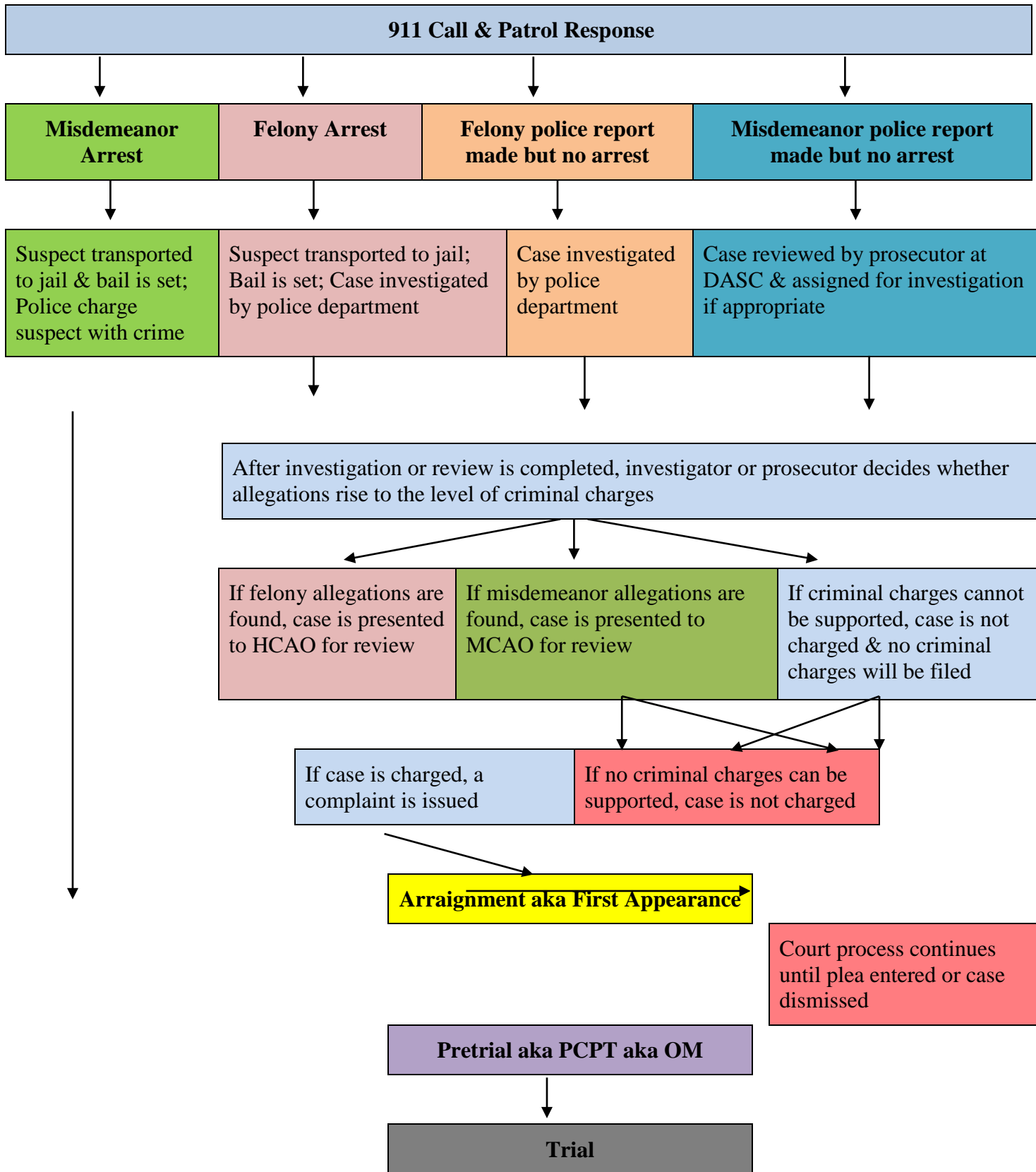


WHAT HAPPENS AFTER THE 911 CALL IN THE CRIMINAL PART OF A DOMESTIC CASE



If case is dismissed or defendant found not guilty after a trial, no further action will be taken in criminal court regarding the domestic violence incident

If defendant pleads guilty or is found guilty after a trial, defendant will be sentenced by the Judge

Court Process Following a Misdemeanor Arrest for a Domestic Violence Crime in Minneapolis

911 Call & Patrol Officers Response

Police Officers gather information to write a report & determine if an arrest can be made
Defendant is Transported to Hennepin County Jail & Police Tab charge Defendant with a crime
Bail is set at \$2400, but may be raised or lowered by a Judge



Arraignment aka First Appearance

Victim will be contacted by CAO VWA to assess safety & to determine victim's wishes regarding defendant's release from jail
Defendant advised of the charges against him/her
Defendant may be appointed a public defender if financially eligible
Judge will determine if Defendant is to held in jail or released
Judge will determine any conditions that the Defendant must follow while the case is pending



Pretrial aka PCPT

Victim is contacted by CAO VWA prior to pretrial to get information regarding the case & to determine how he/she would like the case resolved
Prosecutor & defense attorney will discuss resolving the case
Defendant will enter a plea of guilty or not guilty



Trial

Defendant is considered innocent until proven guilty, so Prosecutor must be prepared to prove the criminal case by presenting evidence through witnesses
Victim will probably be subpoenaed to appear in court to testify at a trial



If case is dismissed or Defendant is found not guilty after a trial, no further action will be taken in criminal court regarding the domestic violence call

If Defendant pleads guilty or is found guilty after a trial, the defendant will be sentenced by the Judge and placed on probation

Court Process Following a Felony Arrest for a Domestic Violence Crime in Minneapolis

911 Call & Patrol Officers Response

Police Officers gather information to write a report & determine if an arrest can be made
Defendant is Transported to Hennepin County Jail & Police place him/her on a "PC hold"
Defendant will be "held without bail" until bail is set by a judge



Police Investigation

Case will be sent to the Domestic Assault Unit of the Police Department for investigation
Investigator will be assigned to the case and will attempt to interview victim & witnesses
Physical evidence such as pictures of injuries, weapons, medical records will be gathered
Defendant will be interviewed
Investigator will review case to see if it rises to the level of criminal charges



Review by Hennepin County Attorney's Office

Prosecutor will determine if evidence supports felony charges, and if so, file a felony complaint
If no felony charges are filed, case could still be charged as a misdemeanor by the City Attorney
If no charges are filed, criminal case is done



Arraignment aka First Appearance



Pretrial aka PCPT aka OM (Omnibus Hearing)



Trial



If case is dismissed or Defendant is found not guilty after a trial, no further action will be taken in criminal court regarding the domestic violence call

If defendant pleads guilty or is found guilty after a trial, the Defendant will be sentenced by the Judge and placed on probation

Charging Process Following a Misdemeanor or Felony Police Report (No Arrest) for a Domestic Violence Crime in Minneapolis

911 Call & Patrol Officers Response

Police Officers gather information to write a report
A Defendant who is not arrested immediately, may be arrested if he is found within 24 hours of the incident

Misdemeanor or Gross Misdemeanor Case Review

Case is reviewed by Prosecutor at the Domestic Abuse Service Center & will be assigned for follow up investigation if appropriate or a letter or brochure may be sent to the victim.

An advocate from either DASC and/or the Domestic Abuse Project (DAP) will always attempt to contact the victim.

Felony Police Investigation

Case will be sent to the Domestic Assault Unit of the Police Department for investigation/review

Advocates work at the Domestic Assault Unit and will attempt to contact the victim

Investigator Follow-up

Investigator will be assigned to the case and will attempt to interview victim & witnesses
Physical evidence such as pictures of injuries, weapons, medical records will be gathered
Defendant will be interviewed

Investigator will review case to see if it rises to the level of criminal charges
Investigator will forward completed investigation to the Prosecutor for review

Charging Decision

Prosecutor will review evidence to determine if there is enough evidence to file criminal charges

If charges can be filed, a complaint will be issued & court process will start

If no charges can be filed, no further action will be taken in criminal court