

**FY 2011 Performance Results  
As of December 31<sup>st</sup>, 2011**

**Performance Measures by Strategic Goals:**

**Strategic Goal I: Prevent Terrorism and Promote the Nation's Security**

| [ ] Designates the reporting entity  | FY 2011<br>Revised Actual | FY 2012 Target* | FY 2013 Target* |
|--------------------------------------|---------------------------|-----------------|-----------------|
| Catastrophic acts of terrorism [FBI] | Zero                      | Discontinued    | Discontinued    |

**Strategic Goal II: Prevent Crime, Enforce Federal Laws, and Represent the Rights and Interests of the American People**

| ] Designates the reporting entity                                                                                               | FY 2011<br>Revised Actual | FY 2012 Target* | FY 2013 Target* |
|---------------------------------------------------------------------------------------------------------------------------------|---------------------------|-----------------|-----------------|
| Number of organized criminal enterprises dismantled [FBI]                                                                       | 39                        | Discontinued    | Discontinued    |
| Number of children depicted in child pornography identified by the FBI [FBI]                                                    | 240                       | Discontinued    | Discontinued    |
| Consolidated Priority Organizations Target (CPOT)-linked drug trafficking organizations [DEA, FBI (Consolidated data - OCDETF)] |                           |                 |                 |
| Dismantled                                                                                                                      | 198                       | 145             | 145             |
| Disrupted                                                                                                                       | 414                       | 340             | 340             |
| Number of high-impact Internet fraud targets neutralized [FBI]                                                                  | 11                        | Discontinued    | Discontinued    |
| Number of criminal enterprises engaging in white-collar crimes dismantled [FBI]                                                 | 366                       | 360             | 360             |
| Percent of cases favorably resolved: [ENRD, ATR, CRM, USA, TAX, CIV, CRT (Consolidated data - JMD/Budget Staff)]                |                           |                 |                 |
| Criminal Cases                                                                                                                  | 93%                       | 90%             | 90%             |
| Civil Cases                                                                                                                     | 85%                       | 80%             | 80%             |
| Percent reduction in DNA backlog (casework only) [OJP]                                                                          | 33%                       | Discontinued    | Discontinued    |
| Percent of children recovered within 72 hours of an issuance of an AMBER alert [OJP]                                            | 90%                       | Discontinued    | Discontinued    |

### Strategic Goal III: Ensure the Fair and Efficient Administration of Justice

| [ ] Designates the reporting entity                                                                                                                                                                                                         | FY 2011<br>Revised Actual    | FY 2012 Target* | FY 2013 Target* |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------|-----------------|-----------------|
| Number of participants in the Residential Substance Abuse Treatment (RSAT) Program [OJP]                                                                                                                                                    | TBD <sup>1</sup>             | Discontinued    | Discontinued    |
| <sup>1</sup> Data are collected on a calendar year basis and reported with a one year lag.                                                                                                                                                  |                              |                 |                 |
| Graduation rate of program participants in the Drug Courts Program (adult drug court participants only) [OJP]                                                                                                                               | 43%                          | Discontinued    | Discontinued    |
| Ensure judicial proceedings are not interrupted due to inadequate security [USMS]                                                                                                                                                           | Zero                         | Discontinued    | Discontinued    |
| Total primary fugitives apprehended or cleared [USMS]                                                                                                                                                                                       |                              |                 |                 |
| Number                                                                                                                                                                                                                                      | 34,629                       | 34,421          | 34,765          |
| Percent                                                                                                                                                                                                                                     | 52%                          | 52%             | 52%             |
| Per day jail costs [OFDT]                                                                                                                                                                                                                   | \$72.88                      | Discontinued    | Discontinued    |
| Percent of system-wide crowding in federal prisons [BOP]                                                                                                                                                                                    | 39%                          | 42%             | 43%             |
| Ensure zero escapes from secure BOP facilities [BOP]                                                                                                                                                                                        | Zero                         | Discontinued    | Discontinued    |
| Comparative recidivism for Federal Prison Industries (FPI) inmates versus non-FPI inmates [FPI / BOP provides data]                                                                                                                         |                              |                 |                 |
| Percentage less likely to recidivate:<br>3 years after release                                                                                                                                                                              | 12%                          | Discontinued    | Discontinued    |
| Rate of serious assaults In federal prisons (per 5,000 Inmates) [BOP]                                                                                                                                                                       | 10/5,000<br>Assaults/Inmates | Discontinued    | Discontinued    |
| Inspection results—Percent of federal facilities with American Correctional Association (ACA) accreditations [BOP]                                                                                                                          | 100%                         | Discontinued    | Discontinued    |
| Percent of Executive Office for Immigration Review (EOIR) priority cases completed within established timeframes [EOIR]                                                                                                                     |                              |                 |                 |
| Institutional Hearing Program                                                                                                                                                                                                               | 88%                          | Discontinued    | Discontinued    |
| Detained Cases – Immigration Court                                                                                                                                                                                                          | 88%                          | Discontinued    | Discontinued    |
| Detained Appeals                                                                                                                                                                                                                            | 94%                          | Discontinued    | Discontinued    |
| * Starting in FY 2012, the Department discontinued most of the measures above as long-term outcome goals and replaced with the new long-term outcome goals included in the FY 2012-2016 Strategic Plan (listed at the end of this section). |                              |                 |                 |

## **Discussion of FY 2011 Performance Results**

**Performance Measure:** Catastrophic Acts of Terrorism

**FY 2011 Target:** 0

**FY 2011 Actual:** 0

**Discussion of FY 2011 Results:** The FBI achieved its target of zero catastrophic terrorist acts for this measure in FY 2011 and will continue its efforts to keep the American people safe from terrorism.

**Performance Measure:** Number of Organized Criminal Enterprises Dismantled

**FY 2011 Target:** 37

**FY 2011 Actual:** 39

**Discussion of FY 2011 Results:** The FBI achieved its target for this measure in FY 2011. The FBI's Transnational Organized Crime Program exceeded the target of 37 dismantlements through the refinement and capitalization of the advantages of intelligence driven investigations. In addition, the FBI increased coordination and intelligence sharing with domestic and international law enforcement and intelligence agencies. Several significant law enforcement actions during FY 2011 highlighted the effectiveness of these efforts, including the examples listed below.

An Armenian Thief-In-Law (TIL) was successfully prosecuted for racketeering for the first time in the United States. The Armenian TIL and 72 other members and associates of an Armenian-American organized crime group were indicted for activities related to more than \$163 million in fraudulent Medicare claims.

127 subjects were arrested for racketeering related crimes, including murder and extortion, resulting in the largest single day operation against La Cosa Nostra.

**Performance Measure:** Number of Children Depicted in Child Pornography Identified by the FBI

**FY 2011 Target:** 140

**FY 2011 Actual:** 240

**Discussion of FY 2011 Results:** The FBI significantly surpassed its target for this measure. The FBI continues its collaboration with the National Center for Missing & Exploited Children's (NCMEC) Child Victim Identification Program (CVIP), CyberTipline, the Innocent Images International Task Force, the Endangered Child Alert Program, and other related efforts.

A major contributor to the Innocent Images National Initiative (IINI) FY 2011 performance is IINI's presence at NCMEC. Currently, IINI details three employees to NCMEC. For example, an actionable lead relayed to the Jacksonville Field Office in late FY 2010 from a NCMEC CyberTipline Report has led to the identification of 44 child victims to date.

**Performance Measure:** CPOT-Linked Drug Trafficking Organizations Disrupted and Dismantled

***FY 2011 Target:***

Dismantled: 157

Disrupted: 318

***FY 2011 Actual:***

Dismantled: 198

Disrupted: 414

**Discussion of FY 2011 Results:** The Department achieved unprecedented results during FY 2011 in dismantling and disrupting CPOT-linked drug trafficking organizations. The Department dismantled 198 CPOT-linked organizations in FY 2011, exceeding its target by 26 percent. This is a 9 percent increase over the 182 dismantled in FY 2010. The Department disrupted 414 CPOT-linked organizations in FY 2011, exceeding its target by 30 percent. This is a 13 percent increase over the 367 reported in FY 2010 and a 50 percent increase over the 276 reported in FY 2009.

During FY 2011, in addition to making important gains against CPOT-linked organizations, the Department continued to achieve significant successes against the CPOTs themselves. Over the course of the last year, six CPOT targets were dismantled and six CPOT targets were disrupted. Through these dismantlements and disruptions, the Department made significant impacts against the Gulf Cartel and other significant cartels operating out of South America. Five of the six dismantled CPOT targets were arrested and extradited to the United States for prosecution. These six dismantled CPOTs had a significant impact on the illegal drug supply in the United States. It is estimated that their individual activities included: the capability of importing and distributing 100,000 tablets of 3,4-methylenedioxymethamphetamine (MDMA) per month into the United States and distributing MDMA, cocaine, marijuana, hash, and methamphetamine around the world; distributing 40 kilograms of heroin to the New York area on a monthly basis; and moving cocaine valued in excess of \$4 billion into the United States since 2004.

In addition to arrests, the Department made other significant gains against the dismantled and disrupted CPOT targets including seizing nearly two million MDMA tablets from a dismantled CPOT target; securing the forfeiture of \$35 million from a dismantled CPOT and seizing 24 properties in excess of 12,000 acres; and seizing approximately \$245 million in assets and financial instruments, over 90 labs, and 24 tons of cocaine from a disrupted CPOT target. Law enforcement activity targeting these CPOTs involved complex and coordinated intelligence driven investigations, with exceptional cooperation between U.S. law enforcement agencies and international partners.

The Department's FY 2011 unprecedented successes dismantling or disrupting 612 CPOT-linked drug trafficking organizations, an 11 percent increase over the 549 dismantled or disrupted in FY 2010, as well as the significant enforcement actions against CPOTs themselves have resulted in keeping multi-ton quantities of illegal drugs such as cocaine, heroin, marijuana and methamphetamine from ever entering the United States.

**Performance Measure:** Number of High-Impact Internet Fraud Targets Neutralized

**FY 2011 Target:** 10

**FY 2011 Actual:** 11

**Discussion of FY 2011 Results:** The FBI met the target for this performance measure.

**Performance Measure:** Number of Criminal Enterprises Engaging in White-Collar Crimes Dismantled

**FY 2011 Target:** 250

**FY 2011 Actual:** 366

**Discussion of FY 2011 Results:** The FBI met and exceeded its target for this measure in FY 2011. The FBI's success in meeting this target was largely due to an increase in the number of agents focusing on White Collar Crime (WCC). In addition, the FBI has developed efficiencies through proactive investigative techniques and technological advances used to address various WCC threats. For example, in relation to Corporate and Securities Fraud, the utilization of Group I Undercover Operations increased from 8 to 11, an increase of 38 percent. These increases, along with advances in the utilization of Title IIIs and other advanced techniques not historically commonly utilized in WCC cases, resulted in significant progress against crime problems such as Insider Trading, as exemplified by the recent conviction and sentencing of Raj Rajaratnam, former founder of hedge fund Galleon Group. In addition, in FY 2011, the FBI was successful at investigating Investment Fraud, as a strong emphasis was placed on this problem through the national "Operation Broken Trust" initiative organized by the Financial Fraud Enforcement Task Force. This initiative was the largest sweep pertaining to investment fraud in U.S. history. Due in part to this initiative and advances in proactive investigations, the FBI obtained the most convictions in the history of its Corporate and Securities Fraud programs.

**Performance Measure:** Percent of Cases Favorably Resolved

**FY 2011 Target:**

Criminal Cases: 90%

Civil Cases: 80%

**FY 2011 Actual:**

Criminal Cases: 93%

Civil Cases: 85%

**Discussion of FY 2011 Results:** The Department exceeded its target for this performance measure. The Department was able to successfully litigate cases involving banking and mortgage fraud, health care fraud, and cases involving antitrust violators, tax evaders, and environmental polluters. Among the DOJ components sharing responsibilities to achieve this goal are the U.S. Attorneys, and the Antitrust, Civil, Civil Rights, Criminal, Environmental and Natural Resources, and Tax Divisions.

**Performance Measure:** Percent Reduction in DNA Backlog

**FY 2011 Target:** Casework: 25%

**FY 2011 Actual:** Casework: 33%

**Discussion of FY 2011 Results:** OJP's FY 2011 target for reducing the DNA casework backlog was set at 25 percent. The DNA backlog was reduced by 33 percent, which exceeded the target.

**Performance Measure:** Percent of Children Recovered within 72 Hours of an Issuance of an AMBER Alert

**FY 2011 Target:** 76%

**FY 2011 Actual:** 90%

**Discussion of FY 2011 Results:** The target for FY 2011 was to recover 76 percent of children within 72 hours of issuing an AMBER Alert. OJP exceeded the target with an actual of 90 percent of victims recovered within 72 hours of an AMBER Alert.

**Performance Measure:** Number of Participants in RSAT

**CY 2010 Target:** 25,000

**CY 2010 Actual:** 29,872

**CY 2011 Target:** 28,000

**CY 2011 Actual:** Data for this measure is collected on a calendar year basis and will be available in June 2012

**Discussion of CY 2010 and CY 2011 Results:** The target for CY 2010 was to have 25,000 participants in RSAT programs. During CY 2010, OJP RSAT grantees reported that 29,872 individuals participated in RSAT programs, which exceeded the target by 4,872 participants.

The target for CY 2011 is to have 28,000 participants in RSAT programs. Data for this measure are collected on a quarterly basis and will be available in June 2012.

**Performance Measure:** Graduation Rate of Program Participants in the Drug Courts Program (Adult drug court participants only)

**2011 Target:** 73%

**2011 Actual:** 43%

**Discussion of FY2011 Results:** The target for FY 2011 was originally set at 73 percent. However, during FY 2011, BJA established a new graduation rate target based on both historical grantee reporting and extensive research into a national average drug court graduation rate. The national average for drug court graduation rate is 50 percent for established (mature) drug courts. BJA has been reporting graduation rates for implementation (immature) grantees, which are just launching start up activities. The average historical rate for immature drug courts is near 46 percent. Since, in the future, BJA will report on graduation rates for implementation (immature) and enhancement (mature) grantees' graduation rates separately, BJA has established a static target of 48 percent. OJP Drug Court grantees reported that 43 percent of program participants graduated during FY 2011.

**Performance Measure:** Number of Judicial Proceedings Interrupted Due to Inadequate Security

**FY 2011 Target:** 0

**FY 2011 Actual:** 0

**Discussion of FY 2011 Results:** The USMS met its FY 2011 target of zero interrupted judicial proceedings.

**Performance Measure:** Number and Percent of Primary Federal Felony Fugitives Cleared or Apprehended

**FY 2011 Target:** 34,000 or 56%

**FY 2011 Actual:** 34,629 or 52%

**Discussion of FY 2011 Results:** For FY 2011, the USMS exceeded its target of 34,000 primary Federal felony fugitives apprehended or cleared by apprehending or clearing 34,629 primary Federal felony fugitives in FY 2011. This resulted in 52 percent of total primary Federal felony fugitives apprehended or cleared which is more than half of all warrants on hand or received during FY 2011. While the target

number was met for this measure, the percentage target of 56 percent was not met due to a larger than expected increase in the number of wanted primary federal felony fugitives. The USMS still views this as a successful performance because the targeted number of primary federal fugitives apprehended or cleared was achieved. Among those arrested, 3,913 were for crimes of homicide, 4,958 were gang members, and 12,793 were sex offenders. In addition, in FY 2011, the USMS had 885 fugitives extradited and /or deported to the United States from other countries.

The 7 operating Regional Fugitive Task Forces (RFTF), in addition to the 75 district task forces, are directing their investigative efforts toward reducing the number of violent crimes. These crimes include terrorist activities, organized crime, drugs, and gang violence. The RFTFs and District Fugitive Task Forces combined led to the arrest of 85,691 state and local fugitive felons in FY 2011. The USMS initiated 2,808 Federal investigations into the failure of sex offenders to meet their registration requirements.

**Performance Measure:** Per Day Jail Costs

**FY 2011 Target:** \$74.02

**FY 2011 Actual:** \$72.88

**Discussion of FY 2011 Results:** The actual per day jail cost for FY 2011 was below the target because of 1) a moratorium on per diem rate increases awarded to state and local facilities providing detention space to the USMS, and 2) economies of scale realized through greater than anticipated usage of private detention facilities that provide reduced housing costs for greater facility utilization. The per diem rate moratorium resulted in cost avoidances during FY 2011.

**Performance Measure:** System-wide Crowding in Federal Prisons

**FY 2011 Target:** 38%

**FY 2011 Actual:** 39%

**Discussion of FY 2011 Results:** During FY 2011, the overall BOP population increased by 7,541. The target crowding level was based upon a projected population increase of 6,034 inmates during FY 2011. Further, the projected population increase for BOP institutions was 2,695 and the actual increase was 4,645. During FY 2011, the BOP was able to increase the rated capacity by 830 of the 958 planned beds, by bringing on-line the remaining beds at the Federal Correctional Institution (FCI) McDowell and the minimum security satellite camp at Mendota. The BOP was not able to achieve the target due to greater than expected inmate growth and lack of funding to bring on-line the medium security beds at FCI Mendota.

**Performance Measure:** Escapes from Secure BOP Facilities

**FY 2011 Target:** 0

**FY 2011 Actual:** 0

**Discussion of FY 2011 Results:** During FY 2011, the BOP had no escapes from secure BOP facilities.

**Performance Measure:** Comparative Recidivism for FPI Inmates vs. Non-FPI Inmates (Percentage less likely to recidivate)

**FY 2011 Target:** 3 years: 15%

**FY 2011 Actual:** 3 years: 12%

**Discussion of FY 2011 Results:** Analyses show a 12 percent relative reduction in recidivism comparing FPI participants with similarly situated comparison subjects. The results of this ongoing research may differ from earlier findings due to changes in the program, improved research methods, changes in the

composition of the inmate population, and changes in the quality and comprehensiveness of data. Comparing results from one year to the next is inherently speculative. That type of analysis would be confounded by changes in the composition of the release population, changes in law enforcement practices, changes in the program, the unpredictable effects of unique historical events, changes that affect opportunities to commit crime, start a family, get a good job, live in a safe neighborhood, and obtain treatment and support. The FPI does not currently plan to revise the target in the near future.

**Performance Measure:** Rate of Serious Assaults in Federal Prisons (per 5,000 Inmates)

**FY 2011 Target:** 16

**FY 2011 Actual:** 10

**Discussion of FY 2011 Results:** The FY 2011 target was met. The actual rate of serious assaults was 10 per 5,000 inmates, lower than the target rate of 16 per 5,000 inmates for FY 2011.

**Performance Measure:** Inspection Results—Percent of Federal Facilities with ACA Accreditations

**FY 2011 Target:** 99%

**FY 2011 Actual:** 100%

**Discussion of FY 2011 Results:** All of the BOP's one hundred fifteen prisons eligible to participate in the accreditation program achieved or maintained their accreditation. FCI McDowell, WV will be eligible for initial accreditation in January 2012 and has successfully completed their site visit. New institutions are not considered eligible for accreditation status until approximately two years after initial activation.

**Performance Measure:** Percent of EOIR Priority Cases Completed Within Established Time Frames

**FY 2011 Target:** 85% for International Hearing Program (IHP) and detained immigration court cases and 90% for detained appeals

**FY 2011 Actual:**

Immigration Court IHP Cases Completed Prior to Release from Incarceration: 88%

Immigration Court Detained Cases Completed Within 60 Days: 88%

Immigration Court Detained Appeals Completed Within 150 Days: 94%

**Discussion of FY 2011 Results:** Through careful management of EOIR's resources, the agency exceeded all three of its goals for FY 2011. As part of the Department's priority goal initiative, EOIR has placed its focus on continuing to meet its large detained caseload. EOIR also used video teleconferencing when appropriate to handle the detained immigration court docket, including Institutional Hearing Program cases. The BIA also continued to manage its resources carefully to ensure that it exceeded its goal of completing 90 percent of detained appeals within 150 days. EOIR will continue to look at innovative ways to manage its detained docket, including close coordination with DHS.

## Performance Measures by Strategic Goals (FY 2012-2013):

### Strategic Goal I: Prevent Terrorism and Promote the Nation's Security Consistent with the Rule of Law

| [ ] Designates the reporting entity                                                                                                                                                                  | FY 2012 Target | FY 2013 Target |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------|----------------|
| Percentage increase in counterterrorism intelligence products shared with the U.S. Intelligence Community, state and local Law Enforcement Community partners, and foreign government agencies [FBI] | 3%             | 6%             |

### Strategic Goal II: Prevent Crime, Protect the Rights of the American People, and Enforce Federal Law

| [ ] Designates the reporting entity                                                                                                  | FY 2012 Target | FY 2013 Target |
|--------------------------------------------------------------------------------------------------------------------------------------|----------------|----------------|
| Number of criminal enterprises engaging in white-collar crimes dismantled [FBI]                                                      | 360            | 360            |
| Percentage increase in gang arrests [FBI, ATF, DEA, USMS, OJP]                                                                       | 2%             | 5%             |
| Percentage increase in intelligence products to support federal, state, and local law enforcement [FBI, ATF, DEA, USMS, OJP]         | 2%             | 5%             |
| Percentage increase in matters/investigations of child sexual exploitation and human trafficking resolved [CRT, FBI, CRM, USA, USMS] | 2%             | 5%             |
| Consolidated Priority Organizations Target (CPOT)-linked drug trafficking organizations [DEA, FBI (Consolidated data - OCDETF)]      |                |                |
| Dismantled                                                                                                                           | 145            | 145            |
| Disrupted                                                                                                                            | 340            | 340            |
| Percent of cases favorably resolved: [ENRD, ATR, CRM, USA, TAX, CIV, CRT (Consolidated data - JMD/Budget Staff)]                     |                |                |
| Criminal Cases                                                                                                                       | 90%            | 90%            |
| Civil Cases                                                                                                                          | 80%            | 80%            |

### Strategic Goal III: Ensure and Support the Fair, Impartial, Efficient, and Transparent Administration of Justice at the Federal, State, Local, Tribal, and International Levels

| [ ] Designates the reporting entity                                               | FY 2012 Target | FY 2013 Target |
|-----------------------------------------------------------------------------------|----------------|----------------|
| Percent of system-wide crowding in federal prisons [BOP]                          | 42%            | 43%            |
| Number/Percent of inmate participants in the Residential Drug Abuse Program [BOP] | 18,500         | 19,000         |
| Number/Percent of primary felony fugitives apprehended or cleared [USMS]          | 34,421/52%     | 34,765/52%     |