

**TEMPORARY ORDER**  
**SCHEDULE OF FEES**

The following schedule of fees for court appointed counsel representing civil litigants and criminal defendants in Hill County Courts shall be effective March 28, 2019, to-wit

A. FIXED RATE:

1. For the prosecution to a final conclusion of a bona fide appeal to a Court of Appeals, or to the Court of Criminal Appeals if made directly from the trial court, a reasonable fee, but in no event less than \$350.00.
2. For a petition for discretionary review to the Court of Criminal Appeals, a reasonable fee, but in no event less than \$350.00.
3. For a habeas corpus proceeding, a reasonable fee, but in no event less than \$100.00
4. For the prosecution to a final conclusion of a bona fide appeal to the Court of Criminal Appeals in a case where the death penalty has been assessed, a reasonable fee, but in no event less than \$750.00.

B. HOURLY RATE:

1. For reasonable and necessary time spent by the attorney out of court on a case , the hourly rate of no less than \$70.00 per hour, with a maximum of 10 out of court hours unless additional hours are approved in advance by the Court.
2. The attorney shall keep an accurate account of his/her time spent, subject matter of the time expenditure, dates involved, necessity for expenditure of time, and be prepared to furnish reasonable documentation thereof if requested by the Court.

C. DAILY RATE:

1. For each day in Court representing the litigant or defendant in a **non-jury** proceeding a reasonable fee, but in no event less than \$100.00 per day.
2. For each day in Court representing the litigant or defendant in a **non-capital jury** proceeding a reasonable fee, but in no event less than \$500.00 per day.
3. For each day in Court representing the defendant in a **capital case prior to jury** proceeding a reasonable fee, but in no event less than \$250.00 per day.
4. For each day in Court representing the defendant in a **capital case before a jury** a reasonable fee, but in no event less than \$500.00 per day.
5. An attorney may not receive more than four **DAILY RATE** fees under this section for each day in each court, regardless of the number of cases in which he appears as appointed counsel on the same day in each particular court. An attorney may, effective March 28, 2019, claim up to four daily rate fees regardless of which court or courts, before which the attorney appears, to-wit: if the attorney appears on a court appointed case before the county, county court-at-law and district court, on the same date he or she would be eligible to claim up to four (4) days in court. In lieu of the **DAILY RATE**, an attorney may elect to charge up to four (4) **in-court** hours at \$70.00 per hour. In no event may an attorney charge more than \$400 per day in **DAILY RATE** fees or more than \$280 per day of **in-court** hourly fees. An attorney may not charge both a **DAILY RATE** and an **in-court** hourly rate on the same day.

Signed this 28<sup>th</sup> day of March, 2019

  
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District Judge, Lee Harris

  
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County Court at Law Judge, Matt Crain