

## **Attorney Fee Schedule**

1. Compensation for time spent by counsel for out of court or in court, found to be reasonable and necessary for the trial and preparation of the case by the Court, shall be not less than \$40 per hour and no more than \$100 per hour.

**Travel time is not allowed to be compensated unless prior approval is received from the Court in writing.**

2. Compensation for time spent in preparation and appeal of the cause to any higher court, found to be reasonable and necessary by the Court, shall be not less than \$40 per hour and no more than \$100 per hour.

Total compensation for time spent on appeal of a cause shall not exceed \$1200, unless the court finds exceptional circumstances or that good cause for exceeding said total amount exists.

Appointed attorneys shall file their request for fees with the Court **no later than sixty (60) working days after judgment has been entered in the cause.** Failure to request compensation within said sixty days will relieve the Court of any obligation to pay appointed counsel, unless appointed counsel can provide the court with a legitimate reason, in writing, for the delayed request. The appointing judge is the sole determiner of whether or not to allow a late request for payment. If the attorney is appointed on appeal, a request for payment for preparation and presentation of an appeal shall be presented to the Judge hearing the cause, not more than sixty (60) days after completion of oral argument or deadline for filing petitioner's brief, whichever is later.

No Payment shall be made until the provided form entitled *Attorney Fee Voucher* (attached to this Order as exhibit F) is submitted to the Judge presiding over the proceeding and the Judge approves the payment.

If an attorney submits a timely request for compensation that is not fully approved by the Judge or that is reduced below the minimum per hour rate, the attorney may appeal the Judge's decision to the Presiding Judge of the Fourth Administrative Region as provided in Section 26.05, Code of Criminal Procedure.