



**ADMINISTRATIVE OFFICE OF THE COURTS
MARYLAND JUDICIAL CENTER
580 TAYLOR AVENUE
ANNAPOLIS, MARYLAND 21401**

**REPORT ON WIRETAPPING AND ELECTRONIC
SURVEILLANCE PURSUANT TO SEC. 10-409 (C) OF THE
COURTS ARTICLE**

March 3, 2010

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This is the thirty-second report submitted pursuant to section 10-409(c) of the Courts and Judicial Proceedings Article. The report covers Calendar Year 2009.

The requests for electronic surveillance have decreased since Calendar Year 2008. The number of intercepts and conversations of individuals intercepted have also decreased during that period. During 2009 there were forty-five (45) requests for electronic surveillance compared to eighty-nine (89) requests in Calendar Year 2008, representing a decrease of approximately 49 percent. Eight (8) jurisdictions requested authorization for electronic surveillance during Calendar Year 2009, including fourteen (14) requests from Baltimore County, thirteen (13) requests from Baltimore City, five (5) requests from Harford County, five (5) requests from Prince George's County, three (3) requests from Cecil County, three (3) requests from Wicomico County, one (1) request from Anne Arundel County, and one (1) request from St. Mary's County. Several investigations were the result of multiple wiretaps, as indicated in the accompanying tables.

Fourteen (14) of the surveillances requested during Calendar Year 2009 involved investigations pertaining to conspiracy; fourteen (14) requests pertained to narcotics; and eight (8) related to the violation of controlled dangerous substance law. Other categories of

offenses with requests for surveillance included murder (4), intent to distribute (1), robbery (3), and one (1) request that was unspecified as to the offense.

Cellular phones comprised the greatest percent of surveillance devices used during Calendar Year 2009, (forty-three of the forty-five requests). Two wiretaps were requested for land lines and both were located in apartments.

There were 83,606 total communications intercepted, including 9,588 that were of an incriminating nature. This compares to 173,120 communications intercepted and 21,205 incriminating intercepts during Calendar year 2008. The conversations of 2,753 individuals were intercepted during the surveillance. Altogether, there were 16 investigations. While the results of six (6) investigations are still pending, thus far there have been a total of six (6) arrests. Overall, \$691,457 was reported spent on electronic surveillance personnel and resource costs during Calendar Year 2009, compared to the previous year's total of \$2,758,745. (It should be noted that costs for eight (8) investigations were not reported by the law enforcement agency.) The greatest amount of money expended on a single electronic surveillance was reported by Baltimore County with \$269,000 on multiple wiretaps. A second investigation in Baltimore County was the next most costly, totaling \$132,400. Other investigations in Baltimore City, Cecil, and Harford Counties ranged in total cost from \$17,168 to \$50,000. No supplemental reports updating results of pending investigations from prior years were submitted.

A detailed breakdown of each request is attached. Corresponding numbers are used to relate reports submitted by prosecuting officials to those submitted by judges.

Respectfully submitted,

Frank Broccolina,
State Court Administrator

Enclosures

**WIRETAPPING AND ELECTRONIC SURVEILLANCE PURSUANT TO SEC. 10-409(c) OF THE COURTS ARTICLE
JANUARY 1 - DECEMBER 31, 2009**

REPORTS BY PROSECUTING OFFICERS										
Reporting Number	Number of Days in Operation	Average Number of Intercepts Per Day	Number of			Costs		Number of		
			Intercepts	Conversations of Individuals Intercepted	Incriminating Intercepts	Total Cost(\$)/Non-Personnel Cost(\$)	Persons Arrested	Trials	Motions to Suppress Intercepts	Persons Convicted
Baltimore City										
1	4	20.3	81	22	0	\$25,933 (2)	\$8,629	3	pending	
2	4	12.8	51	12	0					
3	22	151.3	3,328	209	23					
4	59	46.5	2,742	83	1,217	\$17,168 (2)	\$7,046			
5	30	45.4	1,363	118	37					
6	30	124.6	3,738	185	702	Pending (8)	Pending			
7	84	23.5	1,976	54	636					
8	13	240.2	3,122	2	0					
9	30	249.6	7,487	138	104					
10	89	86.8	7,727	119	194					
11	88	47.8	4,205	269	49					
12	30	0.0	0	0	0					
13	70	135.8	9,508	213	372					
			45,328	1,424	3334					
Baltimore County										
1	22	141.3	3,109	51	856	\$117,800 (3)	\$5,000	Pending		
2	21	58.2	1,223	51	92					
3	6	104.3	626	51	61					
4	23	69.8	1,605	33	250	\$132,400 (2)	\$5,000	Pending		
5	23	54.2	1,246	43	101					
6	39	286.5	11,175	68	1,062	\$269,000 (9)	\$100,000	Pending		
7	8	1.6	13	0	0					
8	22	59.4	1,307	68	739					
9	1	12.0	12	0	0					
10	15	129.9	1,949	68	100					
11	14	45.9	643	68	301					
12	16	87.5	1,400	68	731					
13	11	48.4	532	68	116					
14	11	17.1	188	68	6					
			25,028	705	4415					
Cecil County										
1	93	60.4	5,619	139	480	\$50,000 (3)	\$25,000.00	3	Pending	
2	93	41.5	3,859	190	526					
3	93	21.8	2,028	200	140					
			11,506	529	1146					
Harford County										
1	20	12.1	241	26	202	\$44,263 (5)	\$12,142	Pending		
2	20	7.2	144	25	172					
3	19	12.4	236	20	59					
4	29	34.9	1,011	20	178					
5	29	3.9	112	4	82					
			1,744	95	693					

**WIRETAPPING AND ELECTRONIC SURVEILLANCE PURSUANT TO SEC. 10-409(c) OF THE COURTS ARTICLE
JANUARY 1 - DECEMBER 31, 2009**

REPORTS BY JUDGES									
Reporting Number*	Court	Official Authorizing Application	Offense Specified	Type of Intercept	Location	Date of Application	Original Order (Days)	Number of Extensions	Total Length (Days)
Anne Arundel County									
1	Circuit Court	State's Attorney	Not specified	Cellular Phone	Cellular Phone	12/3/2009	1	0	0
Baltimore City									
1	Circuit Court	State's Attorney	Robbery	Cellular Phone	Cellular Phone	11/5/2009	30	0	4
2	Circuit Court	State's Attorney	Robbery	Cellular Phone	Cellular Phone	11/5/2009	30	0	4
3	Circuit Court	State's Attorney	Narcotics	Cellular Phone	Cellular Phone	4/27/2009	30	1	59
4	Circuit Court	State's Attorney	Narcotics	Cellular Phone	Cellular Phone	5/26/2009	30	0	30
5	Circuit Court	State's Attorney	Narcotics	Cellular Phone	Cellular Phone	8/6/2009	30	0	22
6	Circuit Court	State's Attorney	Narcotics	Cellular Phone	Cellular Phone	1/22/2009	30	0	30
7	Circuit Court	State's Attorney	Narcotics	Cellular Phone	Cellular Phone	1/22/2009	30	2	84
8	Circuit Court	State's Attorney	Narcotics	Cellular Phone	Cellular Phone	1/22/2009	30	0	13
9	Circuit Court	State's Attorney	Narcotics	Land Line	Apartment	2/12/2009	30	0	30
10	Circuit Court	State's Attorney	Narcotics	Cellular Phone	Cellular Phone	2/19/2009	30	3	89
11	Circuit Court	State's Attorney	Narcotics	Cellular Phone	Cellular Phone	3/2/2009	30	2	88
12	Circuit Court	State's Attorney	Narcotics	Land Line	Apartment	3/12/2009	30	0	
13	Circuit Court	State's Attorney	Narcotics	Cellular Phone	Cellular Phone	3/20/2009	30	2	70
Baltimore County									
1	Circuit Court	State's Attorney	Conspiracy	Cellular Phone	Cellular Phone	2/4/2009	30	0	22
2	Circuit Court	State's Attorney	Conspiracy	Cellular Phone	Cellular Phone	2/5/2009	30	0	21
3	Circuit Court	State's Attorney	Conspiracy	Cellular Phone	Cellular Phone	2/20/2009	30	0	6
4	Circuit Court	State's Attorney	Conspiracy	Cellular Phone	Cellular Phone	10/1/2009	30	0	23
5	Circuit Court	State's Attorney	Conspiracy	Cellular Phone	Cellular Phone	10/1/2009	30	0	23
6	Circuit Court	State's Attorney	Conspiracy	Cellular Phone	Cellular Phone	4/20/2009	30	1	39
7	Circuit Court	State's Attorney	Conspiracy	Cellular Phone	Cellular Phone	4/20/2009	30	0	8
8	Circuit Court	State's Attorney	Conspiracy	Cellular Phone	Cellular Phone	4/20/2009	30	0	22
9	Circuit Court	State's Attorney	Conspiracy	Cellular Phone	Cellular Phone	4/30/2009	30	0	1
10	Circuit Court	State's Attorney	Conspiracy	Cellular Phone	Cellular Phone	5/4/2009	30	0	15
11	Circuit Court	State's Attorney	Conspiracy	Cellular Phone	Cellular Phone	5/5/2009	30	0	14
12	Circuit Court	State's Attorney	Conspiracy	Cellular Phone	Cellular Phone	5/12/2009	30	0	16
13	Circuit Court	State's Attorney	Conspiracy	Cellular Phone	Cellular Phone	5/18/2009	30	0	11
14	Circuit Court	State's Attorney	Conspiracy	Cellular Phone	Cellular Phone	5/18/2009	30	0	11

REPORTS BY JUDGES

Reporting Number*	Court	Official Authorizing Application	Offense Specified	Type of Intercept	Location	Date of Application	Original Order (Days)	Number of Extensions	Total Length (Days)
Cecil County									
1	Circuit Court	State's Attorney	Narcotics	Cellular Phone	Cellular Phone	7/30/2009	30	3	93
2	Circuit Court	State's Attorney	Narcotics	Cellular Phone	Cellular Phone	7/30/2009	30	3	93
3	Circuit Court	State's Attorney	Narcotics	Cellular Phone	Cellular Phone	7/30/2009	30	3	93
Harford County									
1	Circuit Court	State's Attorney	CDS Distribution	Cellular Phone	Cellular Phone	2/24/2009	30	0	20
2	Circuit Court	State's Attorney	CDS Distribution	Cellular Phone	Cellular Phone	2/24/2009	30	0	20
3	Circuit Court	State's Attorney	CDS Distribution	Cellular Phone	Cellular Phone	2/24/2009	30	0	19
4	Circuit Court	State's Attorney	CDS Distribution	Cellular Phone	Cellular Phone	12/1/2009	30	0	29
5	Circuit Court	State's Attorney	CDS Distribution	Cellular Phone	Cellular Phone	12/1/2009	30	0	29
Prince George's County									
1	Circuit Court	State's Attorney	Murder	Cellular Phone	Cellular Phone	2/19/2009	30	1	60
2	Circuit Court	State's Attorney	Murder	Cellular Phone	Cellular Phone	5/20/2009	60	0	60
3	Circuit Court	State's Attorney	Murder	Cellular Phone	Cellular Phone	5/20/2009	60	0	60
4	Circuit Court	State's Attorney	Murder	Cellular Phone	Cellular Phone	5/20/2009	60	0	60
5	Circuit Court	State's Attorney	Armed Robbery	Cellular Phone	Cellular Phone	4/23/2009	60	0	60
St. Mary's County									
1	Circuit Court	State's Attorney	Fugitive/Intent to Distribute	Cellular Phone	Cellular Phone	10/2/2009	90	0	90
Wicomico County									
1	Circuit Court	State's Attorney	CDS Distribution	Cellular Phone	Cellular Phone	12/9/2009	29	1	58
2	Circuit Court	State's Attorney	CDS Distribution	Cellular Phone	Cellular Phone	11/24/2009	29	0	29
3	Circuit Court	State's Attorney	CDS Distribution	Cellular Phone	Cellular Phone	11/16/2009	29	0	29

Reports from judges in Anne Arundel, Prince George's, St. Mary's, and Wicomico Counties had no corresponding reports from law enforcement agencies.

Statewide Summary of Wiretapping and Electronic Surveillance for January 1 - December 31, 2009

Offense	Number (%)
Conspiracy	14 (31.1%)
Narcotics	14 (31.1%)
CDS Distribution	8 (17.8%)
Murder	4 (8.9%)
Robbery	3 (6.7%)
Intent to Distribute	1(2.2%)
Unknown	1(2.2%)
Total	45

Location	Number (%)
Cellular Phone	43 (95.6%)
Apartment	2(4.4%)
Total	45

Number of Arrests	6*
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Intercept Information	Number
Intercepts	83,606
Incriminating Intercepts	9,588
Conversations of Individuals Intercepted	2,753

Type of Device	Number (%)
Cellular Phone	43 (95.6%)
Land Line	2(4.4%)
Total	45

* There are arrests still pending