

Victims of Crimes Reference Manual

CASPER MUNICIPAL COURT

Casper Municipal Court

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General Information

Our Mission: To provide all victims with an understanding of the criminal justice system and their rights as victims, and to ensure all victims have consistent treatment and access to services.

Victim Information & Notification Everyday

Victim Information and Notification Everyday (VINE) is an automated service that lets individuals track the custody status of offenders.

By calling the toll-free number (866) 994.8463 or visiting https://www.vinelink.com/, individuals can find out the custody statute of an offender. Individuals can also register to be notified by phone, email, or TTY if the custody statute of an offender changes.

Judge

- Applies the law to the case.
- Oversees the legal process
- Impose the sentence as it relates to the criminal offense, and orders the Defendant to Pay Restitution.

Prosecuting Attorney

- Represents the City of Casper in criminal court cases.
- Acts as the prosecutor for city ordinance violations.
- Seeks justice in prosecuting criminal offenses.
- Uses their discretion to determine if charges will be dismissed, a plea deal will be reached or the case will be prosecuted.

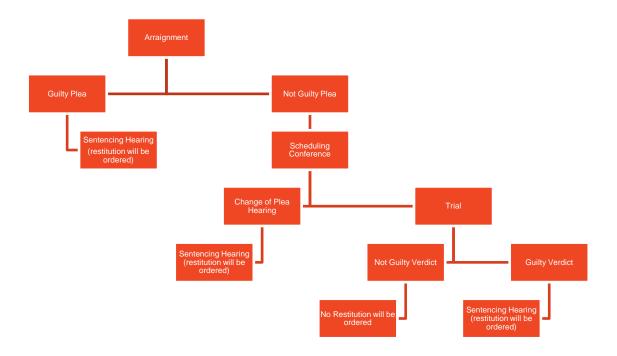
Defense Counsel

- Only applies if the defendant hires their own attorney or if the offense is jailable pursuant to City Ordinane.
- Represents the Defendant to the criminal process and negotiates with the prosecuting attorney.

Casper Police Department

- Responds to the scene and determines if a criminal act occurred.
- Cites the Defendant
- Colelcts evidence and submits evidence to the Prosecuting Attorney

Court Process



Restitution

What is Restitution

Full or partial payment for expenses incurred as a result of a crime. The Court will
determine the restitution that is ordered to be paid by the Defendant that is found guilty
or pleads guilty.

How do I request Restitution?

- Contact the Casper City Attorney's Office and notify them that you have a claim for Restitution by calling 307.235.7503 and requesting an email address to send the information to.
- Provide a quote, bill, or receipt for payment of requested Restitution and email it to the City Attorney's Office.

What Types of Expenses Can Be Claimed?

- Medical Expenses
- Insurance Deductibles
- Cost to Replace Damaged or Unrecovered Property
- Lost Wages

What Types of Expenses Cannot Be Claimed?

- Attorney's Fees Incurred
- Pain and Suffering
- Costs incurred that are unrelated to the criminal offense.
- Costs covered by insurance or through other funds.
- Costs above and beyond what would make a victim "whole."

How is Restitution Paid to the Victim?

Restitution from the Defendant is paid to the Court either in full or through a payment plan set up with the Judge at Sentencing. In either case, the Defendant pays the Court and the payment will be mailed to the victim(s). It is the victim's responsibility to make sure that the Court is notified of any changes in mailing address or telephone number after restitution is ordered.

W.S. § 7-9-111. Limitations on Duty of Prosecutor; Victim's Remedy

Except as provided by W.S. §103(a), the Prosecuting Attorney has no obligation to investigate damages or petition the Court for restitution on behalf of a victim. YOU MUST PROVIDE THE PROSECUTING ATTORNEY WITH THE INFORMATION PRIOR TO SENTENCING. If the victim is not satisfied with the restitution plan approved by the Court, the remedy is a civil action in Circuit Court against the Defendant.

Victim Impact Statement

What is a Victim Impact Statement?

A victim impact statement is an opportunity for victims to tell the Court how the victimization has impacted their life. Victims are under no obligation to complete the statement.

When do I get to provide a Victim Impact Statement?

Please provide this statement prior to Sentencing to the Prosecuting Attorney or be present at sentencing to provide a verbal statement.

What can I include in my Victim Impact Statement?

- Explanation of any physical, psychological, emotional, harm, or trauma suffered.
- Sentence recommendation as they related to the criminal offense within the confines of the law.
- List of any economic loss suffered or property damaged that has resulted in any out of pocket expenses.

Who will see the Victim Impact Statement?

The statement will be used in consideration of sentencing at the sentencing hearing. The prosecuting attorney will give the statement to the Court, any Defense Counsel, and the Defendant. Additionally, Court proceedings are open to the public.

Crime Victim Compensation Program

An individual is eligible for compensation if the:

- Crime occurred in Wyoming
- Injury or death occurred as a result of a crime
- Person was attempting to prevent the commission of a criminal act or apprehend a person committing a crime
- Person was assisting law enforcement, or a victim a crime
- Crime was reported to law enforcement and the victim cooperated fully with the investigation and prosecution of the crime
- Victim's conduct did not contribute to the injury or death
- Application is filed within one (1) year of the date of the crime
- Compensation will not benefit the offender in any way

Individuals that can file a claim include the:

- · Victim of a crime who has suffered physical injury as a result of violent crime
- · Families and dependents of deceased victims
- · Persons who are authorized to act on behalf of victims

Individuals not eligible for compensation include a(n):

- Offender and/or accomplice
- Victim convicted of a felony after applying for compensation
- Victim under indictment or convicted of a felony
- Victim who is incarcerated in a prison or correctional facility when a criminal attack takes place
- Victim whose expenses are paid entirely by other sources
- · Victim of property crime
- Victim of monetary or property loss seeking to be compensated only for pain and suffering

Possible expenses that can be considered for compensation include (limitation to benefits may apply):

- · Medical and mental health
- · Loss of earnings or support
- · Homemaker/childcare replacement
- Funeral/burial expenses
- Relocation expenses
- Catastrophic injury
- Other expenses, such as travel costs, replacement of items taken as evidence, crime scene clean up

Claim Process:

- A VW Advocate can assist victims through the claim process
- The Division of Victim Services will verify all information provided, review application, and decide if compensation will be awarded
- Victims will get notified of the amount awarded or if a claim is denied or payment reduced, with the reason provided in writing
- VW Advocates do not award victim compensation funds and cannot speak for the Division of Victim Services

Community Resources

Wyoming Crime Victim Compensation Program

122 West 25th Street, Cheyenne, WY. 82002

Phone: 307-777-7200

Toll Free: 888-996-8816

Fax: 307-777-6683

Casper Police Department

Leslie Fritzler, Victim Specialist (307)

235-8347

Iza Hill, Victim Services Technician

(307) 235-7576

Fax: (307) 235-7517

Non-Emergency: (307) 235-8278

Court Information

Casper Municipal Court

200 North David Street Casper, WY 82601 **Tel** 307.235.8267

Fax 307.235.8405

MuniCourtClerk@cityofcasperwy.com