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August 3, 2012

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

The Honorable Walter A. Stosch, Chairman
Senate Finance Committee
Senate of Virginia
Innsbrook Centre
4551 Cox Road, Suite 110
Glen Allen, Virginia 23060-6740

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

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

Dear Governor McDonnell and Chairmen Stosch 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 fiscal year 2012 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
 4th Quarter, Cumulative (7/1/11-6/30/12)**

Category of Offense	Number of Charges	Amount Paid
Adult Offenders:		
Misdemeanors	112,827	\$ 14,772,634
Felony ≤ 20 years	85,308	\$ 28,644,459
Felony > 20 years	8,538	\$ 8,459,126
Felony Unclassified	-	-
Capital Murder	38	\$ 1,790,554
Total:	206,711	\$ 53,666,773
Juvenile Offenders:		
Misdemeanors	16,330	\$ 2,199,149
Felony ≤ 20 years	4,946	\$ 742,283
Felony > 20 years	556	\$ 136,614
Felony Unclassified	-	-
Total:	21,832	\$ 3,078,046
Adult + Juvenile Offenders:		
Grand Total:	228,543	\$ 56,744,819

During fiscal year 2012, 10,428 requests for waivers of statutory fee caps were submitted seeking a total of \$4,722,539, and 9,797 requests for waivers were approved for a total of \$4,199,880 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
 4th Quarter, Cumulative (7/1/11-6/30/12)**

Category of Offense	Waivers Approved			Waivers Denied	
	Number of Waivers	Amount Requested	Amount Approved	Number of Waivers	Amount Requested
Adult Offenders:					
Misdemeanors	5,406	\$ 1,195,420	\$ 1,105,185	369	\$ 60,378
Felony ≤ 20 years	2,244	\$ 1,575,851	\$ 1,473,425	157	\$ 72,764
Felony > 20 years	441	\$ 1,352,395	\$ 1,223,130	23	\$ 32,451
Total:	8,091	\$ 4,123,666	\$ 3,801,740	549	\$ 165,593
Juvenile Offenders:					
Misdemeanors	1,075	\$ 206,809	\$ 200,658	60	\$ 13,380
Felony ≤ 20 years	507	\$ 141,566	\$ 133,247	22	\$ 4,732
Felony > 20 years	124	\$ 66,793	\$ 64,235	-	-
Total:	1,706	\$ 415,168	\$ 398,140	82	\$ 18,112
Adult + Juvenile Offenders:					
Grand Total:	9,797	\$ 4,538,834	\$ 4,199,880	631	\$ 183,705

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 Charles J. Colgan
The Honorable Janet D. Howell
The Honorable Richard L. Saslaw
The Honorable Thomas K. Norment, Jr.
The Honorable Emmett W. Hanger, Jr.
The Honorable John C. Watkins
The Honorable Henry L. Marsh III
The Honorable L. Louise Lucas
The Honorable Stephen D. Newman
The Honorable Frank M. Ruff, Jr.
The Honorable Frank W. Wagner
The Honorable Ryan T. McDougle
The Honorable Jill Holtzman Vogel
The Honorable M. Kirkland Cox
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 Edward T. Scott
The Honorable Christopher K. Peace
The Honorable Thomas A. Greason
The Honorable James M. Scott
The Honorable Johnny S. Joannou
The Honorable Robert H. Brink
The Honorable Onzlee Ware
The Honorable Algje 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