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AUGUST 28, 2013

CLERK US DISTRICT COURT
DISTRICT OF ARIZONA

BY s/M. Hudson DEPUTY

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IN THE UNITED STATES DISTRICT COURT

DISTRICT OF ARIZONA

In the matter of

SELECTION OF COUNSEL PURSUANT TO
THE CRIMINAL JUSTICE ACT OF 1964, AS
AMENDED IN 1970, AND THE CRIMINAL
JUSTICE ACT PLAN FOR THE DISTRICT
OF ARIZONA.

SUPERSEDES GENERAL ORDER 13-12

GENERAL ORDER 13-18

(re exceeding 1,800 hours)

Pursuant to the Plan of the United States District Court for the District of Arizona, in respect to the Criminal Justice Act of 1964, as amended, and continuing with the Court’s commitment to provide high quality legal representation to criminal defendants, the Court is implementing a policy change on appointments. This General Order is intended to ensure equitable distribution of CJA cases to allow all Panel attorneys the opportunity to accept a sufficient number of appointments to maintain and improve their skills in federal criminal practice.

IT IS HEREBY ORDERED effective July 1, 2013, a Criminal Justice Act Panel attorney who meets or exceeds 1,800 hours of billed time submitted for payment within the preceding nine (9) month period will not receive further appointments. The attorney will be taken “off rotation” and counsel’s name will be placed on a separate “off rotation list” which will be maintained by the Office of the Federal Public Defender. The 1,800 hours are based on the total time submitted by the attorney within the preceding nine (9)

1 month period regardless of any reductions to billable time by the Clerk's Office or the
2 Court.

3 IT IS FURTHER ORDERED that it is the sole responsibility of every CJA
4 attorney to immediately notify by email or in writing, the appropriate contact person at
5 the Office of the Federal Public Defender, whenever the attorney has submitted billing at
6 or nearing 1,800 hours within the preceding nine (9) months.

7 IT IS FURTHER ORDERED that an attorney placed "off rotation" will remain on
8 the list for a period of ninety (90) days and will be ineligible to receive new appointments
9 unless authorized by the Court. In cases involving multiple defendants where there is a
10 shortage of counsel who are immediately available, the attorneys on the "off rotation" list
11 may be contacted and are then eligible for appointment by the Court.

12 IT IS FURTHER ORDERED that where a petition has been filed with the Court
13 alleging the violation of the terms of supervised release or probation, the attorney
14 originally appointed to the underlying criminal case shall be appointed to represent the
15 defendant on the new petition without regard to whether they are presently on the "off
16 rotation" list.

17 IT IS FURTHER ORDERED that at the conclusion of the ninety (90) day period
18 on the "off rotation" list, it is the responsibility of the attorney to notify by email or in
19 writing, the appropriate contact person at the Office of the Federal Public Defender, that
20 the ninety (90) day period has expired. The attorney's name will be placed back into
21 rotation and be eligible for new appointments in accordance with Section II (B),
22 Appendix I, of the Plan for Composition, Administration and Management of the Panel
23 of Private Attorneys Under the Criminal Justice Act for the District of Arizona. (General
24 Order 07-08).

25 This General Order augments and does not replace other requirements of CJA
26 attorneys as set forth in the Plan for Composition, Administration and Management of the
27 Panel of Private Attorneys Under the Criminal Justice Act for the District of Arizona. In
28 particular, all CJA attorneys must continue to meet the minimum requirements of earning

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three (3) hours of CLE in Federal Criminal Practice each year as well as accepting no less than four (4) appointments per year.

DATED this 28th day of August, 2013.



Roslyn O. Silver
Chief United States District Judge