

Trial Assigned Counsel Fees by Circuit December, 2010

<i>Circuit</i>	<i>Basis</i>	<i>Fee Set</i>	<i>Rate</i>	<i>Expenses</i>	<i>Comments</i>	<i>Changes in 2010</i>
<u>1st Hillsdale</u>	Contracts with 3 attorneys	2010	Attorney #1 (40%): \$48,600 Attorney #2 (30%): \$36,450 Attorney # 3 (30%) \$36,450 Includes all district & circuit court cases, PPO violations, nonpayment of support & pro- bation violations. Excludes appeals.	Additional for expert witnesses, transcripts, subpoena and witness fees, costs of venue change, upon application.	More than 8 hours on life offense: \$70/hr. Deductions taken from contract amount for conflict cases over 6 per year.	
<u>2nd Berrien</u>	Contracts with 3 attorney groups	2010 - 2012	Drug Court cases: \$120,000/year.	Drug Court investigator services not to exceed \$13,200/year.	Conflict attorneys paid within group contract. 5 attys. in Drug Court group.	
		2010 - 2012	Niles Division cases: \$140,000/year	Niles investigator services not to exceed \$16,700/year.	3 attys. in Niles group.	
		2009 - 12	St. Joseph Division cases: \$450,000 in 2009 \$465,000 in 2010 \$480,000 in 2011 \$490,000 in 2012	St. Joseph investigator services not to exceed \$50,000/yr.	10 attys. in St. Joseph group. CLE required.	
<u>3rd Wayne</u>	Event, scaled to max. sentence exposure; and defender office	1998	Event (75% of cases): Prelim.: \$90 - \$190 Arraignment: \$40 - \$90 Invest./prep.: \$110 - \$250 Plea: \$110 - \$250 Motion: \$60 - \$130 Evid. hrg.: \$80 or \$160 Cal. conf.: \$50 Final conf.: \$40 - \$100 Trial, half-day: \$90 - \$190 Trial, full-day: \$180 - \$380	Additional for experts: \$200-\$300 (interview and eval.); \$150 (court appearance). Jail visits: \$50, max. of 2 visits in capital case. Show-ups: \$50/hr; \$200 full day standby.	CLE required.	

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<u>3rd Wayne</u> (continued)			Sentencing: \$60 - \$130 Diversion, pre-prelim: \$100 Interpreters: \$75-\$100 Non-profit Legal Aid and Defender Office (approx. 14 attys) working on expired contract, \$1.9 million in 2010 (25% of cases).	Extraordinary fees with court approval.		
<u>4th Jackson</u>	Contract with 13 attorneys	2008-2010	Attorneys bid for percentage of work within 3 crime categories. Cases assigned first to low bidders in category I (mand. life term), with 1-3 case bids ranging from \$3,000 to \$15,000. Attorneys bid for 20% of work for categories II and III, cases assigned to lowest qualified proposals. Additional fee for trial (1/2 day in murder trial = \$325), Trial Fees for other cases (1/2 Day = \$260), and for MDOC cases (\$425). Fee for 1/2 day of prelim exam over 3 (1/2 day = \$250).	Additional for experts with court approval. Attorneys bill for transcripts, witness fees, service of process.	Includes probation violations, extradition, juvenile, line-ups, and motor vehicle forfeitures. Attorneys to comply with performance standard. District Court fee info NA.	
<u>5th Barry</u>	Contract with 16 attorneys	2010	Includes felonies, misdemeanors, nonsupport, paternity, probation violations, PPO violations. Attorneys divide \$254,000 using point system: 20 units, each worth \$13,000. Full-time attorneys earn 1 unit (\$13,000); capital designated earn 1.5 units (\$20,000); FOC earns \$10,000 = \$254,000 total. Cases divided on roughly equal basis.		List rotates with cases carrying points according to offense type, administrator balances points among attorneys to equalize annually. Time actually spent on case does not change points allocated. Group includes 7 full-time capital case attorneys, 8 full-time attorneys, 1 FOC attorney.	General 7% decrease in overall contract price (\$273,000 to \$254,000). Capital case attorney contract reduced (\$20,475 to \$20,000). Full-time attorney contract reduced (\$13,650 to \$13,000). Reduction from 3

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<u>5th Barry</u> (continued)						part-time attorney to 1 FOC, but single attorney now earns \$10,000 (up from \$6,825).
<u>6th Oakland</u>	Event	2009	<p>District Court: (w/prelim exam conf.; prelim exam, motions, plea and sentence) Felony less than life: \$300. Felony w/life: \$440; Dismissal: \$220.00 Trial/xtra day prelim: \$155.00 Infectious Disease Hearing: \$150.00. Attorney retained w/o notice: \$75 Circuit Court: (w/prelim exam conf., arraignment, motions, plea and sentence) Felony w/less than life max. sentence prelim waived: \$460.00 Felony w/less than life max. sentence prelim held: \$500.00 Habitual 4th enhancement: \$710 Murder I and drug possession of 650g or more: \$950 Capital cases: \$800.</p> <p>Jail visit, less than life and habitual 4th (two only): \$65 (one visit if appointed before 8/12/02) Jail visit, life max. (up to 6): \$65 Jail visit, violation of probation (one only): \$65 Day of hearing where testimony is taken, less than life: \$350</p>	For extraordinary fees on capital cases, no more than 1.5x the amount recommended by Court Admin	<p>No additional fee for motions, pretrials, adjournments. 235 attorneys on list. 1/2 the normal fee for subsequent case of same defendant. 1/2 the normal fee for Youthful Trainee Act revocation w/separate plea and sentencing (3 appearances) Paternity cases (appointed before 1/1/98) \$40/hr, \$450 max Paternity cases (appointed after 1/1/98) \$300 flat fee Lineups: \$75 Probation violation: \$100 Polygraph: \$100 Extradition: \$100 District Ct. remand: \$180 PPO violation: \$100 FOC show cause: \$100 No extraordinary fees on non-capital cases. No more than twice the schedule on capital cases.</p> <p>CLE required.</p>	

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6th Oakland (continued)			Day of hearing where testimony is taken, life max.: \$460			
7th Genesee	Event	2006	District Ct. Misd. trial: \$200 1 st day, \$150 each additional day Misd. case settled day of trial: \$50 Circuit Ct. Arraignment: \$100 Guilty plea before trial day set: \$200 Hearing on written motion: \$75 Pre-trial conference: \$35 Hearing w/ testimon.: \$150 Written brief: \$100 Trial prep FC: \$400; FH: \$200 Guilty plea on trial day: \$50 Trial day FC: \$400; FH: \$250 Trial cont. all afternoon: \$200 Trial limited afternoon: \$100 Return for verdict: \$50 Pre-sentence jail visit: \$50 Sentencing: \$125 Attend ct. when sentence deferred: \$50 Dist. Ct. upon remand: \$100	Additional for "extraordinary services," with court approval.	93 attorneys on list. Total for misdemeanor defense team (5 attorneys) is \$5200/mo CLE required.	5 fewer attorneys (98 to 93)
8th Ionia Montcalm	Hourly	2009	Ionia attorneys: Inmate cases: \$65/hr. Non-inmate cases: \$60/hr. Montcalm attorneys: Inmate cases: \$65/hr. Non-inmate cases: \$55/hr	Additional, with court approval.	25 attorneys on Ionia list, 16 attorneys on Montcalm list. District Court fee info NA.	
9th Kalamazoo	Event	2009	Tier I Offenses: Murder: \$1,795.00 Life offenses: \$1,382 Person over 4 yrs: \$385 Controlled subst. over 10 yrs:	Payment for conflicts to be handled within contract	For mult. cases/prob. violations 100% of fee for first case; 100% of fee for any case where testimony is taken; 50% of fee for any case resulting	

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<u>9th Kalamazoo</u> (continued)			\$385 Mandatory Prison: \$800 D. Ct. dispositions: \$385 D. Ct. retained counsel: \$50.00 Trial day fee: \$445 Represent witness: \$150 Sentencing only: \$150 <u>Tier II Offenses:</u> All other cases: \$460 Person 4 yrs and below: \$265 Property: \$265 Controlled subst. 10 yrs and below: \$265 Public order, safety, trust: \$265 D. Ct. dispositions: \$265 D. Ct. retained counsel: \$50.00 Trial day fee: \$325 Represent witness: \$150 Sentencing only: \$150 Probation violations: Formal: \$248 Informal: \$150		in other disposition.	
<u>10th Saginaw</u>	Hourly	2003	Circuit Ct. \$55/hr non-capital (max \$350) \$70/hr capital (max \$1000) Trial \$400/day, \$200 half-day, plus \$55/hr (up to max \$350) Capital trial \$600/day, \$300 half-day, plus \$70/hr (up to max \$1000) Dist. Ct. \$35/hr	Additional for transcripts, investigative costs, etc.	37 attorneys on list.	
<u>11th Alger Luce Schoolcraft Mackinac</u>	Hourly	About 1988	\$40/hr.	Additional for mileage, phone, copying, experts, with court approval.	11 attorneys on list. District Court fee info NA.	Increase in attorneys (from 6 to 11).

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<u>12th Baraga</u>	Contract with 1 attorney	2009 - 2010	\$26,400/year. Includes felonies, misdemeanors, line- ups, extraditions, prob. violations, paternity and support proceedings. Excludes appeals.	Additional for witness fees, investigation, transcripts, service fees, approved medical and psychiatric evals, necessary out-of- county travel expenses.	Conflicts charged against contract. 2 attorneys on conflict list, paid \$75/hour.	36% increase in conflict rate (\$55 to \$75). 15% increase in attorney contract (\$23,040 to \$26,400)
<u>Houghton</u>	Contract with 1 attorney	2010 - 2011	\$93,600/year. Includes felonies, misdemeanors, lineups, extraditions, prob. violations, paternity and support proceedings. Excludes appeals.	Additional for witness fees, investigation, transcripts, service fees, approved medical and psychiatric evaluations, necessary out-of- county travel expenses.	Conflicts charged against contract. 4 attorneys on conflict list, paid \$55/hour.	More conflict attorneys (2 to 4). 6% increase in attorney contract (\$87,600 to \$93,600).
<u>Keweenaw</u>	Hourly	2004	\$55/hr.		3 attorneys on list.	
<u>13th Antrim Grand Traverse Leelanau</u>	Event & Hourly	2009	Interview and prep.: \$300 Prelim. waived: \$50 Prelim. held: \$100 Pre-trial conf.: \$50 Hearing on motion: \$100 Lineup: \$75 Plea: \$150 First day of trial: \$700 Each subseq. 1/2 day: \$250 Sentencing prob. viol.: \$150 PPO violations: \$250 FOC show cause/patern. /prob. viol.: \$250 Capital cases at \$75/hr.	Additional, upon approval, for records, witness fees, mileage, photocopying of police reports, records and photos, filing and service fees.	\$75/hr. for interlocutory appeal. Case definition includes habitual offender and felony firearm. Attorney substitution before prelim exam, \$300. 7 attorneys on list for Grand Traverse, 2 for Leelanau, 2 for Antrim. CLE required.	1 more attorney for Grand Traverse.

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<u>14th</u> <u>Muskegon</u>	Contracts with 4 firms	2009 - 2010	Firm 1: \$130,000 annual Firm 2: \$45,000 annual Firm 3: \$65,000 annual Firm 4: \$130,000 annual	Office expenses included. Additional for subpoenas, witness fees. Additional for experts with approval of chief attorney on contract.	Conflicts attorneys paid \$40/hour 3 attorneys on conflicts roster. Attorney may maintain law practice (defense contract isn't exclusive).	
<u>15th</u> <u>Branch</u>	Contract with 3 attorneys	2008 - 2010	In 2008, \$81,375/year to one attorney; \$40,687.50/year to each other attorney. In 2009, \$83,750/year to one attorney; \$41,875/year to each other attorney. In 2010, \$86,125/year to one attorney; \$43,062.50/year to each other attorney. First attorney gets 50% of work Other two attorneys get 25% of work each (totaling 50%) Covers felonies, misde- meanors, lineups, interroga- tions, extradition, probation violations, paternity; up to 3 violations of PPOs per year, per attorney; excludes appeals, non-support, inmate cases. Additional in life or major drug cases offenses, when hours over 15, at hourly rate of \$100, with court approval. Additional for extraordinary commitments of time or ex- traordinary complexity.	Additional for "all necessary expenses" including witness fees, transcripts, mileage, copying, phone.	Additional appointments at \$100/appointment.	

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<u>16th Macomb</u>	Event	2008	Invest. and prep.: \$100 Prelim. waiver: \$50 Prelim. full day: \$175 or \$200 Prelim. half day: \$125 or \$150 Plea or dismissal: \$100 AOI: \$50 Pretrial conf.: \$75 Motion prep.: \$125 Motion arg.: \$75 Evid. hearing: \$100 Guilty plea circ. ct.: \$250 or \$350 Trial in cap. case: \$500/day Trial other cases: \$350/day Sentencing: \$100 Prob. viol.: \$125	Additional for investigator or expert with court approval.	Hourly for extradition, appeals and extraordinary services: \$25/hr. Attorneys (325) qualified at 3 levels (A: 25; B: 108; C: 209) Simultaneous work on 2 or more cases: 100% of fee for 1 st case 50% of fee for 2 nd case 25% of fee for 3 rd case No addtl. compensation for 4 th or subsequent case. CLE required.	3 more level A attorneys. 8 more level B attorneys. 16 more level C attorneys.
<u>17th Kent</u>	Contracts with private attorneys (50%); contract with Public Defender Office (50%)	2003	Private attorneys contract for group of cases at \$510/case; murder cases at \$50/hr; \$100 per lineup; \$250 per PPO hearing; \$50/hr for fugitive hearing. Kent County Office of Defender receives \$1,610,000 for 2,300 non-murder felony cases, and \$36,750 for 10 murder cases. PV@ \$110.25 each; non-murder felonies over contract number @ \$700 each. Child protective, delinquency appellate and parental waiver cases at \$50/hr.	Additional for investigation, expert witnesses, extra fees, with court approval.	About 60 attorneys holding annual contracts. Court must approve subcontractors. District Court fee info NA.	
<u>18th Bay</u>	Public Defender Office (2 attorneys) Crim Defense	2010	Public Def. and Crim Def. each take felony appts, split co-defendants; PD office does all probate.		18 attorneys on conflict/overflow roster \$65/hr for Circuit Ct. \$50-55 for District Ct. \$50/hr for Probate Ct.	Public Def. office and Crim Def. office used to be one, then were split.

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<u>18th Bay</u> (continued)	Office (2 attorneys) Contract with 1 firm (4 attys.)		Budget for PD office: \$201,916 Budget for Crim. Def. Office: \$261,497 Firm does all misdemeanors, \$13,000 monthly.			
<u>19th Benzie</u>	Contracts with 8 attorneys	2009 - 2010	\$11,900/year for caseloads involving felonies, paternity, civil contempt, PPO violations; \$16,660/year for caseloads involving all the above plus juveniles, neglect and abuse, adoption	Additional attorney fees with court approval if trial exceeds 7 days.	Attorneys may participate in the total contract or a portion of the contract (fees vary accordingly). District Court fee info NA.	2 more attorneys 14% decrease in base contract (\$13,600 to \$11,900).
<u>Manistee</u>	Contracts with 11 attorneys	2009 - 2010	\$13,858/year for cases involving felonies, paternity, civil contempt, PPO violations; \$24,944/year for cases involving all the above plus juveniles, neglect and abuse, adoption	Same	Many attorneys on contracts for both Benzie & Manistee.	2 less attorneys; 8% increase in base contract (\$12,972 to \$13,858).
<u>20th Ottawa</u>	Hourly	2009	Level I: \$97.62 Level II: \$84.94 Level III: \$77.12 Ct. appointed counsel: \$45/hr	Additional for mileage (\$.505/mile).	22 attorneys on list. Appellate counsel at \$45/hour. Fee cap: \$500 for plea/\$1,000 for trial.	More attorneys (16 to 22).
<u>21st Isabella</u>	Contract with 8 attorneys	2008 - 2010	\$325,265 for 2008, \$331,771 for 2009 and \$341,724 for 2010, plus \$300/day for trials; \$150/half-day for trials. All felonies, misdemeanors, paternity, parole, PV, child support, juvenile, extradition, GAL, PPO, abuse, neglect, mental commitments.	Additional for police reports, med. records, experts, deps., invest., med. tests, transcripts, mileage, filing, witness and service fees, with court approval prior to expenses incurred.	Contract cap of 1,250 cases annually; \$273.37 for each case above cap. Includes local speaking engagements.	3% increase in payment per case over cap (from \$265.41 to \$273.37).

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<u>22nd Washtenaw</u>	Public Defender Office (16 attorneys); Contract for conflicts	2005 2010	Budget for 2005: \$2,409,193 covers 16 attorneys & their support staff. Handled 3,504 felony charges, 4,602 misdemeanor charges, 1,231 delinquency and 1,466 abuse/neglect dispositional hearings in 2005.		Updates since 2005 not provided.	
<u>23rd Iosco</u>	Contract with 3 attorneys (district) Contract with 3 attorneys (circuit)	2009	\$20,972.52/year each for district contract attys. \$35,063.52/year each for circuit contract attys.	Additional, with court approval.	Includes probation violations, paternity and contempt actions, lineups. Overlap in attorneys on contracts (4 total).	
<u>Oscoda</u>	Hourly	2009	\$60/hr (circuit and district)	Additional for reasonable costs.	3 attorneys on rotating schedule for district. 5 attorneys on rotating schedule for circuit. Overlap in attorneys (5 total).	
<u>Alcona</u>	Contract with 3 attorneys	2009	\$24,720/year/attorney		Shared contract with probate and family court for 6 months; includes all district & circuit cases.	
<u>Arenac</u>	Contract with 3 attorneys (district) Hourly (circuit)	2010	\$12,936.96/year each \$60/hr	Additional with court approval.	6 attorneys on rotation basis for circuit.	

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<u>24th Sanilac</u>	Hourly	1991	\$50/hr.	Included in hourly rate; additional for experts with court approval.	26 attorneys on list.	Fewer attorneys on list (from 31 to 26).
<u>25th Marquette</u>	Hourly	2003	\$55/hr. \$75/hr. for prison cases.	Additional for mileage and other.	13 attorneys on level 1 felony list; 18 on level 2 list; 23 attorneys on misdemeanor list (some overlap).	3 more attorneys on level 2 list (15 to 18).
<u>26th Alpena</u>	Contract with 3 attorneys.	2010	\$250,000/year total Includes felonies, misdemeanors, extradition, delinquency, juvenile, paternity, PV, neglect, abuse, PPOs, GAL, mental illness, FOC, appeals to circuit court.	Additional for expert witnesses, psychiatric exams, transcripts, polygraphs, with court approval.	Compensate only for highest monetary event, if more than one on scheduled appearance. Same three attorneys as in Montmorency.	12% decrease in contract (\$281,532 to \$250,000).
<u>Montmorency</u>	Contract with 3 attorneys	2010	\$59,500/year total	Same	Same three attorneys as in Alpena.	9% decrease in contract (\$64,734 to \$59,500).
<u>27th Newaygo</u>	Contract with 3 attorneys	2010	Contracts cover juvenile, neglect, abuse, traffic, paternity, contempt, GAL, PPO, support, felonies, totaling \$100,417.89 (\$25,104.48, \$37,656.71, and \$37,656.71).	Additional \$50/hr plus mileage for travel.	District Court fee info NA.	1.5% increase in total contract price (\$98,929 to \$100,417.89).
<u>Oceana</u>	Contract with 2 firms	2009	Firm #1: \$61,619.04 Firm #2: \$61,619.04 All felonies, misdemeanors, paternity, FOC show cause, GAL, mental health and juvenile cases.			

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<u>28th Missaukee</u>	Contract with 7 attorneys	2010	\$12,898/each attorney. \$55/hr for trial time exceeding one day (on request). Divide cases equally. Includes all felonies, misdemeanors, PV, appeals to circuit court.	Additional for long-distance phone, mileage, appeal transcripts.	Extraordinary expenses with court approval. Additional for trial time over one day at \$55/hr. Excludes FOC, PPOs.	Less than 1% increase in contract (\$12,796.92 to \$12,898).
<u>Wexford</u>	Contract with 3 attorneys	2010	\$38,955/each \$55/hr for trial time exceeding one day (on request) Divide cases equally. Includes all felonies, misdemeanors, PV, appeals to circuit court.	Additional for long-distance phone, mileage, appeal transcripts.	May petition for more if trial or hearing exceeds one day. Periodic review to equalize burden, adjust pay to work done.	2% increase in contract (\$38,191 to \$38,955).
<u>29th Clinton</u>	Hourly	2001	\$60/hr.	Additional for phone, copying; experts with court approval.	29 attorneys on list.	
<u>Gratiot</u>	Hourly	2001	\$60/hr.	Additional for phone, copying; experts with court approval.	9 attorneys on list	
<u>30th Ingham</u>	Hourly and Event	2010	Life offenses: \$56/hr. in and out of court, excluding arraignment. 10 yrs - life by event: basic fee: \$98 or \$121 Prelim.: \$102 Dismissal w/o exam: \$47 Prelim. waived: \$51 Circuit or Dist. Ct. plea: \$56 Circ. Ct. pretrial: \$37 Circ. pretrial and plea combined: \$84 Dist. plea and sentence combined: \$102 Pros. motion: \$37 Defense motion: \$37 Trial: \$153 full, \$77 half-day	Long distance phone and mileage excluded; additional with court approval. FOC hearings \$210 max Extraordinary expenses upon request up to \$33	29 "life offense" attorneys 30 "10 yrs-life" attorneys 78 "under 10 yrs" attorneys Total: 137 attorneys	7% decrease in life offense fee (\$60 to \$56). General decreases in fees in other categories (approx. 7%). FOC hearings max increased 5% (\$200 to \$210). Dist. plea and sent. combined (10 yrs-life) increased by

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30th Ingham (continued)			Sentencing: \$56 Failure to appear: \$33 Motion to withdraw: \$33 Under 10 yrs. by event: Basic fee: \$70 or \$98 Prelim.: \$79 Prelim. waived: \$37 Dismissal w/o exam: \$33 Dist. Ct. plea: \$47 Dist. plea and sentence combined: \$84 Circ. Ct. pretrial: \$37 Circ. Ct. plea hearings: \$47 Circ. pretrial and plea combined \$74 Pros. motion: \$37 Defense motion: \$37 Trial: \$130 full, \$65 half-day Sentencing: \$47 Failure to appear: \$33 Motion to withdraw: \$33 Other Cases: Line-ups \$51 Prob. viol. hearing \$60 Prob. viol. hearing + sentence: \$79 Prob. viol. sentence: \$33 Bench Warrant: \$33 Fugitive or extradition hearings held \$153; waived \$51 Motion to withdraw: \$33 Failure to appear: \$33 PPO Violation: \$153 Adjourned PPO hearing: \$73 Paternity \$51 Paternity adjourned: \$51 FOC hearings \$51/hr.			70% (\$60 to \$102).
31st St. Clair	Hourly	2006	\$68.96/hour district and circuit	Additional with court approval.	41 attorneys on felony list. 35 attorneys on misdemeanor list.	

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<u>32nd Gogebic</u>	Contract with 1 firm	2009-13	\$85,000/year Covers district and circuit court excluding juv. delinq, child neglect/abuse, appeals, remands for new trials from appellate court.	Additional for witness and process fees. Invest., depos., trans., med and psych evals. only w/ court approval.	Overhead (including copying, postage) included in contract. Attorney has duty to advise court of non-privileged financial info. of clients relating to indigency claim. Subcontracting for conflicts to be approved by court and paid from contract (up to \$10,000).	
<u>Ontonagon</u>	Hourly		\$50 per hour		4 attorneys on list.	
<u>33rd Charlevoix</u>	Contract with 4 attorneys	2010 - 2012	\$183,807.56 for 2010 \$187,483.71 for 2011 \$191,233.38 for 2012	Most included, but additional for expert witnesses, polygraph exams, psychiatric exams and investigation, upon approval. Additional for long distance phone.	Includes misdemeanants facing jail, appeals to circuit court, probation violations, youthful trainee act, paternity, family or contempt facing jail, extradition, remands from higher courts. Consortium provides attorney for motion days, FOC show cause hearings. Consortium pays conflict attorneys from contract. Court must approve subcontractors.	4% increase from 2009 (\$180,203 to 183,807.56).
<u>34th Ogemaw</u>	Contract with 7-firm consortium.	2010 - 2011	2010: \$240,000 2011: \$240,000 Includes felonies, misdemeanors, PV, criminal show cause, FOC contempt, PPOs, lineups.	Additional for long- distance phone, mileage (\$.375/mile outside Ogemaw), copying. Expert and investigation fees with court approval.	Changed from contract to hourly rate in 2003. Additional \$60/hour for murder or att. murder if over 400 hours Cases distributed differently among firms (ranging from 1/8 to 2/8 per firm)	1 less firm.
<u>Roscommon</u>	Contract with 5 firms	2010	\$3,207.33/ mo. for felony cases (3 firms); \$2,400.92/ mo. for misdemeanor cases (2 firms). Total contract= \$14,423.83		Duty on counsel to forward information on client's indigency.	

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<u>34th</u> <u>Roscommon</u> (continued)			Add'l contracts divide neglect and abuse cases among firms; total \$4,695.71. Includes paternity, probation violation, contempt. Additional over contract for "services rendered" on murder case.			
<u>35th</u> <u>Shiawassee</u>	Hourly	2009	\$60/hour	Additional, with court approval.	19 attorneys on list. District Court fee info NA.	5 fewer attorneys.
<u>36th</u> <u>Van Buren</u>	Flat fee by crime type	2009	Level I: Flat fee: \$1,900 Trial prep: \$600 Hourly trial: \$85/hr. Level II: Flat fee: \$725 Trial prep.: \$375 Hourly trial: \$70/hr. Level III Flat fee: \$475 Trial prep: \$275 Hourly trial: \$65/hr. Level IV Flat fee: \$425 Trial prep: \$250 Hourly trial: \$55/hr.		16 attorneys on list. District Court fee info NA. Must belong to local bar association.	3 fewer attorneys.
<u>37th</u> <u>Calhoun</u>	Contracts with 19 attorneys organized in 8 groups.	2010 - 2012	Attorneys are paid on monthly basis with the court making quarterly adjustments up or down according to the number of appointments made during that period based on \$455 per appointment (\$470 in 2011; \$485 in 2012). \$50 per appt. if counsel substituted prior to prelim exam. In addition to	Additional for transcripts, witness fees, mileage for witnesses, service of process, polygraphs, psych. exams for defendants, expert witnesses, upon court approval.	Attorneys absorb usual costs of maintaining a law office. Contracts each cover felonies, probation violation, lineups, and extradition. District Court fee info NA.	General appt. rate up from \$451/appt. to \$455/appt. Substituted counsel rate down 8% (\$54 to \$50). 5 more attorneys.

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<u>37th Calhoun</u> (continued)			per case payment, trial time paid at \$400/day (4 hrs or more), \$200/half-day. Lineup \$300/appt.			
<u>38th Monroe</u>	Hourly	2010	\$58/hr.	Additional for fees, post-age, copying, expert witnesses, investigators with court approval.	50 attorneys on list. Must belong to local bar association. District Court fee info NA.	11% increase in hourly rate (\$52 to \$58). 7 more attorneys.
<u>39th Lenawee</u>	Contract with 3 attorneys (felonies); event (misdemeanors)	2009	\$3,000/month for each attorney. Additional trial days over 2: \$275/day, \$150 half-day. Misdemeanor defense paid by event: Court appearance: \$45 Dismissal: \$100 Pre-trial conference plea: \$55 Pre-trial conference plea/sentencing: \$75 prelim: \$85 prelim waived: \$75 Remand: \$75 Sentencing: \$60 Motion to Quash: \$85 motion: \$55 Bond Hearings: \$45 jury trial per 1/2 day: \$200. Jury (over one day, 1/2 day : \$125. Bench: \$60 1st hr; 1/2 hr increments \$50. Lineups: \$40; outside business hours \$50 - \$70.	Additional for witness fees, long distance phone, mileage, transcripts. Extraordinary fees may be allowed by request.	List of 3 attorneys rotates in blind draw for felonies. 34 attorneys on misdemeanor list. Contract covers felonies, prob. viol., extradition, contempt, paternity.	2 more misdemeanor attorneys.
<u>40th Lapeer</u>	Event	1996	Base fee felony: \$175 Base fee misd.: \$125 Prelim: \$150, plus \$75 for each add'l. half day Prelim. waived: \$35	Included for ordinary travel, phone; additional upon court approval.	No additional for motions heard during trial. About 29 attorneys on list, each assigned specific weeks during year.	

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<u>40th</u> <u>Lapeer</u> (continued)			Prelim.: \$40 AOI: \$35; waiver: \$20 Contested motions: \$100 for first half day; \$75 each add'l. half day. Lineup: \$100 Plea: \$35 at arraign.; \$50 other than at arraign. Pre-trial (up to 3): \$35 Trial on capital case: \$500 first day, \$150 each add'l. half day Non-cap: \$300/\$100 Sentencing: \$50 Probation arraign. and plea: \$35 each; trial at \$100 first half-day, \$75 each add'l. half day. Paternity hearings: \$50/hr.; trial \$300 first day, \$100 each add'l. half day.			
<u>41st</u> <u>Dickinson</u>	Contract with 4 attorneys	2009-10	\$25,000/mo in 2008; \$27,500/mo in 2009; \$100/day for trial for 2008; \$150/day for trial for 2009.	Additional for experts, investigators.	Separate short-term contracts for misdemeanor defense.	
<u>Iron</u>	Contract with 3 attorneys	2010	\$2,673.27 /mo for 2 attorneys; \$1,520.10/mo for 3rd attorney (doesn't do felonies) Includes juv. delinquency, child abuse, neglect, mental health.	Same	Misdemeanor defense non-contract work at \$50/hour.	
<u>Menominee</u>	Contract with 5 attorneys	2008 - 2010	\$75,382.00 for 2008; \$154,533.00 for 2008; \$159,169.00 for 2010, split equally. Includes juv. delinquency, child abuse, neglect, mental health.	Same		1 less attorney.
<u>42nd</u>	Contract with	2007-09	Total 3-year contract,	Additional for	Additional for felony trials over	

Circuit	Basis	Fee Set	Rate	Expenses	Comments	Changes in 2010
<u>Midland</u>	4-attorney consortium		minimum of \$283,250/year to a maximum of \$315,000/year, for felonies and misdemeanors. \$300/half day (on 3rd day of circuit ct. trials) for capital offenses	experts, polygraph, psychiatrists, investigators and travel to state prison.	2 days, amount based on penalty.	
<u>43rd Cass</u>	Contract with 3 firms	2007 - 2010	\$240,000 per year. Includes felonies, misdemeanors, juvenile proceedings, and probation violations.	Additional for experts upon court approval.	Reserve fund of \$20,000 for conflict assignments; split between contract attorneys if unused. Court must approve subcontractors.	
<u>44th Livingston</u>	Contracts with 6 attorneys and 1 firm.	2008 - 2010	1 attorney for 50 cases @ \$675/case; firm for 275 cases @ \$774 case; 1 attorney for 400 cases @ \$774/case; 2 attorney for 25 cases @ \$620/case; 1 attorney for 65 cases @ \$675/case; 1 attorney 35 cases @ \$675/case. District Court Defenders firm does misdemeanors @ \$200 each. 1 drug court attorney for \$12,000/year.	Additional for experts, testing, depositions, transcripts, travel. Office expenses included.	Contracts include misdemeanors, felonies, prob. viol., response to pros. circuit court appeals. Court must approve subcontractors. Additional for cases over contract limit: at contract rate. 7 attorneys on conflict list.	
<u>45th St. Joseph</u>	Contract with 9 attorneys	2009 - 2011	\$460,000 for each year. Covers misdemeanors, felonies, probation or parole violations, paternity, juveniles, FOC show cause and PPO violation hearings.	Additional for after hours or weekend lineups or interrogations, remands from appellate courts, with approval of prosecutor and county administrator. Other expenses included in contract.	Contract attorneys serve on list which rotates weekly. Attorneys tasked with attempting to persuade clients to follow through with payback agreements (compensate county for attorney fees at \$65/hour).	
<u>46th Crawford</u>	Contract with	2009 -	\$8,750/mo for 2009		Contract firm subcontracts with	

Circuit	Basis	Fee Set	Rate	Expenses	Comments	Changes in 2010
	1 attorney	2010	\$8,969/mo for 2010 Covers felonies, misdemeanors, juveniles, abuse & neglect, probation violation.		other attorneys. Attorney to take on 5 indigent appeals cases	
<u>Kalkaska</u>	Contract with 1 attorney	2007 - 2010	\$9,083.33/mo (8/08 - 7/09) \$9,241.66/mo (8/09 - 7/10) Covers felonies, misdemeanors, juveniles, abuse & neglect, probation violation.			
<u>Otsego</u>	Contract with 1 attorney	2007 - 2009	\$11,041.67/mo (8/07 - 7/08) \$11,250.00/mo (8/08 - 7/09) Covers felonies, misdemeanors, juveniles, abuse & neglect, probation violation.			
<u>47th Delta</u>	Hourly	2002	\$45/hr.	Additional for expert witnesses, office expenses, with court approval.	10 attorneys on rotating list.	1 less attorney.
	Contract w/3 attorneys for misdemeanors	2009- 2010	\$17,500/year (10/08 - 9/09) \$25,000/year (10/09 - 9/10)			
<u>48th Allegan</u>	Hourly	1985	Life Offenses: \$55/hr. Other offenses: \$47.50/hr.	Additional with court approval.	7 attorneys on list.	
<u>49th Mecosta Osceola</u>	Event	2006	Case resolved at dist. ct. level: \$200 - \$275 Case resolved at cir. ct. level: \$325 - \$425 Trial: \$500 per day Research & brief prep.: \$70/hr. PPO, PV at \$70/hour. Legal assistant: \$35/hr Review pre-sent. report: \$50/hr Judicial hearing: \$70/hr	Additional for witness fees, long distance phone, copying, postage, annual administrative costs, up to 6 jail visits. Invest. and other services with court approval.	Switch to hourly (\$70) if case takes more than 4 days in trial or if max. is life or max sentence includes habitual sentence enhancement. 5 attorneys on list, each county broken into 3 categories of defenders.	
<u>49th Mecosta</u>						

Circuit	Basis	Fee Set	Rate	Expenses	Comments	Changes in 2010
<u>Osceola</u> (continued)			FOC/contempt: \$100 Personal protection: \$100 Paternity case: \$150 Jail visit \$45 after 3rd visit			
<u>50th Chippewa</u>	Public Defender Office (2 attorneys) Hourly for conflict attorneys	2010	Attorney 1: \$71,323 Attorney 2: \$53,352 PD handles approx. 1100 cases/yr (50% felonies, 50% misd.)		Conflict attorneys paid at \$70/hour; 5 attys. on list. Conflict misd. at \$50/hour. District Court fee info NA.	
<u>51st Lake</u>	Contracts with 3 firms	2010	\$2,795.95/mo. for each firm Each firm gets approx. 1/3 of caseloads (circuit and district)	Additional for expenses, with court approval.	Contracts cover misdemeanors, prob. viol., juv. delinquency, neglect and abuse, felonies.	
<u>Mason</u>	Joint contract b/w 1 firm and 1 attorney (District) Contract with 1 attorney (Circuit)	2010	\$86,783/year for felony cases. \$30,087.75 for misdemeanors. Felony contracts include juvenile delinquency and neglect/abuse.	Additional for transcripts, witness fees, criminal histories, driving abstracts, medical records where appropriate	Contractors may petition court for relief in exceptionally lengthy cases. \$250/day for trials longer than 2 days. 6 attorneys on conflicts list, paid \$65/hour.	2% increase in felony contract (\$85,081 to \$86,783); 14% decrease in misdemeanor contract (\$34,193 to \$30,087.75). 2 more conflict attorneys; 8% increase in conflict rate.
<u>52nd Huron</u>	Hourly	2003	Circuit and district at \$55/hr.	Additional for investigation and witnesses, with court approval	8 attorneys on circuit court list. 8 attorneys on district court list.	1 more attorney for both district and circuit courts.
<u>53rd Cheboygan Presque Isle</u>	Event & Hourly	2005	Non-capital cases: Initial conf: \$89 Prelim: \$150 Arraignment: \$80	Additional for investigators, experts, transcripts, with court	.	

Circuit	Basis	Fee Set	Rate	Expenses	Comments	Changes in 2010
			Hrg on motion: \$125 ½ day trial: \$150 Sentencing: \$110 PV hearing; \$100 Plea in circuit; \$100 Capital cases: Fee not to exceed \$80/hr.	approval.		
<u>54th Tuscola</u>	Contract with 1 firm	2010	\$165,000/year Includes felonies, appeals from district ct., prob. viol., PPO viol., extradition.	Additional for expert witness, polygraph, psych exams, investigation, prison visit, with court approval	\$300 for replacement attorney (deducted from contract total); \$500/mo in escrow to pay for additional replacements (deducted from contract total) up to \$6,000/year. District Court fee info NA.	Changed from hourly to contract.
<u>55th Clare Gladwin</u>	Event	2006	Prep time if tried: \$400 Trial: \$300/day Trial: \$150/one-half day CSC cases: \$700 Assaultive Crimes: \$600 Non-assaultive Crimes: \$500; FOC/PV: \$150 Prelim hearing: \$75	Additional, with court approval.	13 attorneys on list. District Court fee info NA.	2 more attorneys.
<u>56th Eaton</u>	Hourly/Event	1978	\$40/hour.	Additional.	42 attorneys on felony list. District Court fee info NA.	2 more attorneys.

Circuit	Basis	Fee Set	Rate	Expenses	Comments	Changes in 2010
<u>57th</u> <u>Emmet</u>	Contract with 4-attorney consortium	2008 - 2010	\$175,000 for 2008 \$180,250 for 2009 \$185,657.50 for 2010. Covers felonies, misdemeanors, appeals to circuit court, prob. viol., paternity, contempt, line-ups, show-ups, interrogation, extradition.	Additional for witness fees, polygraphs, psych. exams, investigator, photos, exhibits, phone, with court approval. Additional (without motion) for postage and some copying and transportation to some jails.	Conflicts attorney costs offset against contract. Consortium agrees to provide "sufficient hours of attorneys' work to perform the professional services required by this contract," with time records provided to county.	