

Sentencing Disparity and Attitude Towards Judicial System: Evidence from a Survey Experiment*

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Abstract

This paper studies whether information about sentencing disparity undermines public trust in the judicial system and affects (intended) behavior in an environment where the judicial system enjoys a relatively high level of trust. In particular, I conduct a survey experiment in which I provide the general public with varying information about sentencing disparity among judges in the Czech Republic. I show that information about sentencing disparity increases willingness to read and sign a petition that invites politicians to particularize sentencing principles by 4.3 percentage points (7 %). The effect is driven by: (i) female respondents with children who are more likely to be concerned about the sentencing disparity in the presented crime of *failure to pay alimony*; and (ii) individuals who have a priori low level of approval for the judicial system. Additionally, the information shifts policy preferences; fairness of the judicial system is viewed as higher-priority policy among respondents informed about the sentencing disparity. On the contrary, I find no evidence that the information about sentencing disparity affects declared institutional trust, willingness to apply to the court, nor demand for alternative dispute resolutions.

JEL Codes: C90, D02, K40.

Keywords:

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1 Introduction

Discretion in public authorities decision-making often leads to significant disparities in their decision. Sentencing disparity among judges who systematically differ in their sentencing patterns (e.g. propensity to incarcerate) is one of the most distinctive and worrying examples documented and discussed in academic literature and media.¹ The fact that, in spite of formal rules of standard democracies (e.g., equality before the law; clear, stable, predictable application of the law), the personality of the judge assigned to a case plays a key role in the sentencing decisions, may undermine perceived competence of the judicial system to act right and fair, and thus weaken public trust.

Understanding of how the general public perceive information about sentencing disparity (or any other weak performance of state institution) and whether and through which channels it may cause reaction has also policy implications. On the one hand, truthful information about competence of institutions to deliver on their responsibility may help (re)build public trust (OECD, 2017), which, in turn, shapes behavior with important economic and social consequences. For example, Acemoglu et al. (2020) show that truthful information about reduced delays in state courts increases reported likelihood of using formal courts. On the other hand, if incompetence of public institutions is to cause distrust in the institutions, concerned by potential adverse consequences politics and policy makers may misuse and/or conceal the data. Concealing information about performance of public institutions (e.g. courts) conflicts the principles of standard democracies and represents a form of state capture.

In this paper, I study whether and how information about sentencing disparity affects attitude towards the judicial system. In particular, I conduct a survey experiment with 2410 respondents who were provided with varying yet not deceptive information about sentencing disparity among judges at regional courts in the Czech republic. In a between subjects design I measure whether and to what extent the information affects: (i) declared institutional trust; (ii) relevant behavior such as willingness to apply to courts and demand for alternative dispute resolutions; and (iii) policy preferences regarding the judicial system. The information provided consists of shares of cases in which convicted offenders were sentenced to community services as opposed to different types of punishments (e.g. incarceration) for one of the most frequent crimes - *failure to pay alimony*. The source of the variation comes from the different levels of sentencing disparities (i.e. shares of cases sentenced to community service) among judges within a given court across differ-

¹A well-known example is an analysis published by Reuters in 2017, that “found broad variations among judges and courts in how frequently immigrants are deported. Houston, Charlotte and Atlanta have been labeled “asylum free zones” by immigrant advocates who say those courts disproportionately deny claims for protection. Within specific courts, too, rulings vary widely from judge to judge.” <https://www.reuters.com/investigates/special-report/usa-immigration-asylum/>

ent courts; while at one court, the propensity to sentence to community service among judges is similar, at a different court the sentencing pattern shows significant differences. The treatment group was informed about the court with significant sentencing disparity, whereas the active control group was informed about a court at which all judges tend to choose community service with the same propensity.

I show that information about sentencing disparity shapes policy preferences. First, the respondents were given a list of four policy issues: (i) fairness of the judicial system; (ii) sufficient highway infrastructure; (iii) high-quality of teachers in the education system; (iv) safety situation in the Czech Republic; and were asked to rank the issues according to the priority they would approach them should they become the prime minister. Fairness of the judicial system was 3.6 percentage points (11.5 %) more likely to be considered as the top priority by the treatment group than by the control group. Second, respondents were informed about a petition that invites politicians to suggest particularizing sentencing principles that would assist judges in their sentencing decisions. The information about sentencing disparity increases the respondents' willingness to read and sign the petition by 4.3 percentage points (7 %). Additionally, I find evidence that the effect is driven by two groups of respondents: (i) female respondents with at least one child, i.e. those who are arguably most sensitive to the criminal cases of *failure to pay alimony*; and (ii) those with an a priori low level of approval of the judicial system. The former suggests that the response to the information about sentencing disparity is likely crime- and/or situation-specific.

I do *not* find any treatment effect on other outcomes studied, suggesting that the information about sentencing disparities provided does not lead to mistrust in the judicial system nor to an intention to avoid and substitute the formal judicial system. In particular, the information does *not* change the declared level of institutional trust neither in judicial system nor in other relevant institutions (e.g. the police). Similarly, the information has *no* effect on the respondents' willingness to apply to the court in a situation in which they were asked by an NGO to give their advice to a single mother who questions the relevance of applying to the court. Information about sentencing disparity does *not* affect respondents' demand for alternative dispute resolutions (ADR) measured by respondents' interest in an offer to receive a free booklet with information about ADR.

This project shares several features with a recent paper by Acemoglu et al. (2020). They studied how information about the performance of state courts affects trust and related behavior, including willingness to rely on state institutions as opposed to non-state institutions (Panchayats) in rural Pakistan. They find that information about reduced delays in state courts leads to a positive effect on the likelihood of their use and on beliefs about their effectiveness. Their study differs diametrically in context;

the project by Acemoglu et al. (2020) was conducted in a rural area in Pakistan where households access the court system frequently² and thus are aware of, and are arguably more sensitive to, the performance of the judicial system. In my setting — a standard European democracy — awareness about the performance of courts is less widespread and respondents are less experienced in judicial and courts’ practice. In fact, only 10 % of respondents reported that they have had sizeable experience with the judicial system (first-hand and/or through people they know well, e.g. family).³

More broadly, I contribute to three streams of literature. First, this paper extends a body of literature devoted to (in)consistency in sentencing and sentencing disparities by adding evidence on the consequences of existence of sentencing disparity on the attitude of the general public towards the judicial system. Mainly in criminology, but also in other related fields, a lack of consistency in sentencing is an established fact. Disparities have been documented along different dimensions: (i) within judges across time; (ii) between judges in a single jurisdiction; and (iii) between jurisdictions (Sporer and Goodman-Delahunty, 2009).⁴ Many scholars leverage the different practice (leniency) of judges as a source of quazi-exogenous variation.⁵ For example, Kling (2006) uses differences in sentencing propensities among judges to estimate the causal effect of incarceration on labor market outcomes. Di Tella and Schargrodsky (2013) study recidivism using ideological differences across judges that drive the likelihood of being sent to electronic monitoring instead of prison differs substantially across judges. Furthermore, applying a similar identification strategy, Dahl et al. (2014) investigate the heredity of welfare program participation, Aizer and Doyle (2015) study the consequences of incarceration of juveniles on completion of high-school and future criminal behavior, Dobbie et al. (2018) study the effect of pretrial detention on the probability of conviction, and Bhuller et al. (2020) as well as Mueller-Smith (2015) estimate a causal effect of incarceration on recidivism and labor market outcomes. My project differs from most of the projects,

²”In our survey one in every five households report they they have accessed the court system in the last three months” (Acemoglu et al., 2020, p.7).

³A lack of knowledge and experience about how judicial among the general public seems to be common in the European democracies. For example, according to Chapman et al. (2002) British Crime Survey (BCS) and other surveys have shown how poorly informed the public are about crime and the operation of the criminal justice system.

⁴Several different mechanisms have been argued to contribute to the disparities, e.g. variations in sentencing philosophies held by different judges; variability that arises from attitudes toward specific types of crimes and interactions with a judge’s personal experience (e.g. a judge with teenage daughters who must sentence a repeat offender regarding child sexual abuse); the appearance of the offender, such as attractiveness, including race, ethnicity, and gender; other factors unrelated to the merit of the cases such as having a trial on birthdays may contribute to inconsistent sentencing (Sporer and Goodman-Delahunty, 2009; Mustard, 2001; Steffensmeier and Demuth, 2006; Chen and Philippe, 2017)

⁵Similarly, others use different patterns in practice (leniency) of authorized decision-makers such as police officers about speeding tickets (Goncalves and Mello, 2017), IMF Mission Chief (Beaudry and Willems, 2018), and patent examiners (Gaulé, 2018; Sampat and Williams, 2019).

as it uses the variation as a source of information in a survey experiment, whereas the aforementioned papers use the variation for quazi-experimental approaches. To use the variation in the experimental design, I apply an approach similar to Bérgho et al. (2019), who introduce exogenous, but non-deceptive variation in the information about audit probabilities and penalty rates in the audit-statistics letter.

Second, this project also belongs to the stream of literature using information provision experiments to study beliefs about important social issues and the role of information provided on behavior and preferences of individuals. Haaland et al. (2020) review methodological questions, discuss common practices, and provide an extensive literature review of the information provision experiments in several fields of economics. To highlight some of the studies, Kuziemko et al. (2015) inform respondents about inequality and show that the information treatment has large effects on views about inequality but only slightly affects policy preferences, Alesina et al. (2018) run a large-scale experiment on attitudes of native citizens towards immigration and their support for redistribution. Grigorieff et al. (2016) also study the impact of information treatment on the attitude to immigrants. Haaland and Roth (2018) study beliefs about racial discrimination and present evidence that the information provided leads to belief updating. Haaland and Roth (2017) find that labor market concerns drive support for immigration. Cappelen et al. (2019) study beliefs about behavioral responses to taxation. Cruz et al. (2018a,b) study the effect of information treatment on voting behavior.

Third, this paper also contributes to literature studying institutional trust and more specifically, the role of perceived quality of institutions on the declared level of trust. Unlike the interpersonal trust which is usually elicited using economic trust game, institutional trust is more challenging to measure. Regrettably, there is no evidence that the properties of interpersonal trust are automatically transferable to different domains. In fact, Carlsson et al. (2018) and Alesina and La Ferrara (2002) find a low correlation between generalized trust and trust in different institutions (government, police, judicial system). Many scholars studying institutional trust rely on declared institutional trust data and provide correlational evidence (e.g., Grönlund and Setälä, 2012). Experimental evidence on the effect of interventions on institutional trust is generally rare. Two projects that aim to estimate the causal effect on institutional trust studied the effect of procedural justice protocol on trust in the police. Murphy et al. (2014) argue that if police follow an experimental protocol - that focuses on voice, neutrality, trustworthiness, and respect - during a control, drivers in Australia report higher trust in police; however, using a similar experimental design in Scotland, MacQueen and Bradford (2015) failed to replicate the effect of an increase in trust.

2 Design of Survey Experiment

To conduct the survey experiment I partner with Behavio, a private company administering a panel of regular respondents. Respondents were invited by email to take part in an online survey about (TODO). 2410 respondents completed the survey. Additional to the data collected in the experiment, Behavio provided me with basic demographic characteristics of respondents collected in previous surveys. With the exception of the final task, the survey experiment was run on a platform of Behavio which is familiar to the respondents. Once respondents finished the experiment, the Behavio sent them debriefing letter that informs them about the information presented represents only one regional court and the situation may differ in different courts. The debriefing letter can be found in the online appendix.

The experiment consists of four stages. First, upon starting the survey respondents were asked three questions regarding their prior attitude to, and previous experience with, the judicial system. Second, respondents were randomized into the treatment and the active control groups and were presented with the treatment and control slides, respectively. Third, after the information treatment respondents complete five tasks (questions). Finally, for those interested, the final task consists of reading and signing a petition that was posted on a different website and thus the respondents had to leave the Behavio platform. The order of tasks in the first and the third stages were randomized at the individual level. The full script is available in the online appendix.

2.1 Attitude

The aim of the first stage was to understand the respondents' initial attitude towards the judicial system. To do so, respondents were asked three questions. First, to measure their perception of sentencing disparity, I ask to what extent, on a four-levels scale, they agree with a statement that depending on a judge assigned, similar cases can be sentenced differently. Second, I elicit their overall approval rate of the judicial system, by asking whether they agree with a statement that the judicial system in the Czech Republic works well. Third, these two measures of respondents' prior beliefs are accompanied by question regarding experience with the judicial systems they and/or people closed to them have.

2.2 Treatment

I provide respondents with varying yet not deceptive information about sentencing disparity among judges within a regional court; the treatment group was informed about a court with high sentencing disparity among judges, while the control group about a

court with negligible sentencing disparity among judges. The source of the variation comes from the fact that courts differ in their level of disparities among judges; in some regional courts judges vary in their sentencing patterns significantly, while in others all judges exhibit statistically indistinguishable sentencing patterns. The information used relies on variation within a given court, rather than between courts or among all judges across all courts, as some of the regional disparities in sentencing are justifiable and do not represent the intended variation.⁶

Data about sentencing decisions are complicated and multidimensional (different types of crime, different types and extent of punishment, and combination of more types of punishment) which makes it complicated to convey an understandable message. Additionally, requirements to make the information treatment applicable restrict the possible content of the information to only a few of frequent and general types of crimes for which: (i) there are enough observations per judge that the differences in sentencing is statistically significant; (ii) the assignment of cases to judges is at random. I focus on one of the most common crimes in the Czech republic – *failure to pay alimony*⁷ – and present shares of cases in which a judge sentences convicted person to community services as the main punishment. In the Czech Republic, *failure to pay alimony* is a crime for which the convicted person can be given one or more of the following punishments: suspended sentence (69 %); community service (16 %); incarceration (13 %); house arrest (0 %)⁸. *Failure to pay alimony* is a suitable type of crime, as it satisfies important criteria: (i) there is a sufficient number of cases per judge that allows me to provide aggregate statistics based on at least 80 cases per judge (over a span of three years of 2016-2018); (ii) compared to other types crimes, in the objective elements of a crime *failure to pay alimony* is a homogenous crime; (iii) while it is not part of the information provided in the treatment, but the differences highlighted in the treatment are statistically significant; (iv) since it is a general type of crime, it can be distributed among judges at random. Importantly, according to the courts' schedule, these cases are indeed distributed among judges at random.

The treatment and the control slides present the information in a style news would do. The core of the slide is a simple self-explanatory bar graph accompanied by a few additional pieces of information that provides interpretation of the graph. In particular, the treatment slides consists of a bar graph showing shares of cases that were sentenced to community service by judges (22 %, 18 %, 29 %, 7 %, and 8 %), the headline says: "Judges

⁶For example, losing a driving license in a city with functional public transportation is a less strict punishment in terms of economic and social consequences than losing a driving license in regions at the foothills of mountains with limited public transportation, at best.

⁷Formally, the crime is called Section 196 Negligence of Mandatory Support.

⁸Frequency of different types of punishment is calculated using data from 2016 - 2018.

sentence differently.” Next, the slide explains that for the judge C (29 %) sentenced to community service almost a third of the offenders, whereas for some it is less than 10 % and instead they apply difference types of punishments. Finally, the slide highlights that offenders are assigned randomly, and that being assigned to the judge C implies up to threefold higher probability of being sentenced to community service. In the control group, the bar graph shows shares of cases that were sentenced to community service by different judges (17 %, 14 %, 16 %, 17 %). The headline says: ”Judges sentenced very similarly.” The control slide further explains that regardless the judge assigned, an offender has very similar probability of being sentenced to community service.⁹

2.3 Experimental outcomes

I collect outcomes in three main categories: (i) declared institutional trust; (ii) reliance on the judicial system; and (iii) policy preferences.

Institutional Trust To measure institutional trust I adopt standard survey questions of declared institutional trust used by international institutions such as WVS and Eurostat. In particular, respondents were asked to indicate their trust level on a scale of: *a great deal*; *quite a lot*; *not very much*, and *none at all* towards four different institutions. One of the institution is the judicial system. The choice of the others was led by a connection to the judicial system. The closest institution to the judicial system is the police, as police officers often cooperation on criminal cases. Next institution is the government which is responsible for functional judicial system¹⁰; and finally the public broadcasting, that can be hold responsible that it does not inform about sentencing disparity.

Reliance on Judicial System Next, I propose measures to answer two related questions. Does information about sentencing disparity reduce respondents’ willingness to apply to the court and (if so,) are the respondents more likely to search for alternatives to the judicial system? These questions are policy relevant, as they ask about actual (intended) behavior rather than level of trust.

To understand whether providing information about sentencing disparity reduces willingness to apply to the court I cooperate with a NGO vasevyzivne.cz, that assists single-parents to sue out for alimony. In the experiment, I briefly explain situation of a client of the NGO and that she questions whether to apply to the court or nor. Applying is potentially beneficial, but it also may lead to high cost, both in terms of money and time and no benefits. Then, I asked the respondents whether they would recommend

⁹Screen of the control and the treatment slides can be found in the online appendix.

¹⁰For example through nominating judges so the President can appoint them.

her to apply or not and inform them that their advice may be used by the NGO as a material in similar cases. Presumably, beliefs that their responses will potentially serve as guideline for people in actual problems increases the cost of ill-concerned answer and thus its credibility.

If information about sentencing disparity would discourage respondents from applying to the judicial system, it seems reasonable to expect that they may be interested in substitute to the judicial system. In fact, Acemoglu et al. (2020) document substitutability between formal and informal courts motivated by perception of a poor performance of the formal courts. As the next task, I explained that in some cases, it is possible to rely on alternative dispute resolutions instead of the judicial system and then offer respondents to receive a free booklet with basic information about the alternative dispute resolutions. They first provided an indicate answer of their interest and if it was affirmative they were asked to provide their email addresses to have the booklet sent. The two-steps procedure was done for two reasons. First, it evaded legal concerns about using their email addressed for different purposes than inviting them to conduct the survey and second, it imposed cost on the action.

Policy Preferences Previous literature and and real-life experience document that new information about how public institutions work causes changes in policy preferences and may evoke public reaction (e.g. petitions and political protests). To measure the effect I collect two outcomes regarding the policy preferences.

To elicit policy preference I asked respondents to imagine that they are the prime minister of the Czech Republic. Then I gave them a list of four issues to rank the issues according to the priority they would address them as the prime minister with the acutest issue to be the top priority. The four issues were: (i) fairness of judicial system; (ii) sufficient highway infrastructure; (iii) high-quality teachers in educational systems; and (iv) security situation in the Czech Republic.

In the last task I elicit respondents' willingness to become actively involved in policy debate. In particular, I utilize academic discussion about whether judges would benefit from having more particularized sentencing principles at their disposal and prepare a petition that invites politicians (members of the Committee on Constitutional and Legal Affairs, Chamber of Deputies, Parliament of the Czech Republic) to suggest particularizing sentencing principles. Respondents in the experiment were briefly inform about the content of the petition and asked if they would be interested to read and sign the petition. If interested, the respondents were refer to a google forms website with the full text of the petition to read.¹¹ The petition says that sentencing decisions are extremely important in

¹¹The respondents were informed that the petition will be sent once there are at least 1000 signatures.

one’s life with far-reaching consequences and it may be beneficial to introduce a manual that helps to unify sentencing. Importantly, the petition was explicit that the manual would be designed to help judges in their sentencing decisions, but would not undermine their independence. If interested in signing the petition, the respondents could leave an email address to have the signature sheet sent. I collect individual declaratory answers regarding their interest in reading and signing the petition. Once respondents left the Behavior environment and open the text of the petition I do not observe individual responses. However, since individuals in treated and control groups were referred to different form of the identical petition, I observe the number of email addresses left.

3 Results

In this section I present results. I start with outcomes collected prior to randomization, then I move to experimental evidence and estimate the average treatment effects on three different groups of outcomes and finish with heterogeneity of the treatment effect.

Data collected through online survey experiments are prone to suffer from low attention of subjects and careless responses. To overcome the issue I restrict the dataset by disposing of observations from respondents who did not pay enough attention to the treatment and control slides (measured by the time spent on the slides). The treatment (control) slide consists of four (two) pieces of information and a graph, it thus seems reasonable to expect that one needs at least about 20 (15) seconds to understand the meaning of the slide. 20 (15) seconds represent 16th (17th) percentile of time spent on the corresponding slide. To obtain rather conservative estimates, for most analyses I dispose *only* of 10 % of observations with the least time spent on the slides. The 10th percentile corresponds to 17 (13) seconds in the treatment (control) group. Additionally, for several respondents it took extremely long to move on and I also suspect they did not pay attention to the task and responded carelessly. As a result, I do not include observations of respondents who spent more than the 98th percentile respondent (approx. 3.3 of median time of treatment and control groups, respectively). I refer to the sample as the *baseline* sample.

3.1 Prior Attitude Towards Judicial System

A majority of respondents (91.4 %) agree that sentencing decisions are sensitive to a judge and that depending on a judge a similar cases can be sentenced differently. The measure of general approval of the judicial system is less unequivocal, as 52.5 % agree that the judicial system works well, while 47.6 % are less optimistic and disagree. The

immediate implication is that many respondents (46.7 %) tend to approve of the judicial system, despite the perceived sentencing disparity. Figure 9 in the appendix shows the aggregate levels of responses.

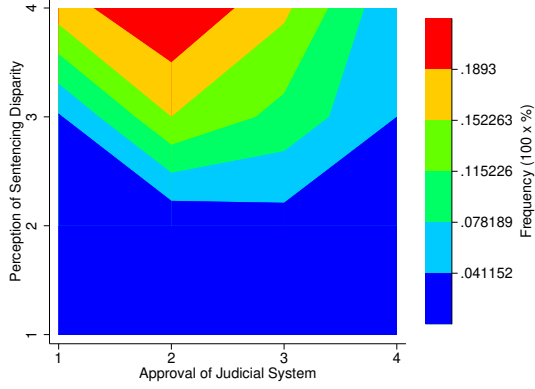
Prior beliefs regarding the judicial system, both about the level of approval and perception of sentencing disparity, vary by reported experience with the judicial system. Figure 1 shows a frequency of different combinations of prior approval (x-axis) and perception of sentencing heterogeneity (y-axis) by groups that report different experience with the judicial system. Among 10 % of respondents who reported sizeable experience with the judicial system (top left subfigure), most of them (60 %) strongly agree that it is possible that similar cases are sentenced differently and they do not consider the judicial system working well. The remaining three groups of respondents with lower level of experience with the judicial system show different pattern. The majority consider the judicial system rather working and do not view the sentencing disparity as that extreme, yet they still admit it may exist.

Formally, Wilcoxon rank-sum test suggests that sizeable prior experience with the judicial system is associated with different attitude towards the judicial system. Testing the same level of approval of the judicial system between the group of the most experienced respondents and the remaining three groups pooled together, strongly suggests to reject the equality (p-value = 0.000). Similarly, the same comparison for perception of sentencing heterogeneity suggests rejection of the equality (p-value = 0.000). While the relationship between the level experience and the attitude is only correlational, it is indicative of the role of the level of knowledge and understanding of the judicial system on attitude towards the judicial system.

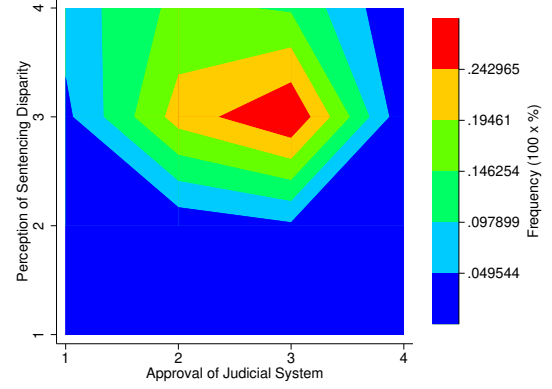
3.2 Experimental Evidence

I next provide experimental evidence. The analysis of the average treatment effect is presented in three sections, each devoted to one group of outcomes. First, I show that the treatment has no effect on measures of *institutional trust* in four different institutions. Second, I present results on two measures of *reliance* on the judicial system, i.e. willingness to apply to the court and demand for substitution, and document no treatment effect. Third, I show that the treatment has effect on *policy preferences*, as treated respondents are more likely to be interested in signing a petition and view the issue of fairness of judicial system as more important. The analysis of the heterogenous treatment effects comes last.

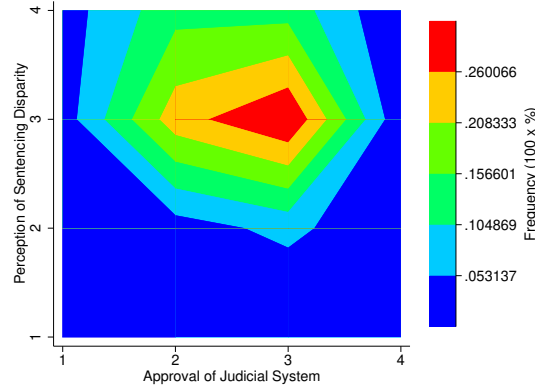
Figure 1: Attitude Towards Judicial System by Experience



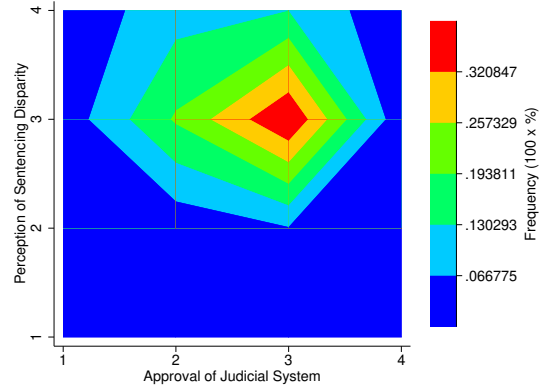
(a) Sizable Experience With JS



(b) Not Sizeable Experience with JS



(c) Superficial Experience with JS



(d) None Experience with JS

Notes: Level of approval of the judicial system (x-axis) and perception of sentencing disparity (y-axis) by groups of respondents with different levels of experience with the judicial system.

3.2.1 Randomization

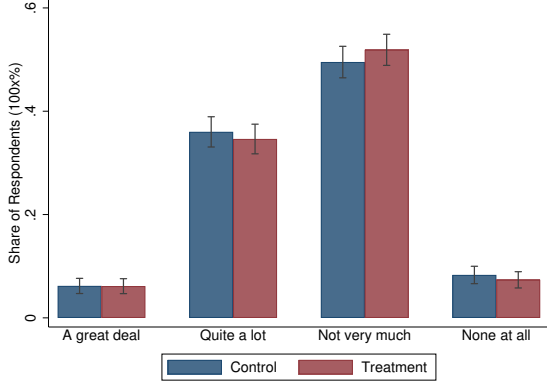
Respondents were randomized into two groups: (i) the *control* group, which was shown a control slide with a court with homogenous sentencing patterns among judges; and (ii) the *treatment* group, which was shown a slide with a court with a significant sentencing disparities among judges. The groups are balanced on demographic observables and their prior attitudes towards the judicial system. A quarter of the respondents have obtained university degree, 70 % finished high-school and only about 5 % have elementary school level of education. The structure is identical for both the control and treatment groups. Since the perception of information about the *failure to pay alimony*, i.e. the treatment information can vary with respondents' marital status and the fact they have children, I also test the two groups do not differ in these characteristics. Roughly 19 % (21 % in the control group) of the respondents in the treatment group reported to be single, 18 % (17 %) live in cohabitation, 43 % (44 %) are married. Additional 17 % (15 %) reported they are currently divorced and only 4% (3%) are widowed. The reported marital status reflects their status at the time of the survey experiment but not their history; for example, respondents reported as married may have had experienced a divorce. Slightly more than 70 % of respondents have at least one child and the average number of children is 1.44 in the control group and 1.49 in the treatment group. In both groups, there are fewer male (46.6 % in the treatment group and 48.5% in the control group) than female respondents. The average age is around 45 years old. For more details, see table 6 in appendix.

3.2.2 Institutional Trust

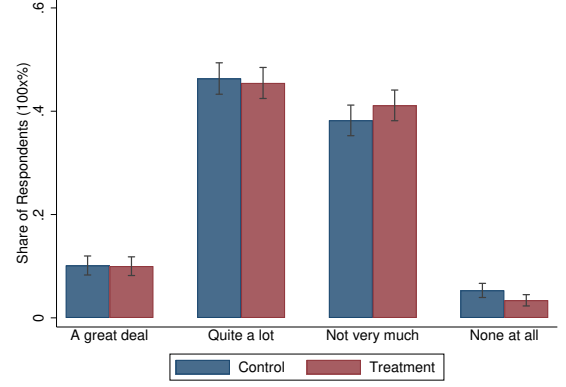
From the four institutions studies, the police enjoy the highest level of trust (55 % of respondents report one of the two highest level of trust), followed by the judicial system (41 %). In line with other survey data (e.g., (Eurobarometer, 2018)), Czechs report relatively low level of trust in the national government (20 %). Similarly, the trust in the public broadcasting (24 %) is also low. Figure 2 shows a frequency of different levels of institutional trust declared for all four institutions studied across the control and the treatment groups. The figure also reveals that the level of institutional trust does not depend on treatment status.

The levels of trust are consistent with other measures of reported institutional trust. For example, institutional trust in the police, the national government, and the judicial system can be compared to the results from Eurobarometer (2018), in which respondents were given a list of institutions and asked whether they trust these institutions. The most trusted institution (of these three) is the police, as 63 % of respondents report that they

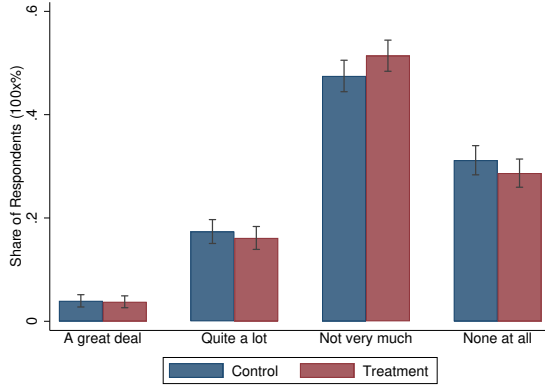
Figure 2: Levels of Institutional Trust



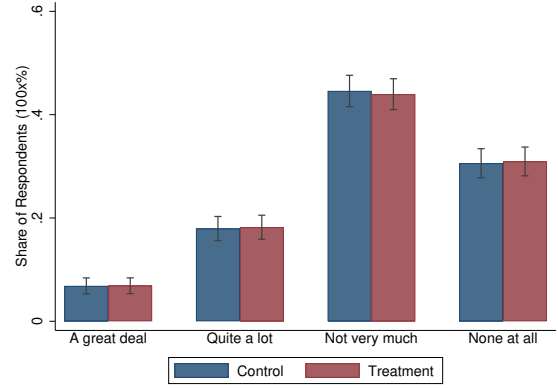
(a) Trust in Judicial System



(b) Trust in Police



(c) Trust in Government



(d) Trust in Public Broadcasting

Notes: Declared level of institutional trust by treatment status in (a) the judicial system; (b) in police; (c) government; and the public broadcasting. For each institution, respondents were asked to choose from four levels of trust: (i) a great deal; (ii) quite a lot; (iii) not very much; (iv) none at all.

tend to trust the police; followed by the judicial system (43 %); and the least trusted is the national government (28%). The figures from Eurobarometer (2018) resembles those in this paper.

To test the effect of information about sentencing disparity on institutional trust, I conduct four exercises that all suggest that the treatment does not have an effect. I start by collapsing the first two possible answers: a great deal of trust; and quite of a lot of trust into one category denoted as *High Trust*. I use this variable to: (i) estimate univariate OLS regressions for each institution

$$High\ Trust = \alpha + \beta\ Treatment + \varepsilon; \quad (1)$$

(ii) estimate OLS regressions with a set of dummies capturing individual prior attitude towards the judicial system (experience, randomness, and approval) and basic demographic characteristics (income, age, level of education, gender, and number of kids). I further simulate the exact p-value for the sharp null hypothesis derived from the potential outcome framework (Athey and Imbens, 2017) and then test

$$High\ Trust_i(0) = High\ Trust_i(1) \quad \forall i = 1, \dots, N. \quad (2)$$

Finally, since the levels of institutional trust represent ordinal scale, I assign a rank (1,2,3,4) to these categories and apply the Wilcoxon rank-sum test.

To provide results that are robust against limited attention of respondents, I run the OLS regressions for two different samples: (i) the *baseline* sample, as described before; and (ii) a sample that drops observations for 25% of respondents who spent the least time on the institutional trust task. I refer to the latter as the *restricted* sample. Together with the observations dropped due to the limited attention on the treatment and control slides, the *restricted* sample counts for 67 % (1626 observations from 2410) of the most attentive respondents. If there is no effect in the *restricted* sample is thus credible evidence that the lack of effect is not caused by the limited attention of respondents.

Table 1 summarizes the results. Panel A and B show results from the OLS regressions and strongly suggest that the average treatment effect is economically and statistically insignificant. For all four institutions the point estimates of the treatment effect are, in absolute value, safely less than 2 percentage points. Proving information about sentencing disparities among judges thus did not affect the declared institutional trust. Results from Panel B further suggest that it is unlikely driven by respondents' inattention. Panel C uses the *baseline* sample and shows the exact p-value derived from 20,000 simulations and p-value of Wilcoxon rank-sum test. Panel C confirms the OLS results and provides additional evidence that the treatment effect is statistically insignificant.

3.2.3 Reliance on Judicial System

Second group of outcomes consists of measures of the extent respondents (intend to) rely on judicial system *Court Apply* and two measures of their willingness to learn about alternative dispute resolution – a possible substitute to the judicial system – *ADR Interest* and *ADR Mail*. Respondents exhibit a strong will to rely on judicial system. Almost 95 % of respondents recommend a single mother to apply to the court in a situation in which she hesitates. The effect of the treatment is negligible. At the same time, if offered, a majority (78 %) would be interested in having sent a booklet about alternative dispute resolutions. However, when the respondents are asked to provide their email addresses,

Table 1: Treatment Effect on Institutional Trust

Panel A: Baseline Sample								
	Judicial System		Police		Government		Broadcasting	
Treatment	-0.014 (0.022)	-0.019 (0.018)	-0.010 (0.022)	-0.012 (0.020)	-0.014 (0.018)	-0.014 (0.017)	0.003 (0.019)	0.003 (0.018)
Prior Attitude	No	Yes	No	Yes	No	Yes	No	Yes
Demo. Char.	No	Yes	No	Yes	No	Yes	No	Yes
N	2 096	2 093	2 096	2 093	2 096	2 093	2 096	2 093

Panel B: Restricted Sample								
	Judicial System		Police		Government		Broadcasting	
Treatment	0.010 (0.024)	-0.006 (0.020)	0.010 (0.025)	0.002 (0.023)	-0.007 (0.021)	-0.008 (0.020)	0.013 (0.021)	0.009 (0.021)
Prior Attitude	No	Yes	No	Yes	No	Yes	No	Yes
Demo. Char.	No	Yes	No	Yes	No	Yes	No	Yes
N	1 626	1 623	1 626	1 623	1 626	1 623	1 626	1 623

Standard errors in parentheses.

* (p<0.10), ** (p<0.05), *** (p<0.01)

Panel C: Exact p-value and p-value of the Wilcoxon test (Baseline sample)

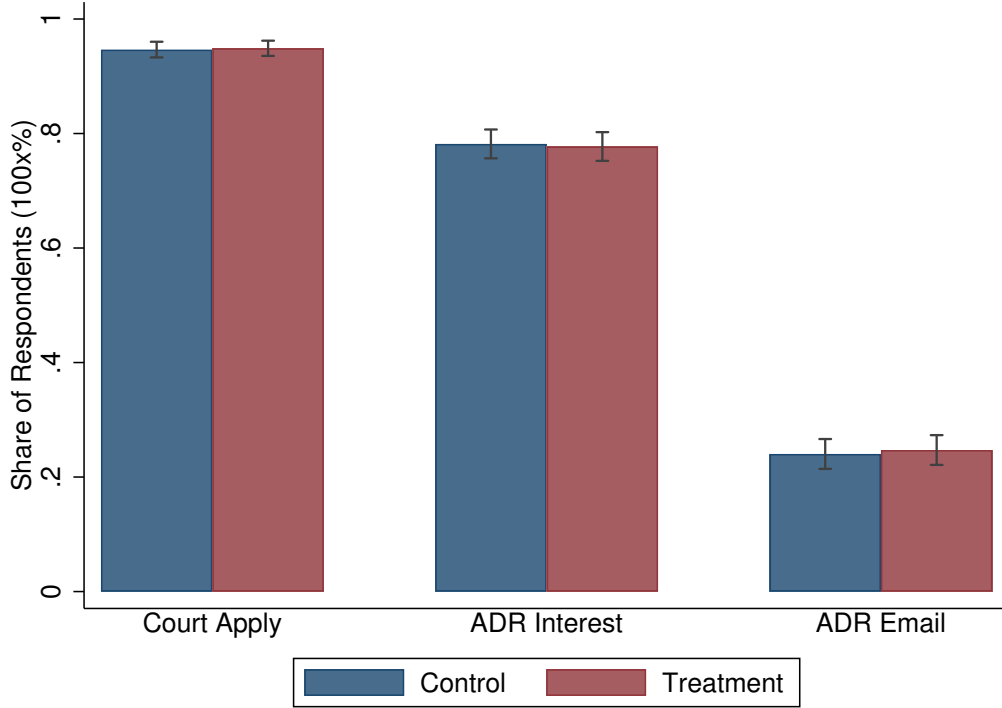
	Judicial System	Police	Government	Broadcasting
Exact p-value	0.505	0.648	0.418	0.879
Wilcoxon test	0.762	0.971	0.976	0.667

Panel A shows results from univariate and multivariate OLS regressions of *Treatment* on a dummy for high level (great deal of trust and quite a lot) of institutional trust.

Panel B shows results from univariate and multivariate OLS regressions of *Treatment* on a dummy for high level (great deal of trust and quite a lot) of institutional trust using a sample without 25 % of respondents who spent the least time on the task.

Panel C presents p-values of two alternative measures; the exact p-value (Athey and Imbens, 2017) derived from 20,000 simulations and Wilcoxon rank-sum test tests for the same rank of institutional trust.

Figure 3: Reliance on Judicial System



Notes: Shares of affirmative responds by the treatment status. *CourtApply* captures whether respondents recommend to apply to the court. *ADR Interest* measures shares of respondents who indicate their interest in receiving information about alternative dispute resolution (ADR). *ADR Mail* shows share of respondents who provide their email addresses to have the information about ADR sent.

so the booklet can be sent, only 24 % of all respondents and 31 % of those who were interested do so. See figure 3.

To test the average treatment effect formally, I conduct three exercises that all suggest that the providing information about sentencing disparity does not affect respondents' reliance on judicial system. For each of the three outcomes, I: (i) run univariate OLS regression; (ii) extend the OLS regression by controlling for prior attitude and demographic variables; (iii) simulate the exact p-value. I conduct all exercises on two samples: (i) the *baseline* sample; and (ii) on restricted samples that drop 25 % of respondents who spent the least time on the corresponding task. Note that since willingness to apply to the court and choice over alternative dispute resolutions are two different task the restricted samples differ.

Table 2 shows the results. Using the *baseline* sample, Panel A shows estimates of the treatment effect for each of the outcomes. The difference between control and treatment groups are statistically and economically insignificant. Panel B confirms the results on the restricted samples of respondents and provides additional evidence that the null effect it

Table 2: Treatment Effect on Reliance on Judicial System

Panel A: Baseline Sample						
	Court Apply		ADR Interest		ADR Mail	
Treatment	0.002 (0.010)	0.002 (0.010)	-0.004 (0.018)	-0.002 (0.018)	0.007 (0.019)	0.009 (0.019)
Prior Attitude	No	Yes	No	Yes	No	Yes
Demo. Char.	No	Yes	No	Yes	No	Yes
N	2 086	2 083	2 096	2 093	2 096	2 093

Panel B: Restricted Sample						
	Court Apply		ADR Interest		ADR Mail	
Treatment	-0.003 (0.011)	-0.004 (0.011)	-0.011 (0.021)	-0.008 (0.020)	0.003 (0.021)	0.007 (0.021)
Prior Attitude	No	Yes	No	Yes	No	Yes
Demo. Char.	No	Yes	No	Yes	No	Yes
N	1 643	1 640	1 644	1 642	1 644	1 642

Standard errors in parentheses

* (p<0.10), ** (p<0.05), *** (p<0.01)

Panel C: Exact p-value (Baseline sample)			
	Court Apply	ADR interest	ADR Mail
Exact p-value	0.822	0.803	0.718

Panel A shows results from univariate and multivariate OLS regressions of *Treatment* on a dummy variable for affirmative response from three tasks.

Panel B shows results from univariate and multivariate OLS regressions of *Treatment* on a dummy variable for affirmative response from three tasks using a sample without 25 % of respondents who spent the least time on the corresponding task.

Panel C shows the exact p-value (Athey and Imbens, 2017) derived from 20,000 simulations.

is not caused by a lack of attention. Finally, Panel C presents exact p-values and suggests none of the null hypotheses of no treatment effect cannot be rejected.

In terms of the magnitude of the point estimates, the effects are negligible and even smaller than the effect on institutional trust. With the exception of the *ADR Mail* estimated on the restricted sample, all point estimates of the average treatment effects are bounded between -1 and 1 percentage points with standard deviations of 1 or 2 percentage points. The 95% confidence interval is thus bounded between -5 percentage points and 5 percentage points. I view this result as credible evidence of absence of the treatment effect rather than imprecise estimate of economically significant treatment effect.

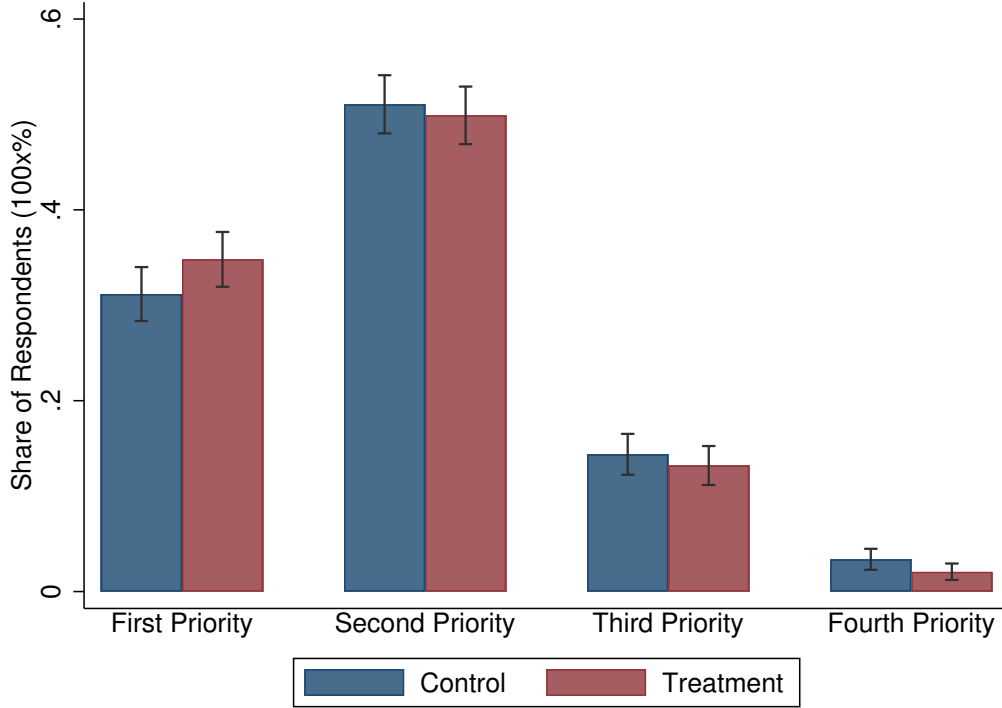
3.2.4 Policy preferences

Information about sentencing disparity evokes response in policy preferences. First, respondents in the treatment group view fairness of judicial system as more important policy issue than respondents in the control group. Second, treated respondents are more likely to be interested in signing a petition that invites politicians to particularized sentencing rules. At the level of individual respondents, I collect an indicator that captures respondent's interest in signing a petition and prioritized rank of national issues. Furthermore, at the group level – control and treatment groups – I collect the overall number of email addresses filled in by respondents who wish to have the petition sent.

Fairness of the judicial system is a relevant issue. Exactly one third (33.3 %) of respondents view a fairness of the judicial system as the top priority and additional 50 % as the second most important priority. While the perception of fairness of the judicial system and thus its ranked priority is affected by the survey experiment itself (e.g., experimenter demand effect) and thus it is barely generalizable, it is a good signal of a relevance of the issue. Figure 4 shows shares of respondents who rank the fairness of the judicial system as the first, the second, the third priority by both the treatment and the control groups. The figure suggests that the ranking among the treated respondents is slightly shifted towards the higher priority compared to the control group. In the treatment group, 34.8 % of respondents rank the fairness of judicial system as the top priority, while in the control group it was 31.2 %.

Information about sentencing disparity increases willingness to sign a petition. Almost two thirds of respondents declared their interest in reading and signing the petition. After reading the petition, slightly more than 25 % of all respondents, including those who were drop from the *baseline* sample, provided their email addresses to have the signature sheet sent. Figure 5 shows that the share of respondents interested in petition is higher in the treatment group (65.6 %) than in among respondents in the control group (61.3 %).

Figure 4: Rank of Fairness of Judicial System as Priority

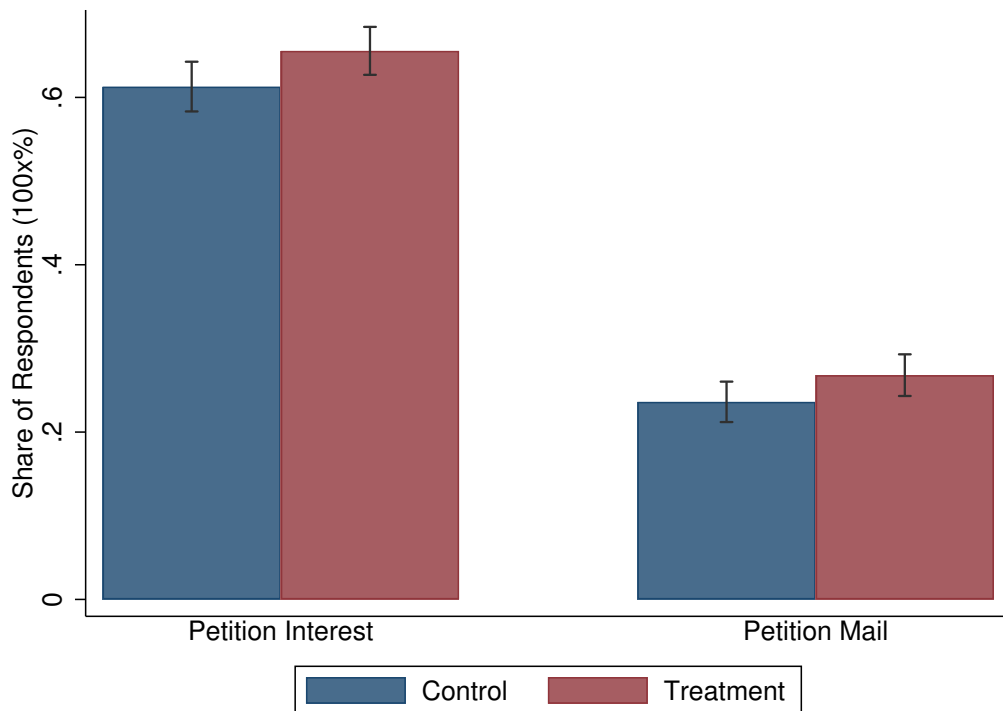


Notes: Share of respondents who rank fairness of the judicial system, as the first, second, third, and the fourth priority by the control and treatment groups. The remaining issue that were to ranked to were sufficient highway infrastructure, safety in the Czech republic, high-quality teachers in education system.

In the similar vein, the two bars on the right show that while 23.6 % of respondents randomized into control group requested the signature sheets, in the treated group it was 26.8 %. Since I do not have the individual level data about the the latter measure and thus do not observe time spent on the treatment slide, I rely on a comparison based on randomization status and not the control and treatment groups as defined and used in the *baseline* sample. This difference in the sample used contributes to the large gap of almost 40 percentage points between the interest in reading the petition and the share of emailed provided.

To test the treatment effect formally, I: (i) run univariate OLS; (ii) extend the OLS regression by controlling for prior attitude and demographic variables; (iii) simulate the exact p-value; and (iv) for the rank of priorities run the Wilcoxon rank-sum test. I use two different samples: (i) the *baseline* sample; and (ii) samples that drop 25 % of respondents with the least time spent on the corresponding task. I use three different dummy variables. Additional to *Petition*, an indicator of interest in signing the petition, it is a dummy *Top Priority JS* which equals 1 if the fairness of the judicial system was the first priority and a dummy *High Priority JS* which equals 1 if the fairness of the

Figure 5: Interest in Signing Petition.



Notes: Share of respondents who demonstrate their interest in signing petition. *Petition Interest* measures shares of respondents of the *baseline* sample who indicate their interested in reading the petition. *Petition Mail* measures shares of respondents of all respondents invited in the survey who provided me with their email address to have the petition sent.

judicial system was either the first or the second priority.

Panel A of table 3 shows results based on the *baseline* sample. Information about sentencing disparity increased willingness to read and sign a petition by 4.3 percentage points (7 %) and the effect is statistically significant at the 5 percent significance level. In a similar vein, the treatment increases the share of respondents who consider the fairness of the judicial system as the top priority by 3.6 percentage points (11.5 %), which is marginally statistical significant; and by 2.5 percentage points for the high priority, which is not statistically significant at the conventional levels. Panel B reports results from the restricted samples. The point estimates of the average treatment effect on the restricted sample are higher than on the *baseline* sample for all six estimates. In particular, respondents are more likely to be interested in signing petition by 5.7 percentage points (8.8 %) and by 4.8 percentage points (16 %).

Panel C provides exact p-values of the treatment effect derived on the *baseline* sample and confirms changes in policy preferences evoked by the treatment information are statistically significant. Finally, Wilcoxon rank-sum test also suggests that the effect caused by the treatment on the rank of fairness of the judicial system in among the priorities is statistically significant.¹²

I next provide additional insight about attention sensitivity of the treatment information on the willingness to read and sign the petition. A comparison of panel A and panel B reveals that as I drop 25 % observations that spent the least time on the petition slide, the point estimates increase. Intuitively, quick responses are likely less considered and thus less informative about the treatment effect. To understand how sensitive the results are, I re-estimate a sequence of treatment effect on a sample with different attention of respondents. All observations are ranked according the time spent on the petition task and then I estimate univariate OLS regression with 50 % of observations that spent the least time on the slide. I then move the window by 1 percentage point and re-estimate the same regressions 50 more times. Figure 6 plots the point estimates with their 95% confidence intervals. Since each of the regression is estimated with half of the observations than the main results presented in panel A of table 3, the confidence intervals are wider. Importantly, the figure shows that the treatment effect does not seem to be systematically affected by the time respondents spent on the task.

Finally, I present a comparison of shares of respondents who provided their email addresses between the control and the treatment groups. Disadvantage of this measure is that is based only on aggregate data and it is impossible to focus solely on respondents who paid enough attention to the treatment and the control slides. As a result, it is

¹²Simulated exact p-value and wilcoxon test also suggest that the effects estimated on the restricted sample are statistical significant at lower significance levels.

Table 3: Treatment Effect on Political Preferences

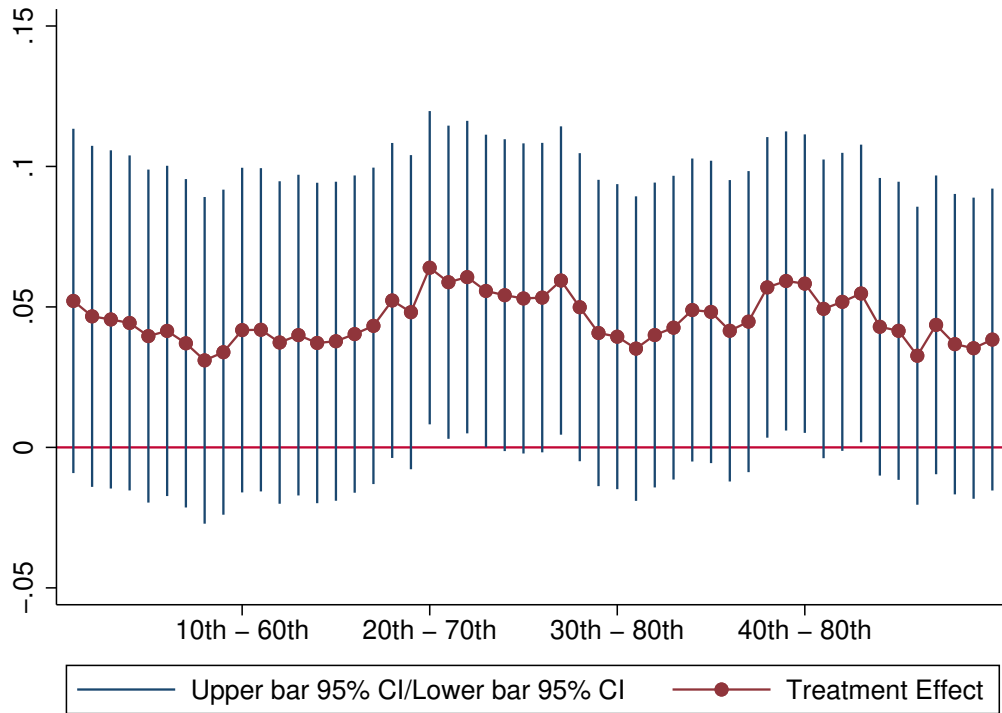
Panel A: Full Sample						
	Petition		Top Priority JS		High Priority JS	
Treatment	0.043** (0.021)	0.043** (0.021)	0.036* (0.021)	0.038* (0.020)	0.025 (0.016)	0.026 (0.016)
Prior Attitude	No	Yes	No	Yes	No	Yes
Demo. Char.	No	Yes	No	Yes	No	Yes
N	2 096	2 093	2 096	2 093	2 096	2 093
Panel B: Restricted Sample						
	Petition		Top Priority JS		High Priority JS	
Treatment	0.057** (0.023)	0.058** (0.023)	0.046** (0.023)	0.048** (0.023)	0.026 (0.018)	0.028 (0.018)
Prior Attitude	No	Yes	No	Yes	No	Yes
Demo. Char.	No	Yes	No	Yes	No	Yes
N	1 670	1 667	1 629	1 626	1 629	1 626
Standard errors in parentheses						
* $p < 0.10$, ** $p < 0.05$, *** $p < 0.01$						
Panel C: Exact p-value and Wilcoxon test (Baseline sample)						
	Petition		Top Priority JS		High Priority JS	
Exact p-value	0.043**		0.079*		0.127	
	Rank Judicial System					
Wilcoxon test	0.036**					

Panel A shows results from univariate and multivariate OLS regressions of *Treatment* on dummy variables that measure whether one (i) is interested in reading a petition; (ii) ranks fairness of judicial system as the top priority; (iii) ranks fairness of judicial system as the top or second priority.

Panel B shows results from univariate and multivariate OLS regressions of *Treatment* on dummy variables that measure whether one (i) is interested in reading a petition; (ii) ranks fairness of judicial system as the top priority; (iii) ranks fairness of judicial system as the top or second priority using a sample without 25 % of respondents who spent the least time on the corresponding task.

Panel C shows the exact p-value (Athey and Imbens, 2017) derived from 20,000 simulations.

Figure 6: Sensitivity of Treatment Effect with Varying Attention



Notes: The figure shows treatment effects on willingness to read and sign the petition with the 95 % confidence intervals for different groups by time spent on the petition task. The estimate on the left corresponds to the sample of 50% of respondents who spent the least time, while the estimates on the right corresponds to the sample of 50 % of respondents who spent the most time on the task. Compared to the *baseline* sample, the standard errors are by almost 0.5 percentage points larger and confidence intervals by 2 percentage points wider.

Table 4: Treatment Effect on Share of Email Addresses Provided

	Petition Mail
Randomization Status	0.032* (0.018)
Exact p-value	0.071*
Standard errors in parentheses	
* $p < 0.10$, ** $p < 0.05$, *** $p < 0.01$	

impossible to control for prior attitude of respondents and demographic characteristics, I thus report results only from: (i) univariate OLS regression; and (ii) simulated exact p-value.

First line of table 4 shows results from the univariate OLS regression and suggests that even on the aggregate level the treatment effect is marginally statistically significant. Information about sentencing disparity increases respondents' willingness to be involved in policy debate and to provide me with email address to have the petition sent by 3 percentage points, which represents an increase by 13.5 %.

3.2.5 Heterogeneous Treatment Effect

I move beyond the average treatment effect and provide suggestive evidence that the treatment effect is driven mostly by: (i) female respondents with children and (ii) respondents who reported low level of approval of the judicial system a priori. Both drivers of the effect are intuitive. The former comes from the particular type of crime used in the treatment slide – *failure to pay alimony* – to which female respondents with children are arguably more sensitive than any other sociodemographic group. I view these results as suggestive, but informative about the underlying narrative.

Table 5: Heterogenous Treatment Effect

Panel A: <i>Petition</i> w.r.t Gender and Parenthood								
Treatment	0.008 (0.031)	0.073** (0.029)	0.061** (0.025)	-0.004 (0.040)	-0.033 (0.062)	0.018 (0.054)	0.106*** (0.032)	0.002 (0.038)
Female	×	✓	All	All	✓	×	✓	×
# Kids > 0	All	All	✓	×	×	×	✓	✓
N	996	1 100	1 508	588	251	337	849	659
Panel B: <i>High Priority JS</i> w.r.t Gender and Parenthood								
Treatment	-0.001 (0.024)	0.047** (0.022)	0.021 (0.019)	0.035 (0.031)	0.050 (0.043)	0.018 (0.044)	0.046* (0.025)	-0.012 (0.029)
Female	×	✓	All	All	✓	×	✓	×
# Kids > 0	All	All	✓	×	×	×	✓	✓
N	996	1 100	1 508	588	251	337	849	659
Panel C: <i>Petition</i> w.r.t Prior Attitude								
Treatment	-0.002 (0.029)	0.091*** (0.030)	0.038* (0.022)	0.102 (0.075)	-0.006 (0.031)	0.043 (0.091)	0.082*** (0.031)	0.239* (0.131)
High Approval	✓	×	All	All	✓	✓	×	×
High Perception SD	All	All	✓	×	✓	×	✓	×
N	1 085	1 011	1 919	177	963	122	956	55

Standard errors in parentheses

* $p < 0.10$, ** $p < 0.05$, *** $p < 0.01$ *High Approval* equals 1 if a respondent reports JD works well (definitely yes or rather yes); 0 otherwise*High Perception SD* equals 1 if a respondent perceives sentencing heterogeneity (definitely and rather yes); 0 otherwise

To demonstrate heterogeneity of the effects with respect to gender and parenthood, I split the *baseline* sample along these two characteristics of respondents: gender and whether they have at least one child. I report results on willingness to read and sign the petition (*Petition*), as presented in panel A and results on dummy indicating that the fairness of judicial system is among the top two priorities (*High Priority JS*) in panel B of table 5. In particular, I report results from a simple univariate OLS regressions on each of the corresponding subsample.

The treatment effect on willingness to read and sign petition tend to be heterogeneous. Among female respondents, the treatment effect is of 7.3 percentage points, which corresponds to an increase by 11.2 %; effect estimated on a sample of respondents with at least one child, the effect is 6.1 percentage points (9.3 %); and finally, the effect estimated on among female respondents with at least one child is 10.6 percentage points, which represents an increase by 15.8 %. Consistently with the effects on willingness to read and sign the petition, heterogeneous effect on the priorities ranking suggest the same demographic groups are more sensitive to the treatment information. Overall, female respondents with parenthood experience tend to be sensitive to the information about sentencing disparity in the crime of *failure to pay alimony*. The effect is economically sizeable and statistically significant.

The second source of heterogeneity studied is the one with respect to prior level of approval of judicial systems and prior perception of sentencing disparity. I divide both measures into two groups; high and low level of reported approval and high and low perceived sentencing disparity. Panel C of table 5 shows results of univariate OLS regressions for 8 different subsamples. The second column shows that among respondents who report a low level of approval of the judicial system, information about sentencing disparity increases willingness to read and sign the petition by 9.1 percentage points, which represents an increase of 14 %.

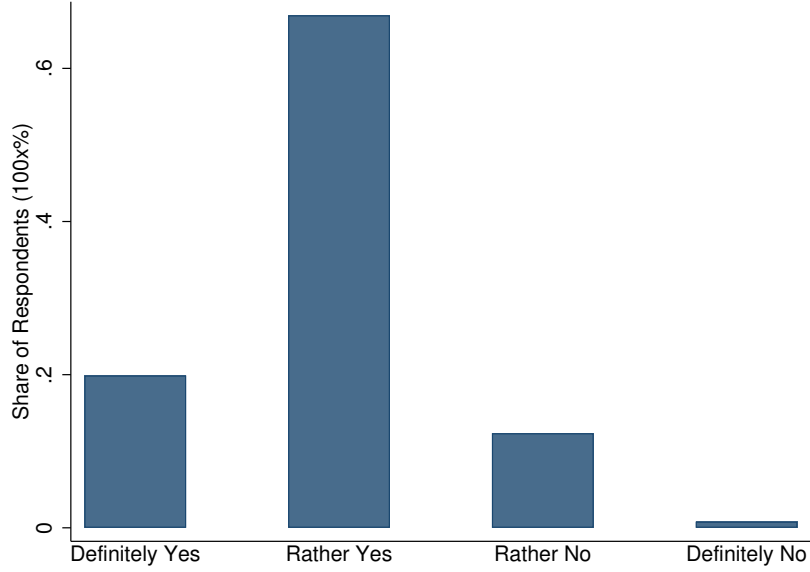
4 Discussion

I next discuss the interpretation of the treatment and add thoughts on external validity and generalizability of the results for cases in which the information about sentencing disparity would become widespread news.

4.1 Interpretation of the treatment effect

An important concern in studying trust and trustworthiness based on information treatment is whether respondents trust the information provided. At the beginning of the

Figure 7: Perception of Credibility of Information Provided



Notes: The figure shows shares of respondents classified by how credible they perceive information provided by the experimenter.

experiment, all respondents were notified that the information provided to them are truthful and that they are based on data from the Ministry of Justice. This may evoke tension between implicitly asking respondents to trust the information based on data derived from the Ministry of Justice and, at the same time, ask them whether they trust the judicial system. To understand the degree of potential risk of mistrusting the information provided, I elicit directly the perceived credibility of the information. To limit effects of asking the question regarding the credibility of the information on respondents actions and decisions, it was asked at the very end of the experiment. 87 % of respondents declared that they view the data credible and less than 1 % of them selected an extreme choice of definitely not credible. This suggests that the results are not systematically affected by respondents' mistrust in the information treatment. See figure 7.

For the interpretation of the results, it is important to understand how respondents understand and interpret the information provided and what difference in the perception is caused by the treatment. The core of the treatment is to provide information about varying levels of sentencing disparity, i.e. the second moment of the distribution of sentencing decisions. This is a novel feature, as most of the information and survey experiments existing in the literature exogenously vary beliefs about the first moment of a relevant distribution, e.g. a probability of audit, a share of high-skilled immigrants. Varying signals about sentencing disparity is challenging, as it may be more complicated for the general public to understand the information and interpret it correctly. Addi-

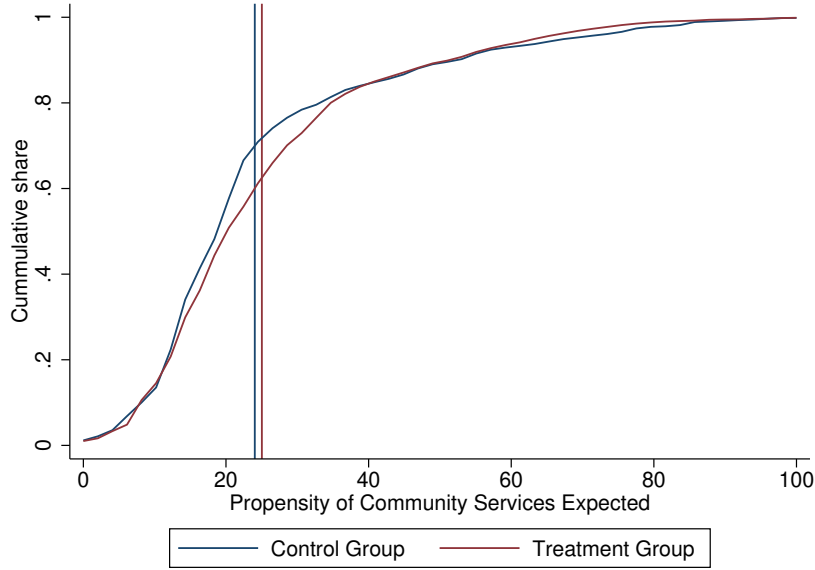
tionally, one necessarily varies other properties (e.g. maximum, minimum) of the data used to derive the information treatment. Conveniently, in the two courts used in the control and the treatment groups, the average shares of convicted offenders sentenced to community services for *failure to pay alimony*, i.e. the first moment of the distribution, were numerically the same (16 %). Nevertheless, it is still plausible that the information treatment affects respondents' perception of different properties of the sentencing process such as the average propensity to sentenced to the community service.

To understand whether the treatment affects perception about the share of cases sentenced to community services, I ask a non-incentivised question about respondents' expectations directly. In particular, the respondents were asked in what % of all cases in the Czech republic of *failure to pay alimony* is a convicted offender sentenced to the community service. On average, respondents in both groups overestimate the shares. While the national average corresponds to the one of the presented cases, i.e. 16 %, the respondents in the control group expected 24.04 % and in the treatment groups is 25.03 %. The difference between the groups is not statistically significant (p-value = 0.204). Figure 8 shows empirical cumulative distribution functions of expected share of cases sentenced to the community service and suggests that most of the respondent, in both groups, are concentrated between 10 % and 30 %. The fact that the cumulative distributions functions resemble each other and the averages are not statistically different suggest that the information provided does not distort the perception of the propensity of sentences of community services systematically differently in the control and the treatment groups.

4.2 Generalizability and Implications

The core of the treatment is a piece of information about sentencing disparity presented in a way in which the news would likely provide such information. Information displayed on the treatment and control slides consist of an informative headline that summarizes the main message, a self-explaining figure that represents the core of the message and a brief interpretation of what it represents. However, in other important dimensions the treatment is far from what one would expect to observe if the information about sentencing disparity attract attention of politicians, media, and society and become a mainstream topic. In particular, the information provided in the experiment is one-time, brief, and isolated. On the contrary, if the same information makes it in the headline news, the information would be widespread, discussed on spotlight repeatedly, and likely becomes a topic among peers and colleagues. All three aspects are likely to magnify the awareness of citizens and potentially increases the treatment effect. It would be, for example, more complicated not to pay attention to that information. Therefore, compared to a hypothetical situation during which the information about sentencing

Figure 8: Expected Share of Cases Sentenced to Community Service



Notes: The figure shows empirical cumulative distribution function of respondents' estimates of share of cases that are typical sentenced to community service at the national level for both the control and the treatment group.

disparity would make headlines, the treatment effects estimated in this experiment can be seen of as a lower bound.

Evidence about heterogeneity of the treatment effect and specifically the fact that the treatment effect seems to be driven by two groups: female respondents with children and respondents with a priori low level of approval of the judicial system are informative for a discussion about external validity. These two groups are arguably triggered by different mechanisms. While the former group – *topic-sensitive* respondents – is sensitive to the specific information provided and may not be that sensitive to sentencing disparity in different types of crime, the latter group – *generally concerned* respondents – is typically someone who does not approve the judicial system and information about sentencing disparity, regardless of type of crimes, leads to reaction. Therefore, information about sentencing disparities in different types of crimes has the potential to affect different *topic-sensitive* respondents, while the *generally concerned* respondents are potentially sensitised to the information about sentencing disparity in general. This suggests that information about sentencing disparity in more types of crime would lead to more sizeable effect, as more sociodemographic groups would react. I view this as additional channel through which the estimated effect is a lower bound of what would happen if the information about sentencing disparity, in general or in more types of crimes, makes it to headlines.

If both mechanisms were to boost the treatment effect and causes distrust and/or re-

strict reliance on the judicial system, my results are still informative about the magnitude of the effect and where it hits the most. Taking the effects at the face values suggests that the general public would first and most strongly react in terms of policy preferences, including a (active) participation in the policy discussion, whereas distrust and intention to avoid the judicial system would come afterwards and feebly. This might give rise to an undesirable situation in which politics and policy makers control information about (weak) performance of the state's institutions (e.g. sentencing decisions of the judicial system; expensive and inefficient public procurement contracts of contacting authorities) and refuse to make it publicly available, as it may evoke reaction towards them, the insiders, as my results would predict. Instead, they may argue that if the information were public, it would cause a distrust with higher (social) cost, which, in the perspective of my results, seems to be a pretext. If this proves to be more general pattern, it represents another form of state capture.

Concluding Remark

Sentencing disparity To understand consequences of sentencing disparity on trust in the judicial system and relevant behavior, I conduct a survey experiment in which I exogenously vary information about sentencing disparity among judges within a regional court in the Czech republic. In particular, respondents were informed about share of cases *failure to pay alimony* – one of the most frequent type of crimes – in which the convicted offender was sentenced to community service. Respondents in the treatment groups were presented with a court in which judges differ in their propensities to sentence to community service; whereas the active control group was informed about a court in which the differences in shares of cases in which the convicted offender was sentenced to community service are negligible. I study three groups of outcomes: (i) declared institutional trust, (ii) reliance on the judicial system; (iii) policy preferences.

I find that the treatment leads to increase in willingness to read and sign petition and shifts fairness of judicial system as more important policy priority. The effect is driven by two types of respondents: (i) female respondents with children; (ii) respondents who ex-ante do not approve how the judicial system works. The former is arguably is more sensitive to the particular type of crime in the information treatment – *failure to pay alimony* than any other demographic groups. The heterogeneity of the effect is informative about generalization, as information about sentencing disparity in other types of crime is more likely to evoke different type of respondents to react.

I find no evidence that the information treatment changes declared institutional trust neither in the judicial system, nor in other relevant institutions such as police. Respon-

dents in the control and the treatment groups report relatively high level of trust in the judicial system. Probably more importantly, the treatment does not change intend willingness to rely on the judicial system. Overwhelming majority of respondents from both groups recommend a single mother to apply to court in a situation she hesitates. Additionally, I find no evidence that the information treatment increases interest in learning about substitute to the formal judicial system.

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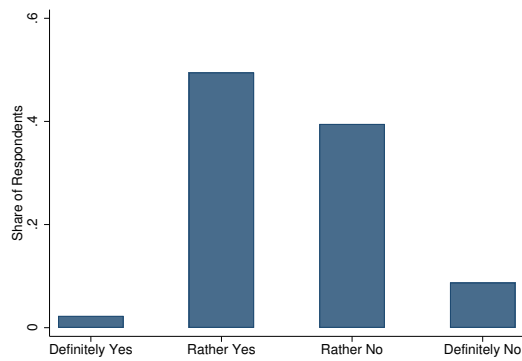
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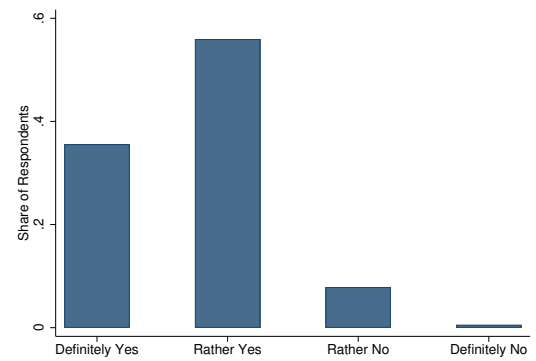
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Appendix

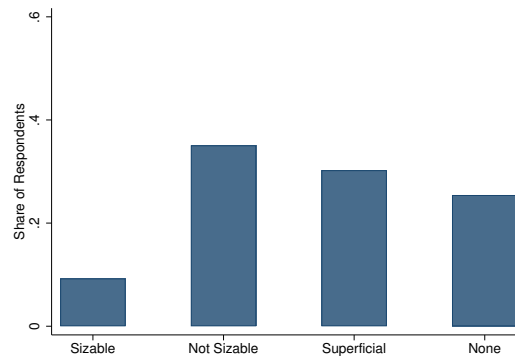
Figure 9: Prior Attitude towards Judicial System



(a) Prior Approval of the JS



(b) Perception of Sentencing Disparity



(c) Prior Experience with the JS

(a) Juridical system works well in the Czech Republic. (b) Depending on judge, similar cases can be sentenced differently. (c) Considering how often you or people you know come into contact with juridical system, what experience you think you have?

Table 6: Mean Characteristics of Treatment and Control Groups

Variable	Mean Control	Mean Treatment	t-test (p-value)
Measures of Prior Attitude			
Approval of Judicial System			
Definitely yes	0.026	0.020	0.340
Rather yes	0.488	0.501	0.567
Rather no	0.392	0.398	0.771
Definitely no	0.094	0.081	0.311
Perception of Sentencing Disparity			
Definitely yes	0.372	0.341	0.138
Rather yes	0.547	0.572	0.261
Rather no	0.075	0.082	0.564
Definitely no	0.006	0.006	0.968
Experience with the Judicial System			
Sizable	0.087	0.098	0.375
Not sizeable	0.354	0.347	0.734
Superficial	0.304	0.301	0.877
None	0.255	0.254	0.956
Demographic Characteristics			
Education			
University	0.249	0.255	0.765
Highschool	0.697	0.692	0.825
Elementary	0.054	0.053	0.901
Marital Status			
Single	0.210	0.187	0.175
Cohabitation	0.171	0.182	0.466
Married	0.442	0.423	0.369
Divorced	0.150	0.167	0.277
Widowed	0.027	0.041	0.087
Male	0.485	0.466	0.400
Age	44.71	44.90	0.760
At least 1 child	0.717	0.722	0.818
Number of children	1.435	1.490	0.295
N	1,036	1,060	

Online Appendix

Script

Throughout the experiment, the respondents are shown x or y slides, depending on their choices. Furthermore, at the end of the survey experiment they can choose to go to a website with petition to sign. The survey experiment consists of three blocks prior-treatment questions, treatment slides, post-treatment questions.

Prior-treatment Questions

Prior the treatment respondents are asked three questions to elicit their prior beliefs regarding the sentencing disparity, their experience with the judicial system, and their approval of the judicial system.

Slide 1. *This survey is about how courts work. All information provided are truthful and based on data from the Ministry of Justice.*

Slide 2. *We are going to show you two statements and ask you how much you agree with that statements.*

Slide 3. *Sentencing decisions depend on the judge assigned. Depending on judge, similar cases can be sentenced differently.*

- *Definitely yes*
- *Rather yes*
- *Rather no*
- *Definitely no*

Slide 4. *Judicial system works well in the Czech Republic.*

- *Definitely yes*
- *Rather yes*
- *Rather no*
- *Definitely no*

Slide 5. *Considering how often you or people you know well come into contact with judicial system, what experience you think you have?*

- *Sizable*
- *Not sizeable*
- *Superficial*
- *None*

Treatment

In this section of the survey, I show different information to the control group and to the treatment group. Both the control and the treatment slide consist of a figure of judges and shares of cases sentenced to community services and a brief explanation of what the figure represents. Prior the control and treatment slide, I inform them about what I they are about to see.

Slide 6. *One of the most frequent crimes in the Czech republic is failure to pay alimony. In last 3 years, courts in the Czech Republic sentenced more than 13,000 cases. The punishment can be probation period, incarceration, community service, and fine. Now, we will show you sentencing decisions of judges at a regional court in the Czech Republic.*

Slide (Control Group). *At this regional court, 16 % of the convicted are sentenced to the community services as their main punishment. Judges sentence very similarly. Regardless what judge is assigned to the case, the offender has very similar probability of being sentenced to community services.*

Slide (Treatment Group). *At this regional court, 16 % of the convicted are sentenced to the community services as their main punishment. Judges sentence differently. Judge C sentence to the community service a third of his/her cases. Other judges sentence to the community service less than 10 % cases, instead they choose different types of punishments. Cases are assigned to judges at random: an offender assigned to the judge C has three time higher probability of being sentenced to community services compared to being assigned to a different judge.*

Post-treatment Questions

Slide 7. *The figure showed the situation from one regional court. Based on your opinion, what is the situation in the Czech republic? In what % of cases is offender sentenced to the community services as the main punishment for failure to pay alimony?*

Slide 8. *How much do you trust in the following institutions . . . {judicial system; police; government; public broadcasting }*

- *A great deal*
- *Quite a lot*

- *Not very much*
- *None at all*

Slide 9. *Suppose you are the prime minister of the Czech Republic. Rank the following issues according to the priorities you would approach them.*

- *Fair judicial system*
- *Sufficient highway infrastructure*
- *High-quality teachers in education system*
- *Safety situation in the Czech Republic*

Slide 10. *In some cases, it is possible to substitute the formal judicial system by alternative dispute resolution (the arbitration) that has several advantages compared to the juridical system.*

- *Want to know more*
- *Not interested*

Slide (only if Slide 10: want to know more). *If you interested, we can send you a booklet with information about the arbitration. What is your email address:*

Slide 11. *We would like to ask your advice. Your response can be used by NGO (va-sevyzivne.cz), as information for their clients. Please read the following story: Jane has two kids and their father does not pay (alimony/child support). She wonder whether she should apply to the court, because she is not sure whether a court could help or it would be only a waste of time and energy.*

What would you recommend to her?

- *She should apply to the court*
- *There is no good reason to apply to the court*

Slide 12. *The last question: Would you sign a petition that invites politicians to suggest particularizing sentencing principles? Such principles would assist judges in sentencing decision. (A preview of the petition was shown.)*

- *Want to read it*
- *Not interested at all*

Slide 13. *Great! That is the end of the questionnaire (and before the petition promised/and very last thing), how credible, do you think, the information provided here is?*

- *A great deal*
- *Quite a lot*
- *Not very much*
- *Not at all*

Petition

The aim of the following petition is to prompt political representation to particulates sentencing principles. The petition is addressed to members of the Committee on Constitutional and Legal Affairs of the Chamber of Deputies, Parliament of the Czech Republic. Should you be interested in signing this petition, leave us with your email address and we will send you signature sheet.

To members of the Committee on Constitutional and Legal Affairs of the Chamber of Deputies, Parliament of the Czech Republic

Subject: Invitation to support xx of sentencing principles

Sentencing decisions often crucially (TODO)

4.3 Debriefing Letter

Last week you participated in a survey, in which w – on behalf of our client – informed you about shares of cases in which one of the regional courts in the Czech Republic sentences offenders to community services for a crime of *failure to pay alimony*.

The information that was showed to you is real and describe a situation at one of the regional courts. However, the situation may not correspond to the situation at other regional courts. In the Czech republic, there are several dozens of regional courts that may differ in propensity to sentenced offenders to different types of punishments for different crimes.

Should you be interested in sentencing decision in the Czech Republic, there is a webpage *jaktrestame.cz* devoted to it.