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BERKSHIRE DISTRICT ATTORNEY



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24 Beacon Street
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House Clerk Timothy Carroll
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Room 145 – State House
Boston, MA 02133

Re: Annual Report on Interceptions of Communications for Calendar Year 2021

Dear Sirs:

Pursuant to G.L. c. 272, § 99R, I hereby submit this report to the General Court on behalf of the Berkshire District Attorney's Office for the 2021 calendar year.

1. Number of Applications for Warrants

The total number of applications made to justices of the Superior Court for warrants pursuant to G.L. c. 272, § 99, authorizing the interception of oral, wire, data and electronic communications during the 2021 calendar year was: **5**

2. Name of Applicant

All applications were submitted under the name of District Attorney Andrea Harrington, as well as through her designated Assistant District Attorneys.

3. Number of Warrants Issued

The total number of warrants issued pursuant to these applications during the 2021 calendar year was: **5**

4. Effective Period for Warrants

The effective period for the warrants issued was from **March 30, 2021**, to **June 19, 2021**.

5. Number and Designation of Offenses

The warrants were sought to discover evidence of “possession or sale of a narcotic or harmful drug” as defined in G.L. c. 272, § 99(B)(7), including trafficking fentanyl and/or heroin in violation of G.L. c. 94C, § 32E(c), trafficking cocaine in violation of G.L. c. 94C, § 32E(b), the distribution and/or possession with the intent to distribute such controlled substances in violation of G.L. c. 94C, §§ 32, 32A, and the conspiracy to violate the Controlled Substances Act in violation of G.L. c. 94C, § 40.

6. Number of Renewals:

The total number of renewals for all warrants was: **5**

7. Number of Interceptions:

The total number of pertinent interceptions made during the 2021 calendar year was: **7,087**

8. Number of Indictments:

The total number of indictments believed to be obtained because of these interceptions was:

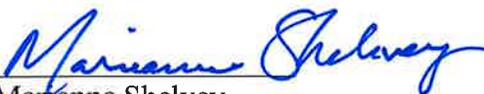
28 indictments were returned against 8 individual defendants

9. Number of Criminal Convictions:

To date, seven (7) defendants have pleaded guilty to twenty-four (24) charges arising from the wiretap investigation described above, to charges including, Trafficking Cocaine, Trafficking Heroin/Fentanyl, Possession of Cocaine with Intent to Distribute, Illegal Possession of Firearms, Illegal Possession of Ammunition, and Improper Storage of Firearms. Two indictments had to be nolle prossed when a defendant passed away. No defendant elected to proceed to trial. Zero cases remain pending as a result of the above interceptions.

If you have any questions, please do not hesitate to contact us.

Very truly yours,


Marianne Shelvey
First Assistant District Attorney