

THE STATE OF NEW HAMPSHIRE
JUDICIAL BRANCH
<http://www.courts.state.nh.us>

Court Name: _____
Case Name: _____
Case Number: _____
(if known)

ATTORNEY'S STATEMENT

NAME AND ADDRESS OF PAYEE:

Name of Attorney if different from Payee

Federal I.D. Number of Payee

Date of Appointment as Attorney on this case

TYPE OF BILLING:

Final Interim Supplemental

BILLING PERIOD (chronological dates)

Statement for period beginning _____ and ending _____

BILLING AMOUNT *

Counsel Fees for major crime cases: (Capital Murder / Homicide / First Degree Assault / AFSA and FSA)	Total _____ hours x \$100/hr	= \$ _____
Counsel Fees for all other cases:	Total _____ hours x \$60/hr	= \$ _____
Paralegal Fees:	Total _____ hours x \$35/hr	= \$ _____
	Add Expenses	= \$ _____
	Total of this Bill	= \$ _____

I represent that the foregoing is a true and reasonable bill for services I rendered and for the costs incurred. I certify that I have not and will not receive any other compensation for the services or costs specified on the attached itemization.

Date

Signature of Attorney

I hereby certify that I have examined the above statement and find the charge of \$ _____ to be reasonable.

Date

Signature of Judge

Printed Name of Judge

*NOTE: This statement must be accompanied by an itemization of all charges. A copy of the Notice of Appointment of Counsel order on appointment or other supporting document must be attached to the bill with each submission. It should be submitted to the court with 60 days of the disposition of the case, or within 60 days of being discharged, unless the presiding judge finds extenuating circumstances.

Case Name: _____

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ATTORNEY'S STATEMENT

SUMMARY OF RULE 48
(effective January 1, 2008)
Counsel Fees and Expenses – Other Indigent Cases

The provisions for this rule shall apply only to preparation for and proceedings in all courts in which counsel is appointed to represent persons other than indigent criminal defendants and in appropriate circumstances, indigent witnesses. This rule refers to, but is not limited to, juvenile cases in the district division, guardianships under RSA chapter 135-C in the probate and district division. The adequacy of the rates prescribed by Rule 48 may be reviewed periodically by the advisory committee on rules.

Itemization of Bills: All bills related to fees and expenses must be itemized as to the time spent and expenses incurred on each case, and there shall be no separate charge for overhead.

Fees: The maximum compensation is limited as follows:

- | | |
|--|-------------|
| a. Maximum hourly rate (major crime cases) | \$ 100.00 |
| Maximum hourly rate (all other cases) | \$ 60.00 |
| Maximum hourly rate for paralegal | \$ 35.00 |
| b. Maximum fee for all juvenile cases pursuant to RSA chapters 169-B, C and D | \$ 1,700.00 |
| c. Maximum fee for <i>De novo</i> appeal of juvenile cases pursuant to RSA chapters 169-C | \$ 1,400.00 |
| d. Maximum fee for guardianships | |
| Under RSA chapter 463 | \$ 1,200.00 |
| Under RSA chapter 464-A | \$ 900.00 |
| e. Maximum fee for annual review hearings for guardianships | \$ 300.00 |
| f. Maximum fee for termination of parental rights cases pursuant to RSA chapter 170-C | \$ 1,700.00 |
| g. Maximum fee for involuntary admissions under RSA chapter 135-C | \$ 600.00 |
| h. Maximum fee for appeals to the supreme court in all juvenile cases and any matters within the subject matter jurisdiction of the probate division | \$ 2,000.00 |
| i. Maximum fee for court review hearings of juvenile cases pursuant to RSA 169-B and D: | \$ 300.00 |

Only upon express, written finding for good cause and exceptional circumstances by the court will the maximum fees be exceeded or will additional fees be authorized. All petitions to exceed the maximum fee guidelines must be approved prior to the guidelines being exceeded.

When counsel represents more than one client on any particular day, the hours spent shall be allocated accordingly. Representation of more than one client on the same day and on the same court shall be noted on the bills submitted. All bills shall be reviewed by the judge who presided over the case, if practicable.

Expenses – Reimbursable: Investigative, expert or other necessary services may be compensated only upon a finding of necessity and reasonableness by a justice of the appropriate court, made prior to said expenses being incurred.

- (a) Except for those services for which rates are established by the supreme court, the presiding justice may consider, but shall not be bound by, the prevailing rates or any rates established by a licensing agency or professional association in approving fees for services specified above.
- (b) Rate for stenographers and deposition services shall be established by the supreme court. The cost of copies of depositions and transcripts shall be fifty cents (.50) per page.
- (c) Rates for the services of interpreters for all parties and the court shall be established by the supreme court
- (d) No cost for investigative, expert or other necessary services as initially approved may be exceeded prior to a subsequent finding of necessity by a justice of the appropriate court.
- (e) All bills for investigative, expert or other necessary services shall be reviewed by the judge who presided over the case, if practicable.
- (f) Attorneys shall be reimbursed for the mileage expenses incurred in representing their client at the rate currently allowed by the Internal Revenue Service. Requests for reimbursement of mileage expenses shall specify the actual number of miles traveled.
- (g) The expense of telephone calls shall not be reimbursed.