




COUNTY OF LEHIGH
OFFICE OF THE CONTROLLER

LEHIGH COUNTY GOVERNMENT CENTER
17 SOUTH SEVENTH STREET
ALLENTOWN, PA 18101-2400
(610) 782-3082 FAX: (610) 820-3335

THOMAS SLONAKER
COUNTY CONTROLLER

JOHN A. FALK
DEPUTY CONTROLLER

TO: Final Report Distribution
FROM: Thomas Slonaker, County Controller 
DATE: October 19, 2010
RE: Audit of Magisterial District Court #31-3-01

We have completed a financial audit of Magisterial District Court #31-3-01, County of Lehigh, Pennsylvania for the period January 1, 2008 to December 31, 2009. Our audit report number 10-65 is attached.

The results of our audit are:

- The County of Lehigh received the proper amounts due from Magisterial District Court #31-3-01.
- The magisterial district judge is in general compliance with the applicable financial AOPC guidelines.

Attachment

MDJ/HAMMOND

COUNTY OF LEHIGH, PENNSYLVANIA
MAGISTERIAL DISTRICT COURT #31-3-01

Financial Audit
For The period January 1, 2008 to December 31, 2009

REPORT NO. 10-65

COUNTY OF LEHIGH, PENNSYLVANIA
MAGISTERIAL DISTRICT COURT #31-3-01

Table of Contents

	Page(s)
OPINION OF THOMAS SLONAKER LEHIGH COUNTY CONTROLLER	1-2
Statement of Receipts and Disbursements and Changes in Cash Balance for the period January 1, 2008 to December 31, 2009	3
Notes to Financial Statement	4
Comments on Compliance/Internal Control	5-6
*Schedule of Prior Audit Findings and Recommendations	7
Magisterial District Court #31-3-01's Response	No Response

*From Controller's Office report #08-18 issued May 15, 2008 covering years ended December 31, 2006 and 2007 and report #06-42 issued October 13, 2006 covering years ended December 31, 2004 and 2005.



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THOMAS SLONAKER
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JOHN A. FALK
DEPUTY CONTROLLER

Magisterial District Judge Rod Beck
Magisterial District Court #31-3-01
106 South Walnut Street
Slatington, PA 18080

We have audited the accompanying Statement of Receipts and Disbursements and the Changes in Cash Balance of Magisterial District Court #31-3-01 for the period January 1, 2008 to December 31, 2009 as listed in the Table of Contents. The financial statements are the responsibility of Magisterial District Court #31-3-01's management. Our responsibility is to express an opinion on the Statement of Receipts and Disbursements and the Changes in Cash Balance based on our audit.

We conducted our audit in accordance with the auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *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 includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by management, as well as evaluating the overall financial statement presentation. We believe that our audit provides a reasonable basis for our opinion.

As discussed in Note 1, the financial statements were prepared on the basis of cash receipts and disbursements, which is a comprehensive basis of accounting other than generally accepted accounting principles.

Also, as discussed in Note 1, the financial statements present only the Magisterial District Court #31-3-01 financial activity and does not purport to, and does not, present fairly the assets, liabilities, and results of operations of the County of Lehigh for the period January 1, 2008 to December 31, 2009 in conformity with the cash receipts and disbursements basis of accounting.

In our opinion, the Statement of Receipts and Disbursements and Changes in Cash Balance referred to above presents fairly, in all material respects, the financial activity arising from cash transactions of the Magisterial District Court #31-3-01 for the period January 1, 2008 to December 31, 2009, on basis of accounting described in Note 1. However, we noted control deficiencies or other management issues that are described in the accompanying "*Schedule of Prior Audit Findings and Recommendations*".

In accordance with *Government Auditing Standards*, we have also issued a report dated October 15, 2010 on our consideration of Magisterial District Court #31-3-01's internal control over financial reporting and our tests of its compliance with certain provisions of laws, regulations, and other matters. The purpose of that report is to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on the internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* and should be considered in assessing the results of our audit.



THOMAS SLONAKER
County Controller

October 15, 2010
Allentown, Pennsylvania

Final Distribution:

Auditor General of Pennsylvania
Board of Commissioners
Donald T. Cunningham, Jr., County Executive
Heidelberg Township
Brian L. Kahler, Fiscal Officer
Lynn Township
The Honorable William H. Platt, President Judge
H. Gordon Roberts, Magisterial District Judge Administrator
Andrew Simpson, AOPC
Borough of Slatington
Washington Township

COUNTY OF LEHIGH, PENNSYLVANIA
MAGISTERIAL DISTRICT COURT #31-3-01

*Statement of Receipts and Disbursements
and Changes in Cash Balance
For the period January 1, 2008 to December 31, 2009
(NOTE 1)*

	<u>2008</u>	<u>2009</u>
Receipts:		
Office Receipt Activity	\$ 296,390	\$ 295,337
Bank Account Interest	28	23
	-----	-----
Total Receipts	296,418	295,360
	-----	-----
Disbursements:		
Commonwealth of Pennsylvania - Costs and Fines	145,935	141,154
County of Lehigh - Costs and Fines	65,837	70,740
Other (NOTE 2)	65,464	58,858
Borough of Slatington - Fines	15,407	13,127
Washington Township - Fines	5,082	6,034
Lynn Township - Fines	1,583	1,004
Heidelberg Township - Fines	1,138	1,207
Commonwealth of Pennsylvania - Interest	28	23
	-----	-----
Total Disbursements	300,474	292,147
	-----	-----
Receipts Over (Under) Disbursements	(4,055)	3,213
Beginning Cash Balance, January 1	18,056	14,001
	-----	-----
Ending Cash Balance, December 31	\$ 14,001	\$ 17,214
	=====	=====

The accompanying notes to financial statement are an integral part of this statement.

COUNTY OF LEHIGH, PENNSYLVANIA
MAGISTERIAL DISTRICT COURT #31-3-01

Notes to Financial Statement
For the period January 1, 2008 to December 31, 2009

1. **Summary of Significant Accounting Policy**

A. Reporting Entity

The Magisterial District Court #31-3-01's financial activity is a part of the County of Lehigh's reporting entity, included in the general fund and is subject to annual financial audit by external auditors. This report is only for internal audit purposes.

B. Basis of Accounting

The accounting records of the County of Lehigh and the Statement of Receipts and Disbursements and Changes in Cash Balance are maintained on the cash receipts and disbursements basis of accounting. Under this basis of accounting, revenue is recognized when cash is received and expenditures are recognized when paid. This differs from Generally Accepted Accounting Principles (GAAP) which requires the accrual basis of accounting.

C. Administrative Guidelines

An automated *Clerical Procedures Manual* is published by the Administrative Office of Pennsylvania Courts (AOPC). Each magisterial district court is required to follow the procedures mandated under the authority of Rule 505 of the Pennsylvania Rules of Judicial Administration.

D. Magisterial District Judge During the Audit Period

Rodney R. Beck was the magisterial district judge for the period January 1, 2008 to December 31, 2009.

2. **Other Disbursements**

Other disbursements include refund of overpayments, restitution, refund of bail security, serving costs, and other miscellaneous disbursements.



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DEPUTY CONTROLLER

Magisterial District Judge Rod Beck
Magisterial District Court #31-3-01
106 South Walnut Street - Suite 502
Slatington, PA 18080

We have audited the financial statements of Magisterial District Court #31-3-01 for the period January 1, 2008 to December 31, 2009 and have issued our report thereon dated October 15, 2010. We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States.

In planning and performing our audit, we considered Magisterial District Court #31-3-01's internal control over financial reporting as a basis for designing our auditing procedures for the purpose of expressing our opinion on the Statement of Receipts and Disbursements and the Changes in Cash Balance but not for the purpose of expressing an opinion on the effectiveness of the Magisterial District Court #31-3-01's internal control over financial reporting. Accordingly, we do not express an opinion on the effectiveness of the Magisterial District Court #31-3-01's internal control over financial reporting.

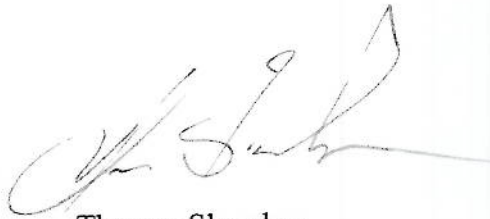
A deficiency in internal control exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent or detect misstatements on a timely basis. A significant deficiency is a deficiency, or combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance.

A material weakness is a deficiency, or combination of deficiencies, in internal control, such as there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented or detected and corrected on a timely basis.

Our consideration of internal control over financial reporting was for the limited purpose described in the first paragraph of this section and would not necessarily identify all deficiencies in internal control that might be significant deficiencies or material weaknesses. We did not identify any deficiencies in internal control over financial reporting that we consider to be material weaknesses, as defined above.

As part of obtaining reasonable assurance about whether the Magisterial District Court #31-3-01's financial statements are free of material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements, 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*.

This report is intended solely for the information and use of management and other affected county offices and is not intended to be and should not be used by anyone other than these specified parties. However, this report is a matter of public record and its distribution is not limited.

A handwritten signature in dark ink, appearing to read 'T. Slonaker', with a stylized flourish at the end.

Thomas Slonaker
County Controller

October 15, 2010
Allentown, Pennsylvania

COUNTY OF LEHIGH, PENNSYLVANIA
MAGISTERIAL DISTRICT COURT #31-3-01

Schedule of Prior Audit Findings and Recommendations

1. Undisbursed Funds

Condition: The magisterial district court routinely holds funds (i.e., constable serving fees, bail, hearing collateral or restitution payments) for specific cases being heard within its jurisdiction. The undisbursed funds are usually disbursed within six months of the date received. There are 18 cases listed on the December 2007 *Undisbursed Funds Report* where funds were received from September 2004 through May 2007 and have not been disbursed.

This condition was noted in our previous audit report #06-42 issued October 13, 2006.

Recommendation: The magisterial district judge should promptly adjudicate the 18 cases mentioned above. The magisterial district judge should periodically review all open cases on the monthly *Undisbursed Funds Report* and follow-up as necessary in order to close all cases in a timely manner. Funds held for executions that have not been served should be returned to the payer. If the payer cannot be located, the funds should be escheated to the Commonwealth of Pennsylvania.

Current Status: There are no undisbursed funds listed on the December 2009 Undisbursed Funds Report that should have been disbursed.

2. Internal Control Weakness – Central Cash Drawer for Office Staff

Condition: The magisterial district court staff does not have individual cash drawers to balance out the days' receipts. The office uses a centralized cash drawer that co-mingles the entire day's receipts of all staff members and the office change fund. The use of a centralized cash drawer does not provide individual accountability if a cash overage or shortage occurs.

This condition was noted in our previous audit report #06-42 issued October 13, 2006.

Recommendation: The magisterial district court management should provide individual cash drawers and allocate the office change fund among all staff members in order to provide individual accountability for change funds and daily receipts.

Current Status: No change. Office uses a centralized cash drawer.