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## SUPREME COURT OF VIRGINIA



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January 11, 2021

The Honorable Ralph S. Northam  
Governor of Virginia  
P.O. Box 1475  
Richmond, VA 23218

The Honorable Janet D. Howell  
Chair, Senate Finance and Appropriations Committee  
Senate of Virginia  
P.O. Box 2608  
Reston, VA 20195-0608

The Honorable Luke E. Torian  
Chair, House Appropriations Committee  
Virginia House of Delegates  
4222 Fortuna Plaza, Suite 659  
Dumfries, VA 22025

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

Dear Governor Northam and Chairs Howell and Torian:

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 and Appropriations 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 2021 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 (7/1/20-12/31/20)**

Category of Offense	Number of Charges	Amount Paid
<b>Adult Offenders:</b>		
Misdemeanors	52,342	\$ 6,869,099
Felony ≤ 20 years	41,435	\$ 14,570,551
Felony > 20 years	3,819	\$ 4,341,258
Capital Murder	33	\$ 353,938
<b>Total:</b>	<b>97,629</b>	<b>\$ 26,134,847</b>
<b>Juvenile Offenders:</b>		
Misdemeanors	3,852	\$ 531,407
Felony ≤ 20 years	1,493	\$ 269,537
Felony > 20 years	157	\$ 35,335
<b>Total:</b>	<b>5,502</b>	<b>\$ 836,279</b>
<b>Adult + Juvenile Offenders:</b>		
<b>Grand Total:</b>	<b>103,131</b>	<b>\$ 26,971,125</b>

During the first two quarters of fiscal year 2021, 3,695 requests for waivers of statutory fee caps were submitted seeking a total of \$ 2,002,818, and 3,471 requests for waivers were approved for a total of \$ 1,827,823 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 (7/1/20-12/31/20)**

Category of Offense	Waivers Approved			Waivers Denied	
	Number of Waivers	Amount Requested	Amount Approved	Number of Waivers	Amount Requested
<b>Adult Offenders:</b>					
Misdemeanors	1,839	\$ 478,402	\$ 434,002	148	\$ 28,013
Felony ≤ 20 years	1,082	\$ 818,012	\$ 762,020	58	\$ 14,136
Felony > 20 years	167	\$ 501,920	\$ 488,008	3	\$ 2,529
<b>Total:</b>	<b>3,088</b>	<b>\$ 1,798,334</b>	<b>\$ 1,684,030</b>	<b>209</b>	<b>\$ 44,678</b>
<b>Juvenile Offenders:</b>					
Misdemeanors	181	\$ 52,458	\$ 49,891	10	\$ 2,229
Felony ≤ 20 years	178	\$ 86,409	\$ 79,758	4	\$ 1,885
Felony > 20 years	24	\$ 16,175	\$ 14,144	1	\$ 650
<b>Total:</b>	<b>383</b>	<b>\$ 155,042</b>	<b>\$ 143,793</b>	<b>15</b>	<b>\$ 4,764</b>
<b>Adult + Juvenile Offenders:</b>					
<b>Grand Total:</b>	<b>3,471</b>	<b>\$ 1,953,376</b>	<b>\$ 1,827,823</b>	<b>224</b>	<b>\$ 49,442</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 Richard L. Saslaw  
The Honorable Thomas K. Norment, Jr.  
The Honorable Emmett W. Hanger, Jr.  
The Honorable L. Louise Lucas  
The Honorable Stephen D. Newman  
The Honorable Frank M. Ruff, Jr.  
The Honorable Jill Holtzman Vogel  
The Honorable George L. Barker  
The Honorable John S. Edwards  
The Honorable R. Creigh Deeds  
The Honorable Mamie E. Locke  
The Honorable J. Chapman Petersen  
The Honorable David W. Marsden  
The Honorable Adam P. Ebbin  
The Honorable Jennifer L. McClellan  
The Honorable Mark D. Sickles  
The Honorable Kenneth R. Plum  
The Honorable Roslyn C. Tyler  
The Honorable David L. Bulova  
The Honorable Delores L. McQuinn  
The Honorable Betsy B. Carr  
The Honorable Paul E. Krizek  
The Honorable Lashrecse D. Aird  
The Honorable C. E. Hayes Jr.  
The Honorable Chris L. Hurst  
The Honorable Jerrauld C. Jones  
The Honorable David A. Reid  
The Honorable M. Kirkland Cox  
The Honorable Barry D. Knight  
The Honorable James W. Morefield  
The Honorable C. Matthew Fariss  
The Honorable L. Nick Rush  
The Honorable Glenn R. Davis Jr.  
The Honorable Terry L. Austin  
The Honorable Robert S. Bloxom Jr.  
The Honorable Emily M. Brewer  
Adam Rosatelli, Senate Finance and Appropriations Committee  
David Reynolds, House Appropriations Committee  
Division of Legislative Automated Systems