public and private schools in the 54 cities and towns of Middlesex County. *District Attorney Ryan has executed 115 Memorandums of Understanding with Middlesex Schools since taking office in April of 2013. These MOU's outline a plan for direct communication through the CBJ program as well as in criminal investigations and prosecutions. Starting in 2016, the MDAO will expand its reach to include a stronger partnership between the charter, collaborative, specialized private schools and the Career & Technical Schools.*

The MDAO contributes significant time in these critical, non-core mission areas and unfunded mandates because we believe in the long term value of intervention and prevention. Due in part to the vast size of Middlesex and its unique demographics and geography, it has developed a rich history of progressive minded public service, and a national reputation for excellence with its innovative approach to crime prevention, education and intervention programs. The MDAO has strong, collaborative relationships with the leadership within the Middlesex municipalities, police departments, school districts and with health and human service professionals. Prosecutors play a particularly unique and critical role at the intersection of the following sectors: the challenges facing our health and human service agencies, law enforcement and public safety, public health, and the criminal justice system. Often times, however, when it is time to fund others from these sectors via state and federal funds, grants and other types of discretionary funding, "prosecutors" are historically ignored for funding, placing additional burdens on us to deliver our required and expected services to the public.

Current Trends

The illegal use of opioid-based prescription drugs by teens and young adults continues to be identified by school, law enforcement and community service providers as an area of paramount concern. Class B substances under General Laws Chapter 94C, s.32A,

such as Oxycodone (OxyContin) and Percocet, are highly addictive and often easily obtained by youth, who have only to search their family medicine cabinet for such substances. MDAO first identified this trend through reports made in CBJ meetings, and as described above, MDAO has worked with local law enforcement and community service providers within the context of CYDC meetings to establish medicine disposal opportunities. Additional prevention efforts have included utilization of the MDAO partnership with MPY to educate youth concerning the dangers of the illegal use and distribution of prescription medication.

Middlesex schools also continue to report significant marijuana use among middle school and high school students. This trend was identified after the passage of Ballot Question 2 in 2008, which made the possession of one ounce or less of marijuana punishable only by civil penalties, forfeiture, and in the case of individuals under the age of eighteen, participation in a drug awareness program and parental notification. The increase in students using marijuana, and doing so in schools and on school property, only escalated with the passage of Ballot Question 3 in November 2012, which legalized the use of medical marijuana in the state. Despite the known dangers marijuana poses as a mind and mood altering substance, and the continued illegality of distribution of marijuana under G.L.c.90C, s.32C and 32E, school officials and school resource officers indicate that marijuana is perceived by youth as harmless and not criminal. As a result, school officials and school resource officers report that they continue to observe a wide array of instances where marijuana is found within schools and in the possession of students. School officials and school resource officers report an ongoing frustration over their limited ability to curtail marijuana use in light of these changing perceptions.

One of the activities that continues to be of particular concern in many CBJ communities over the past year has been "sexting" behavior among adolescents as young as 10 or 11 years of age. "Sexting" refers to the dissemination of digital photographs depicting nude or semi-nude youth via digital media (i.e., email, text messages containing pictures, or posting on social networking sites). It frequently arises in the context of a youth photographing him/herself and sending that picture to another youth. In addition to the illegality of the dissemination under our current laws, the equally disturbing issue is that once the image is released it can be easily and widely disseminated, well beyond the intended recipient.

The increasing proliferation of cyber technology and social media access has presented many new challenges for schools as well as law enforcement. The CBJ meetings have been crucial forums to share information about ever-changing technology and youth practices. In response to the new challenges presented by cyber technology, the MDAO has developed and presented various educational curricula targeted a specified affected populations such as students, educators, parents and law enforcement. In 2015, the MDAO has seen a dramatic increase in the demand for these educational forums and District Attorney Marian Ryan is committed to continuing to provide these educational and prevention services throughout Middlesex County.

One of the programs developed by MDAO is a Cyber Educational Protection Program (CEPP). This program is offered to Middlesex communities and is targeted at youth who have engaged in sexting. The program is run by our Cyber Enforcement Unit (CEU) and Child Protection Unit (CPU) and focuses on educating youth and parents. The clear preference in addressing these matters is through intervention, prevention, training and education. Our CEU will prosecute, when appropriate, certain cases of sexting.

One item of particularly significance has been the volume of threats made against schools over the last year. Threats to harm specific students at school, staff, and generalized threats have been seen this past year and have been communicated in various ways, including Instagram, Facebook, Yik Yak, and Twitter.

CBJ Highlights from the Past Year

The significant commitment of resources by the MDAO to this program, though for a very worthwhile pro-active initiative, is one that is beyond our core mission. MDAO's ADAs are working outside of their mandated core mission on behalf of the public by taking on the added responsibility to perform these (and other) important and often unfunded mandates.

- Over 500 CBJ meetings were held last year in Middlesex County, chaired or co-chaired by Middlesex ADAs. These meetings take place before court starts to accommodate the ADAs who need to be present in court for 9:00 a.m.
- In CY 2015, there were 550-600 participants that regularly attended these CBJ meetings.
- To be effective as directed by G.L. c. 12, §32, CBJ participants must include, "[t]he district attorneys ... schools and local law enforcement representatives, probation and court representatives and, where appropriate, the department of social services, department of youth services and department of mental health."
- The MDAO revised and executed 115 new Memorandum of Understanding (MOU) documents about CBJ roles and responsibilities between District Attorney Ryan and our local community partners, including schools and police, to school systems and school districts across our county.
- These CBJ meetings presently serve virtually all of the public high schools, and numerous middle schools in Middlesex County. Although we aim for 100% participation, the MDAO does understand that some schools have decided for budgetary or other

reasons not to participate. The MDAO will continue to work with these school districts in the year ahead to continue to impress upon them the overall value of the program and their participation.

- Given the expansion of our juvenile pre-complaint diversion program, the CBJ program has become the venue to discuss whether or not a juvenile is appropriate for diversion. In CY 2015 the MJDP screened 395 juvenile criminal cases for diversion and of these cases screened for diversion, 117 cases were deemed ineligible. The MDAO considers the feedback and input of the CBJ group in the decision to divert. The group not only provides insight on whether diversion is appropriate in any given case but they provide us with suggestions on appropriate conditions for the juvenile in an effort to change their behavior.
- The CBJ reports that are generated at each meeting by the ADAs not only serve as a confidential record of the matters discussed during the meetings pertaining to priority prosecutions, but the reports also allow us to identify and monitor trends in schools throughout the county. Often times we are able to target a problem in a certain school and or community and assist them in solving the issue. Other times information obtained regarding community trends serves as a basis to develop violence prevention and intervention programs, identification protocol and curricula as mandated by G.L.c.12, s.32.

Attached to this report you will find a chart that illustrates the number of schools that are represented by each CBJ Meeting.

CBJ and other intervention and prevention initiatives are important efforts that this office has developed over the years. While we believe these to be important programs, this office is being required to absorb additional mandates in other areas, which are often unfunded and that go beyond our core function of investigating and prosecuting criminal matters. These mandates are made necessary due to expectations and requests of the public that we protect and serve; legislative statutes, acts and resolves; court imposed mandates; and due to our overall commitment to doing what is necessary and just to carry out our responsibilities. Beginning in September 2012, the MDAO has also dedicated significant resources to litigating pending cases and post-conviction motions about the Hinton State Laboratory and former state chemist Annie Dookhan. As the Commonwealth's fiscal challenges continue and critical fiscal choices must be made, these important but non-core initiatives must be closely scrutinized given the significant resources that they require.

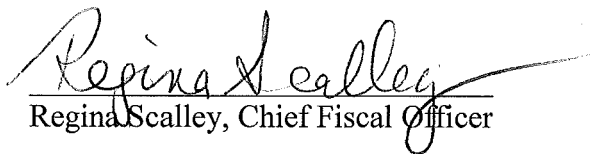
At the present time, the legal assistance provided by the ADAs volunteering their time in the CBJ program has been invaluable to the operation of this office and allows the MDAO to continue this important legislatively mandated program. However, as courtroom

Middlesex (Northern) District Attorney's Office
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resources are reduced and criminal caseloads continue to demand more of our time and resources, our ability to continue to carry out the programmatic responsibilities that are above and beyond our mandated core mission must be evaluated.

Thank you for providing the MDAO with the opportunity to share this update on CBJ and related programs with you. We believe that this report demonstrates that the MDAO continues in its commitment and dedication to improve and expand these important programs in this county. If you have any questions regarding this program or the MDAO generally, please contact me directly at 781-897-8456.

Sincerely,


Regina Scalley, Chief Fiscal Officer

Attachment: CBJ Meeting Charts

Cc: DA Marian Ryan
Steve Loughlin, First Assistant District Attorney, MDAO
Alice Casey, ADA & Director of District Courts, MDAO



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EXECUTIVE

- ADMINISTRATION
- COMMUNICATIONS
- INTERVENTION & PREVENTION PROGRAMS
- PUBLIC POLICY
- LEGISLATION
- VICTIM WITNESS BUREAU

TRIAL TEAMS

- CAMBRIDGE REGION SUPERIOR COURT
- MALDEN REGION SUPERIOR COURT
- WOBURN DISTRICT COURT

SPECIALTY UNITS

- APPEALS & TRAINING BUREAU
- CYBER PROTECTION PROGRAM
- FAMILY PROTECTION BUREAU
- CHILD PROTECTION UNIT
- DOMESTIC VIOLENCE UNIT
- ELDER/DISABLED UNIT
- SPECIAL INVESTIGATIONS UNIT (SIU)

STATE POLICE DETECTIVES

- COMPUTER FORENSICS
- HOMICIDE
- SIU

REGIONAL OFFICES

- CAMBRIDGE
- FRAMINGHAM
- LOWELL

DISTRICT COURT OFFICES

- AYER
- CAMBRIDGE
- CONCORD
- FRAMINGHAM
- LOWELL
- MALDEN
- MARLBOROUGH
- NEWTON
- SOMERVILLE
- WALTHAM
- WOBURN



September 28, 2015

Christopher Marino
 Budget Analyst
 Office of Senator Karen Spilka, Chairwoman
 Senate Committee on Ways and Means
 State House, Room 212
 Boston MA 02133

Kathryn Kendall
 Office of Representative Brian Dempsey, Chairman
 House Committee on Ways and Means
 State House, Room 243
 Boston MA 02133

RE: FY2016 Middlesex (Northern) District Attorney's Office Report to The Senate and House Ways and Means Committees regarding the Commonwealth's Invocation of MGL. C. 277 §70C for the period January 1, 2015 – June 30, 2015.

Dear Christopher and Kathryn:

Pursuant to Massachusetts General Law Chapter 277 §70C, "The Commonwealth shall maintain a copy of all objections filed under this section and shall report the number of such objections, delineated by divisions of the district court, every 6 months to the house and senate committees on ways and means."

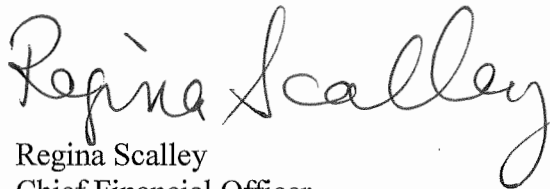
On behalf of the Middlesex District Attorney's Office (MDAO), please accept this filing which meets the above stated requirement. During the period January 1, 2015 – June 30, 2015, prosecutors from the MDAO made the following number of objections pursuant to this statute:

1. Woburn District Court	0
2. Malden District Court	0
3. Somerville District Court	0
4. Framingham/Natick District Courts	0
5. Waltham District Court	0
6. Ayer District Court	0
7. Lowell District Court	0
8. Marlborough District Court	5

9. Cambridge District Court	0
10. Newton District Court	0
11. Concord District Court	0

If you have any questions regarding this program or the MDAO generally, please contact me at 781-897-8456.

Sincerely,



Regina Scalley
Chief Financial Officer
Office of the Middlesex District Attorney

Cc: District Attorney Marian T. Ryan
Michael Pelgro, First Assistant District Attorney, MDAO
Alice Casey, ADA & Director of District Courts, MDAO
Matt Demerle, ANF Fiscal Policy Analyst