

APPELLATE ASSIGNED COUNSEL FEES BY CIRCUIT

(Updated to reflect MAACS Regional Assignment Lists as of October 1, 2019)

CIRCUIT	BASIS	FEE SET	RATE	EXPENSES/COMMENTS
1 st Hillsdale	Schedule	2019	Plea: \$850 Trial: \$1,050	Mileage: State rate (\$0.34/mile) unless otherwise indicated.
2 nd Berrien	Hourly	2000	\$50/hr Travel: \$10/hr Plea: \$700 maximum Trial: \$1,500 maximum	Expenses are additional. Extraordinary fees by motion
3 rd Wayne	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	
4 th Jackson	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. 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 th Barry	Schedule	1999	\$40/hr Plea: \$400 maximum Trial: \$1,000 maximum	Expenses are additional. Extraordinary fees by motion.
		See Regional Assignment List Standard Fee Policy		
6 th Oakland	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.
		See Regional Assignment List Standard Fee Policy		
7 th 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 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.
8 th Ionia Montcalm	Hourly	2009	Plea based: \$500 CAP Trial: \$1,500 CAP	Mileage: ONE round trip Extraordinary fees for good cause.
		See Regional Assignment List Standard Fee Policy		
9 th 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 th Saginaw	Hourly	1985 See Regional Assignment List Standard Fee Policy	Judicial discretion – Between: \$35 and \$40/hr	Expenses: Additional
11 th Alger Luce Mackinac Schoolcraft	Hourly	1987 See Regional Assignment List Standard Fee Policy	\$40/hr	Expenses: Additional Mileage varies by county
12 th Baraga Houghton Keweenaw	Hourly	2005 See Regional Assignment List Standard Fee Policy	\$55/hr	Expenses: Additional
13 th Antrim Grand Traverse Leelanau	Schedule	2019	Plea appeals: w/o brief: \$850 Plea appeals w/brief: \$1150 Oral Argument if ordered: \$600 Trial Appeals: transcript length ÷ 100 x 5 x \$80 with a \$4,000 maximum. Oral Argument, if ordered: \$600 Please review the fee schedule carefully, as your acceptance of an appellate assignment will be considered by the Court as your agreement to be paid in accordance with it.	All the amounts include costs and expenses associated with prison visits. For conferences conducted at prison, Mileage: \$0.58/mile (roundtrip from office to prison). Copies: \$0.05/page Postage: Actual
14 th Muskegon	Hourly	1989 See Regional Assignment List Standard Fee Policy	\$40/hr Plea: \$500 maximum Trial: \$1,000 maximum	Expenses: Additional Mileage: \$0.55/mile Copies: \$0.15/page Extraordinary fees by motion
15 th Branch	Schedule	1987	Plea: \$400 Trial: \$700	Travel: \$50 maximum
16 th 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.

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17 th Kent	Hourly	2019	\$56/hr.; includes oral argument. Plea: \$660 maximum Non-capital trial: \$1,100 maximum Capital trial: \$2,205 maximum	Prison visit: \$13/hr (travel time) plus, mileage: \$0.58/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.
18 th Bay	Hourly	2007	Judicial discretion: \$50/hr See Regional Assignment List Standard Fee Policy	Expenses: Additional Detailed time sheets must be submitted with voucher. Attorneys may bill when brief is filed with COA.
19 th Benzie Manistee	Hourly	2002	\$75/hour See Regional Assignment List Standard Fee Policy	Expenses: Additional
20 th Ottawa	Hourly	1998	\$45/hour See Regional Assignment List Standard Fee Policy Plea: \$500 maximum Trial: \$1,000 maximum	Expenses: Additional
21 st Isabella	Hourly	1986	\$50 hour See Regional Assignment List Standard Fee Policy	Expenses: Additional
22 nd Washtenaw	Schedule	1998	\$75/hour Plea: \$1,000 maximum Trial: \$2,250 maximum See Regional Assignment List Standard Fee Policy	Expenses: Additional Extraordinary fees at \$75/hour and expenses exceeding \$100 cap with letter of explanation
23 rd Iosco/Oscoda Alcona/Arenac	Schedule	2007	\$60/hour See Regional Assignment List Standard Fee Policy	Expenses: Additional Extraordinary fees by motion
24 th Sanilac	Hourly	1991	\$50/hour See Regional Assignment List Standard Fee Policy	Expenses: Additional Court will pay mileage but will not cover phone or copying costs
25 th Marquette	Hourly	2002	\$50/hour See Regional Assignment List Standard Fee Policy	Expenses: Additional

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26th Alpena Montmorency	Schedule	2001	Plea: \$350 – filing and processing to conclusion incl. but not limited to, investigation, review and brief prep. Trial: \$500 – filing and processing to conclusion incl. but not limited to, investigation, review and brief prep. **Note: motions before the trial court at both levels do not receive add'l compensation Trial Ct Motion: \$150 - non-frivolous post-judgment motions before the trial court or withdrawal/termination of appeal. COA Orals: \$200	Mileage: \$0.31/mile Client Visits: Jail (one time only): \$60 Prison (one time only): \$120
27th Newaygo Oceana	Schedule	1998	Plea: \$500 Trial: \$40/hour	Expenses: Additional Mileage: \$0.555/mile Unusual or costly expenses require prior approval
28th Missaukee Wexford	Hourly	1985	\$45/hour	Expenses: Additional
See Regional Assignment List Standard Fee Policy				
29th Clinton Gratiot	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
30th Ingham	Schedule	2010	For completion of appellate work through trial court motions for relief or through COA arguments and submission, or both: Plea: \$48/hour with a \$625 maximum Trial (non-capital offenses): \$48/hour with a \$1400 maximum Trial (capital offenses): \$48/hour with a \$2000 maximum Case dismissed after initial consult: Plea: \$250 Trial: \$300 Counsel Substitutes for any reason: 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.

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31st St. Clair	Hourly	2011 See Regional Assignment List Standard Fee Policy	\$50/hour Fees over \$2,500 by motion.	Mileage: \$0.362/mile Copies: \$0.15/page
32nd Gogebic Ontonagon	Hourly	2007 See Regional Assignment List Standard Fee Policy	\$75/hour if defendant is located in a DOC facility \$50/hour if defendant is in the county jail or not incarcerated.	Expenses: Additional
33rd Charlevoix	Hourly	2005 See Regional Assignment List Standard Fee Policy	\$40/hour	Expenses: Not included
34th Ogemaw Roscommon	Hourly	2000 See Regional Assignment List Standard Fee Policy	\$50/hour	Expenses: Additional
35th Shiawassee	Hourly	2007 See Regional Assignment List Standard Fee Policy	\$50/hour Plea: \$500 maximum Trial: \$1,500 maximum	Expenses: Additional
36th Van Buren	Hourly	2001 See Regional Assignment List Standard Fee Policy	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
37th Calhoun	Hourly	2005 See Regional Assignment List Standard Fee Policy	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.
38th Monroe	Hourly	1991 See Regional Assignment List Standard Fee Policy	\$52/ hour	Expenses: Additional with judicial approval

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39th Lenawae	Schedule	2009	Plea: \$500 Other criminal appeals: \$40/hour Secretary: \$10/hour	Expenses: Additional Mileage: IRS reimburse rate Actual costs: Postage, copies & phone
			See Regional Assignment List Standard Fee Policy	
40th Lapeer	Hourly		Preparing appeal (including brief writing, interviews, travel time etc.): \$50/hour Oral Argument: COA \$60/hour; SC \$75/hour; Circuit Court \$50/hour	Extraordinary expenses by motion.
			See Regional Assignment List Standard Fee Policy	
41st Dickinson/Iron Menominee	Hourly	2007	\$50/hour	Expenses: Additional
			See Regional Assignment List Standard Fee Policy	
42nd Midland	Hourly	1987	\$45/hour	Expenses: Additional
			See Regional Assignment List Standard Fee Policy	
43rd Cass	Hourly	1992	\$50/hour	Expenses: Additional Mileage: \$0.50/mile
			See Regional Assignment List Standard Fee Policy	Extraordinary fees require prior approval
44th Livingston	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- \$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.
			See Regional Assignment List Standard Fee Policy	

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45th St. Joseph	Hourly	1987 See Regional Assignment List Standard Fee Policy	\$40/hour Plea: \$550 maximum Trial: \$800 maximum Jury: \$1,200 maximum	Expenses: Additional
46th Crawford Kalkaska Otsego	Hourly	1988 See Regional Assignment List Standard Fee Policy	\$40/hour	Expenses: Additional Mileage: Per county allowance
47th Delta	Hourly	2002 See Regional Assignment List Standard Fee Policy	\$45/hour	Expenses: Additional
48th Allegan	Hourly	1987 See Regional Assignment List Standard Fee Policy	Judicial discretion Non-cap cases: \$40/hour (20 hrs max) Cap cases: \$50/hour (40 hrs max)	Expenses: Additional
49th Mecosta Osceola	Hourly	1981 See Regional Assignment List Standard Fee Policy	\$40/hour	Expenses: Additional
50th Chippewa	Hourly	2005 See Regional Assignment List Standard Fee Policy	Non-prison offense: \$50/hour In-prison offense: \$70/hour	Expenses: Additional
51st Lake/Mason	Hourly	2009 See Regional Assignment List Standard Fee Policy	\$60/hour Plea: \$700 maximum Trial: \$1,000 maximum Jury: \$1,500 maximum	Expenses: Additional
52nd Huron	Hourly	2001 See Regional Assignment List Standard Fee Policy	\$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 See Regional Assignment List Standard Fee Policy 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.
54th Tuscola	Hourly	2013	\$700 max - - Pleas See Regional Assignment List Standard Fee Policy \$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.	<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.
<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>			New fees effective in new assignments as of September 1, 2013.	
55th Clare Gladwin	Hourly	2005	Trial: \$50/hour Plea: \$400 See Regional Assignment List Standard Fee Policy All Cases: Oral Argument: \$150 max Jail Visit: \$60 max Prison Visit: \$120 max	Expenses: Included
56th Eaton	Schedule	1978	\$40/hour	
57th Emmet	Hourly	1995	\$40/hour See Regional Assignment List Standard Fee Policy	Expenses: Included Extraordinary expenses with judicial approval.