

APPELLATE ASSIGNED COUNSEL FEES AND ROSTER MEMBERSHIP AT LEVELS BY CIRCUIT
(Updated February 12, 2014 – 53rd Circuit Court Increase)

CIRCUIT	BASIS	FEE SET	RATE	EXPENSES/COMMENTS
1st Hillsdale Level I – 7 Level III – 1 Level II – 3 Total Attorneys: 11	Schedule	2009	Plea: \$550 Trial: \$750	
2nd Berrien Level I – 14 Level III – 6 Level II – 9 Total Attorneys: 29	Hourly	2000	\$50/hr Travel: \$10/hr Plea: \$700 maximum Trial: \$1,500 maximum	Expenses are additional. Extraordinary fees by motion
3rd Wayne Level I – 36 Level III – 7 Level II – 13 Total Attorneys: 56	Schedule	1998	Plea: Transcript - \$100; claim, brief all proceedings: \$350 Prison Visit: Wayne County Facilities - \$75; UP facilities - \$400; all others \$200. Appeal to higher court, each ½ day in trial court: \$75; Appearance at Habeas Corpus: \$50 Trial: Transcript - \$200 every 400 pages; claim, brief all proceedings: \$500; Prison Visit: Wayne County Facilities: \$75; UP facilities: \$400, all others: \$200; non-frivolous Motion for New trial w/memorandum of law by trial counsel: \$125; Appeal to higher court, each ½ day in trial court: \$75; Appearance at Habeas Corpus: \$50	
4th Jackson Level I – 30 Level III – 8 Level II – 20 Level IV – 1 Total Attorneys: 59	Hourly	2008	Basic Rate: \$50/hr Plea: \$750 maximum Non-cap Trial: \$1,600 maximum Cap. Trial: \$2,300 max. <i>Billing: submit the MAACS statement of service form and specify: total fee requested; total must be detailed and broken down by hours to the nearest 1/10th of an hour; the date which the time was expended and the nature of the work done.</i>	Reasonable reimbursement of long-distance calls; postage, copies (actual costs) with itemized billing. Any travel over 300 miles (roundtrip) must be approved by Court. Mileage rate .585¢/mi. Must return copies of transcripts, etc. to defendant.

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5th Barry Level I – 4 Level III – 5 Level II – 5 Total Attorneys: 14	Schedule	1999	\$40/hr Plea: \$400 maximum Trial: \$1,000 maximum	Expenses are additional. Extraordinary fees by motion.
6th Oakland Level I – 49 Level III – 12 Level II – 23 Level IV – 3 Total Attorneys: 87	Hourly	1998	\$45/hr Plea: \$800 maximum Trial: \$1,320 maximum	Expenses are included. <u>Prison Visits paid by region:</u> Region 1: \$75 Region 2: \$100 Region 3: \$150 Region 4: \$175 Region 5: \$350 All requests for extraordinary fees on any appeal will go before a three-judge panel.
7th Genesee Level I – 21 Level III – 6 Level II – 8 Level IV – 1 Total Attorneys: 36	Hourly	2000	\$40/hr Guilty Plea w/o filing brief: \$350 max Guilty Plea, brief filed: \$450 maximum Oral Argument, COA: \$150 flat fee Trial Appeals: No flat fee maximum The maximum fee is determined by a multiplier of 5. Start with the length of the trial transcript; divide that number by 100, then multiply the number by 5 to equal the maximum fee to be paid. <i>Example, 1000 page transcript, divided by 100 = 10 hours to review. 10 x 5 = 50 hours. The maximum fee would be 50 hours x \$40 per hour or \$2,000</i>	Reasonable costs, such as copies at 10¢ per page and postage will be compensated. Mileage covered: Office to Prison or Office to 7 th Cir Ct (whichever is closer). If office closer to 7 th Cir Ct than the prison where client lodged, then must video conference. Contact Rob Gifford, Ct Tech Coord @ 810-424-4436 to schedule. Mileage reimbursement for a prison visit that does not adhere to this policy will not be approved, absent advance permission from the trial judge.
8th Ionia Montcalm Level I – 15 Level III – 10 Level II – 18 Level IV – 1 Total Attorneys: 44	Hourly	2009	\$65/hr in prison offense \$60/hr non-prison offense Plea based: \$500 CAP Trial: \$1,500 CAP	Mileage: ONE round trip Extraordinary fees for good cause.
9th Kalamazoo Level I – 11 Level III – 6 Level II – 8 Total Attorneys: 25	Hourly	2000	\$45/hr. Plea: \$500 maximum Trial: \$1,600 maximum	Mileage: 30¢/mile Travel time: \$12/hr

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10th Saginaw Level I – 16 Level III – 8 Level II – 12 Level IV – 2 Total Attorneys: 38	Hourly	1985	Judicial discretion – Between \$35 and \$40/hr	Expenses: Additional
11th Alger/Luce Mackinaw Schoolcraft Level I – 6 Level III – 3 Level II – 7 Level IV – 1 Total Attorneys: 17	Hourly	1987	\$40/hr	Expenses: Additional Mileage varies by county
12th Baraga/Houghton Keweenaw Level I – 8 Level III – 5 Level II – 10 Total Attorneys: 23	Hourly	2005	\$55/hr	Expenses: Additional
13th Antrim Grand Traverse Leelanau Level I – 10 Level III – 6 Level II – 13 Total Attorneys: 29	Schedule	2007	Plea w/o brief: \$750 Plea w/brief: \$1000 Oral Argument if ordered: \$500 Trials: transcript length ÷ 100 x 5 x \$70 with a \$3,500 maximum . Oral Argument, if ordered: \$500	Mileage: .485/mile (roundtrip from office to prison) Copies: 5¢/pg Postage: Actual
14th Muskegon Level I – 15 Level III – 5 Level II – 7 Total Attorneys: 27	Hourly	1989	\$40/hr Plea: \$500 maximum Trial: \$1,000 maximum	Expenses: Additional Mileage: 55¢/mile Copies: 15¢/page Extraordinary fees by motion
15th Branch Level I – 4 Level III – 2 Level II – 3 Total Attorneys: 9	Schedule	1987	Plea: \$400 Trial: \$700	Travel: \$50 maximum
16th Macomb Level I – 31 Level III – 3 Level II – 14 Total Attorneys: 48	Hourly	1974	\$25/hr Travel: \$25/hr; no mileage	Reasonable office and administrative expenses. May cover lodging to UP if reasonable with documentation.

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17th Kent Level I – 23 Level III – 11 Level II – 14 Total Attorneys: 48	Hourly	2008	\$55/hr; Flat fee includes oral argument. Plea: \$660 maximum Non-CAP Trial: \$1,100 maximum CAP Trial: \$2,205 maximum The appellate appointment by the court includes appointment to the COA only.	Prison visit: \$13/hr (travel time) plus mileage: 45¢/mile. File proof of visit w/voucher. Expenses reimbursed at actual costs and itemized. Extra fees with written justification & approval. Payment request may not be submitted prior to filing the brief with the COA & must include proof of mailing transcripts to defendant.
18th Bay Level I – 18 Level III – 9 Level II – 20 Level IV – 3 Total Attorneys: 50	Hourly	2007	Judicial discretion: \$50/hr	Expenses: Additional Detailed time sheets must be submitted with voucher. Attorneys may bill when brief is filed with COA.
19th Benzie Manistee Level I – 16 Level III – 7 Level II – 15 Level IV – 2 Total Attorneys: 40	Hourly	2002	\$75/hour	Expenses: Additional
20th Ottawa Level I – 8 Level III – 4 Level II – 10 Total Attorneys: 22	Hourly	1998	\$45/hour Plea: \$500 maximum Trial: \$1,000 maximum	Expenses: Additional
21st Isabella Level I – 11 Level III – 7 Level II – 16 Total Attorneys: 34	Hourly	1986	\$50 hour Travel: \$0	Expenses: Additional
22nd Washtenaw Level I – 54 Level III – 15 Level II – 29 Level IV – 1 Total Attorneys: 99	Schedule	1998	\$75/hour Plea: \$1,000 maximum Trial: \$2,250 maximum	Expenses: Additional Extraordinary fees at \$75/hour and expenses exceeding \$100 cap with letter of explanation
23rd Iosco/Oscoda Alcona/Arenac Level I – 8 Level III – 5 Level II – 11 Total Attorneys: 24	Schedule	2007	\$60/hour	Expenses: Additional Extraordinary fees by motion

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24th Sanilac Level I – 14 Level III – 5 Level II – 19 Level IV – 2 Total Attorneys: 40	Hourly	1991	\$50/hour	Expenses: Additional Court will pay mileage but will not cover phone or copying costs
25th Marquette Level I – 7 Level III – 3 Level II – 11 Total Attorneys: 21	Hourly	2002	\$50/hour	Expenses: Additional
26th Alpena Montmorency Level I – 2 Level III – 2 Level II – 1 Total Attorneys: 5	Schedule	2001	Plea: \$350 Trial: \$500 Trial Ct Motion: \$150 COA Orals: \$200 Jail Visit (one time only): \$60 Prison Visit (one time only): \$120	Mileage: 31¢/mile
27th Newaygo Oceana Level I – 4 Level III – 5 Level II – 5 Total Attorneys: 14	Schedule	1998	Plea: \$500 Trial: \$40/hour	Expenses: Additional Mileage: .555/mile Unusual or costly expenses require prior approval
28th Missaukee Wexford Level I – 7 Level III – 3 Level II – 9 Level IV – 1 Total Attorneys: 20	Hourly	1985	\$45/hour	Expenses: Additional
29th Clinton Gratiot Level I – 13 Level III – 5 Level II – 5 Total Attorneys: 23	Schedule	1997	Plea: \$40/hour, \$500 maximum Trial: \$50/hour, \$1,250 maximum If dismissed without brief, submit itemized statement detailing services provided & time devoted. Compensation will be equal to or lesser of that determined by flat fee or hourly method.	Actual costs; if necessary and reasonable. Extraordinary fees by motion

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30th Ingham Level I – 25 Level III – 9 Level II – 15 Total Attorneys: 49	Schedule	2008	Plea: \$48/hour, \$625 CAP Trial (non-capital offenses): \$48/hour, \$1400 CAP Trial (capital offenses): \$48/hour, \$2000 CAP Case dismissed after initial consult: Plea: \$250 Trial: \$300 Counsel Substitutes out for any reason: Plea: \$250 Trial: \$300 <i>Vouchers must be submitted no later than six months after either conclusion of the case or the granting of a motion to withdraw.</i>	Mileage: 55.5¢/mile (IRS stds effective 1/1/2011) Copies: 10¢/copy Copies of transcripts must be sent to defendant at the conclusion of the appeal and a certificate of mailing must be filed with the circuit court. All other expenses need approval. Postage with receipt for mailing transcripts will be reimbursed. Effective May, 2010 Appointments made prior to 1/17/2008 will be paid using prior fee schedule.
31st St. Clair Level I – 39 Level III – 18 Level II – 25 Level IV – 2 Total Attorneys: 84	Hourly	2011	\$50/hour Fees over \$2,500 by motion.	Mileage: .362/mile Copies: 15¢/page
32nd Gogebic Ontonagon Level I – 6 Level III – 2 Level II – 9 Total Attorneys: 17	Hourly	2007	\$50/hour	Expenses: Additional
33rd Charlevoix Level I – 7 Level III – 4 Level II – 8 Level IV – 1 Total Attorneys: 20	Hourly	2005	\$40/hour	Expenses: Not included
34th Ogemaw Roscommon Level I – 10 Level III – 7 Level II – 14 Level IV – 1 Total Attorneys: 32	Hourly	2000	\$50/hour	Expenses: Additional

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35th Shiawassee Level I – 14 Level III – 4 Level II – 9 Level IV – 1 Total Attorneys: 28	Hourly	2007	\$50/hour Plea: \$500 maximum Trial: \$1,500 maximum	Expenses: Additional
36th Van Buren Level I – 8 Level III – 4 Level II – 6 Total Attorneys: 18	Hourly	2001	Guilty Plea: \$50/hr up to \$700 Trials: \$55/hr up to \$1,500 Cases with mandatory life no parole: \$60/hr up to \$2,500 expenses not to exceed \$400	Mileage: County Rate Expenses in Guilty Pleas: \$12/hr travel time; expenses not to exceed \$125 Expenses in Trials: \$12/hr travel time; expenses not to exceed \$250
37th Calhoun Level I – 10 Level III – 3 Level II – 2 Total Attorneys: 15	Hourly	2005	Guilty Plea: \$300 maximum Non-cap cases: \$600 maximum Cap cases: \$800 maximum Murder conviction: \$950 maximum Non Court: \$30/hour In Court: \$50/hour (Waiting for oral argument is not “in-court” and will be paid at lower rate.	Mileage: County Rate Copies: 5¢/page Actual costs: postage & phone (must include receipts) Travel time is not a reimbursable expense. Requests for payment must be accompanied by proof of mailing all transcripts to the defendant or return to the clerk.
38th Monroe Level I – 37 Level III – 13 Level II – 21 Level IV – 1 Total Attorneys: 72	Hourly	1991	\$52/ hour	Expenses: Additional with judicial approval
39th Lenawae Level I – 9 Level III – 3 Level II – 8 Total Attorneys: 20	Schedule	2009	Plea: \$500 Other criminal appeals: \$40/hour Secretary: \$10/hour	Expenses: Additional Mileage: IRS reimburse rate Actual costs: Postage, copies & phone
40th Lapeer Level I – 34 Level III – 12 Level II – 20 Level IV – 3 Total Attorneys: 69	Hourly		Preparing appeal (including brief writing, interviews, travel time etc.): \$50/hour Oral Arguments: COA \$60/hour; SCt \$75/hour; Circuit Court \$50/hour	Extraordinary expenses by motion.

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41st Dickinson/Iron Menominee Level I – 3 Level III – 3 Level II – 8 Total Attorneys: 14	Hourly	2007	\$50/hour	Expenses: Additional
42nd Midland Level I – 14 Level III – 10 Level II – 18 Level IV – 1 Total Attorneys: 43	Hourly	1987	\$45/hour	Expenses: Additional
43rd Cass Level I – 4 Level III – 4 Level II – 7 Total Attorneys: 15	Hourly	1992	\$50/hour Plea: \$500 maximum Trial \$1,500 maximum	Expenses: Additional Mileage: .365/mile Extraordinary fees require prior approval
44th Livingston Level I – 33 Level III – 8 Level II – 21 Level IV – 1 Total Attorneys: 63	Hourly	2009	\$45/hour with billings to reflect work by the tenths of an hour; Along with MAACS detailed statement of services, attach a copy of proof of prison visit. Attorneys will be appointed in strict compliance w/current statute & case law; any request to extend the time of appeal must adhere to the criteria for such requests & will be decided by the assigned judge. Attorneys must certify that they have returned copies of the court transcripts to the defendant or the cost of a new copy may be deducted from their reimbursement.	Travel - \$10/hr (\$1/tenth of hr) of driving as measured by driving time determined by MapQuest from attorney's office to 44 th cir ct; any trip in excess of 150 miles requires documentation. Copies-15¢/pg Phone calls Billings will be submitted in timely manner and processed as follows: **30 hrs or less may be processed by designated court personnel & forwarded to assigning judge for approval. **More than 30 hrs will be forwarded to the judge for review & amendment, if appropriate. **Work in excess of 40hrs must be brought to the attention of the judge for approval. Time spent preparing requests for extended time are not to be billed. Extraordinary expenses must be approved before incurred. Billings may be amended by judge in the best interests of the administration of justice.

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45th St. Joseph Level I – 3 Level III – 3 Level II – 5 Total Attorneys: 11	Hourly	1987	\$40/hour Plea: \$550 maximum Bench: \$900 maximum Jury: \$1,200 maximum	Expenses: Additional
46th Crawford Kalkaska Otsego Level I – 6 Level III – 3 Level II – 10 Level IV – 1 Total Attorneys: 20	Hourly	1988	\$40/hour	Expenses: Additional Mileage: Per county allowance Copies: 10¢/copy
47th Delta Level I – 3 Level III – 2 Level II – 8 Total Attorneys: 13	Hourly	2002	\$45/hour	Expenses: Additional
48th Allegan Level I – 4 Level III – 4 Level II – 9 Level IV – 1 Total Attorneys: 18	Hourly	1987	Judicial discretion Non-cap cases: \$40/hour (20 hrs max) Cap cases: \$50/hour (40 hrs max)	Expenses: Additional
49th Mecosta Osceola Level I – 5 Level III – 4 Level II – 11 Level IV – 1 Total Attorneys: 21	Hourly	1981	\$40/hour	Expenses: Additional
50th Chippewa Level I – 11 Level III – 3 Level II – 9 Level IV – 1 Total Attorneys: 24	Hourly	2005	Non-prison offense: \$50/hour In-prison offense: \$70/hour	Expenses: Additional
51st Lake/Mason Level I – 4 Level III – 3 Level II – 5 Total Attorneys: 12	Hourly	2009	\$60/hour Plea: \$700 maximum Trial: \$1,000 maximum Jury: \$1,500 maximum	Expenses: Additional
52nd Huron Level I – 15 Level III – 5 Level II – 15 Level IV – 1 Total Attorneys: 36	Hourly	2001	\$55/ hour	Expenses: Additional Unusual number of hours and/or expenses must have prior approval.

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53rd Cheboygan Presque Isle	Schedule	2014	Conviction by Plea: \$700 Conviction by Trial: \$850 Oral Argument COA: \$240 ONE Jail Interview: \$125 or ONE out-of-county prison Visit: \$250	Mileage: \$.485/mile In all post-sentence motions in the trial court, defendant shall be represented by the local trial attorney, except where the Court orders otherwise. No attorney appointed by this Court to defend any indigent defendant shall receive a fee in excess of those expressed herein or shall incur any expense chargeable to the county in conduct of such defense, except ordinary witness fees, without written permission of the trial judge.
Level I – 4 Level III – 1 Level II – 3 Total Attorneys: 8				
54th Tuscola	Hourly	2013	\$700 max - - Pleas \$1000 max – Non-capital felony conviction by trial \$1500 max – Capital felony conviction by trial Attorney time will be reimbursed at \$60/hr. Time spent for travel included to and from court and from prison/jail is not allowed. New fees effective in new assignments as of September 1, 2013.	<u>Mileage</u> : current county rate <u>Copying</u> : not exceed 10¢/pg <u>Phone</u> : Actual costs <u>Postage</u> : Actual costs (express mail; fed ex etc allowed only when necessary & could not be avoided.) Transcripts not to exceed the statutory rate. All support memo, receipts, etc must be included.
Level I – 7 Level III – 3 Level II – 5 Total Attorneys: 15 <i>The Chief Judge may approve reimbursement for fees in excess of the max if the atty submits a written request which sets out excess fees and states the issues that made case “unusual” or “complex”. Must be submitted to Court Administrator 30 days after a decision on the appeal has been rendered.</i>				
55th Clare Gladwin	Hourly	2005	Trial: \$50/hour Plea: \$400 <u>All Cases</u> : Oral Argument: \$150 max Jail Visit: \$60 max Prison Visit: \$120 max	Expenses: Included
Level I – 6 Level III – 3 Level II – 5 Level IV – 1 Total Attorneys: 15				
56th Eaton	Schedule	1978	\$40/hour	
Level I – 20 Level III – 4 Level II – 7 Level IV – 1 Total Attorneys: 32				
57th Emmet	Hourly	1995	\$40/hour	Expenses: Included Extraordinary expenses with judicial approval.
Level I – 4 Level III – 4 Level II – 8 Level IV – 1 Total Attorneys: 17				