

MEMORANDUM

TO: Office of the Public Defender and Indigent Defense Panel

FROM: Mary C. Morgan

RE Fee hearings pursuant to PC 987.8

DATE: August 26, 2004

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The Court has begun implementing new procedures for conducting PC 987.8 fee hearings.

If the defendant is being sentenced on a misdemeanor or a felony, and the Court orders him or her to pay costs of the Public Defender or appointed counsel, the courtroom clerk will fill out the top page of a triplicate order form. Pages two and three will be given to defense counsel who is responsible for having the defendant complete the form. If a conflict panel attorney is involved, he or she will return the completed form to the Public Defender.

The courtroom clerk is not responsible for completion of the defendant's portion of the order form, or for processing pages two or three.

The Public Defender's office is responsible for transmitting all the pertinent information to the Office of the Treasurer for collection.

Cc: Gordon Park-Li