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January 18, 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
Room 626
P.O. Box 396
Richmond, Virginia 23218

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

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 vouchers submitted for compensation by court-appointed counsel during the first two quarters of FY2010 reflect the number and category of offenses charged involving adult and juvenile offenders as follows:

Category of Offense	Number of Charges	Amount Paid
Adult Offenders:		
Misdemeanors	57,176	\$ 7,461,907
Felony ≤ 20 years	40,322	\$ 13,412,543
Felony > 20 years	3,863	\$ 3,683,569
Felony Unclassified	-	-
Capital Murder	38	\$ 892,160
Total:	101,399	\$ 25,450,179
Juvenile Offenders:		
Misdemeanors	8,777	\$ 1,192,515
Felony ≤ 20 years	2,892	\$ 450,057
Felony > 20 years	394	\$ 90,204
Felony Unclassified	-	-
Total:	12,063	\$ 1,732,776
Adult + Juvenile Offenders:		
Grand Total:	113,462	\$ 27,182,955

Since July 1, 2009, 6,552 requests for waivers of statutory fee caps have been submitted seeking a total of \$2,572,978 and 6,438 requests for waivers have been approved for a total of \$2,385,069 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 below.

Category of Offense	Waivers Approved			Waivers Denied	
	Number of Waivers	Amount Requested	Amount Approved	Number of Waivers	Amount Requested
Adult Offenders:					
Misdemeanors	3,459	\$ 660,688	\$ 609,589	65	\$ 10,260
Felony ≤ 20 years	1,514	\$ 985,944	\$ 916,102	35	\$ 17,758
Felony > 20 years	260	\$ 631,150	\$ 607,373	-	-
Total:	5,233	\$ 2,277,782	\$ 2,133,064	100	\$ 28,018
Juvenile Offenders:					
Misdemeanors	718	\$ 130,325	\$ 123,366	10	1,235
Felony ≤ 20 years	397	\$ 94,365	\$ 91,005	4	405
Felony > 20 years	90	\$ 40,848	\$ 37,634	-	-
Total:	1,205	\$ 265,538	\$ 252,005	14	1,640
Adult + Juvenile Offenders:					
Grand Total:	6,438	\$ 2,543,320	\$ 2,385,069	114	\$ 29,658

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
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 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 John M. O'Bannon, III
The Honorable L. Scott Lingamfelter
The Honorable Charles D. Poindexter
The Honorable James P. Massie, III
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 Mamy E. BaCote
The Honorable Rosalyn R. Dance
Richard E. Hickman, Jr., Senate Finance Committee
Michael Jay, House Appropriations Committee
Division of Legislative Automated Systems