



**County of Chester
Office of the Controller
Internal Audit Department**

**Audit Report
For the Years Ended
December 31, 2013 and 2012**

***County of Chester
Magisterial District Court
15-1-02***

**Annual Financial Statement
Audit**

Norman MacQueen, Controller

COUNTY OF CHESTER
MAGISTERIAL DISTRICT COURT 15-1-02
ANNUAL FINANCIAL STATEMENT AUDIT
AS OF DECEMBER 31, 2013 and 2012

Magisterial District Judge Thomas Tartaglio
1572 Paoli Pike
West Chester, PA 19380

COUNTY OF CHESTER
MAGISTERIAL DISTRICT COURT 15-1-02
FOR THE YEARS ENDED DECEMBER 31, 2013 and 2012

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NORMAN MACQUEEN
Controller

Internal Auditor's Report

Magisterial District Judge Thomas Tartaglio
1572 Paoli Pike
West Chester, PA 19380

Report on the Financial Statements

We have audited the accompanying financial statements of Magisterial District Court 15-1-02 (*District Court*), which comprises the statements of assets and liabilities arising from cash transactions as of December 31, 2013 and 2012, and the related statements of cash receipts, disbursements and cash balances for the years then ended, and the related notes to the financial statements.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with the cash basis of accounting described in Note 1; this includes determining that the cash basis of accounting is an acceptable basis for the preparation of the financial statements in the circumstances. Management is also responsible for the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatements, whether due to fraud or error.

Auditor's Responsibility

Our responsibility is to annually audit the accounts of every magistrate or district judge within the County and to report the results of such audits to the Chester County Commissioners, the Chester County Court of Common Pleas, the Auditor General of Pennsylvania, and to the governing body of each political subdivision which is entitled to receive funds collected on its behalf by the *District Court*.

Our responsibility is to express an opinion on these financial statements based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the Government Auditing Standards issued by the Comptroller General of the United States. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditor's judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we express no such opinion. An audit

also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant estimates made by management, as well as evaluating the overall financial statement presentation.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our opinion.

Opinion

In our opinion, the financial statements referred to above present fairly, in all material respects, the assets and liabilities arising from cash transactions of the *District Court* as of December 31, 2013 and 2012, and its cash receipts, disbursements and cash balances for the years then ended in accordance with the cash basis of accounting described in Note 1.

Basis of Accounting

We draw attention to Note 1 of the financial statements, which describes the basis of accounting. The financial statements are prepared on the cash basis of accounting, which is a basis of accounting other than accounting principles generally accepted in the United States of America. Our opinion is not modified with respect to this matter.

Other Matter

In accordance with Government Auditing Standards, Internal Audit has also issued a separate report dated June 2, 2014 on our evaluation of the *District Court's* internal control over financial reporting and on our tests of compliance with certain provisions of laws, regulations, policies and/or procedures. That report is an integral part of an audit performed in accordance with Government Auditing Standards and is to be read in conjunction with this report in considering the results of our audit.



Norman MacQueen
Controller

June 2, 2014

COUNTY OF CHESTER

MAGISTERIAL DISTRICT COURT 15-1-02

STATEMENTS OF ASSETS AND LIABILITIES – CASH BASIS

DECEMBER 31, 2013 and 2012

	<u>2013</u>	<u>2012</u>
<u>Assets</u>		
Cash - Checking Account	\$ 30,165	\$ 26,036
Cash - Petty Cash/Change Fund	<u>150</u>	<u>150</u>
Total Assets	<u>\$ 30,315</u>	<u>\$ 26,186</u>
 <u>Liabilities</u>		
Commonwealth of Pennsylvania	\$ 1,313	\$ 4,779
County of Chester	6,896	5,486
East Goshen Township	188	-
Easttown Township	1,401	2,541
Tredyffrin Township	1,575	3,634
Willistown Township	824	-
Malvern Borough	221	-
Bail, Restitution and Collateral	17,747	9,596
Due to County - Petty Cash/Change Fund	<u>150</u>	<u>150</u>
Total Liabilities	<u>\$ 30,315</u>	<u>\$ 26,186</u>

The accompanying notes are an integral part of these financial statements.

COUNTY OF CHESTER

MAGISTERIAL DISTRICT COURT 15-1-02

STATEMENTS OF RECEIPTS, DISBURSEMENTS
AND CASH BALANCES – CASH BASIS

FOR THE YEARS ENDED DECEMBER 31, 2013 and 2012

	<u>2013</u>	<u>2012</u>
<u>Receipts</u>		
Commonwealth of Pennsylvania	\$ 282,805	\$ 240,956
County of Chester	94,937	76,625
East Goshen Township	311	-
Easttown Township	36,956	26,227
Tredyffrin Township	30,568	41,510
Willistown Township	1,389	-
Tredyffrin-East School District	-	1
Malvern Borough	296	-
Bail, Restitution, and Collateral	<u>58,218</u>	<u>75,912</u>
Total Receipts	505,480	461,231

The accompanying notes are an integral part of these financial statements.

COUNTY OF CHESTER

MAGISTERIAL DISTRICT COURT 15-1-02

STATEMENTS OF RECEIPTS, DISBURSEMENTS
AND CASH BALANCES – CASH BASIS

FOR THE YEARS ENDED DECEMBER 31, 2013 and 2012

	<u>2013</u>	<u>2012</u>
<u>Disbursements</u>		
Commonwealth of Pennsylvania	286,272	238,263
County of Chester	93,527	76,144
East Goshen Township	122	-
Easttown Township	38,095	24,893
Tredyffrin Township	32,628	41,678
Willistown Township	565	-
Tredyffrin-East School District	-	16
Malvern Borough	75	-
Bail, Restitution, and Collateral	<u>50,067</u>	<u>82,419</u>
Total Disbursements	<u>501,351</u>	<u>463,413</u>
Cash Increase (Decrease)	4,129	(2,182)
Cash, Beginning of Year	<u>26,036</u>	<u>28,218</u>
Cash, End of Year	<u><u>\$ 30,165</u></u>	<u><u>\$ 26,036</u></u>

The accompanying notes are an integral part of these financial statements.

COUNTY OF CHESTER

MAGISTERIAL DISTRICT COURT 15-1-02

NOTES TO FINANCIAL STATEMENTS

FOR THE YEARS ENDED DECEMBER 31, 2013 and 2012

Note 1 - Summary of Significant Accounting Principles

Background and Reporting Entity

The financial statements of the *District Court* include only those transactions handled directly by the *District Court*. These transactions include the collection of costs, fines, bail, and restitution, as well as the subsequent disbursement of these funds to the Commonwealth of Pennsylvania, to related political subdivisions, and to citizens served by the *District Court*. As such, the *District Court* acts as a conduit for the Commonwealth, local municipalities, and constituents it serves. Consequently, the *District Court's* cash balance at any point in time represents undisbursed funds to one (or all) of these parties. For financial statement purposes, these undisbursed funds are included as a liability of the *District Court*.

The actual operating expenses of the *District Court* are paid by the County of Chester, except for the Magisterial District Judge's salary which is paid by the Commonwealth. These costs include the salaries and wages of district court employees, fringe benefits, office rent, postage, telephone, office supplies, computer/LAN use, and furniture and equipment. These costs are not included in the audited Statement of Cash Receipts, Disbursements, and Cash Balance.

Basis of Accounting

The books and records of the *District Court* are maintained on the cash basis of accounting. Consequently, receipts are recognized when received rather than when assessed or otherwise due and disbursements are recognized when paid rather than when the obligation is incurred. Accordingly, the accompanying statements do not present the assets, liabilities, receipts, disbursements, and cash balance in accordance with generally accepted accounting principles.

Note 2 - Legal Matters

Our audit disclosed no pending litigation involving the *District Court* or its Magisterial District Judge (Thomas Tartaglio) that would affect the financial statements for the year ended December 31, 2013.

COUNTY OF CHESTER

MAGISTERIAL DISTRICT COURT 15-1-02

NOTES TO FINANCIAL STATEMENTS

FOR THE YEARS ENDED DECEMBER 31, 2013 and 2012

Note 3 – District Court Realignments

On January 24, 2013, upon consideration of The Honorable James P. MacElree II, President Judge's Petition to Reestablish the Magisterial Districts of the 15th Judicial District of the Commonwealth of Pennsylvania, it was ordered and decreed that effective January 2, 2014 Magisterial District Court 15-2-05 within Chester County would be eliminated and that the judgeship for this Magisterial District Court would not appear on the ballot in the 2013 municipal election.

In preparation for the elimination of Magisterial District Court 15-2-05, effective November 1, 2013, all new Criminal, Traffic, Summary and Civil filings in East Goshen Township, Easttown Township, Malvern Borough, Tredyffrin Township (voting districts East 1 and 2, Middle 1, 5, and 6, and West 3 & 4), and Willistown Township were filed in Magisterial District 15-1-02 before Magisterial District Judge Thomas W. Tartaglio. All new filings in East Whiteland Township (voting districts East 3, 4 and 5, Middle 2, 3, 4, and 7, and West 1, 2 and 5) were filed in Magisterial District 15-4-01 before Magisterial District Judge Analisa S. Sondergaard.

On December 27, 2013, Magisterial District Court 15-1-02 relocated to the court facility which was occupied by Magisterial Judge Darlington located at 1572 Paoli Pike, West Chester. Filings for Magisterial District Court 15-1-02 were accepted at the new court location beginning Monday, December 30, 2013. Magisterial District Courts 15-1-02 and 15-2-05 shared court facilities until January 6, 2014 on which date Magisterial District Court 15-2-05 closed. On this same date, all open civil and landlord/tenant filings from Magisterial District Court 15-2-05 were transferred to Magisterial District Court 15-1-02.

SUPPLEMENTAL INFORMATION

COUNTY OF CHESTER

MAGISTERIAL DISTRICT COURT 15-1-02

SCHEDULES OF COUNTY OF CHESTER
REVENUES AND DIRECT EXPENDITURES

FOR THE YEARS ENDED DECEMBER 31, 2013 and 2012
(Unaudited)

	<u>2013</u>	<u>2012</u>
<u>Revenues</u>		
County Fines and Costs	\$ 94,146	\$ 77,848
<u>Direct Expenditures</u>		
Salaries and Wages	\$ 136,004	\$ 118,545
Fringe Benefits	55,375	60,997
Office Rent	96,000	96,000
Postage	6,236	6,384
PC Hardware/Software	5,147	-
Electric	3,856	4,938
Telephone and Data Lines	1,699	2,406
Office Supplies	1,423	2,885
Equipment Rentals	580	1,439
Equipment Repairs	375	-
Employee Travel and Mileage	49	-
Other General Expenses	-	157
Total Direct Expenditures	\$ 306,744	\$ 293,751

Note 1: The revenue figure per the County of \$94,146 differs from the amount disbursed to the County by the *District Court* of \$93,527. This results from the use of the cash basis of accounting by the *District Court* and the modified accrual basis of accounting by the County. The *District Court* recognizes the disbursement as of the check date, while the County recognizes the revenue in the year the fines and costs are collected by the *District Court*.

COUNTY OF CHESTER

MAGISTERIAL DISTRICT COURT 15-1-02

GENERAL INFORMATION

**FOR THE YEARS ENDED DECEMBER 31, 2013 and 2012
(Unaudited)**

- (1) A comparison of the case load between 2013 and 2012 is as follows:

<u>Docket Description</u>	<u>Case Load</u>	
	<u>2013</u>	<u>2012</u>
Traffic	3,951	2,770
Non-traffic	184	365
Civil	144	164
Landlord/Tenant	84	54
Criminal	<u>137</u>	<u>164</u>
Total cases docketed for the year	<u><u>4,500</u></u>	<u><u>3,517</u></u>

- (2) The *District Court's* support staff was comprised of four (4) full time individuals during 2013.



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NORMAN MACQUEEN
Controller

June 2, 2014

Magisterial District Judge Thomas Tartaglio
1572 Paoli Pike
West Chester, PA 19380

Report on Internal Control Over Financial Reporting and on Compliance and Other Matters

In planning our audit of the financial statements of District Court 15-1-02 (*District Court*) as of and for the year ended December 31, 2013, in accordance with auditing standards generally accepted in the United States of America, we considered the *District Court's* internal control over financial reporting as a basis for designing our audit procedures for the purpose of expressing our opinion on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of the *District Court's* internal control over financial reporting. Accordingly, we do not express an opinion on the effectiveness of the *District Court's* internal control over financial reporting.

Our consideration of internal control over financial reporting was for the limited purpose described in the preceding paragraph and was not designed to identify all deficiencies in internal control over financial reporting that might be significant deficiencies or material weaknesses and therefore, there can be no assurance that all significant deficiencies or material weaknesses have been identified.

A *deficiency* in internal control exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct misstatements on a timely basis. A *material weakness* is a deficiency, or a combination of deficiencies, in internal control, such that there is a reasonable possibility that a material misstatement of the *District Court's* financial statements will not be prevented, or detected and corrected on a timely basis.

As part of obtaining reasonable assurance about whether the *District Court's* financial statements are free of material misstatement, we performed tests of its compliance with certain provisions of laws and regulations, noncompliance with which could have a direct and material effect on the determination of financial statement amounts. However, providing an opinion on compliance with those provisions was not an objective of our audit, and accordingly, we do not express such an opinion. The results of our tests disclosed no instances of noncompliance or other matters that are required to be reported under *Government Auditing Standards*.

Report on Internal Control Over Financial Reporting and on Compliance and Other Matters

We noted certain matters that we reported to management of the *District Court* in a separate letter dated June 2, 2014, regarding cash adjustments, undisbursed funds, voided receipts and stale-dated checks.

This report is intended for the information of the Chester County Commissioners, the Chester County Court of Common Pleas, the Auditor General of Pennsylvania, and all other political affiliates served by the *District Court*. This report is, however, a matter of public record, and its distribution is not limited.



Norman MacQueen
Controller

COUNTY OF CHESTER
MAGISTERIAL DISTRICT COURT 15-1-02
SUMMARY OF EXIT CONFERENCE
FOR THE YEAR ENDED DECEMBER 31, 2013

An exit conference was not warranted for the audit of Magisterial District Court 15-1-02. Magisterial District Judge Thomas Tartaglio accepted the audit report and management letter as presented.