

Effective August 7, 2019
SCHEDULE OF 402ND DISTRICT COURT
APPOINTED ATTORNEY FEES

FILED

AUG -7 AM 10:59

DONNA HUSTON-SHERK
DISTRICT CLERK
WOOD COUNTY TEXAS

Pursuant to Article 26.05(b), Texas Code of Criminal Procedure, the 402nd District Court hereby adopts this schedule of fees for the compensation of court appointed attorneys. It is ORDERED that compensation for attorney's fees and expenses, submitted to the Court on the prescribed Attorney Fee voucher, shall be on a case-by-case basis as determined by the Judge. It is further ORDERED that total compensation for appointed counsel services and expenses shall not exceed the following, unless the Court finds exceptional circumstances or that good cause for the total amount exists:

**I.
FELONY FLAT FEES**

Guilty Plea	\$475
Motion to Revoke	\$475
Guilty Plea – Multiple Cases	\$575
Dismissal of Filed Case	\$250
Pre-trial Representation – Case Never Filed	\$150

**II.
FELONY CASES
Jury Trial or Bench Trial**

1. Compensation for time spent by counsel out of court shall not be less than SIXTY-FIVE DOLLARS (\$65.00) PER HOUR nor more than SEVENTY-FIVE (\$75) DOLLARS PER HOUR.
2. Compensation for time spent by counsel in court shall not be less than EIGHTY-FIVE DOLLARS (\$85.00) PER HOUR nor more than NINETY-FIVE (\$95) DOLLARS PER HOUR.

**III.
CAPITAL CASE COMPENSATION**

In a capital case in which the State seeks the death penalty, the rates for the lead attorney's (1st Chair) shall be double the hourly rate provided for non-capital felony attorney's fees.

Co-Counsel (2nd Chair) appointed by the Court shall be paid at the same rate as for non-capital felony cases under this order.

In capitals case in which the State seeks the death penalty, the rates for the appellate attorney shall be double the hourly rate provided for non-capital felony attorney's fees.

IV.

**REIMBURSEMENT FOR REASONABLE EXPENSES FOR
PURPOSES OF INVESTIGATION AND EXPERT TESTIMONY**

In all felony cases appointed counsel will be reimbursed for reasonable expenses that are incurred upon motion and application. **PRIOR COURT APPROVAL** should be obtained before expenses are incurred. Said fees shall not exceed \$500 in total expert fees unless otherwise approved by the Court.

V.

REQUEST FOR PAYMENT OF ATTORNEY FES AND EXPENSES

Request for payment of fees and/or expenses shall be submitted to the Court on the prescribed Attorney Fee voucher, attached hereto as Exhibit "A". The voucher shall be submitted to the Court for payment within fifteen (15) days of the date of disposition of the case.

Should the trial court disapprove the amount requested under an Attorney Fee voucher, Counsel and the trial court shall follow Texas Code of Criminal Procedure, Section 25.05(c).

SIGNED this 7 day of August, 2019

This order supersedes any and all prior standing orders for Attorney's Fees and Other Expense Compensation. The Court may adjust the foregoing fees/hourly rates in extraordinary circumstances to an amount not to exceed Ninety-Five (\$95) Dollars per hour.



HONORABLE JEFF FLETCHER
402ND DISTRICT COURT