

## APPELLATE ASSIGNED COUNSEL FEES BY CIRCUIT

(Updated to reflect MAACS Regional Assignment Lists as of June 1, 2018)

CIRCUIT	BASIS	FEE SET	RATE	EXPENSES/COMMENTS
<b>1<sup>st</sup> Hillsdale</b>	Schedule	2009	Plea: \$550 Trial: \$750	
<b>2<sup>nd</sup> Berrien</b>	Hourly	2000	\$50/hr Travel: \$10/hr  Plea: \$700 maximum Trial: \$1,500 maximum	Expenses are additional.  Extraordinary fees by motion
<b>3<sup>rd</sup> Wayne</b>	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	
<b>4<sup>th</sup> Jackson</b>	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 1/10<sup>th</sup> 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.  Mileage: IRS rate  Any travel over 300 miles (roundtrip) must be approved by Court.  Must return copies of transcripts, etc. to defendant.

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5 <sup>th</sup> Barry	Schedule	1999  See Regional Assignment List Standard Fee Policy	\$40/hr  Plea: \$400 maximum Trial: \$1,000 maximum	Expenses are additional.  Extraordinary fees by motion.
6 <sup>th</sup> Oakland	Hourly	1998  See Regional Assignment List Standard Fee Policy	\$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.
7 <sup>th</sup> Genesee	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 \$0.10 per page and postage will be compensated.  Mileage covered: Office to Prison or Office to 7 <sup>th</sup> Cir Ct (whichever is closer). If office closer to 7 <sup>th</sup> 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.
8 <sup>th</sup> Ionia Montcalm	Hourly	2009	Plea based: \$500 CAP Trial: \$1,500 CAP	Mileage: ONE round trip  Extraordinary fees for good cause.
9 <sup>th</sup> Kalamazoo	Hourly	2000	\$45/hr.  Plea: \$500 maximum Trial: \$1,600 maximum	Mileage: \$0.30/mile  Travel time: \$12/hour

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10 <sup>th</sup> Saginaw	Hourly	1985  See Regional Assignment List Standard Fee Policy	Judicial discretion – Between \$35 and \$40/hr	Expenses: Additional
11 <sup>th</sup> Alger/Luce Mackinaw Schoolcraft	Hourly	1987	\$40/hr	Expenses: Additional  Mileage varies by county
12 <sup>th</sup> Baraga/Houghton Keweenaw	Hourly	2005  See Regional Assignment List Standard Fee Policy	\$55/hr	Expenses: Additional
13 <sup>th</sup> Antrim Grand Traverse Leelanau	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 <b>\$3,500 maximum</b> . Oral Argument, if ordered: \$500	Mileage: \$0.485/mile (roundtrip from office to prison)  Copies: \$0.05/page Postage: Actual
14 <sup>th</sup> Muskegon	Hourly	1989	\$40/hr  Plea: \$500 maximum Trial: \$1,000 maximum	Expenses: Additional Mileage: \$0.55/mile Copies: \$0.15/page  Extraordinary fees by motion
15 <sup>th</sup> Branch	Schedule	1987	Plea: \$400 Trial: \$700	Travel: \$50 maximum
16 <sup>th</sup> Macomb	Hourly	1974  See Regional Assignment List Standard Fee Policy	\$25/hr  Travel: \$25/hr; no mileage	Reasonable office and administrative expenses.  May cover lodging to UP if reasonable with documentation.
17 <sup>th</sup> Kent	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: \$0.545/mile. File proof of visit w/voucher. Copies: \$0.10/page  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.

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<b>18<sup>th</sup> Bay</b>	Hourly	2007  <b>See Regional Assignment List Standard Fee Policy</b>	Judicial discretion: \$50/hr	Expenses: Additional Detailed time sheets must be submitted with voucher. Attorneys may bill when brief is filed with COA.
<b>19<sup>th</sup> Benzie Manistee</b>	Hourly	2002  <b>See Regional Assignment List Standard Fee Policy</b>	\$75/hour	Expenses: Additional
<b>20<sup>th</sup> Ottawa</b>	Hourly	1998  <b>See Regional Assignment List Standard Fee Policy</b>	\$45/hour Plea: \$500 maximum Trial: \$1,000 maximum	Expenses: Additional
<b>21<sup>st</sup> Isabella</b>	Hourly	1986  <b>See Regional Assignment List Standard Fee Policy</b>	\$50/hour Trial: \$0	Expenses: Additional
<b>22<sup>nd</sup> Washtenaw</b>	Schedule	1998  <b>See Regional Assignment List Standard Fee Policy</b>	\$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
<b>23<sup>rd</sup> Iosco/Oscoda Alcona/Arenac</b>	Schedule	2007  <b>See Regional Assignment List Standard Fee Policy</b>	\$60/hour	Expenses: Additional Extraordinary fees by motion
<b>24<sup>th</sup> Sanilac</b>	Hourly	1991  <b>See Regional Assignment List Standard Fee Policy</b>	\$50/hour	Expenses: Additional  Court will pay mileage but will not cover phone or copying costs
<b>25<sup>th</sup> Marquette</b>	Hourly	2002  <b>See Regional Assignment List Standard Fee Policy</b>	\$50/hour	Expenses: Additional
<b>26<sup>th</sup> Alpena Montmorency</b>	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: \$0.31/mile
<b>27<sup>th</sup> Newaygo Oceana</b>	Schedule	1998	Plea: \$500 Trial: \$40/hour	Expenses: Additional Mileage: \$0.555/mile  Unusual or costly expenses require prior approval

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<b>28<sup>th</sup> Missaukee Wexford</b>	Hourly	1985  <b>See Regional Assignment List Standard Fee Policy</b>	\$45/hour	Expenses: Additional
<b>29<sup>th</sup> Clinton Gratiot</b>	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
<b>30<sup>th</sup> Ingham</b>	Schedule	2010	For completion of appellate work through trial court motions for relief or through COA arguments and submission, or both:  <b>Plea:</b> \$48/hour with a \$625 maximum <b>Trial</b> (non-capital offenses): \$48/hour with a \$1400 maximum <b>Trial</b> (capital offenses): \$48/hour with a \$2000 maximum  <b>Case dismissed after initial consult:</b> Plea: \$250      Trial: \$300  <b>Counsel Substitutes out for any reason:</b> Plea: \$250      Trial: \$300	Costs, fees, and expenses other than mileage, copy costs, and postage required to return transcripts, must have prior Circuit Court approval to be reimbursed. A receipt must be provided to be reimbursed for postage costs associated with return of transcripts.  Copies of transcripts provided to appellate counsel must be sent to the defendant at the conclusion of the appeal and a Certificate of Mailing must be filed with the Circuit Court.  Attorneys will submit vouchers on forms approved and provided by MAACS.
<b>31<sup>st</sup> St. Clair</b>	Hourly	2011  <b>See Regional Assignment List Standard Fee Policy</b>	\$50/hour Fees over \$2,500 by motion.	Mileage: \$0.362/mile Copies: \$0.15/page
<b>32<sup>nd</sup> Gogebic Ontonagon</b>	Hourly	2007  <b>See Regional Assignment List Standard Fee Policy</b>	\$75/hour if defendant is located in a DOC facility \$50/hour if defendant is in the county jail or not incarcerated.	Expenses: Additional
<b>33<sup>rd</sup> Charlevoix</b>	Hourly	2005  <b>See Regional Assignment List Standard Fee Policy</b>	\$40/hour	Expenses: Not included

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<b>34<sup>th</sup> Ogemaw Roscommon</b>	Hourly	2000 <b>See Regional Assignment List Standard Fee Policy</b>	\$50/hour	Expenses: Additional
<b>35<sup>th</sup> Shiawassee</b>	Hourly	2007 <b>See Regional Assignment List Standard Fee Policy</b>	\$50/hour Plea: \$500 maximum Trial: \$1,500 maximum	Expenses: Additional
<b>36<sup>th</sup> Van Buren</b>	Hourly	2001 <b>See Regional Assignment List Standard Fee Policy</b>	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/hour travel time; expenses not to exceed \$125 Expenses in Trials: \$12/hour travel time; expenses not to exceed \$250
<b>37<sup>th</sup> Calhoun</b>	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: \$0.05/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.
<b>38<sup>th</sup> Monroe</b>	Hourly	1991 <b>See Regional Assignment List Standard Fee Policy</b>	\$52/ hour	Expenses: Additional with judicial approval
<b>39<sup>th</sup> Lenawae</b>	Schedule	2009	Plea: \$500 Other criminal appeals: \$40/hour Secretary: \$10/hour	Expenses: Additional Mileage: IRS reimburse rate Actual costs: Postage, copies & phone
<b>40<sup>th</sup> Lapeer</b>	Hourly	<b>See Regional Assignment List Standard Fee Policy</b>	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.
<b>41<sup>st</sup> Dickinson/Iron Menominee</b>	Hourly	2007 <b>See Regional Assignment List Standard Fee Policy</b>	\$50/hour	Expenses: Additional

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<b>42<sup>nd</sup> Midland</b>	Hourly	1987	\$45/hour	Expenses: Additional
		<b>See Regional Assignment List Standard Fee Policy</b>		
<b>43<sup>rd</sup> Cass</b>	Hourly	1992	\$50/hour	Expenses: Additional Mileage: \$0.50/mile Extraordinary fees require prior approval
		<b>See Regional Assignment List Standard Fee Policy</b>		
<b>44<sup>th</sup> Livingston</b>	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 <sup>th</sup> Cir Ct; any trip in excess of 150 miles requires documentation. Copies- \$0.15/page 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.
		<b>See Regional Assignment List Standard Fee Policy</b>		
<b>45<sup>th</sup> St. Joseph</b>	Hourly	1987	\$40/hour	Expenses: Additional
		<b>See Regional Assignment List Standard Fee Policy</b>		
			Plea: \$550 maximum Bench: \$900 maximum Jury: \$1,200 maximum	

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<b>46<sup>th</sup> Crawford Kalkaska Otsego</b>	Hourly	1988  <b>See Regional Assignment List Standard Fee Policy</b>	\$40/hour	Expenses: Additional Mileage: Per county allowance
<b>47<sup>th</sup> Delta</b>	Hourly	2002  <b>See Regional Assignment List Standard Fee Policy</b>	\$45/hour	Expenses: Additional
<b>48<sup>th</sup> Allegan</b>	Hourly	1987  <b>See Regional Assignment List Standard Fee Policy</b>	Judicial discretion Non-cap cases: \$40/hour (20 hrs max) Cap cases: \$50/hour (40 hrs max)	Expenses: Additional
<b>49<sup>th</sup> Mecosta Osceola</b>	Hourly	1981	\$40/hour	Expenses: Additional
<b>50<sup>th</sup> Chippewa</b>	Hourly	2005  <b>See Regional Assignment List Standard Fee Policy</b>	Non-prison offense: \$50/hour In-prison offense: \$70/hour	Expenses: Additional
<b>51<sup>st</sup> Lake/Mason</b>	Hourly	2009  <b>See Regional Assignment List Standard Fee Policy</b>	\$60/hour Plea: \$700 maximum Trial: \$1,000 maximum Jury: \$1,500 maximum	Expenses: Additional
<b>52<sup>nd</sup> Huron</b>	Hourly	2001  <b>See Regional Assignment List Standard Fee Policy</b>	\$55/ hour	Expenses: Additional Unusual number of hours and/or expenses must have prior approval.



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<p><b>53<sup>rd</sup></b> <b>Cheboygan</b> <b>Presque Isle</b></p>	Schedule	2014	<p>Conviction by Plea: \$700 Conviction by Trial: \$850</p> <p>Oral Argument COA: \$240</p> <p style="text-align: center;"><b>See Regional Assignment List Standard Fee Policy</b></p> <p>ONE Jail Interview: \$125 or ONE out-of-county prison Visit: \$250</p>	<p>Mileage: \$.485/mile</p> <p>In all post-sentence motions in the trial court, defendant shall be represented by the local trial attorney, except where the Court orders otherwise.</p> <p>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.</p>
<p><b>54<sup>th</sup></b> <b>Tuscola</b></p>	Hourly	2013	<p><b>\$700 max</b> - - Pleas</p> <p style="text-align: center;"><b>See Regional Assignment List Standard Fee Policy</b></p> <p><b>\$1000 max</b> – Non-capital felony conviction by trial</p> <p><b>\$1500 max</b> – Capital felony conviction by trial</p> <p>Attorney time will be reimbursed at \$60/hr. Time spent for travel included to and from court and from prison/jail is not allowed.</p>	<p><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 <b>only</b> when necessary &amp; could not be avoided.) Transcripts not to exceed the statutory rate. All support memo, receipts, etc must be included.</p>
<p><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></p>			<p>New fees effective in new assignments as of September 1, 2013.</p>	
<p><b>55<sup>th</sup></b> <b>Clare</b> <b>Gladwin</b></p>	Hourly	2005	<p>Trial: \$50/hour Plea: \$400</p> <p style="text-align: center;"><b>See Regional Assignment List Standard Fee Policy</b></p> <p>All Cases Oral Argument: \$150 max Jail Visit: \$60 max Prison Visit: \$120 max</p>	Expenses: Included
<p><b>56<sup>th</sup></b> <b>Eaton</b></p>	Schedule	1978	\$40/hour	
<p><b>57<sup>th</sup></b> <b>Emmet</b></p>	Hourly	1995	<p>\$40/hour</p> <p style="text-align: center;"><b>See Regional Assignment List Standard Fee Policy</b></p>	<p>Expenses: Included Extraordinary expenses with judicial approval.</p>