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# SUPREME COURT OF VIRGINIA



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VACANT

April 12, 2019

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, VA 23188

The Honorable Emmett W. Hanger, Jr., Co-Chairman  
Senate Finance Committee  
P.O. Box 2  
Mount Solon, VA 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 the first three quarters of fiscal year 2019 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 (7/1/18-3/31/19)**

Category of Offense	Number of Charges	Amount Paid
<b>Adult Offenders:</b>		
Misdemeanors	85,647	\$ 11,019,228
Felony ≤ 20 years	67,128	\$ 23,646,577
Felony > 20 years	6,304	\$ 7,455,459
Capital Murder	25	\$ 1,713,285
<b>Total:</b>	<b>159,104</b>	<b>\$ 43,834,549</b>
<b>Juvenile Offenders:</b>		
Misdemeanors	7,238	\$ 984,481
Felony ≤ 20 years	2,811	\$ 444,523
Felony > 20 years	308	\$ 55,719
<b>Total:</b>	<b>10,357</b>	<b>\$ 1,484,723</b>
<b>Adult + Juvenile Offenders:</b>		
<b>Grand Total:</b>	<b>169,461</b>	<b>\$ 45,319,272</b>

During the first three quarters of fiscal year 2019, 5,525 requests for waivers of statutory fee caps were submitted seeking a total of \$ 3,669,045, and 5,175 requests for waivers were approved for a total of \$ 3,358,066 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  
 3rd Quarter, Cumulative (7/1/18-3/31/19)**

Category of Offense	Waivers Approved			Waivers Denied	
	Number of Waivers	Amount Requested	Amount Approved	Number of Waivers	Amount Requested
<b>Adult Offenders:</b>					
Misdemeanors	2,586	\$ 627,334	\$ 565,053	210	\$ 54,070
Felony ≤ 20 years	1,628	\$ 1,480,854	\$ 1,382,508	105	\$ 60,589
Felony > 20 years	353	\$ 1,226,844	\$ 1,210,425	4	\$ 367
<b>Total:</b>	<b>4,567</b>	<b>\$ 3,335,032</b>	<b>\$ 3,157,986</b>	<b>319</b>	<b>\$ 115,026</b>
<b>Juvenile Offenders:</b>					
Misdemeanors	341	\$ 92,617	\$ 90,664	20	\$ 6,872
Felony ≤ 20 years	237	\$ 94,521	\$ 92,272	10	\$ 2,286
Felony > 20 years	30	\$ 22,334	\$ 17,144	1	\$ 357
<b>Total:</b>	<b>608</b>	<b>\$ 209,472</b>	<b>\$ 200,080</b>	<b>31</b>	<b>\$ 9,515</b>
<b>Adult + Juvenile Offenders:</b>					
<b>Grand Total:</b>	<b>5,175</b>	<b>\$ 3,544,504</b>	<b>\$ 3,358,066</b>	<b>350</b>	<b>\$ 124,541</b>

If you have any questions regarding this report, please do not hesitate to contact me.

With best wishes, 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. Dunnivant  
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 Todd E. Pillion  
The Honorable Terry L. Austin  
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