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# SUPREME COURT OF VIRGINIA



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January 9, 2009

The Honorable Timothy M. Kaine  
Governor of Virginia  
Patrick Henry Building, 3<sup>rd</sup> Floor  
1111 East Broad Street  
Richmond, Virginia 23219

The Honorable Charles J. Colgan, Chairman  
Senate Finance Committee  
Senate of Virginia  
Room 626  
P.O. Box 396  
Richmond, Virginia 23218

The Honorable Lacey E. Putney, Chairman  
House Appropriations Committee  
General Assembly Building  
Room 947  
P.O. Box 406  
Richmond, Virginia 23218

RE: Quarterly Report pursuant to Va. Code § 19.2-163

Dear Governor Kaine and Chairmen Colgan and Putney:

Virginia Code § 19.2-163, as amended, requires the Executive Secretary to report to the Governor, members of the House Appropriations Committee and members of the Senate Finance Committee on a quarterly basis “the number and category of offenses charged involving adult and juvenile offenders in cases in which court-appointed counsel is assigned” and “the amounts paid by waiver above the initial cap to court-appointed counsel.”

The vouchers submitted by court-appointed counsel during the first two quarters of FY2009 reflect the number and category of offenses charged involving adult and juvenile offenders as follows:

Category of Offense	Number of Charges	Amount Paid
<b>Adult Offenders:</b>		
Misdemeanors	53,653	\$6,990,388
Felony ≤ 20 years	40,936	\$13,257,087
Felony > 20 years	4,144	\$3,537,048
Felony Unclassified	-	-
Capital Murder	26	\$674,064
<b>Total:</b>	<b>98,759</b>	<b>\$24,458,587</b>
<b>Juvenile Offenders:</b>		
Misdemeanors	8,662	\$1,141,495
Felony ≤ 20 years	3,074	\$469,859
Felony > 20 years	423	\$87,544
Felony Unclassified	-	-
<b>Total:</b>	<b>12,159</b>	<b>\$1,698,899</b>
<b>Adult + Juvenile Offenders:</b>		
<b>Grand Total:</b>	<b>110,918</b>	<b>\$26,157,485</b>

Since July 1, 2008, 5,935 waiver requests have been submitted seeking a total of \$1,987,499, and 5,846 have been approved for a total of \$1,819,304 paid to court-appointed attorneys by waiver above the initial cap. A breakdown of the waivers requested by category of offense charged and type of offender is provided below.

Category of Offense	Waivers Approved			Waivers Denied	
	Number of Waivers	Amount Requested	Amount Approved	Number of Waivers	Amount Requested
<b>Adult Offenders:</b>					
Misdemeanors	3,078	\$562,895	\$539,337	40	\$7,546
Felony ≤ 20 years	1,477	\$765,877	\$699,466	35	\$15,508
Felony > 20 years	225	\$413,009	\$379,283	2	\$744
<b>Total:</b>	<b>4,780</b>	<b>\$1,741,781</b>	<b>\$1,618,086</b>	<b>77</b>	<b>\$23,798</b>
<b>Juvenile Offenders:</b>					
Misdemeanors	599	\$97,875	\$90,715	8	\$2,003
Felony ≤ 20 years	386	\$91,428	\$83,693	3	\$1,458
Felony > 20 years	81	\$28,831	\$26,810	1	\$325
<b>Total:</b>	<b>1,066</b>	<b>\$218,134</b>	<b>\$201,218</b>	<b>12</b>	<b>\$3,786</b>
<b>Adult + Juvenile Offenders:</b>					
<b>Grand Total:</b>	<b>5,846</b>	<b>\$1,959,915</b>	<b>\$1,819,304</b>	<b>89</b>	<b>\$27,584</b>

If you have any questions regarding this report, please do not hesitate to contact me.

With kind regards, I am

Very truly yours,



Karl R. Hade

KRH:bsw

cc: The Honorable William C. Wampler, Jr.  
The Honorable Walter A. Stosch  
The Honorable R. Edward Houck  
The Honorable Janet D. Howell  
The Honorable Richard L. Saslaw  
The Honorable Kenneth W. Stolle  
The Honorable Frederick M. Quayle  
The Honorable Thomas K. Norment, Jr.  
The Honorable Emmett W. Hanger, Jr.  
The Honorable John C. Watkins  
The Honorable Yvonne B. Miller  
The Honorable Henry L. Marsh, III  
The Honorable L. Louise Lucas  
The Honorable Mary Margaret Whipple  
The Honorable W. Roscoe Reynolds  
The Honorable Harvey B. Morgan  
The Honorable Robert Tata  
The Honorable Philip A. Hamilton  
The Honorable Riley E. Ingram  
The Honorable Joe T. May  
The Honorable Beverly J. Sherwood  
The Honorable M. Kirkland Cox  
The Honorable R. Steven Landes  
The Honorable S. Chris Jones  
The Honorable Clarke N. Hogan  
The Honorable John M. O'Bannon, III  
The Honorable L. Scott Lingamfelter  
The Honorable Watkins M. Abbitt, Jr.  
The Honorable Clarence E. Phillips  
The Honorable James M. Scott  
The Honorable Johnny S. Joannou  
The Honorable Robert H. Brink  
The Honorable Onzlee Ware  
The Honorable Algie T. Howell, Jr.  
The Honorable Mamye E. BaCote  
The Honorable Rosalyn R. Dance  
The Honorable Dan C. Bowling  
The Honorable Stephen C. Shannon  
Richard E. Hickman, Jr., Senate Finance Committee  
Paul Van Lenten, House Appropriations Committee  
Division of Legislative Automated Systems