

STATE OF MINNESOTA  
COUNTY OF HENNEPIN

DISTRICT COURT  
FOURTH JUDICIAL DISTRICT

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In Re: Reimbursement Rate  
for Attorneys' Fees and Costs  
Pursuant to Minn. Stat. § 611.27 for Calendar 2020

**STANDING ORDER**

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**Whereas**, Minn. Stat. § 611.27 requires the chief judge of each judicial district to establish a reimbursement rate for attorneys' fees and costs associated with the representation of any defendant in connection with the appeal initiated by the prosecuting attorney of any pre-trial order in a criminal proceeding, and

**Whereas**, the fees established shall be paid by the governmental unit responsible for the prosecution, and

**Whereas**, the undersigned sought input from the Minneapolis City Attorney's Office, the Hennepin County Attorney's Office, the Hennepin County Public Defender's Office 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) with differing viewpoints; and

**Whereas**, the reimbursement rate was set at \$50 per hour in 2013 and increased to \$120 per hour in six years, a 140% increase in a time when the inflation rate has totaled 9.1%, and the rate for appellate attorneys who contract with the State Public Defender's Office is between \$45 and \$55 per hour.

Based on the foregoing,

**IT IS ORDERED:**

1. The reimbursement rate in the calendar year 2020 for attorneys' fees associated with representation under Minn. Stat. § 611.27, subd. 16(a) shall be \$120.00 per hour, plus costs and expenses reasonably incurred. This rate is effective immediately and shall apply to all services performed from January 1, 2020, and shall be in effect until further order of the Court.
2. Reimbursement shall not exceed a total of \$5,000 exclusive of costs and expenses reasonably incurred unless payment in excess of \$5,000 is certified by the chief judge of the Fourth Judicial District as necessary to provide fair reimbursement for services of an unusual character or duration.

**BY THE COURT:**

Dated: January 10, 2020

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Ivy S. Bernhardson  
Chief Judge  
Fourth Judicial District