

EXECUTIVE SECRETARY
KARL R. HADE

ASSISTANT EXECUTIVE SECRETARY &
LEGAL COUNSEL
EDWARD M. MACON

COURT IMPROVEMENT PROGRAM
LELIA BAUM HOPPER, DIRECTOR

EDUCATIONAL SERVICES
CAROLINE E. KIRKPATRICK, DIRECTOR

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SUPREME COURT OF VIRGINIA



OFFICE OF THE EXECUTIVE SECRETARY
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JUDICIAL INFORMATION TECHNOLOGY
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PAUL F. DELOSH, DIRECTOR

LEGAL RESEARCH
STEVEN L. DALLE MURA, DIRECTOR

LEGISLATIVE & PUBLIC RELATIONS
KATYA N. HERNDON, DIRECTOR

October 12, 2010

The Honorable Robert F. McDonnell
Governor of Virginia
Patrick Henry Building, 3rd Floor
1111 East Broad Street
Richmond, VA 23219

The Honorable Charles J. Colgan, Chairman
Senate Finance Committee
Senate of Virginia
10660 Aviation Lane
Manassas, Virginia 20110-2701

The Honorable Lacey E. Putney, Chairman
House Appropriations Committee
Virginia House of Delegates
P.O. Box 127
Bedford, Virginia 24523

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

Dear Governor McDonnell and Chairmen Colgan and Putney:

Virginia Code § 19.2-163 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 following table details the vouchers submitted for compensation by court-appointed counsel during the first quarter of fiscal year 2011 and reflects the number and category of offenses charged involving adult and juvenile offenders:

**Number and Category of Offenses Charged Involving Adult and Juvenile Offenders
 in Cases With Court-Appointed Counsel Assigned
 1st Quarter, (7/1/10-9/30/10)**

Category of Offense	Number of Charges	Amount Paid
Adult Offenders:		
Misdemeanors	28,138	\$ 3,537,041
Felony ≤ 20 years	21,086	\$ 6,851,594
Felony > 20 years	2,073	\$ 1,867,174
Felony Unclassified	-	-
Capital Murder	22	\$ 355,028
Total:	51,319	\$ 12,610,837
Juvenile Offenders:		
Misdemeanors	4,309	\$ 548,823
Felony ≤ 20 years	1,303	\$ 186,335
Felony > 20 years	178	\$ 26,627
Felony Unclassified	-	-
Total:	5,790	\$ 761,785
Adult + Juvenile Offenders:		
Grand Total:	57,109	\$ 13,372,622

Since July 1, 2010, 1,506 requests for waivers of statutory fee caps have been submitted seeking a total of \$ 503,268 and 1,419 requests for waivers have been approved for a total of \$475,182 paid to court-appointed attorneys above the initial statutory fee cap. A breakdown of the waivers requested by category of offense charged and type of offender is provided in the table below.

**Waivers Requested by Court-Appointed Counsel Above the Initial Cap
 by Category of Offense Charged and Type of Offender
 1st Quarter, (7/1/10 – 9/30/10)**

Category of Offense	Waivers Approved			Waivers Denied	
	Number of Waivers	Amount Requested	Amount Approved	Number of Waivers	Amount Requested
Adult Offenders:					
Misdemeanors	830	\$ 153,778	\$ 144,133	51	\$ 11,975
Felony ≤ 20 years	296	\$ 177,598	\$ 169,965	23	\$ 5,471
Felony > 20 years	36	\$ 118,203	\$ 110,238	-	-
Total:	1,162	\$ 449,579	\$ 424,336	74	\$ 17,446
Juvenile Offenders:					
Misdemeanors	158	\$ 24,128	\$ 23,253	11	\$ 2,052
Felony ≤ 20 years	89	\$ 25,589	\$ 23,621	2	\$ 789
Felony > 20 years	10	\$ 3,972	\$ 3,972	-	-
Total:	257	\$ 53,689	\$ 50,846	13	\$ 2,841
Adult + Juvenile Offenders:					
Grand Total:	1,419	\$ 503,268	\$ 475,182	87	\$ 20,287

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:jrp

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 Frederick M. Quayle
The Honorable Thomas K. Norment, Jr.
The Honorable Emmett W. Hanger, Jr.
The Honorable John C. Watkins
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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
Richard E. Hickman, Jr., Senate Finance Committee
Michael Jay, House Appropriations Committee
Division of Legislative Automated Systems

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