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January 7, 2013

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
General Assembly Building, Room 621
Capitol Square
Richmond, Virginia 23219

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 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 the first two quarters of fiscal year 2013 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
 2nd Quarter, Cumulative (7/1/12-12/31/12)**

Category of Offense	Number of Charges	Amount Paid
Adult Offenders:		
Misdemeanors	58,240	\$ 7,501,331
Felony ≤ 20 years	45,349	\$ 15,053,976
Felony > 20 years	4,426	\$ 4,214,308
Felony Unclassified		
Capital Murder	30	\$ 1,030,898
Total:	108,045	\$ 27,800,513
Juvenile Offenders:		
Misdemeanors	7,874	\$ 1,043,824
Felony ≤ 20 years	2,357	\$ 341,614
Felony > 20 years	279	\$ 54,524
Felony Unclassified		
Total:	10,510	\$ 1,439,962
Adult + Juvenile Offenders:		
Grand Total:	118,555	\$ 29,240,475

During the first two quarters of fiscal year 2013, 4,105 requests for waivers of statutory fee caps were submitted seeking a total of \$ 1,834,361, and 3,799 requests for waivers were approved for a total of \$ 1,609,235 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
 2nd Quarter, Cumulative (7/1/12-12/31/12)**

Category of Offense	Waivers Approved			Waivers Denied	
	Number of Waivers	Amount Requested	Amount Approved	Number of Waivers	Amount Requested
Adult Offenders:					
Misdemeanors	2,136	\$ 480,551	\$ 437,659	182	\$ 27,469
Felony ≤ 20 years	861	\$ 631,551	\$ 577,465	79	\$ 24,801
Felony > 20 years	180	\$ 503,184	\$ 453,922	11	\$ 12,777
Total:	3,177	\$ 1,615,286	\$ 1,469,046	272	\$ 65,047
Juvenile Offenders:					
Misdemeanors	411	\$ 79,598	\$ 76,154	23	\$ 3,410
Felony ≤ 20 years	176	\$ 49,547	\$ 45,837	7	\$ 1,245
Felony > 20 years	35	\$ 18,348	\$ 18,198	4	1,880
Total:	622	\$ 147,493	\$ 140,189	34	\$ 6,535
Adult + Juvenile Offenders:					
Grand Total:	3,799	\$ 1,762,779	\$ 1,609,235	306	\$ 71,582

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 Yvonne B. Miller
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 R. Steven Landes
The Honorable S. Chris Jones
The Honorable John M. O'Bannon, III
The Honorable L. Scott Lingamfelter
The Honorable Poindexter, Charles D.
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 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