

OFFICE OF COURT ADMINISTRATOR / FRIEND OF THE COURT
THIRTY-SEVENTH JUDICIAL CIRCUIT OF MICHIGAN
CALHOUN COUNTY PROBATE COURT

KRISTEN L. GETTING
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MICHAEL L. JACONETTE
Chief Judge

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ADMINISTRATIVE ORDER 2018 - 02

APPELLATE ASSIGNED COUNSEL SYSTEM

This Administrative Order is issued to address the Appellate Assigned Counsel System and the attorney fees for felony appeals.

1. Effective November 1, 2018, Calhoun County has adopted the MAACS (Michigan Appellate Assigned Counsel System) standard Attorney Fee and Expense policy, pursuant to Supreme Court AO 2017-3, MAACS Regulations III(A)(2)(a). See attached schedule.
2. All administrative matters, including the following shall be handled by MAACS, pursuant to and subject to MAACS policies: Attorney assignment, quality assurance of attorneys, voucher review and submission for payment to trial court.
3. All prior policy directives related to felony appellate attorney assignment and payment, including Administrative Order 1993-3, are hereby rescinded and revoked.

This Order shall become effective November 1, 2018.

Dated: 10-30-18

MICHAEL L. JACONETTE
Chief Judge Calhoun County

**CERTIFIED COPY OF
ORIGINAL ON FILE**

Calhoun County Justice Center
161 E. Michigan Ave.
Battle Creek, MI 49014-4066

The Court is an affirmative-action, equal-opportunity employer.

**37th JUDICIAL CIRCUIT
DEPUTY COURT CLERK**

**MAACS Regional Pilot Project
Standard Attorney Fee and Expense Policy**

** As Authorized by MSC Admin. Order 2015-9 and approved by Appellate Defender Commission*

Hourly Rate (Legal, Administrative, Investigative)

Level I: \$50 per hour

Level II: \$75 per hour

Presumptive Maximum Fees*

Plea-based appeals: 15 hours (\$750 Level I; \$1125 Levels II)

Trial-based appeals: 45 hours (\$3375)

*The presumptive maximum fee represents the maximum number of hours that will be presumed reasonably necessary. Requests for fees beyond the presumptive maximum must be accompanied by a motion explaining the authority for the fees and why the case reasonably required additional effort. Potential grounds for excess fees include, but are not limited to, lengthy trials, complex legal issues, fact investigation, and trial court litigation.

Travel

Travel will be reimbursed at a rate of \$25 per hour plus mileage with documentation, and will not count toward the presumptive maximum fee.

Expenses

Necessary expenses will be reimbursed with documentation. Printing and copying will be reimbursed at \$0.10 per page, and shall include providing the trial court record to a client if counsel deems it necessary to the representation or to maintaining the health of the attorney-client relationship.

Time for Billing

Requests for reimbursement may be submitted after the filing of the appellate brief or other substantial pleading, at the conclusion of the representation, or both.

Method of Billing

Requests for reimbursement shall include a detailed accounting of all time and expenses, with time reported in 1/10-hour increments and specifying the dates and types of services.

Denials and Reductions

A denial or reduction of an attorney fee request shall be explained in a statement of reasons.