

**EL PASO DISTRICT AND COUNTY COURTS
TEXAS FAIR DEFENSE ACT
SUPPLEMENTAL ATTORNEY APPLICATION**

DO NOT USE THE BACK OF PAGES

PLEASE PRINT OR TYPE. INCOMPLETE OR ILLEGIBLE APPLICATIONS WILL NOT BE CONSIDERED

LAST NAME: _____ FIRST: _____

BAR CARD: _____

I am currently on the list to receive the following appointments:

- _____ 1. **CLASS A / B MISDEAMEANOR LIST**, to include motions to revoke community supervision and motions to adjudicate guilt.
- _____ 2. **STATE JAIL / THIRD DEGREE FELONY LIST**, to include motions to revoke community supervision and motions to adjudicate guilt
- _____ 3. **SECOND DEGREE / FIRST DEGREE FELONY (NON DEATH) LIST**, to include motions to revoke community supervision and motions to adjudicate guilt.
- _____ 4. **MURDER AND ANY FELONY INVOLVING A DEATH LIST.**
- _____ 5. **APPELLATE LIST FOR ALL MISDEMEANORS AND NON DEATH FELONIES.**
- _____ 6. **APPELLATE LIST FOR MURDER AND ALL OFFENSES INVOLVING A DEATH.**

Based on the El Paso County Indigent Plan, I now qualify for and I am applying to receive the following additional appointments:

- _____ 1. **CLASS A / B MISDEAMEANOR**, to include motions to revoke community supervision and motions to adjudicate guilt.
- _____ 2. **STATE JAIL / THIRD DEGREE FELONY LIST**, to include motions to revoke community supervision and motions to adjudicate guilt
- _____ 3. **SECOND DEGREE / FIRST DEGREE FELONY (NON DEATH) LIST**, to include motions to revoke community supervision and motions to adjudicate guilt.
- _____ 4. **MURDER AND ANY FELONY INVOLVING A DEATH LIST.**
- _____ 5. **APPELLATE LIST FOR ALL MISDEMEANORS AND NON DEATH FELONIES.**
- _____ 6. **APPELLATE LIST FOR MURDER AND ALL OFFENSES INVOLVING A DEATH.**

Wheel Lists

“CRIMINAL JURY TRIAL” MEANS AN ADULT OR JUVENILE PROSECUTION IN WHICH THE CASE IS PRESENTED TO THE JURY AND THE JURY RENDERS A GUILTY VERDICT, A NOT GUILTY VERDICT, OR IS UNABLE TO RENDER A DECISION AFTER DELIBERATING.

To qualify for the **Murder and any Felony Involving a Death** List, an attorney must:

- (a) Be Board Certified in Criminal Law or Appellate Criminal Law, or
- (b) Have four years of experience in criminal litigation, and
- (c) Have experience as trial counsel in six felony criminal jury trials, served as lead counsel in three felony criminal jury trials and served as lead counsel in two 1st degree felony criminal jury trials, and
- (d) Must have attended at least 10 hours CLE in criminal law per year for the last three years, and

Please list the SIX felony jury trials:

<u>DATE</u>	<u>COURT/CASE #</u>	<u>DEF. NAME</u>	<u>OFFENSE</u>	<u>FIRST DEGREE(Y/N)</u>	<u>LEAD COUNSEL(Y/N)</u>	<u>DISP.</u>
1.						
2.						
3.						
4.						
5.						
6.						

To qualify for the **Second Degree / First Degree Felony (Non Death)** list, an attorney must have:

- (a) Be Board Certified in Criminal Law or Appellate Criminal Law, or
- (b) Have three years of experience in criminal litigation, and
- (c) Have experience as lead counsel or co-counsel in six criminal jury trials, of which four must be felony criminal jury trials.

Please list the SIX jury trials, including four felony jury trials:

<u>DATE</u>	<u>COURT/CASE #</u>	<u>DEF. NAME</u>	<u>OFFENSE</u>	<u>DISPO.</u>
1.				
2.				
3.				
4.				
5.				
6.				

To qualify for the **State Jail Felony / Third Degree Felony** list, an attorney must:

- (a) Be Board Certified in Criminal Law or Appellate Criminal Law, or
- (b) Have one year of experience in criminal litigation, and
- (c) Have experience as lead counsel or co-counsel in four criminal jury trials, of which two must be felony criminal jury trials.

Please list the FOUR jury trials, including two felony jury trials:

<u>DATE</u>	<u>COURT/CASE #</u>	<u>DEF. NAME</u>	<u>OFFENSE</u>	<u>DISPO.</u>
1.	_____	_____	_____	_____
2.	_____	_____	_____	_____
3.	_____	_____	_____	_____
4.	_____	_____	_____	_____

To qualify for the **Class A / B Misdemeanor** list, an attorney must:

- (a) Be Board Certified in Criminal Law or Appellate Criminal Law, or
- (b) Have experience as lead or co-counsel in two criminal jury trials.

Please list the TWO jury trials:

<u>DATE</u>	<u>COURT/CASE #</u>	<u>DEF. NAME</u>	<u>OFFENSE</u>	<u>DISPO.</u>
1.	_____	_____	_____	_____
2.	_____	_____	_____	_____

To qualify for the **Appellate list for all Misdemeanors and Non Death Felonies**, an attorney must:

- (a) Be Board Certified in Appellate Criminal Law, or
- (b) Have one year of experience in criminal litigation and/or criminal appellate, and
- (c) Have filed two appellate briefs in a criminal or juvenile case.

<u>DEF. NAME</u>	<u>DATE</u>	<u>COURT/CASE #</u>	<u>OFFENSE</u>	<u>DISPO.</u>
1.	_____	_____	_____	_____
2.	_____	_____	_____	_____

To qualify for the **Appellate list for Murder and all Offenses Involving a Death**, an attorney must:

- (a) Be Board Certified in Appellate Criminal Law, or
- (b) Have two years of experience in criminal litigation and/or criminal appellate, and
- (c) Have filed four appellate briefs in a criminal or juvenile case.

Please list the four appellate briefs:

<u>DEF. NAME</u>	<u>DATE</u>	<u>COURT/CASE #</u>	<u>OFFENSE</u>	<u>DISPO.</u>
1.	_____	_____	_____	_____

- 2. _____
- 3. _____
- 4. _____

Oath of Applicant

I, _____, the undersigned attorney, hereby state under oath that all of the above information is complete, true and correct; that I have read and understand the qualifications set out in the El Paso County Indigent Plan and that I meet all the qualifications for the degree of appointment sought. I understand that I have no property interest in receiving appointments; and that in addition to meeting the qualifications under the Plan, that I will not receive felony or misdemeanor court appointments unless I am approved to do so by a majority of the judges hearing criminal cases. I understand that I have a duty to promptly notify the Council of Judges of any matter that may make me ineligible to receive appointments under the El Paso County Indigent Plan; and to notify the COJ, in writing, of any changes to the information contained in this Application. I understand that I may be removed from the appointment wheel for failure to meet any qualification stated in the El Paso County Indigent Plan and for failure to promptly notify the COJ in writing of any change to my status.

I understand that the law requires that I make every reasonable effort to contact the defendant not later than the end of the first working day after the date on which I am appointed and interview the defendant as soon as practicable after I am appointed. I will represent the defendant until charges are dismissed, the defendant is acquitted, appeals are exhausted, or until I am permitted or ordered by the Court to withdraw as counsel for the defendant.

ATTORNEY

SUBSCRIBED AND SWORN BEFORE ME on this the _____ day of _____, 20____.

Notary
Seal

Notary Public in and for El Paso County, the State of Texas
My commission expires: _____

UPDATED 11/14/19