

APPENDIX G (LOCAL RULE 6.04)

**APPLICATION FOR
APPROVAL AS INDIGENT CRIMINAL DEFENSE COUNSEL
BUTLER COUNTY COMMON PLEAS COURT**

Name _____

Butler County Business Address _____

(Location where you intend to confer with your clients; not a P.O. Box)

Preferred Mailing Address _____

Phone _____ Fax _____ Cell _____

E-mail _____ Attorney Registration # _____

Preferred contact individual (for case assignments) and individual's phone

List any formal post-law school training for criminal representation (including seminars). Include the year in which the formal training took place:

List any professional associations affiliated with, with regards to criminal defense:

Estimate the number of criminal defendants, along with the types of offenses, you have represented (we recognize that for some of you, this will be a very rough estimate). State if case went to evidentiary hearing (motion, court or jury trial, etc):

Do you have Supreme Court certification for capital cases? ____ Yes ____ No

Dates and location of training _____

What do you feel are your biggest strengths with regards to criminal defense?

What areas do you feel could use improvement with regards to your criminal defense abilities and what will you do to make those improvements?

Do you have current legal malpractice insurance? List company, policy number and expiration date of the policy. (Attach proof of insurance.)

List any professional organizations for which you are currently a member:

Review and sign each of the appropriate Certification of Compliance with State Standards for Appointment of Counsel forms for which you are applying:

- _____ Capital Cases
- _____ Felony Cases
- _____ Appellate Cases
- _____ Misdemeanor Cases

Signature _____

Return completed application and all Certification of Compliance with State Standards for Appointment of Counsel forms to:

Manager of Court Administrative Services
Butler County Common Pleas Court
Government Services Center, Third Floor
315 High Street

Hamilton, Ohio 45011

BUTLER COUNTY COURT OF COMMON PLEAS
Certification of Compliance with State Standards for
Appointment of Counsel on Capital Cases

By signing this certification, I represent that I am a licensed attorney in good standing with state requirements governing the legal profession. I am requesting to be considered for court appointments on capital cases. I understand the following standards must be complied with to obtain court appointments on capital cases pursuant to Revised Code Chapter 120, Ohio Administrative Code Section 120-1-10, and the Local Rules of Court.

_____ **All Attorneys** appointed to represent indigent clients in capital cases must meet the following requirements: (1) Must meet qualifications of Supreme Court Rules for Appointment of Counsel in Capital Cases (formerly Rule 20); and (2) Must appear on list of attorneys qualified to accept appointments in capital cases promulgated by the Commission on Appointment of Counsel in Capital Cases (formerly the Rule 20 Commission); or (3) Must have a waiver of pre-qualification issued by the Commission on Appointment of Counsel in Capital Cases (formerly the Rule 20 Commission).

_____ **Lead trial counsel:** (1) At least 5 years' criminal litigation and experience; and (2) Experience as lead counsel for the defense in jury trial of at least one capital case OR experience as co-counsel for the defense in jury trial of at least 2 capital cases; and 3 Within 10 years preceding appointment, experience as lead counsel in jury trial of at least one murder or aggravated murder case OR within 5 years preceding appointment, experience as lead counsel in 3 aggravated or first or second degree felony jury trials.

_____ **Trial co-counsel:** (1) At least 3 years' of criminal litigation experience; and 2 within 10 years preceding appointment, experience as co-counsel in one murder or aggravated murder jury trial OR within 5 years preceding appointment, experience as lead counsel in one first or second degree felony jury trial OR within 5 years preceding appointment, experience as lead or co-counsel in at least 2 felony jury or civil jury trials.

By my signature, I certify that I have read and understand these requirements for appointment of counsel. I have checked where appropriate the capital categories for which I am eligible for appointment under these standards. I will notify the Court if an appointment is made in a category where I do not meet the above requirements. I understand I may be requested to document my qualifications for appointment. I have malpractice insurance.

Date Printed Name Signature

Attorney Registration No. _____ Telephone _____

BUTLER COUNTY COURT OF COMMON PLEAS
Certification of Compliance with State Standards for
Appointment of Counsel on Felony Cases

By signing this certification, I represent that I am a licensed attorney in good standing with state requirements governing the legal profession. I am requesting to be considered for court appointments on felony cases. I understand the following standards must be complied with to obtain court appointments on felony cases pursuant to Revised Code Chapter 120, Ohio Administrative Code Section 120-1-10, and the Local Rules of Court.

_____ **All Attorneys** appointed to represent indigent clients in felony cases must meet the following requirements: Within 2 years prior to the appointment, minimum 12 hours of continuing legal education in criminal practice and procedure.

_____ **Felony OVI:** Minimum 6 hours of continuing legal education focused on OVI practice and procedure.

_____ **Fourth and fifth degree felony:** At least one year experience in criminal law.

_____ **Third degree felony:** (1) At least one year experience in criminal law; and (2) Within 6 years preceding appointment, experience as lead trial counsel in at least one criminal jury trial OR as co-counsel in at least 2 jury trials.

_____ **First and second degree felony:** (1) At least 3 years' experience in criminal law; and (2) Within 10 years preceding the appointment, experience as lead trial counsel in 2 criminal jury trials, at least one of which involved felony charges OR as lead counsel in one felony jury trial and as co-counsel in 2 additional jury trials.

_____ **Life imprisonment felonies:** (1) At least 5 years' experience in criminal law; and (2) Within 10 years preceding the appointment, experience as lead trial counsel in 5 felony jury trials, at least 3 of which involved felony charges of the first or second degree OR as lead counsel in 3 jury trials, at least one of which was a third degree felony and as co-counsel in 5 additional jury trials, at least 3 of which were first or second degree felonies.

By my signature, I certify that I have read and understand these requirements for appointment of counsel. I have checked where appropriate the felony categories for which I am eligible for appointment under these standards. I will notify the Court if an appointment is made in a category where I do not meet the above requirements. I understand I may be requested to document my qualifications for appointment. I have malpractice insurance.

Date Printed Name Signature

Attorney Registration No. _____ Telephone _____

BUTLER COUNTY COURT OF COMMON PLEAS
Certification of Compliance with State Standards for
Appointment of Counsel on Appellate Cases

By signing this certification, I represent that I am a licensed attorney in good standing with state requirements governing the legal profession. I am requesting to be considered for court appointments on appellate cases. I understand the following standards must be complied with to obtain court appointments on appellate cases pursuant to Revised Code Chapter 120, Ohio Administrative Code Section 120-1-10, and the Local Rules of Court.

_____ **Misdemeanors and fourth and fifth degree felony:** (1) Minimum 6 hours CLE in criminal or appellate practice and procedure OR Successful completion of clinical education program focusing on appellate practice; and (2) In lieu of required training, at least one year experience as an attorney.

_____ **Misdemeanor OVI:** Minimum 6 hours CLE focused on OVI practice and procedure.

_____ **Third degree felony:** (1) Within 2 years prior to appointment, minimum 12 hours CLE in criminal practice and procedure, at least 6 of which must be in appellate practice; and (2) At least one year experience as attorney practicing in appellate law; and (3) Within 6 years preceding appointment, filed appeals in 3 cases resolved by plea OR one appeal of a case resolved by trial.

_____ **First and second degree felony:** (1) Within 2 years prior to appointment, minimum 12 hours CLE in criminal practice and procedure, at least 6 of which must be in appellate practice; and (2) At least 2 years' experience as attorney practicing in appellate law; and (3) Within 10 years preceding appointment, filed appeals in 3 cases resolved by trial.

_____ **Cumulative sentences of 25 years or more:** (1) Within 2 years prior to appointment, minimum 12 hours CLE in criminal practice and procedure, at least 6 of which must be in appellate practice; and (2) At least 5 years' experience as attorney practicing in appellate law; and (3) Within 10 years preceding appointment, filed appeals in 3 cases resolved by trial.

By my signature, I certify that I have read and understand these requirements for appointment of counsel. I have checked where appropriate the appellate categories for which I am eligible for appointment under these standards. I will notify the Court if an appointment is made in a category where I do not meet the above requirements. I understand I may be requested to document my qualifications for appointment. I have malpractice insurance.

Date Printed Name Signature

Attorney Registration No. _____ Telephone _____

BUTLER COUNTY COURT OF COMMON PLEAS
Certification of Compliance with State Standards for
Appointment of Counsel on Misdemeanor Cases

By signing this certification, I represent that I am a licensed attorney in good standing with state requirements governing the legal profession. I am requesting to be considered for court appointments on misdemeanor cases. I understand the following standards must be complied with to obtain court appointments on misdemeanor cases pursuant to Revised Code Chapter 120, Ohio Administrative Code Section 120-1-10, and the Local Rules of Court.

_____ **All Attorneys** appointed to represent indigent clients in misdemeanor cases must meet the following requirements: (1) Minimum 6 hours CLE in criminal practice and procedure OR Successful completion of a clinical education program focusing on criminal defense; and (2) In lieu of required training, at least one year experience as an attorney.

_____ **Misdemeanor OVI:** Minimum 6 hours CLE focused on OVI practice and procedure.

By my signature, I certify that I have read and understand these requirements for appointment of counsel. I have checked where appropriate the misdemeanor categories for which I am eligible for appointment under these standards. I will notify the Court if an appointment is made in a category where I do not meet the above requirements. I understand I may be requested to document my qualifications for appointment. I have malpractice insurance.

DatePrinted NameSignature

Attorney Registration No. _____ Telephone _____