

LAO 2017-04 GOALS

- Highest quality legal services for indigent defendants
- Rotational assignment of cases
- Bench/Bar selection of eligible attorneys ongoing

LAO 2017-04 GOALS

- CLE and jury trial experience requirements
- Sufficient volume of work for criminal defense litigators
- Comply with MIDC standards

COMPLY WITH MIDC STANDARDS

- Rotational assignment of cases eliminates direct judicial assignments
 - (sec)
- Provides the court with meaningful input
 - (sec)
- Attorneys on the eligibility committee are selected by the WCCDBA
 - No judicial input

BENCH/BAR SELECTION OF ELIGIBLE ATTORNEYS

- 4 Criminal Division judges
 - Bazzi, Cox, Edwards, Lillard
- 3 Criminal defense attorneys selected by the defense bar
 - No judicial involvement or input
- All committee members are expected to attend all meetings

BENCH/BAR SELECTION OF ELIGIBLE ATTORNEYS

- Tier rejection is appealable to the Presiding Judge, Criminal Division

TIER ELIGIBILITY

- Attorneys may apply for as many tiers as they wish
- Meeting eligibility criteria does not automatically mean selection for the tier
 - Assignment Committee decision
 - Tier limits

TIERS

1. Murder and Manslaughter
2. CSC 1, 2 and 3
 - Child Abuse 1 and 2
3. All other capital crimes plus PWID 450 > 1000 grams (Schedule 1 or 2 drugs)
4. Non-Capital crimes

SPOT ASSIGNMENTS

- Rotational selection for district and circuit court
- Region-based district court rosters
 - Must be available within 30 minutes
 - Tier eligible

PROBATION VIOLATIONS

- If you are approved for any tier, you may sign up for probation violations and bond absconders
- “House Counsel” – AOI Courtrooms
“Floor Counsel” - Group of trial courtrooms
 - all violations for AOI court or trial floor

PROBATION VIOLATIONS

- Violation assignments go to appointed counsel for new felony charges
 - Tier eligible
 - Available for violation hearing
- Rotational assignment
- May address bond issue if assigned counsel is unavailable for arraignment

BOND ABSCONDERS

- Counsel of record contacted first
- Floor or House Counsel may argue bond if counsel of record is unavailable

SUSPENSION OR REMOVAL

- Decided by four judges on the Assignment Committee plus District Court designee
 - Confidential or sensitive information
- Decision made by majority of the committee members present
 - Chief Judge or designee may make immediate temporary suspension decision

SUSPENSION OR REMOVAL

- Requirement to report:
 - Bar discipline
 - Finding of ineffective assistance of counsel
