



**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 1, 2013

**TO THE HONORABLE MEMBERS OF
THE GENERAL ASSEMBLY OF MARYLAND:**

This is the thirty-fifth report submitted pursuant to section 10-409(c) of the Courts and Judicial Proceedings Article. The report covers Calendar Year 2012.

During 2012 there were sixty-nine (69) requests for electronic surveillance. This was similar to Calendar Year 2010 and Calendar Year 2011 during which there were sixty-seven (67) and sixty-eight (68) requests respectively. Eight (8) jurisdictions requested authorization for electronic surveillance during Calendar Year 2012, including thirty-four (34) requests from Harford County, ten (10) requests from Prince George's County, five (5) requests from Baltimore County, five (5) requests from Queen Anne's County, five (5) requests from St. Mary's County, four (4) requests from Kent County, three (3) requests from Frederick County, and three (3) requests from Washington County. Several investigations were the result of multiple wiretaps, as indicated in the accompanying tables.

Fifty-two (52) of the surveillances requested during Calendar Year 2012 involved investigations pertaining to narcotics; and two (2) requests related to the violation of controlled dangerous substance law. Other categories of offenses with requests for surveillance included murder (9), burglary (2), human trafficking (1), collusion (1), telephone misuse (1), and electronic mail harassment (1). Cellular phones comprised ninety-three percent of intercepted devices during Calendar Year 2012, (sixty-four requests). Computers comprised seven percent (five requests).

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There were 93,873 total communications intercepted, including 24,610 that were of an incriminating nature. These figures exclude intercepted communications from Prince George's County and St. Mary's County, which did not submit data. This compares to 110,832 communications intercepted and 24,252 incriminating intercepts during Calendar Year 2011. The conversations of 2,124 individuals were intercepted during the surveillance, excluding conversations from Prince George's County and St. Mary's County. Altogether, there were 14 investigations. While the results of ten (10) investigations are still pending, thus far there have been a total of one hundred twenty-one (121) arrests. Overall, \$1,127,016 was reportedly spent on electronic surveillance personnel and resource costs during Calendar Year 2012, compared to the previous year's total of \$862,538 and the Calendar Year 2010 total of \$284,187. (This amount does not include any cost of surveillance in Prince George's County and St. Mary's County as law enforcement agencies did not report this information.) The greatest amount of money expended on a single electronic surveillance was reported by Baltimore County with \$229,853 on multiple wiretaps. An investigation in Kent County was the next most costly, totaling \$177,000. Other investigations in Harford, Washington, Queen Anne's, and Frederick counties ranged in total cost from \$175,000 to \$13,215. 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, 2012**

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 County											
1	15	301.0	4,515	87	1182						
2	40	35.5	1,420	22	441	\$229,853	\$8,000	35	n/a	n/a	Pending
3	40	85.5	3,418	92	311						
4	24	70.7	1,697	83	155						
5	28	267.5	7,490	174	2043	\$36,983	\$1,500	Pending	Pending	Pending	Pending
			18,540	458	4132						
Frederick County											
1	59	60	3,540	252	125	\$154,200	\$5,700	Pending	Pending	Pending	Pending
2	15	168.8	2,532	72	322	\$72,850	\$2,850	Pending	Pending	Pending	Pending
3	30	140.9	4,228	219	182	\$77,150	\$2,900	Pending	Pending	Pending	Pending
			10,300	543	629						
Harford County											
1	14	54.8	767	5	83						
2	22	56.8	1,250	30	812						
3	14	59.0	826	30	330						
4	11	36.5	401	5	318						
5	9	13.6	122	5	33						
6	19	124.7	2,370	25	897	\$95,000	\$50,000	25	Pending	Pending	Pending
7	29	33.4	970	25	492						
8	29	52.9	1,534	25	744						
9	6	74.0	444	25	301						
10	29	27.2	790	25	366						
11	29	34.8	1,008	25	298						
12	9	53.8	484	43	121						
13	6	59.7	358	40	76						
14	5	39.6	198	30	51						
15	11	14.5	160	20	78						
16	13	97.8	1,272	40	337						
17	35	52.3	1,829	25	331						
18	16	33.1	529	15	191						
19	4	1.3	5	1	0						
20	8	5.9	47	10	7						
21	9	19.8	178	15	82						
22	3	203.7	611	3	13						
23	30	40.6	1,218	30	272	\$177,000	\$72,000	23	Pending	Pending	Pending
24	30	33.9	1,016	25	251						
25	27	178.3	4,813	30	429						
26	26	40.4	1,050	20	178						
27	8	128.3	1,026	30	103						
28	5	39.0	195	25	34						
29	30	100.7	3,022	25	436						
30	2	9.0	18	5	1						
31	2	36.5	73	15	30						
32	29	80.3	2,330	30	675						
33	9	28.7	258	10	43						
34	9	8.6	77	15	24						
			31,249	727	8,437						

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	
Kent County											
1	30	6.2	187	27	42						
2	30	20.4	611	38	171	\$175,000	\$150,000	Pending	Pending	Pending	Pending
3	30	5.8	175	26	36						
4	60	142.3	8,539	62	367						
			9,512	153	616						
Queen Anne's County											
1	54	130.1	7,026	91	5,212						
2	11	222.3	2,445	50	2,305	\$156,120	\$3,700	29	0	10	5
3	18	81.4	1,466	49	1,303						
4	10	unreported	unreported	unreported	unreported	unreported	unreported	Pending	Pending	Pending	Pending
5	57	unreported	unreported	unreported	unreported	unreported	unreported	Pending	Pending	Pending	Pending
			10,937	190	8,820						
Washington County											
1	29	124.0	3,596	27	478	\$13,215	\$2,000	5	3	1	3
2	29	0.0	0	0	0	\$13,215	\$2,000	1	0	0	0
3	58	167.9	9,739	26	1,498	\$26,430	\$4,000	3	2	0	2
			13,335	53	1,976						

**WIRETAPPING AND ELECTRONIC SURVEILLANCE PURSUANT TO SEC. 10-409(c) OF THE COURTS ARTICLE
JANUARY 1 - DECEMBER 31, 2012**

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)
Baltimore County									
1	Circuit Court	State's Attorney	Narcotics	r Phone/Text Me	Cellular Phone	6/13/2012	30	0	15
2	Circuit Court	State's Attorney	Narcotics	r Phone/Text Me	Cellular Phone	6/20/2012	30	1	40
3	Circuit Court	State's Attorney	Narcotics	r Phone/Text Me	Cellular Phone	6/20/2012	30	1	40
4	Circuit Court	State's Attorney	Narcotics	r Phone/Text Me	Cellular Phone	7/3/2012	30	0	24
5	Circuit Court	State's Attorney	CDS Distribution	Cellular Phone	Cellular Phone	11/1/2012	30	0	28
Frederick County									
1	Circuit Court	State's Attorney	Narcotics	r Phone/Text Me	Cellular Phone	10/5/2012	30	1	59
2	Circuit Court	State's Attorney	Narcotics	r Phone/Text Me	Cellular Phone	3/23/2012	30	0	15
3	Circuit Court	State's Attorney	Murder	r Phone/Text Me	Cellular Phone	11/30/2012	30	0	30
Harford County									
1	Circuit Court	State's Attorney	PWI/Narcotics	r Phone/Text Me	Cellular Phone	9/21/2012	30	0	14
2	Circuit Court	State's Attorney	PWI/Narcotics	r Phone/Text Me	Cellular Phone	9/10/2012	30	0	22
3	Circuit Court	State's Attorney	PWI/Narcotics	r Phone/Text Me	Cellular Phone	9/21/2012	30	0	14
4	Circuit Court	State's Attorney	PWI/Narcotics	r Phone/Text Me	Cellular Phone	9/25/2012	30	0	11
5	Circuit Court	State's Attorney	PWI/Narcotics	r Phone/Text Me	Cellular Phone	9/27/2012	30	0	9
6	Circuit Court	State's Attorney	PWI/Narcotics	r Phone/Text Me	Cellular Phone	9/17/2012	30	0	19
7	Circuit Court	State's Attorney	PWI/Narcotics	r Phone/Text Me	Cellular Phone	9/7/2012	30	0	29
8	Circuit Court	State's Attorney	PWI/Narcotics	r Phone/Text Me	Cellular Phone	9/7/2012	30	0	29
9	Circuit Court	State's Attorney	PWI/Narcotics	r Phone/Text Me	Cellular Phone	9/5/2012	30	0	6
10	Circuit Court	State's Attorney	PWI/Narcotics	r Phone/Text Me	Cellular Phone	9/5/2012	30	0	29
11	Circuit Court	State's Attorney	PWI/Narcotics	r Phone/Text Me	Cellular Phone	9/5/2012	30	0	29
12	Circuit Court	State's Attorney	Narcotics	r Phone/Text Me	Cellular Phone	2/14/2012	30	0	9
13	Circuit Court	State's Attorney	Narcotics	r Phone/Text Me	Cellular Phone	2/14/2012	30	0	6
14	Circuit Court	State's Attorney	Narcotics	r Phone/Text Me	Cellular Phone	2/14/2012	30	0	5
15	Circuit Court	State's Attorney	Narcotics	r Phone/Text Me	Cellular Phone	2/25/2012	30	1	11
16	Circuit Court	State's Attorney	Narcotics	r Phone/Text Me	Cellular Phone	2/25/2012	30	0	13
17	Circuit Court	State's Attorney	Narcotics	r Phone/Text Me	Cellular Phone	2/25/2012	30	1	35
18	Circuit Court	State's Attorney	Narcotics	r Phone/Text Me	Cellular Phone	3/20/2012	30	0	16
19	Circuit Court	State's Attorney	Narcotics	r Phone/Text Me	Cellular Phone	3/4/2012	30	0	4
20	Circuit Court	State's Attorney	Narcotics	r Phone/Text Me	Cellular Phone	3/22/2012	30	0	8
21	Circuit Court	State's Attorney	Narcotics	r Phone/Text Me	Cellular Phone	4/4/2012	30	0	9
22	Circuit Court	State's Attorney	Narcotics	r Phone/Text Me	Cellular Phone	9/29/2011	30	0	3
23	Circuit Court	State's Attorney	Narcotics	r Phone/Text Me	Cellular Phone	2/3/2012	30	1	30
24	Circuit Court	State's Attorney	Narcotics	r Phone/Text Me	Cellular Phone	2/9/2012	30	0	30
25	Circuit Court	State's Attorney	Narcotics	r Phone/Text Me	Cellular Phone	3/23/2012	30	0	27
26	Circuit Court	State's Attorney	Narcotics	r Phone/Text Me	Cellular Phone	3/23/2012	30	0	26
27	Circuit Court	State's Attorney	Narcotics	r Phone/Text Me	Cellular Phone	2/9/2012	30	0	8
28	Circuit Court	State's Attorney	Narcotics	r Phone/Text Me	Cellular Phone	2/9/2012	30	0	5
29	Circuit Court	State's Attorney	Narcotics	r Phone/Text Me	Cellular Phone	2/3/2012	30	1	30
30	Circuit Court	State's Attorney	Narcotics	r Phone/Text Me	Cellular Phone	2/9/2012	30	0	2
31	Circuit Court	State's Attorney	Narcotics	r Phone/Text Me	Cellular Phone	2/9/2012	30	0	2
32	Circuit Court	State's Attorney	Narcotics	r Phone/Text Me	Cellular Phone	2/9/2012	30	0	29
33	Circuit Court	State's Attorney	Narcotics	r Phone/Text Me	Cellular Phone	2/9/2012	30	0	9
34	Circuit Court	State's Attorney	Narcotics	r Phone/Text Me	Cellular Phone	2/9/2012	30	0	9

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)
Kent County									
1	Circuit Court	State's Attorney	Narcotics	Cellular Phone/	Cellular Phone	5/29/2012	30	0	30
2	Circuit Court	State's Attorney	Narcotics	Cellular Phone/	Cellular Phone	6/25/2012	30	0	30
3	Circuit Court	State's Attorney	Narcotics	Cellular Phone/	Cellular Phone	8/8/2012	30	0	30
4	Circuit court	State's Attorney	Narcotics	Cellular Phone/	Cellular Phone	6/25/2012	30	1	60
Prince George's County									
1	Circuit Court	Assistant State's Attorney	Homicide	Phone/Text Message	Cellular Phone	7/13/2012	60	0	60
2	Circuit Court	State's Attorney	Electronic Mail Harassment	Phone/Pen Register	Cellular Phone	7/25/2012	90	0	90
3	Circuit Court	Assistant State's Attorney	First Degree Burglary	Message/Pen Register	Cellular Phone	7/25/2012	90	0	90
4	Circuit Court	Assistant State's Attorney	Murder	Computer	Site: Facebook: Social	10/5/2012	30	0	30
5	Circuit Court	Assistant State's Attorney	Murder	Computer	Site: Facebook: Social	10/5/2012	30	0	30
6	Circuit Court	Assistant State's Attorney	Murder	Computer	Site: Facebook: Social	10/5/2012	30	0	30
7	Circuit Court	Assistant State's Attorney	Murder	Computer	Site: Facebook: Social	10/5/2012	30	0	30
8	Circuit Court	Assistant State's Attorney	Murder	Computer	Site: Facebook: Social	10/5/2012	30	0	30
9	Circuit Court	Unreported	Murder	Cellular Phone	Cellular Phone	5/3/2012	30	1	60
10	Circuit Court	Unreported	Murder	Cellular Phone	Cellular Phone	11/28/2012	30	1	60
Queen Anne's County									
1	Circuit Court	State's Attorney	Narcotics	Phone/Text Message	Cellular Phone	6/28/2012	30	1	58
2	Circuit Court	State's Attorney	Narcotics	Phone/Text Message	Cellular Phone	7/27/2012	30	0	11
3	Circuit Court	State's Attorney	Narcotics	Phone/Text Message	Cellular Phone	8/6/2012	30	0	18
4	Circuit Court	State's Attorney	Narcotics	Phone/Text Message	Cellular Phone	8/27/2012	30	0	10
5	Circuit Court	State's Attorney	Narcotics	Phone/Text Message	Cellular Phone	9/26/2012	30	1	57
St. Mary's County									
1	Circuit Court	Assistant State's Attorney	Attempt to distribute controlled substances	Cellular Phone	Cellular Phone	Unreported	Unreported	Unreported	Unreported
2	Circuit Court	State's Attorney	Collusion	Cellular Phone	Cellular Phone	Unreported	Unreported	Unreported	Unreported
3	Circuit Court	State's Attorney	Telephone Misuse	Cellular Phone	Residence/Single Family	Unreported	Unreported	Unreported	Unreported
4	Circuit Court	State's Attorney	Burglary	Cellular Phone	Cellular Phone	Unreported	Unreported	Unreported	Unreported
5	Circuit Court	Deputy State's Attorney	Human Trafficking	Cellular Phone	Cellular Phone	Unreported	Unreported	Unreported	Unreported
Washington County									
1	Circuit Court	State's Attorney	Narcotics	Cellular Phone	Cellular Phone	1/13/2012	30	0	29
2	Circuit Court	State's Attorney	Narcotics	Cellular Phone	Cellular Phone	1/13/2012	30	0	29
3	Circuit Court	State's Attorney	Narcotics	Cellular Phone	Cellular Phone	1/3/2012	30	1	58

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

Statewide Summary of Wiretapping and Electronic Surveillance for January 1 - December 31, 2012

Offense	Number (%)
Narcotics	52 (75.3%)
CDS Distribution	2 (2.9%)
Murder	9 (13%)
Burglary	2 (2.9%)
Human Trafficking	1(1.4%)
Telephone Harassment	1 (1.4%)
Electronic Mail Harssment	1 (1.4%)
Collusion	1 (1.4%)
Total	69

Location	Number (%)
Cellular Phone	64 (92.7%)
Website	5 (7.2%)
Total	69

Number of Arrests	121*
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Intercept Information	Number
Intercepts	93,873
Incriminating Intercepts	24,610
Conversations of Individuals Intercepted	2,124

Type of Device	Number (%)
Cellular Phone	64 (92.7%)
Computer	5 (7.2%)
Total	69

* There are arrests still pending