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# SUPREME COURT OF VIRGINIA



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

JUDICIAL INFORMATION TECHNOLOGY  
ROBERT L. SMITH, DIRECTOR

JUDICIAL PLANNING  
CYRIL W. MILLER, JR., DIRECTOR

JUDICIAL SERVICES  
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MAGISTRATE SERVICES  
MASON L. BYRD, DIRECTOR

July 13, 2018

The Honorable Ralph S. Northam  
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 Northam 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 fiscal year 2018 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 (7/1/17-6/30/18)**

Category of Offense	Number of Charges	Amount Paid
<b>Adult Offenders:</b>		
Misdemeanors	104,392	\$ 13,636,303
Felony ≤ 20 years	87,212	\$ 31,377,174
Felony > 20 years	8,134	\$ 9,436,683
Capital Murder	29	\$ 1,713,805
<b>Total:</b>	<b>199,767</b>	<b>\$ 56,163,965</b>
<b>Juvenile Offenders:</b>		
Misdemeanors	10,746	\$ 1,470,824
Felony ≤ 20 years	4,319	\$ 703,432
Felony > 20 years	435	\$ 112,322
<b>Total:</b>	<b>15,500</b>	<b>\$ 2,286,578</b>
<b>Adult + Juvenile Offenders:</b>		
<b>Grand Total:</b>	<b>215,267</b>	<b>\$ 58,450,543</b>

During fiscal year 2018, 8,289 requests for waivers of statutory fee caps were submitted seeking a total of \$ 5,110,846, and 7,764 requests for waivers were approved for a total of \$ 4,650,039 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 (7/1/17-6/30/18)**

Waivers Approved				Waivers Denied	
Category of Offense	Number of Waivers	Amount Requested	Amount Approved	Number of Waivers	Amount Requested
<b>Adult Offenders:</b>					
Misdemeanors	3,697	\$ 945,275	\$ 859,414	315	\$ 80,057
Felony ≤ 20 years	2,486	\$ 2,173,600	\$ 2,036,657	135	\$ 70,809
Felony > 20 years	457	\$ 1,454,556	\$ 1,414,438	7	\$ 13,889
<b>Total:</b>	<b>6,640</b>	<b>\$ 4,573,431</b>	<b>\$ 4,310,509</b>	<b>457</b>	<b>\$ 164,755</b>
<b>Juvenile Offenders:</b>					
Misdemeanors	599	\$ 135,250	\$ 128,643	37	\$ 6,900
Felony ≤ 20 years	443	\$ 166,192	\$ 153,983	31	\$ 5,547
Felony > 20 years	82	\$ 58,771	\$ 56,904	-	\$ -
<b>Total:</b>	<b>1,124</b>	<b>\$ 360,213</b>	<b>\$ 339,530</b>	<b>68</b>	<b>\$ 12,447</b>
<b>Adult + Juvenile Offenders:</b>					
<b>Grand Total:</b>	<b>7,764</b>	<b>\$ 4,933,644</b>	<b>\$ 4,650,039</b>	<b>525</b>	<b>\$ 177,202</b>

Quarterly Report on Court-Appointed Counsel  
July 13, 2018  
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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. McDougale  
The Honorable Jill Holtzman Vogel  
The Honorable Charles W. Carrico, Sr.  
The Honorable Mark D. Obenshain  
The Honorable George L. Barker  
The Honorable Siobhan S. Dunnavant  
The Honorable Richard H. Stuart  
The Honorable Rosalyn R. Dance  
The Honorable R. Steven Landes  
The Honorable Riley E. Ingram  
The Honorable Charles D. Poindexter  
The Honorable Christopher K. Peace  
The Honorable Barry D. Knight  
The Honorable T. Scott Garrett  
The Honorable Christopher P. Stolle  
The Honorable L. Nick Rush  
The Honorable Roxann L. Robinson  
The Honorable Christopher T. Head  
The Honorable Todd E. Pillion  
The Honorable Luke E. Torian  
The Honorable Mark D. Sickles  
The Honorable Matthew James  
The Honorable Betsy B. Carr  
The Honorable Delores L. McQuinn  
The Honorable Lashrecse D. Aird  
The Honorable Roslyn C. Tyler  
The Honorable Paul E. Krizek  
The Honorable John J. Bell  
The Honorable C.E. Cliff Hayes, Jr.  
Adam Rosatelli, Senate Finance Committee  
David Reynolds, House Appropriations Committee  
Division of Legislative Automated Systems