

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

FISCAL SERVICES  
JOHN B. RICKMAN, DIRECTOR

# SUPREME COURT OF VIRGINIA



OFFICE OF THE EXECUTIVE SECRETARY  
100 NORTH NINTH STREET  
RICHMOND, VIRGINIA 23219-2334  
(804) 786-6455

HUMAN RESOURCES  
RENÉE FLEMING MILLS, DIRECTOR

JUDICIAL INFORMATION TECHNOLOGY  
ROBERT L. SMITH, DIRECTOR

JUDICIAL PLANNING  
CYRIL W. MILLER, JR., DIRECTOR

JUDICIAL SERVICES  
PAUL F. DELOSH, DIRECTOR

LEGAL RESEARCH  
STEVEN L. DALLE MURA, DIRECTOR

LEGISLATIVE & PUBLIC RELATIONS  
KRISTI S. WRIGHT, DIRECTOR

April 11, 2016

The Honorable Terry McAuliffe  
Governor of Virginia  
P.O. Box 1475  
Richmond, VA 23218

The Honorable Thomas K. Norment, Jr., Co-Chairman  
Senate Finance Committee  
P.O. Box 6205  
Williamsburg, Virginia 23188

The Honorable Emmett W. Hanger, Jr., Co-Chairman  
Senate Finance Committee  
P.O. Box 2  
Mount Solon, Virginia 22843-0002

The Honorable S. Chris Jones, Chairman  
House Appropriations Committee  
P.O. Box 5059  
Suffolk, VA 23435

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

Dear Governor McAuliffe and Chairmen Norment, Hanger, and Jones:

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 three quarters of fiscal year 2016 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  
3rd Quarter, Cumulative (7/1/15-3/31/16)**

Category of Offense	Number of Charges	Amount Paid
<b>Adult Offenders:</b>		
Misdemeanors	80,460	\$ 10,398,413
Felony ≤ 20 years	59,857	\$ 21,516,016
Felony > 20 years	5,781	\$ 6,369,740
Capital Murder	23	\$ 1,890,283
<b>Total:</b>	<b>146,121</b>	<b>\$ 40,174,752</b>
<b>Juvenile Offenders:</b>		
Misdemeanors	9,509	\$ 1,294,638
Felony ≤ 20 years	3,146	\$ 489,195
Felony > 20 years	363	\$ 82,921
<b>Total:</b>	<b>13,018</b>	<b>\$ 1,866,754</b>
<b>Adult + Juvenile Offenders:</b>		
<b>Grand Total:</b>	<b>159,139</b>	<b>\$ 42,041,206</b>

During the first three quarters of fiscal year 2016, 5,954 requests for waivers of statutory fee caps were submitted seeking a total of \$ 3,245,959, and 5,565 requests for waivers were approved for a total of \$ 2,858,183 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  
3<sup>rd</sup> Quarter, Cumulative (7/1/15-3/31/16)**

Category of Offense	Waivers Approved			Waivers Denied	
	Number of Waivers	Amount Requested	Amount Approved	Number of Waivers	Amount Requested
<b>Adult Offenders:</b>					
Misdemeanors	2,980	\$ 649,920	\$ 590,999	244	\$ 44,861
Felony ≤ 20 years	1,468	\$ 1,253,183	\$ 1,127,694	100	\$ 51,372
Felony > 20 years	286	\$ 974,325	\$ 903,731	11	\$ 6,229
<b>Total:</b>	<b>4,734</b>	<b>\$ 2,877,428</b>	<b>\$ 2,622,424</b>	<b>355</b>	<b>\$ 102,462</b>
<b>Juvenile Offenders:</b>					
Misdemeanors	508	\$ 124,469	\$ 116,616	26	\$ 3,698
Felony ≤ 20 years	268	\$ 96,227	\$ 83,142	7	\$ 1,430
Felony > 20 years	55	\$ 40,125	\$ 36,001	1	120
<b>Total:</b>	<b>831</b>	<b>\$ 260,821</b>	<b>\$ 235,759</b>	<b>34</b>	<b>\$ 5,248</b>
<b>Adult + Juvenile Offenders:</b>					
<b>Grand Total:</b>	<b>5,565</b>	<b>\$ 3,138,249</b>	<b>\$ 2,858,183</b>	<b>389</b>	<b>\$ 107,710</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:jrp

cc: The Honorable Janet D. Howell  
The Honorable Richard L. Saslaw  
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 Charles W. Carrico, Sr.  
The Honorable Kenneth C. Alexander  
The Honorable Mark D. Obenshain  
The Honorable George L. Barker  
The Honorable Siobhan S. Dunnavant  
The Honorable R. Steven Landes  
The Honorable Riley E. Ingram  
The Honorable M. Kirkland Cox  
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 Christopher K. Peace  
The Honorable Thomas A. Greason  
The Honorable Barry D. Knight  
The Honorable Richard L. Anderson  
The Honorable T. Scott Garrett  
The Honorable Christopher P. Stolle  
The Honorable L. Nick Rush  
The Honorable Luke E. Torian  
The Honorable Daun Sessoms Hester  
The Honorable Mark D. Sickles  
The Honorable Matthew James  
The Honorable Betsy B. Carr  
The Honorable Delores L. McQuinn  
The Honorable Joseph C. Lindsey  
Richard E. Hickman, Jr., Senate Finance Committee  
David Reynolds, House Appropriations Committee  
Division of Legislative Automated Systems