

STATE OF MINNESOTA
COUNTY OF HENNEPIN

FILED
2012 NOV 20 AM 11:44
BY _____ DEPUTY
HENN CO. DISTRICT
COURT ADMINISTRATOR
DISTRICT COURT
FOURTH JUDICIAL DISTRICT

In Re the Rate of Attorneys' Fees
Allowed to Criminal Defendants
Pursuant to Minn. Stat. § 611.27

STANDING ORDER

Whereas, the 2012 Minnesota Legislature amended Minn. Stat. § 611.27, to add the following subdivision:

Subd. 16. Appeal by prosecuting attorney; attorney fees.

(a) When a prosecuting attorney appeals to the Court of Appeals, in any criminal case, from any pretrial order of the district court, reasonable attorney fees and costs incurred shall be allowed to the defendant on the appeal which shall be paid by the governmental unit responsible for the prosecution involved in accordance with paragraph (b).

(b) By January 15, 2013, and every year thereafter, the chief judge of the judicial district, after consultation with city and county attorneys, the chief public defender, and members of the private bar in the district, shall establish a reimbursement rate for attorneys fees and costs associated with representation under paragraph (a). The compensation to be paid to an attorney for such service rendered to a defendant under this subdivision may not exceed \$5,000, exclusive of reimbursement for expenses reasonably incurred, unless payment in excess of that limit is certified by the chief judge of the district as necessary to provide fair compensation for services of an unusual character or duration.

Whereas, the undersigned has now consulted with various city attorneys, county attorneys, the chief public defender of the Fourth Judicial District and members of the private bar of the Fourth Judicial District regarding the appropriate reimbursement rate to be paid pursuant to Minn. Stat. § 611.27, Subd. 16(a),

Now, therefore,

IT IS ORDERED

1. The reimbursement rate for attorneys' fees associated with representation under Minn. Stat. § 611.27, Subd. 16(a) shall be \$50.00 per hour plus costs and expenses reasonably incurred. This rate is effective immediately and shall apply to all services performed from this date forward and shall be in effect until further order of the Court.

BY THE COURT

Peter A. Cahill

Digitally signed by Peter A. Cahill
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District Court, ou,
email=peter.cahill@courts.state.mn.us, c=US
Date: 2012.11.17 12:51:50 -0600



Peter A. Cahill
Chief Judge
Fourth Judicial District

DATED: 11/17/12