

STATE OF NORTH CAROLINA In The General Court Of Justice

File No.

- District
Superior Court Division

Additional File No.(s) (include appellate and trial court file nos.)

County

Check Here If This Fee Application Covers Multiple Convictions

NON-CAPITAL CRIMINAL OR NON-CRIMINAL APPEALS
FEE APPLICATION ORDER FOR PAYMENT
JUDGMENT AGAINST INDIGENT OR PARENT/GUARDIAN
(APPELLATE DEFENDER CASES)

G.S. Ch. 7A, Art. 36; G.S. 122C-268(d), -286(d); Rule 3.3 of the IDS Rules

Name And Address Of Indigent, Juvenile, Or Dependent Adult

Indigent Person's Full Social Security No. - Only Complete If Judgment For Fees Has Been Entered (required by G.S. 7A-455(d))

SSN input fields

Has No Social Security No.

Unable to obtain Social Security No. despite reasonable efforts

Responsible Person's Full Social Security No. - Only Complete If Judgment For Fees Has Been Entered (required by G.S. 7A-455(d))

SSN input fields

Has No Social Security No.

Unable to obtain Social Security No. despite reasonable efforts

NOTE: Per G.S. 7A-455(d), the fee application must include the social security number (SSN) of a party against whom a judgment for attorney's or GAL's fees has been entered under G.S. 7A-450.1 - 450.3 or 7A-455 (or certify that the SSN cannot be obtained with reasonable efforts).

NOTE: DO NOT use this form for capital cases or for non-capital criminal or non-criminal cases at the trial level.

INSTRUCTIONS: Applicant completes and signs Section I, and mails to: Office of Indigent Defense Services, 123 W. Main St., Suite 400, Durham, NC 27701.

I. APPLICATION

I, the undersigned private assigned counsel make application for payment and reimbursement of necessary expenses incurred.
public defender appellate defender IDS contract counsel make application for determination of value of services rendered for the indigent.

I certify that this information is correct to the best of my knowledge.

NATURE OF MOST SERIOUS CONVICTION OR PROCEEDING THAT WAS APPEALED: (check all that apply)

Grid for conviction types: Criminal, Juvenile, Special Proceedings, Court

COMPLETE FOR THIS FEE: Beginning Date, Ending Date, Total Time Claimed, Travel, Copying, Other expenses

COMPLETE IF THIS IS A FINAL FEE: Name Of Presiding Judge, Date Of Last Appellate Ruling, Result On Appeal

NOTE: In assigned counsel cases, the applicant is always the individual attorney. If payment is to be made to individual applicant, write "same" under Payee.

Name Of Applicant, Applicant Bar No., Address, Payee, Telephone No., Email Address, Date, Signature Of Applicant

Scan with camera phone for rates by case type



II. AWARD OF PAYMENT OR DETERMINATION OF VALUE OF SERVICES

The Appellate Defender FINDS that the "Total Amount" stated on Line 3 below be:

- (Assigned Counsel/GAL) paid by the State of North Carolina to the payee named above.
 (Public Defender/Appellate Defender/IDS Contractor) fixed as the value of legal services and other expenses of representation rendered by the applicant named above.

1. Fees Allowed/Value Of Services Rendered (Hours Approved x IDS Rate of \$ /hr.) =	\$
2. Other Necessary Expenses Allowed By The Appellate Defender	\$
3. TOTAL AMOUNT	\$

Date	Appellate Defender Glenn Gerding	Signature Of Appellate Defender
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III. SUM OF ATTORNEY AND SUPPORT SERVICE FEES AND EXPENSES

NOTE: The Office of Indigent Defense Services completes this section.

A. Attorney Fees And Necessary Expenses:

SUBTOTAL A (sum of all attorney fees and expenses paid to this attorney, on this and all prior applications) \$

B. Support Services Fees And Expenses:

SUBTOTAL B (sum of all amounts incurred throughout the appeal) \$

GRAND TOTAL A + B (attorney fees and expenses, plus support services) \$

IV. FINDINGS OF FACT AND JUDGMENT

After written notice to the indigent named on the reverse or service of a summons on the responsible person named below, and opportunity to be heard, the Court finds that the indigent, juvenile, or dependent adult named on the reverse has previously been adjudged to be indigent, or is less than 18 years old, or if 18 years old or older, remains dependent on and domiciled with the responsible person named below; that he/she requested and has been provided counsel and other necessary expenses of representation; and that the applicant named on the reverse provided services and incurred expenses of which the money value is that stated in Section III above.

NOTE: To enter judgment against indigent, check Option "A" and sign Section V. To enter judgment against parent, guardian, or trustee of juvenile or dependent adult, check Option "B" and sign Section V.

NOTE: The trial court may not enter judgment for an amount greater than the Total amount in Section III above.

- A. (Judgment Against Indigent) The Court further finds that an order has been entered adjudicating the juvenile to be abused, neglected, or dependent, that an order has been entered terminating the parental rights of one or both of the juvenile's parents, that the respondent has been held in criminal contempt, or that a judgment of conviction has been entered against the indigent, and all of the matters raised on appeal have not been vacated, reversed, or remanded. If the juvenile has been adjudicated abused, neglected, or dependent or parental rights have been terminated, the Court further finds that the respondent is financially able to pay the fees and expenses set out on the reverse and should therefore be held responsible for reimbursing the State for the same. Based on all of the above findings, it is ORDERED that the State of North Carolina recover from the indigent the amount stated below, together with interest at the legal rate from the date the judgment is docketed until paid.
- B. (Order For Payment By Responsible Person and Judgment) The Court further finds that an order has been entered adjudicating the juvenile to be delinquent, or that a judgment of conviction has been entered against the dependent adult, and all of the matters raised on appeal have not been vacated, reversed, or remanded. The Court further finds that the responsible person named below is the parent, guardian, or trustee of the juvenile or dependent adult and is financially able to pay the fees and expenses set out on the reverse and should therefore be held responsible for reimbursing the State for the same. Based on all of the above findings, it is ORDERED that the responsible person shall reimburse the State the amount stated in Section III above by paying the same to the Clerk of Superior Court. If that amount is not paid in full at the time of disposition of the appeal, the State of North Carolina shall recover from the responsible person the amount stated in Section III above, together with interest at the legal rate from the date the judgment is docketed until paid.

Name And Address Of Responsible Person

V. SIGNATURE OF JUDGE

The foregoing AWARD OF PAYMENT OR DETERMINATION OF VALUE OF SERVICES, as made by the Appellate Defender, shall be entered and filed this day in the office of the Clerk of Superior Court. The FINDINGS and JUDGMENT of the Court shall be entered and filed this day in the office of the Clerk of Superior Court. The Judgment shall become effective as provided by law.

Date	Name Of Judge (type or print)	Signature Of Judge
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VI. DOCKETING - CSC USE ONLY

NOTE: Docket any judgments immediately on the date on which the defendant's conviction becomes final, unless the defendant is ordered as a condition of supervised or unsupervised probation to pay the State for the costs of his/her representation. If the defendant is so ordered, docket any judgments immediately on the date the defendant's probation is revoked or terminated by the Court, or when the term of probation expires, whichever occurs first; then docket the amounts owed.

Date	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Judgment Abstract No.	Amount Docketed \$
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