

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS

U. S. DISTRICT COURT
NORTHERN DISTRICT OF TEXAS

FILED

APR 14 1987

AMENDED MISCELLANEOUS ORDER NO. 9

NANCY DOHERTY, CLERK
By B. Wallace
Deputy

At a meeting of the judges of this district, all judges present unanimously voted that amended Miscellaneous Order No. 9 be amended to read as follows:

The Judicial Conference of the United States has provided the following guidelines in the assessment of fees:

"The hourly rates of compensation fixed by the amended Act are intended to be maximum rates and should be treated as such. They are not intended to change the basic and underlying philosophy of the Act that the bar of the nation owes a responsibility to represent persons financially unable to retain counsel and that the compensation provided is not intended to equate private counsel fees."

The following schedule of fees has come to be recognized as appropriate fees to be charged by attorneys appointed to represent indigent defendants under the Criminal Justice Act and has been adopted by this Court.

1. The maximum hourly rate for attorneys shall not exceed \$60.00 per hour for time expended in court and \$40.00 per hour for time reasonably expended out of court.
2. The maximum compensation to be paid an attorney appointed to represent an accused in a criminal case shall not exceed \$3,500.00 in which the charges consist of one or more felony offenses, and shall not exceed \$1,000.00 in which the charges consist of misdemeanor offenses only.

3. The maximum compensation to be paid an attorney appointed to represent an accused in an appellate court shall not exceed \$2,500.00 in each appellate court.

Fees in excess of the foregoing may be charged only in an exceptional case.

The maximum hourly rate shall also apply to counsel appointed to represent an application for writ of habeas corpus, or for relief under 28 U.S.C. 2255, with maximum compensation set by statute at \$750.00.

In addition to the above compensation, the appointed attorney in a criminal case or in a habeas corpus case shall be reimbursed for expenses incurred in defense of the accused, including, but not limited to, cost of any necessary transcripts authorized by the Court.

The Clerk of this Court and the United States Magistrates are directed to furnish a copy of the foregoing page of this document to all counsel appointed under the provisions of the Criminal Justice Act at the time of appointment.

ENTERED this 14 day of April, 1987, by
direction of the judges of this district.


Barefoot Sanders
Acting Chief Judge
Northern District of Texas