

GERALD D. GLASS
STATE PROSECUTOR

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March 3, 1982

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The Honorable Harry R. Hughes
Governor of Maryland
State House
Annapolis, Maryland 21401

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Dear Governor Hughes:

In accordance with Section 33B(j) of the Annotated Code of Maryland, I am submitting the Annual Report of the State Prosecutor for the calendar year 1981.

The budget under which the office operated for the calendar year 1981 authorized a staff consisting of the State Prosecutor, two Assistant State Prosecutors, two Investigators, two Secretaries, and two part-time Law Clerks. The office also had the services of three additional employees on a contractual basis: an additional Assistant State Prosecutor, Investigator and Secretary.

In a continuing effort to have a staff of a sufficient size to be able to handle effectively all matters which are within the jurisdiction of the office, non-budgeted investigative personnel have been added to the staff through the assistance of the Baltimore City Police Department, the Maryland State Police and the Federal Government.

The Baltimore City Police Department has continued to assign two detectives to this office. The Maryland State Police provided 7 detectives on a case-by-case basis pursuant to Article 88B of the Annotated Code of Maryland during 1981.

To satisfy the requirements of Section 33B(m), I met with the Attorney General frequently. Meetings with the State's Attorneys were held on an individual basis about pending matters in their respective jurisdictions. Meetings with the State's Attorneys on a group basis were accomplished by attending the Board of Directors Meetings of the Maryland

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State's Attorney's Association.

During 1981, I continued to work with the Federal-State Law Enforcement Committee for Maryland. The purpose of this committee is to improve communications between federal and state law enforcement officials and to provide a continuing forum in which to discuss and resolve common problems, to set and coordinate priorities, to exchange information about policies and programs, to find ways to fill law enforcement voids created by the budgetary limitations and resource allocations and to determine and arrange joint legislative initiatives. Membership of this committee includes the State Prosecutor, Warren B. Duckett, Jr., State's Attorney for Anne Arundel County, Arthur A. Marshall, State's Attorney for Prince George's County, Sandra A. O'Connor, State's Attorney for Baltimore County, Andrew L. Sonner, State's Attorney for Montgomery County, William Swisher, State's Attorney for Baltimore City, Thomas Hickman, State's Attorney for Carroll County, Peter Cobb, State's Attorney for Harford County, Stephen H. Sachs, Maryland Attorney General, Frederick Motz, United States Attorney for the District of Maryland, Colonel Thomas S. Smith, Superintendent, Maryland State Police, Richard J. Ashton, President, Maryland Chiefs of Police Association, Cornelius J. Behan, Chief of Police, Baltimore County, Bernard Crooke, Chief of Police, Montgomery County, Maxwell Frye, Chief of Police, Anne Arundel County, Frank J. Battaglia, Police Commissioner of Baltimore City, James E. LeGette, Special Agent in Charge, Secret Service, George B. Brosan, Special Agent in Charge, Drug Enforcement Administration, Edward D. Hegarty, Special Agent in Charge, Federal Bureau of Investigation, Ralph F. Doehne, Resident Agent in Charge of Alcohol, Tobacco and Firearms, Thomas J. Koerber, Postal Inspector in Charge, Postal Inspectors Service, Desmond S. Caulfield, Regional Director of Investigations, United States Customs Service, and Teddy R. Kern, District Director, Internal Revenue Service. By participation on this committee, the State Prosecutor's Office has been able to greatly expand its investigative capacities far beyond what has been provided by the State budgetary source. To expand its investigative abilities beyond State boundaries, the State Prosecutor's Office has maintained membership in the Combined Law Enforcement Intelligence Group. Through this membership, valuable investigative contacts with the states of Pennsylvania, West Virginia, New Jersey, Delaware and the District of Columbia are maintained.

During the calendar year 1981, the greatest expenditure of manpower of investigators and prosecutors occurred in the areas of criminal activity which had the greatest impact upon the operation and integrity of the state and local governments.

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These areas included the bribery of public officials and employees; fraud in contractual relationships between the State of Maryland and private entities which provided services and goods to the State of Maryland and the defrauding of State agencies of monies and benefits by recipients not entitled to benefits and monies received.

During the calendar year of 1981, the investigations resulted in 38 indictments of 19 individuals and one corporation for violations of the criminal laws of the State of Maryland relating to Bribery (73 counts), Forgery (76 counts), Perjury (11 counts), Income Tax Perjury (5 counts), False Pretense (1 count), Income Tax Fraud (6 counts), Fraudulent Misappropriation by a Fiduciary (63 counts), Forgery of Endorsement (79 counts), Theft (45 counts), Obstruction of Justice (6 counts), Uttering (57 counts), Unemployment Insurance Fraud (13 counts), False Registration (Election Law Violation) (1 count), Conspiracy to Obstruct Justice and Common Law (1 count), Conspiracy to Violate Bribery Laws (10 counts), Possession of Lottery Book (9 counts), Conspiracy to Violate Lottery Laws (10 counts), Misconduct (1 count), Attempted Theft (1 count), and Keeping Place Operation of Lottery (1 count).

Of those twenty persons indicted, ten were convicted during 1981. The remaining ten indictments have been carried over into 1982. As a result of the convictions in 1981, restitution to the State of Maryland in the amount of \$ 40,918.16 has been made. The sum of \$ 32,000.00 in fines has been collected. A lien by the State of Maryland against one of the above convicted defendants in the amount of \$ 32,000.00 in personal taxes plus \$ 27,000.00 in business taxes has been filed. Incarceration to the Department of Correction totalling 104 days plus 32 years in suspended sentences; 27 years of probation, and 7,840 hours of community service have been imposed by the various courts.

During 1981, two extensive investigations were conducted which resulted in one defendant entering a guilty plea on January 6, 1982, and another defendant entering a guilty plea on February 9, 1982. As a result of these two investigations, the sum of \$ 271,877.20 is to be returned as restitution to the State of Maryland. The sum of \$ 10,000.00 in fines will be collected. One defendant has a personal tax liability amounting to \$ 14,000.00. In these two cases, the Court imposed a total of 10 years suspended sentences, 20 years of probation and 1,000 hours of community service.

The State Prosecutor and the Assistant State Prosecutors have assisted David Hugel, the State's Attorneys' Coordinator, by participating in several programs for continuing legal education especially in the area of how to prevent, detect and prosecute white collar crime.

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In conclusion, I would like to extend my appreciation for the courtesies and cooperation shown the State Prosecutor's Office during the past year.

Sincerely,



GERALD D. GLASS
State Prosecutor

GDG:lk

c.c. - The Honorable James Clark, Jr.
President
Senate of Maryland

The Honorable Benjamin L. Cardin
Speaker of the House
House of Delegates

The Honorable Stephen H. Sachs
Maryland Attorney General