

MCILS

**April 14, 2017
Commissioner's Meeting
Packet**

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

APRIL 14, 2017

COMMISSION MEETING

JUDICIARY COMMITTEE ROOM, ROOM 438, STATHOUSE, AUGUSTA

AGENDA

- 1) Approval of March 17, 2017 Commission Meeting Minutes
- 2) Operations Reports Review
- 3) Budget Update
- 4) Status of RFP's Update
- 5) Lawsuit Filed by Seth Carey
- 6) Public Comment
- 7) Set Date, Time and Location of Next Regular Meeting of the Commission
- 8) Executive Session, if needed (Closed to Public)

(1.)
March 17, 2017
Commission Meeting
Minutes

**Maine Commission on Indigent Legal Services – Commissioners Meeting
March 17, 2017**

Minutes

Commissioners Present: Steven Carey, Marvin Glazier, William Logan, Carlann Welch

MCILS Staff Present: John Pelletier, Ellie Maciag

| Agenda Item | Discussion | Outcome/Action Item/Responsible Party |
|---|--|--|
| Approval of the January 17, 2017 Commission Meeting Minutes | No discussion of meeting minutes. | Commissioner Glazier moved for approval, Commissioner Welch seconded. Commissioner Logan was absent. All present voted in favor. Approved. |
| Operations Reports Review | Due to the cancellation of the February Commission meeting, Director Pelletier presented both the January and February 2017 Operations Reports. <u>January 2017 Operations Report:</u> 2,331 new cases were opened in the DefenderData system in January. This was a 234 case increase over December. The number of submitted vouchers in January was 2,872, an increase of 420 vouchers over December, totaling \$1,510,207, an increase of \$120,000 over December. In January, the Commission paid 2,430 vouchers totaling \$1,251,067 a decrease of 882 vouchers and \$636,000 from December. The average price per voucher was \$515.04, down \$54.47 per voucher from December. Appeal and Post-Conviction Review cases had the highest average vouchers. There were 7 vouchers exceeding \$5,000 paid in January. The monthly transfer from the Judicial Branch for counsel fees for January, which reflects December's collections, totaled \$37,557, down approximately \$3,000 from the previous month. <u>February 2017 Operations Report:</u> 1,690 new cases were opened in the DefenderData system in February. This was a 641 case decrease from December. The number of submitted vouchers in January was 2,408, a decrease of | |

| Agenda Item | Discussion | Outcome/Action Item/Responsible Party |
|---------------|---|--|
| | <p>464 vouchers from January, totaling \$1,412,312, a decrease of \$98,000 from January. In February, the Commission paid 2,480 vouchers totaling \$1,410,735, an increase of 50 vouchers and \$160,000 over January. The average price per voucher was \$568.84, up \$53.80 per voucher over January. Appeal and Post-Conviction Review cases had the highest average vouchers. There were 12 vouchers exceeding \$5,000 paid in February. The monthly transfer from the Judicial Branch for counsel fees for February, which reflects January's collections, totaled \$37,688, roughly equal to the amount transferred in January. Director Pelletier noted that the voucher totals for January and February were right on track with projections, although collection totals were low. Director Pelletier cautioned that the Commission was roughly \$50,000 to \$60,000 behind last year's collection totals and that we would need to have a very good tax offset season to get back to that same position. He relayed that the Judicial Branch indicated that the tax offset looks promising for the upcoming month.</p> | |
| Budget Update | <p>Director Pelletier updated the Commissioners on the status of the supplemental and biennial budgets. Director Pelletier testified before a joint meeting of the Appropriations Committee and Judiciary Committee to present the Commission's supplemental funding request for FY'17 for \$2,831,041. Following a work session, the Judiciary Committee voted 7-5 to recommend to Appropriations that our request be included in the supplemental budget. The Appropriations Committee passed a supplemental budget that did not include the Commission's request. Director Pelletier informed the rostered attorneys about the funding situation and gave notice that no vouchers submitted after the beginning of May would be paid until the new fiscal year starts on July 1. For the biennial budget request, Director Pelletier and Chair Carey testified at the public hearing relating to indigent legal services and noted the Commission's opposition to Part UUUU in the Governor's budget proposal. More than a dozen attorneys also spoke out against Part UUUU and voiced their support for the Commission. Because FY'17 costs have come in very close to projections, Director Pelletier saw no need to alter the projections made last summer regarding the overall and supplemental funding needs for the biennium.</p> | |

| Agenda Item | Discussion | Outcome/Action Item/Responsible Party |
|-----------------------------|--|---------------------------------------|
| | <p>After a suggestion by an Appropriations Committee member for the interested parties look into ways to create efficiencies, Director Pelletier and Chair Carey are participating in meetings with the Judicial Branch and Prosecutors about ways to create efficiencies by coordinating policies and practices. Chair Carey outlined three areas the group will examine: (1) indigency determination; (2) collection efforts and procedures for hearings on delinquent counsel fees; and (3) overall system efficiencies, including scheduling ideas, DA and defense counsel preparedness, and additional judicial resources at dispositional conferences.</p> | |
| Status of RFP's Update | <p>Two bids were received in response to the Voucher Management System RFP, and the scoring committee has scored the bids. An award decision will be made during an executive session.</p> <p>The RFP for Somerset County was submitted to Purchasing for final review. During that process, staff learned that a \$5,000 appeal deposit was required due to the amount of the contract. Due to concerns that this might reduce the number of potential bidders, staff requested that this requirement be waived. The waiver request is being reviewed by the Governor's office. Director Pelletier suggested three courses of action: wait and see if the waiver request is acted upon; withdraw the waiver request and publish the finalized RFP; or decide to withdraw the RFP and do a final year of the current contract. After a short discussion, it was decided that a determination would be made at the next Commission meeting about the best course of action.</p> | |
| Lawsuit filed by Seth Carey | <p>Director Pelletier informed the Commissioners about a lawsuit filed by Attorney Seth Carey, who has been suspended from the Commission's rosters. The Attorney General's Office is representing the Commission and Director Pelletier and has filed a motion to dismiss.</p> | |

| Agenda Item | Discussion | Outcome/Action Item/Responsible Party |
|------------------------|---|--|
| MOU with DHHS | DHHS has again requested the Commission enter into a Memorandum of Understanding to allow the Department to claim funds expended to pay lawyers representing parents in Child Protective cases as part of the Department's "maintenance of effort" requirement under the TANF program. | Commissioner Glazier moved to allow Director Pelletier to enter into a MOU for TANF MOE with DHHS. Chair Carey seconded. Commissioner Logan abstained from voting. All in favor. |
| Public Comment | <u>Robert J. Ruffner, Esq.</u> : Attorney Ruffner renewed his call for additional Commission staffing, noting that there will never be a good time to bring up the issue to the Legislature. He supported Part UUUU of the Governor's budget proposal in a revised form, which called for additional staff. Attorney Ruffner will have a MAPIL fellow working at his firm this summer and will be doing research on indigency guidelines. Attorney Ruffner suggested that once the Seth Carey case is over, the Commission evaluate the lessons learned from the situation. | |
| Executive Session | The Commissioners entered into executive session to discuss personnel matters and to discuss the award for the Electronic Voucher Management System RFP. Upon emerging from executive session, the Commissioners stated that no votes were taken regarding the personnel matters. The Commissioners voted unanimously to issue the award for the Voucher Management System to Justice Works, LLC. | |
| Adjournment of meeting | The Commission voted to adjourn with the next meeting to be on April 11, 2017 at 9:30 a.m. | Commissioner Logan moved to adjourn. Commissioner Welch seconded. All present in favor. |

(2.) Operations Reports

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

TO: MCILS COMMISSIONERS
FROM: JOHN D. PELLETTIER, EXECUTIVE DIRECTOR
SUBJECT: MARCH 2017 OPERATIONS REPORTS
DATE: APRIL 4, 2017

Attached you will find the March, 2017, Operations Reports for your review and our discussion at the upcoming Commission meeting on April 14, 2017. A summary of the operations reports follows:

- 2,380 new cases were opened in the DefenderData system in March. This was a 690 case increase over February.
- The number of vouchers submitted electronically in March was 2,988, an increase of 580 vouchers over February, totaling \$1,788,594.83, an increase of \$376,000 over February. In March, we paid 3,431 electronic vouchers totaling \$2,003,929.47 representing an increase of 951 vouchers and \$593,000 compared to February.
- There were no paper vouchers submitted and paid in March.
- The average price per voucher in March was \$584.07, up \$15.23 per voucher over February.
- Appeal and Post-Conviction Review cases had the highest average vouchers in March. There were 18 vouchers exceeding \$5,000 paid in March. Three vouchers involved murder cases: a guilty verdict after a 12 day trial, a plea with a favorable sentence, and an interim voucher in a case that has been pending for 22 months without a trial. One voucher involved an acquittal on attempted murder, with guilty findings on lesser charges, after a 4 day trial. Three vouchers involved gross sexual assault charges: One a not guilty after trial, another a not guilty after trial one GSA count and a hung jury on another, and one an interim voucher after complicated pre-trial litigation. Three voucher involved serious assault charges: one a guilty verdict after trial, one a plea on the eve of trial to a 12 count indictment, and the third a plea with complicated sentencing issues. Two vouchers involved aggravated drug charges: one a guilty verdict after a 5 day trial and the other a plea during trial. Two vouchers involved burglary cases with substantial suppression issues: one that resulted in a conditional plea with appeal to be taken on the suppression ruling and the other an interim voucher involving multiple burglaries in multiple counties with Frank's issues, cell phone location evidence and active wiretaps. Two interim vouchers were submitted by co-counsel from different firms on a complicated fraud/theft case that was continued after full trial preparation. One voucher arose from a juvenile case with treatment and placement issues as well as challenging cultural dynamics within the

juvenile's family. The final voucher involved an appeal to the Law Court from a conviction arising from a notorious and controversial fish and game undercover operation.

In our All Other Account, the total expenses for the month of March were \$1,978,680.17. Of that amount, just over \$17,000 was devoted to the Commission's operating expenses.

In the Personal Services Account, we had \$52,347.18 in expenses for the month of March.

In the Revenue Account, the March transfer of collected revenue, reflecting February collections, totaled \$102,656.56. In March, we paid \$172,580.96 in vouchers through the DefenderData system.

In our Conference Account, we collected revenue and paid expenses related to the March 24 live OUI/PCR training, bringing the account balance to \$23,049.63.

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

Activity Report by Case Type

3/31/2017

| DefenderData Case Type | Mar-17 | | | | | | Fiscal Year 2017 | | | |
|--|--------------|--------------------|------------------------|---------------|------------------------|------------------|------------------|---------------|-------------------------|------------------|
| | New Cases | Vouchers Submitted | Submitted Amount | Vouchers Paid | Approved Amount | Average Amount | Cases Opened | Vouchers Paid | Amount Paid | Average Amount |
| Appeal | 24 | 29 | \$ 31,714.82 | 26 | \$ 30,960.69 | \$ 1,190.80 | 132 | 212 | \$ 308,599.94 | \$ 1,455.66 |
| Child Protection Petition | 209 | 447 | \$ 341,247.83 | 485 | \$ 356,343.47 | \$ 734.73 | 1,455 | 2,910 | \$ 1,955,264.92 | \$ 671.91 |
| Drug Court | 2 | 11 | \$ 15,634.16 | 14 | \$ 5,562.00 | \$ 397.29 | 6 | 63 | \$ 47,745.18 | \$ 757.86 |
| Emancipation | 10 | 8 | \$ 2,706.00 | 10 | \$ 3,168.00 | \$ 316.80 | 96 | 72 | \$ 24,163.84 | \$ 335.61 |
| Felony | 555 | 616 | \$ 610,308.51 | 746 | \$ 734,350.80 | \$ 984.38 | 4,412 | 5,084 | \$ 4,405,066.25 | \$ 866.46 |
| Involuntary Civil Commitment | 85 | 72 | \$ 17,090.95 | 68 | \$ 14,879.23 | \$ 218.81 | 653 | 594 | \$ 136,149.88 | \$ 229.21 |
| Juvenile | 73 | 93 | \$ 47,799.86 | 96 | \$ 48,466.52 | \$ 504.86 | 672 | 761 | \$ 374,309.46 | \$ 491.87 |
| Lawyer of the Day - Custody | 257 | 237 | \$ 56,831.44 | 289 | \$ 68,544.68 | \$ 237.18 | 2,086 | 2,018 | \$ 490,877.24 | \$ 243.25 |
| Lawyer of the Day - Juvenile | 49 | 37 | \$ 7,475.28 | 47 | \$ 9,677.28 | \$ 205.90 | 368 | 345 | \$ 67,309.62 | \$ 195.10 |
| Lawyer of the Day - Walk-in | 150 | 138 | \$ 33,879.96 | 162 | \$ 38,320.87 | \$ 236.55 | 1,195 | 1,135 | \$ 276,079.74 | \$ 243.24 |
| Misdemeanor | 695 | 812 | \$ 346,697.12 | 955 | \$ 397,912.24 | \$ 416.66 | 6,176 | 6,359 | \$ 2,625,022.96 | \$ 412.80 |
| Petition, Modified Release Treatment | 0 | 4 | \$ 1,025.30 | 3 | \$ 713.30 | \$ 237.77 | 7 | 46 | \$ 23,512.39 | \$ 511.14 |
| Petition, Release or Discharge | 0 | 3 | \$ 654.45 | 3 | \$ 654.45 | \$ 218.15 | 3 | 7 | \$ 3,450.67 | \$ 492.95 |
| Petition, Termination of Parental Rights | 17 | 53 | \$ 50,230.33 | 62 | \$ 57,889.47 | \$ 933.70 | 246 | 531 | \$ 438,011.99 | \$ 824.88 |
| Post Conviction Review | 8 | 13 | \$ 13,867.31 | 14 | \$ 15,923.87 | \$ 1,137.42 | 61 | 67 | \$ 116,377.46 | \$ 1,736.98 |
| Probate | 2 | 1 | \$ 1,063.48 | 0 | | | 10 | 3 | \$ 1,918.26 | \$ 639.42 |
| Probation Violation | 195 | 204 | \$ 93,183.68 | 227 | \$ 104,362.85 | \$ 459.75 | 1,481 | 1,506 | \$ 634,257.88 | \$ 421.15 |
| Represent Witness on 5th Amendment | 1 | 3 | \$ 1,229.10 | 3 | \$ 1,229.10 | \$ 409.70 | 5 | 10 | \$ 2,525.10 | \$ 252.51 |
| Review of Child Protection Order | 48 | 205 | \$ 114,918.25 | 219 | \$ 113,933.65 | \$ 520.24 | 436 | 1,460 | \$ 813,348.83 | \$ 557.09 |
| Revocation of Administrative Release | 0 | 2 | \$ 1,037.00 | 2 | \$ 1,037.00 | \$ 518.50 | 13 | 13 | \$ 4,568.78 | \$ 351.44 |
| DefenderData Sub-Total | 2,380 | 2,988 | \$ 1,788,594.83 | 3,431 | \$ 2,003,929.47 | \$ 584.07 | 19,513 | 23,196 | \$ 12,748,560.39 | \$ 549.60 |
| | | | | | | | | | | |
| Paper Voucher Sub-Total | 0 | 0 | | 0 | \$ - | #DIV/0! | 11 | 11 | \$ 4,870.20 | \$ 442.75 |
| TOTAL | 2,380 | 2,988 | \$1,788,594.83 | 3,431 | \$2,003,929.47 | \$ 584.07 | 19,524 | 23,207 | \$ 12,753,430.59 | \$ 549.55 |

MAINE COMMISSION ON INDIGENT LEGAL SERVICES
FY16 FUND ACCOUNTING
AS OF 03/31/2017

| Account 010 95F Z112 01 (All Other) | Mo. | Q1 | Mo. | Q2 | Mo. | Q3 | Mo. | Q4 | FY16 Total |
|---|-----|------------------------|-----|------------------------|-----|------------------------|-----|------------------------|-------------------------|
| FY17 Professional Services Allotment | | \$ 4,278,098.25 | | \$ 4,357,441.00 | | \$ 4,712,015.00 | | \$ 2,083,667.00 | |
| FY17 General Operations Allotment | | \$ 34,560.00 | | \$ 34,560.00 | | \$ 34,560.00 | | \$ 34,560.00 | |
| Financial Order Adjustment | | \$ - | | \$ - | | \$ - | | \$ - | |
| Financial Order Adjustment | | \$ - | | \$ - | | \$ - | | \$ - | |
| Total Budget Allotments | | \$ 4,312,658.25 | | \$ 4,392,001.00 | | \$ 4,746,575.00 | | \$ 2,118,227.00 | \$ 15,569,461.25 |
| Total Expenses | 1 | \$ (993,008.98) | 4 | \$ (1,499,285.92) | 7 | \$ (1,332,496.39) | 10 | \$ - | \$ (3,824,791.29) |
| | 2 | \$ (1,778,404.21) | 5 | \$ (974,177.24) | 8 | \$ (1,530,508.18) | 11 | \$ - | \$ (4,283,089.63) |
| | 3 | \$ (1,290,758.70) | 6 | \$ (1,949,070.52) | 9 | \$ (1,978,680.17) | 12 | \$ - | \$ (5,218,509.39) |
| Encumbrances (Somerset PDP & Justice Works) | | \$ (249,075.75) | | \$ 82,110.25 | | \$ 81,702.50 | | \$ - | \$ (85,263.00) |
| Encumbrances (WestLaw & Barbara Taylor, business cards) | | \$ (1,410.00) | | \$ (51,577.00) | | \$ 13,408.24 | | \$ - | \$ (39,578.76) |
| TOTAL REMAINING | | \$ 0.61 | | \$ 0.57 | | \$ 1.00 | | \$ 2,118,227.00 | \$ 2,118,229.18 |

Q3 Month 9 (as of 03/31/17)

INDIGENT LEGAL SERVICES

| | |
|-------------------------|-------------------|
| Counsel Payments | \$ (1,831,348.51) |
| Somerset County | \$ (22,987.50) |
| Subpoena Witness Fees | \$ (30.68) |
| Private Investigators | \$ (25,088.86) |
| Mental Health Expert | \$ (25,784.40) |
| Transcripts | \$ (28,784.33) |
| Other Expert | \$ (24,736.92) |
| Analysts & Lab Services | \$ - |
| Process Servers | \$ (1,045.47) |
| Interpreters | \$ (1,284.80) |
| Misc Prof Fees & Serv | \$ (127.16) |

SUB-TOTAL ILS \$ (1,961,218.63)

OPERATING EXPENSES

| | |
|-----------------------------|---------------|
| Service Center | \$ (794.50) |
| DefenderData | \$ (3,948.75) |
| West Publishing Corp | \$ (282.00) |
| Mileage/Tolls/Parking | \$ (1,443.37) |
| Mailing/Postage/Freight | \$ (39.39) |
| Legal Ads | \$ - |
| returned funds-med records | \$ - |
| Office Supplies/Equip. | \$ (188.74) |
| Cellular Phones | \$ (241.83) |
| Parking Permits | \$ - |
| Office Equipment Rental | \$ (19.50) |
| Barbara Taylor monthly fees | \$ (8,666.66) |

OIT/TELCO \$ (1,836.80)

SUB-TOTAL OE \$ (17,461.54)

TOTAL \$ (1,978,680.17)

INDIGENT LEGAL SERVICES

| | |
|--|-------------------|
| Q3 Allotment | \$ 4,746,575.00 |
| Q3 Encumbrances for Somerset PDP & Justice Works contracts | \$ 81,702.50 |
| WestLaw & Barbara Taylor Contracts, business card DO | \$ 13,408.24 |
| Q3 Expenses as of 03/31/17 | \$ (4,841,684.74) |
| Remaining Q3 Allotment as of 03/31/17 | \$ 1.00 |

MAINE COMMISSION ON INDIGENT LEGAL SERVICES
FY16 FUND ACCOUNTING
As of 03/31/17

| Account 014 95F Z112 01 (Revenue) | Mo. | Q1 | Mo. | Q2 | Mo. | Q3 | Mo. | Q4 | FY16 Total |
|---|-----|-----------------|-----|-----------------|-----|-----------------|-----|------------|---------------|
| Total Budget Allotments | | \$ 184,125.00 | \$ | 184,124.00 | \$ | 184,124.00 | \$ | 184,124.00 | \$ 736,497.00 |
| Financial Order Adjustment | 1 | \$ - | 4 | \$ - | 7 | \$ - | 10 | \$ - | |
| Financial Order Adjustment | 2 | \$ - | 5 | \$ - | 8 | \$ - | 11 | \$ - | |
| Budget Order Adjustment | 3 | \$ - | 6 | \$ - | 9 | \$ - | 12 | \$ - | |
| Financial Order Adjustment | 3 | \$ - | 4 | \$ - | 9 | \$ - | 12 | \$ - | \$ - |
| Total Budget Allotments | | \$ 184,125.00 | \$ | 184,124.00 | \$ | 184,124.00 | \$ | 184,124.00 | \$ 736,497.00 |
| Cash Carryover from Prior Quarter | | \$ 23.05 | \$ | 3,014.37 | \$ | 2,493.90 | | | |
| Collected Revenue from JB | 1 | \$ 61,742.47 | 4 | \$ 42,429.56 | 7 | \$ 37,557.56 | 10 | \$ - | |
| Promissory Note Payments | | \$ - | | \$ - | | \$ - | | \$ - | |
| Collected Revenue from JB | 2 | \$ 40,789.66 | 5 | \$ 46,852.35 | 8 | \$ 37,688.09 | 11 | \$ - | |
| Promissory Note Payments | | \$ - | | \$ - | | \$ - | | \$ - | |
| Collected Revenue from JB (late transfer) | | \$ - | | \$ - | 9 | \$ - | | \$ - | |
| Collected Revenue from JB | 3 | \$ 55,760.61 | 6 | \$ 40,888.57 | 9 | \$ 102,656.56 | 12 | \$ - | |
| Returned Checks-stopped payments | | \$ - | | \$ - | | \$ 119.00 | | \$ - | |
| TOTAL CASH PLUS REVENUE COLLECTED | | \$ 158,315.79 | \$ | 133,184.85 | \$ | 180,515.11 | \$ | - | \$ 466,484.43 |
| Counsel Payments | 1 | \$ - | 4 | \$ - | 7 | \$ - | 10 | \$ - | |
| Other Expenses | | \$ - | | \$ (3,011.64) | | \$ - | *** | \$ - | |
| Counsel Payments | 2 | \$ - | 5 | \$ - | 8 | \$ - | 11 | \$ - | |
| Other Expenses | | \$ - | | \$ - | | \$ - | | \$ - | |
| Counsel Payments | 3 | \$ (154,443.22) | 6 | \$ (127,679.31) | 9 | \$ (172,580.96) | 12 | \$ - | |
| Other Expenses | ** | \$ - | | \$ - | *** | \$ (2,489.75) | | | |
| REMAINING ALLOTMENT | | \$ 29,681.78 | \$ | 53,433.05 | \$ | 9,053.29 | \$ | 184,124.00 | \$ 276,292.12 |
| Overpayment Reimbursements | 1 | \$ (100.00) | 4 | \$ - | 7 | \$ (1,938.00) | 10 | | |
| | 2 | \$ (713.20) | 5 | \$ - | 8 | \$ (19.00) | 11 | \$ - | |
| | 3 | \$ (45.00) | 6 | \$ - | 9 | \$ - | 12 | \$ - | |
| REMAINING CASH Year to Date | | \$ 3,014.37 | \$ | 2,493.90 | \$ | 3,487.40 | \$ | - | |

| Q3 Month 9 (as of 03/31/17) | |
|--------------------------------|------------------------|
| DEFENDER DATA COUNSEL PAYMENTS | |
| | \$ (172,580.96) |
| SUB-TOTAL ILS | \$ (172,580.96) |
| OVERPAYMENT REIMBURSEMENTS | \$ - |
| Paper Voucher | \$ - |
| Somerset County CDs | \$ - |
| Private Investigators | \$ - |
| Mental Health Expert | \$ - |
| Transcripts | \$ - |
| Other Expert | \$ - |
| StaCap Expense | \$ - |
| SUB-TOTAL OE | \$ - |
| TOTAL | \$ (172,580.96) |

** StaCap for December but charged against Q3 expenses

MAINE COMMISSION ON INDIGENT LEGAL SERVICES
FY16 FUND ACCOUNTING
AS OF 03/31/2017

| Account 010 95F Z112 01 (Personal Services) | | | | | | | | | |
|--|-----|----------------------|-----|----------------------|-----|----------------------|-----|----------------------|----------------------|
| | Mo. | Q1 | Mo. | Q2 | Mo. | Q3 | Mo. | Q4 | FY16 Total |
| FY17 Allotment | | \$ 181,545.00 | | \$ 205,445.00 | | \$ 181,540.00 | | \$ 189,421.00 | \$ - |
| Financial Order Adjustments | | \$ - | | \$ - | | \$ - | | \$ - | |
| Financial Order Adjustments | | \$ - | | \$ - | | \$ - | | \$ - | |
| Budget Order Adjustments | | \$ - | | \$ - | | \$ - | | \$ - | |
| Total Budget Allotments | | \$ 181,545.00 | | \$ 205,445.00 | | \$ 181,540.00 | | \$ 189,421.00 | \$ 757,951.00 |
| Total Expenses | 1 | \$ (55,554.51) | 4 | \$ (56,634.54) | 7 | \$ (55,808.36) | 10 | \$ - | |
| | 2 | \$ (58,643.85) | 5 | \$ (79,274.97) | 8 | \$ (51,737.55) | 11 | \$ - | |
| | 3 | \$ (56,599.36) | 6 | \$ (56,077.87) | 9 | \$ (52,374.18) | 12 | \$ - | |
| TOTAL REMAINING | | \$ 10,747.28 | | \$ 13,457.62 | | \$ 21,619.91 | | \$ 189,421.00 | \$ 235,245.81 |

| Q3 Month 9 (as of 03/31/17) | |
|-----------------------------------|-----------------------|
| Per Diem Payments | \$ (605.00) |
| Salary | \$ (25,512.10) |
| Vacation Pay | \$ (463.88) |
| Holiday Pay | \$ (1,552.60) |
| Sick Pay | \$ (680.67) |
| Employee Hlth Svs/Workers Comp | \$ - |
| Health Insurance | \$ (8,887.60) |
| Dental Insurance | \$ (223.22) |
| Employer Retiree Health | \$ (3,277.08) |
| Employer Retirement | \$ (2,235.23) |
| Employer Group Life | \$ (234.98) |
| Employer Medicare | \$ (415.47) |
| Retiree Unfunded Liability | \$ (5,403.75) |
| Standard Overtime | \$ (7.76) |
| Perm Part Time Full Ben | \$ (2,874.84) |
| TOTAL | \$ (52,374.18) |

MAINE COMMISSION ON INDIGENT LEGAL SERVICES
FY16 FUND ACCOUNTING
As of 03/31/17

| Account 014 95F Z112 02 (Conference) | Mo. | Q1 | Mo. | Q2 | Mo. | Q3 | Mo. | Q4 | FY16 Total |
|--|-----|---------------|-----|---------------|-----|---------------|-----|-------------|----------------|
| Total Budget Allotments | | \$ 10,000.00 | | \$ 20,000.00 | | \$ 20,000.00 | | \$ 7,000.00 | \$ 57,000.00 |
| Financial Order Adjustment | 1 | \$ - | 4 | \$ - | 7 | \$ - | 10 | \$ - | |
| Financial Order Adjustment | 2 | \$ - | 5 | \$ - | 8 | \$ - | 11 | \$ - | |
| Financial Order Adjustment | 3 | \$ - | 6 | \$ - | 9 | \$ - | 12 | \$ - | \$ - |
| Total Budget Allotments | | \$ 10,000.00 | | \$ 20,000.00 | | \$ 20,000.00 | | \$ 7,000.00 | \$ 57,000.00 |
| Cash Carryover from Prior Quarter | | \$ 14,054.73 | | \$ 32,159.21 | | \$ 23,941.11 | | \$ - | |
| Collected Revenue | 1 | \$ - | 4 | \$ 775.00 | 7 | \$ - | 10 | \$ - | |
| Collected Revenue | 2 | \$ 17,600.00 | 5 | \$ 725.00 | 8 | \$ - | 11 | \$ - | |
| Collected Revenue | 3 | \$ 850.00 | 6 | \$ 475.00 | 9 | \$ 4,650.00 | 12 | \$ - | |
| TOTAL CASH PLUS REVENUE COLLECTED | | \$ 32,504.73 | | \$ 34,134.21 | | \$ 28,591.11 | | \$ - | \$ 25,075.00 |
| Total Expenses | 1 | \$ (132.26) | 4 | \$ (6,686.13) | 7 | \$ (2,847.93) | 10 | \$ - | |
| | 2 | \$ (37.58) | 5 | \$ (2,288.90) | 8 | \$ (900.09) | 11 | \$ - | |
| | 3 | \$ (0.68) | 6 | \$ (1,218.07) | 9 | \$ (1,793.46) | 12 | \$ - | |
| Encumbrances | | \$ (5,000.00) | | \$ 1,725.00 | | \$ (7,175.00) | | | \$ (10,450.00) |
| REMAINING ALLOTMENT | | \$ 4,829.48 | | \$ 11,531.90 | | \$ 7,283.52 | | \$ 7,000.00 | \$ 30,644.90 |
| REMAINING CASH Year to Date | | \$ 32,159.21 | | \$ 23,941.11 | | \$ 23,049.63 | | \$ - | |

| Q3 Month 9 (as of 03/31/17) | |
|------------------------------|---------------|
| Training Manuals Printing | \$ - |
| Training Refreshments/Meals | \$ (1,765.00) |
| Media Northeast | \$ - |
| Samoset room reservation fee | \$ - |
| Office Supplies | \$ (2.99) |
| Minor IT Equipment | \$ (8.99) |
| State Cap Expense | \$ (16.48) |
| TOTAL | \$ (1,793.46) |

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

Activity Report by Court

3/31/2017

| Court | Mar-17 | | | | | | Fiscal Year 2017 | | | |
|--------------|--------------|--------------------|------------------------|---------------|------------------------|------------------|------------------|---------------|-------------------------|------------------|
| | New Cases | Vouchers Submitted | Submitted Amount | Vouchers Paid | Approved Amount | Average Amount | Cases Opened | Vouchers Paid | Amount Paid | Average Amount |
| ALFSC | 25 | 46 | \$ 33,371.09 | 64 | \$ 49,821.20 | \$ 778.46 | 218 | 471 | \$ 406,750.13 | \$ 863.59 |
| AUBSC | 16 | 21 | \$ 13,145.76 | 21 | \$ 11,471.08 | \$ 546.24 | 129 | 251 | \$ 171,172.26 | \$ 681.96 |
| AUGDC | 34 | 78 | \$ 60,965.20 | 74 | \$ 59,853.00 | \$ 808.82 | 414 | 611 | \$ 348,144.47 | \$ 569.79 |
| AUGSC | 24 | 36 | \$ 15,525.24 | 46 | \$ 20,768.94 | \$ 451.50 | 215 | 367 | \$ 198,049.77 | \$ 539.65 |
| BANDC | 70 | 87 | \$ 31,749.31 | 110 | \$ 36,520.59 | \$ 332.01 | 483 | 744 | \$ 280,369.44 | \$ 376.84 |
| BANSC | 4 | 1 | \$ 709.92 | 1 | \$ 709.92 | \$ 709.92 | 20 | 17 | \$ 12,805.18 | \$ 753.25 |
| BATSC | 3 | 2 | \$ 762.00 | 2 | \$ 762.00 | \$ 381.00 | 13 | 14 | \$ 14,243.17 | \$ 1,017.37 |
| BELDC | 5 | 32 | \$ 22,909.47 | 35 | \$ 23,812.39 | \$ 680.35 | 89 | 174 | \$ 116,579.96 | \$ 670.00 |
| BELSC | 2 | 1 | \$ 574.80 | 6 | \$ 5,796.00 | \$ 966.00 | 22 | 29 | \$ 15,415.91 | \$ 531.58 |
| BIDDC | 85 | 88 | \$ 66,999.05 | 100 | \$ 68,234.41 | \$ 682.34 | 548 | 707 | \$ 366,598.09 | \$ 518.53 |
| BRIDC | 13 | 17 | \$ 18,050.06 | 19 | \$ 16,938.53 | \$ 891.50 | 108 | 150 | \$ 87,545.01 | \$ 583.63 |
| CALDC | 4 | 3 | \$ 1,924.80 | 9 | \$ 4,609.80 | \$ 512.20 | 80 | 84 | \$ 50,430.48 | \$ 600.36 |
| CARDC | 9 | 20 | \$ 17,622.55 | 16 | \$ 18,077.10 | \$ 1,129.82 | 60 | 125 | \$ 83,722.90 | \$ 669.78 |
| CARSC | 6 | 16 | \$ 11,819.51 | 17 | \$ 14,448.31 | \$ 849.90 | 53 | 97 | \$ 79,696.95 | \$ 821.62 |
| DOVDC | 2 | 5 | \$ 2,839.68 | 10 | \$ 3,331.68 | \$ 333.17 | 34 | 90 | \$ 45,832.72 | \$ 509.25 |
| DOVSC | 2 | 0 | | 0 | | | 4 | 2 | \$ 675.44 | \$ 337.72 |
| ELLDC | 24 | 30 | \$ 19,519.98 | 33 | \$ 23,701.98 | \$ 718.24 | 153 | 252 | \$ 191,244.95 | \$ 758.91 |
| ELLSC | 3 | 2 | \$ 930.00 | 9 | \$ 1,986.00 | \$ 220.67 | 7 | 25 | \$ 7,649.00 | \$ 305.96 |
| FARDC | 9 | 12 | \$ 6,565.98 | 10 | \$ 4,965.66 | \$ 496.57 | 100 | 128 | \$ 76,172.60 | \$ 595.10 |
| FARSC | 5 | 2 | \$ 379.00 | 2 | \$ 379.00 | \$ 189.50 | 20 | 23 | \$ 12,703.20 | \$ 552.31 |
| FORDC | 3 | 6 | \$ 2,544.97 | 8 | \$ 1,788.72 | \$ 223.59 | 48 | 66 | \$ 30,352.86 | \$ 459.89 |
| HOUDC | 17 | 20 | \$ 10,786.65 | 28 | \$ 12,405.37 | \$ 443.05 | 144 | 227 | \$ 98,010.43 | \$ 431.76 |
| HOUSC | 0 | 3 | \$ 801.00 | 2 | \$ 732.00 | \$ 366.00 | 23 | 42 | \$ 26,001.01 | \$ 619.07 |
| LEWDC | 73 | 115 | \$ 63,629.80 | 128 | \$ 70,479.40 | \$ 550.62 | 660 | 924 | \$ 456,903.50 | \$ 494.48 |
| LINDC | 11 | 28 | \$ 14,783.08 | 26 | \$ 10,290.64 | \$ 395.79 | 77 | 172 | \$ 82,215.10 | \$ 477.99 |
| MACDC | 6 | 13 | \$ 6,972.00 | 18 | \$ 9,343.50 | \$ 519.08 | 104 | 140 | \$ 64,913.12 | \$ 463.67 |
| MACSC | 0 | 3 | \$ 1,321.84 | 5 | \$ 1,585.84 | \$ 317.17 | 14 | 30 | \$ 9,178.48 | \$ 305.95 |
| MADDC | 1 | 3 | \$ 659.36 | 4 | \$ 737.36 | \$ 184.34 | 20 | 32 | \$ 8,979.81 | \$ 280.62 |
| MILDC | 2 | 2 | \$ 884.64 | 2 | \$ 884.64 | \$ 442.32 | 37 | 41 | \$ 13,536.12 | \$ 330.15 |
| NEWDC | 22 | 29 | \$ 12,935.50 | 28 | \$ 9,706.22 | \$ 346.65 | 169 | 247 | \$ 105,777.70 | \$ 428.25 |
| PORDC | 109 | 146 | \$ 79,028.96 | 134 | \$ 75,419.01 | \$ 562.83 | 743 | 1,022 | \$ 559,088.14 | \$ 547.05 |
| PORSC | 4 | 9 | \$ 5,553.50 | 7 | \$ 4,977.50 | \$ 711.07 | 33 | 22 | \$ 29,221.92 | \$ 1,328.27 |
| PREDC | 27 | 45 | \$ 28,822.18 | 40 | \$ 19,524.02 | \$ 488.10 | 147 | 227 | \$ 117,199.08 | \$ 516.30 |
| ROCD | 27 | 39 | \$ 16,679.86 | 41 | \$ 18,369.65 | \$ 448.04 | 174 | 228 | \$ 105,230.81 | \$ 461.54 |
| ROCSC | 8 | 2 | \$ 264.00 | 5 | \$ 1,218.00 | \$ 243.60 | 29 | 49 | \$ 38,914.01 | \$ 794.16 |
| RUMDC | 18 | 17 | \$ 7,079.96 | 19 | \$ 8,924.60 | \$ 469.72 | 105 | 115 | \$ 52,607.21 | \$ 457.45 |
| SKODC | 8 | 46 | \$ 21,212.28 | 62 | \$ 30,719.68 | \$ 495.48 | 157 | 401 | \$ 215,668.01 | \$ 537.83 |
| SKOSC | 0 | 0 | | 0 | | | 2 | 0 | | |
| SOUDC | 4 | 17 | \$ 11,493.00 | 23 | \$ 13,863.00 | \$ 602.74 | 84 | 140 | \$ 67,821.50 | \$ 484.44 |
| SOUSC | 6 | 13 | \$ 4,110.70 | 12 | \$ 4,737.70 | \$ 394.81 | 64 | 110 | \$ 65,100.36 | \$ 591.82 |
| SPRDC | 49 | 100 | \$ 55,235.20 | 106 | \$ 60,422.24 | \$ 570.02 | 537 | 708 | \$ 395,365.94 | \$ 558.43 |
| Law Ct | 15 | 22 | \$ 20,577.12 | 18 | \$ 19,252.99 | \$ 1,069.61 | 101 | 161 | \$ 230,992.42 | \$ 1,434.74 |
| YORCD | 196 | 269 | \$ 192,505.51 | 285 | \$ 194,092.67 | \$ 681.03 | 1,620 | 1,470 | \$ 1,003,012.08 | \$ 682.32 |
| AROCD | 87 | 93 | \$ 52,422.02 | 135 | \$ 76,846.44 | \$ 569.23 | 747 | 747 | \$ 429,132.78 | \$ 574.47 |
| ANDCD | 131 | 133 | \$ 74,470.09 | 136 | \$ 95,067.39 | \$ 699.02 | 1,036 | 1,006 | \$ 560,266.11 | \$ 556.92 |
| KENCD | 151 | 169 | \$ 77,579.53 | 196 | \$ 88,330.65 | \$ 450.67 | 1,441 | 1,459 | \$ 657,245.56 | \$ 450.48 |
| PENCD | 269 | 237 | \$ 136,271.71 | 275 | \$ 142,736.39 | \$ 519.04 | 1,855 | 1,910 | \$ 912,613.81 | \$ 477.81 |
| SAGCD | 25 | 34 | \$ 20,561.57 | 40 | \$ 24,222.92 | \$ 605.57 | 269 | 282 | \$ 175,254.12 | \$ 621.47 |
| WALCD | 31 | 42 | \$ 26,107.97 | 56 | \$ 30,230.21 | \$ 539.83 | 249 | 273 | \$ 131,749.02 | \$ 482.60 |
| PISCD | 6 | 5 | \$ 1,320.00 | 8 | \$ 1,794.00 | \$ 224.25 | 96 | 102 | \$ 28,291.92 | \$ 277.37 |
| HANCD | 58 | 59 | \$ 33,530.50 | 86 | \$ 41,122.13 | \$ 478.16 | 488 | 498 | \$ 224,953.63 | \$ 451.71 |
| FRACD | 51 | 56 | \$ 48,908.16 | 89 | \$ 61,935.09 | \$ 695.90 | 394 | 437 | \$ 223,783.88 | \$ 512.09 |
| WASCD | 26 | 28 | \$ 10,422.00 | 44 | \$ 15,045.60 | \$ 341.95 | 287 | 277 | \$ 86,258.60 | \$ 311.40 |
| CUMCD | 350 | 394 | \$ 260,413.00 | 426 | \$ 286,101.70 | \$ 671.60 | 2,973 | 3,040 | \$ 1,803,543.31 | \$ 593.27 |
| KNOCD | 52 | 54 | \$ 25,329.92 | 73 | \$ 35,183.92 | \$ 481.97 | 424 | 443 | \$ 242,319.82 | \$ 547.00 |
| SOMCD | 1 | 3 | \$ 3,774.00 | 4 | \$ 15,825.24 | \$ 3,956.31 | 13 | 14 | \$ 28,214.36 | \$ 2,015.31 |
| OXFCD | 61 | 78 | \$ 44,024.62 | 88 | \$ 46,554.64 | \$ 529.03 | 502 | 537 | \$ 262,251.14 | \$ 488.36 |
| LINCD | 52 | 35 | \$ 20,689.40 | 44 | \$ 27,207.52 | \$ 618.35 | 310 | 292 | \$ 157,356.73 | \$ 538.89 |
| WATDC | 29 | 57 | \$ 31,828.87 | 71 | \$ 39,651.81 | \$ 558.48 | 199 | 416 | \$ 210,523.92 | \$ 506.07 |
| WESDC | 23 | 33 | \$ 13,590.72 | 35 | \$ 16,204.72 | \$ 462.99 | 181 | 260 | \$ 111,940.81 | \$ 430.54 |
| WISDC | 12 | 15 | \$ 11,435.05 | 17 | \$ 8,603.15 | \$ 506.07 | 55 | 91 | \$ 63,564.99 | \$ 698.52 |
| WISSC | 3 | 2 | \$ 1,693.91 | 3 | \$ 1,788.41 | \$ 596.14 | 14 | 23 | \$ 10,566.44 | \$ 459.41 |
| YORDC | 11 | 15 | \$ 9,977.28 | 20 | \$ 13,815.20 | \$ 690.76 | 118 | 154 | \$ 86,838.20 | \$ 563.88 |
| TOTAL | 2,380 | 2,988 | \$ 1,788,594.83 | 3,431 | \$ 2,003,929.47 | \$ 584.07 | 19,513 | 23,196 | \$ 12,748,560.39 | \$ 549.60 |

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

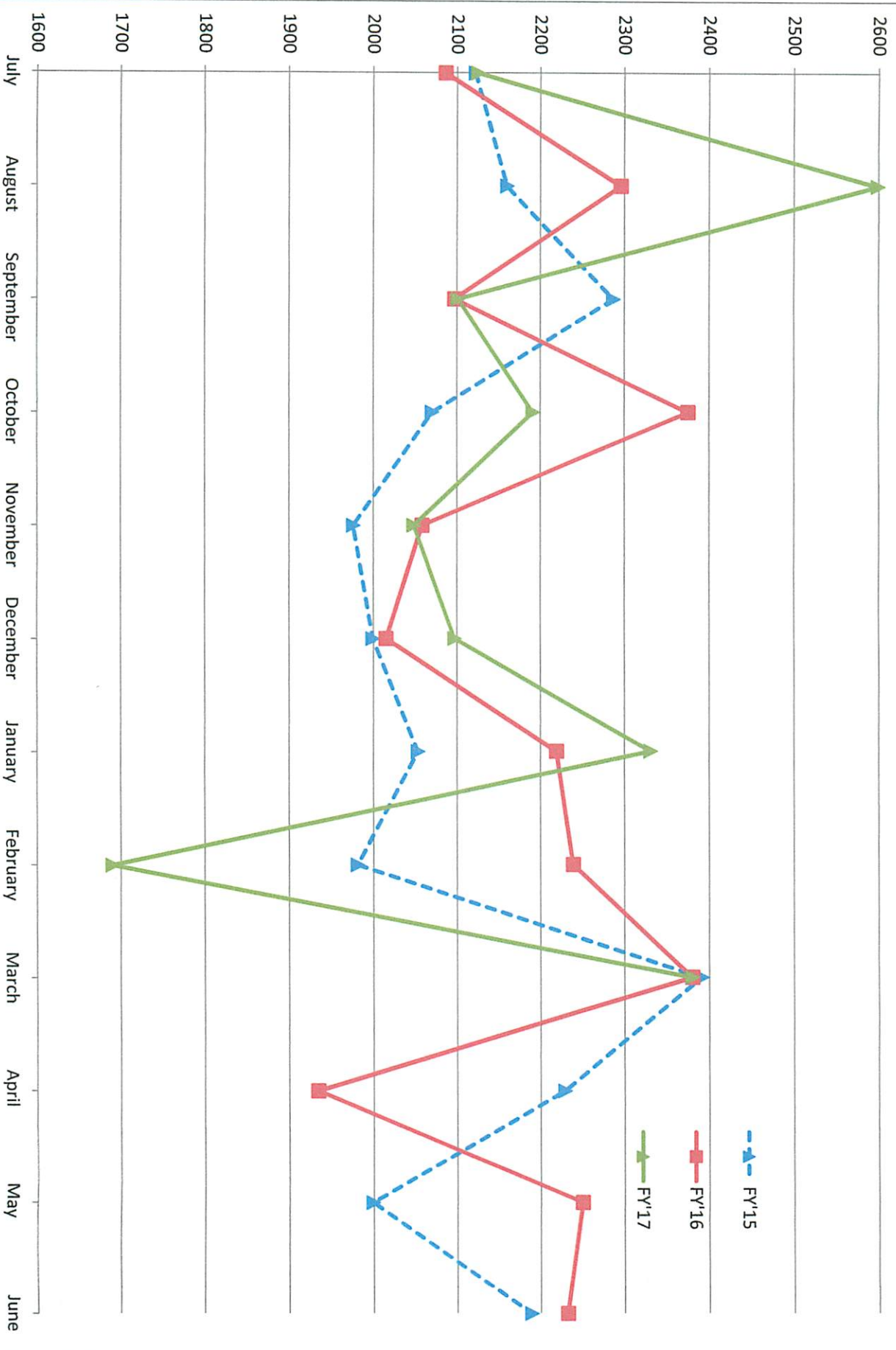
Number of Attorneys Rostered by Court

03/31/2017

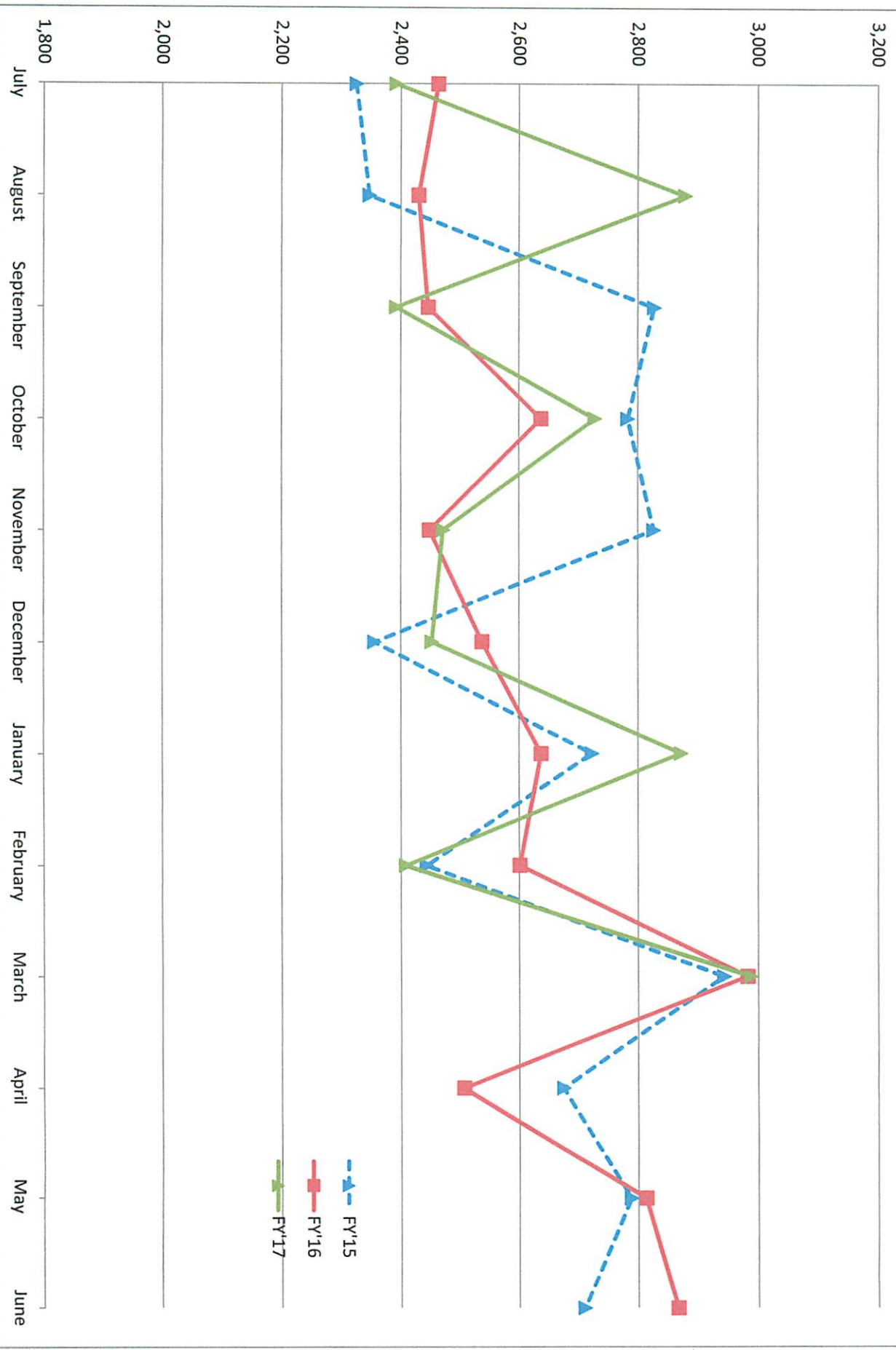
| Court | Rostered Attorneys |
|-------------------------------|--------------------|
| Augusta District Court | 101 |
| Bangor District Court | 53 |
| Belfast District Court | 52 |
| Biddeford District Court | 134 |
| Bridgton District Court | 98 |
| Calais District Court | 12 |
| Caribou District Court | 19 |
| Dover-Foxcroft District Court | 26 |
| Ellsworth District Court | 45 |
| Farmington District Court | 29 |
| Fort Kent District Court | 11 |
| Houlton District Court | 15 |
| Lewiston District Court | 130 |
| Lincoln District Court | 28 |
| Machias District Court | 18 |
| Madawaska District Court | 12 |
| Millinocket District Court | 21 |
| Newport District Court | 36 |
| Portland District Court | 160 |
| Presque Isle District Court | 15 |
| Rockland District Court | 43 |
| Rumford District Court | 25 |
| Skowhegan District Court | 26 |

| Court | Rostered Attorneys |
|--|--------------------|
| South Paris District Court | 60 |
| Springvale District Court | 121 |
| Unified Criminal Docket Alfred | 112 |
| Unified Criminal Docket Aroostook | 25 |
| Unified Criminal Docket Auburn | 103 |
| Unified Criminal Docket Augusta | 91 |
| Unified Criminal Docket Bangor | 54 |
| Unified Criminal Docket Bath | 91 |
| Unified Criminal Docket Belfast | 48 |
| Unified Criminal Docket Dover Foxcroft | 23 |
| Unified Criminal Docket Ellsworth | 42 |
| Unified Criminal Docket Farmington | 30 |
| Unified Criminal Docket Machias | 18 |
| Unified Criminal Docket Portland | 152 |
| Unified Criminal Docket Rockland | 40 |
| Unified Criminal Docket Skowhegan | 19 |
| Unified Criminal docket Soperth Paris | 95 |
| Unified Criminal Docket Wiscasset | 58 |
| Waterville District Court | 53 |
| West Bath District Court | 114 |
| Wiscasset District Court | 63 |
| York District Court | 107 |

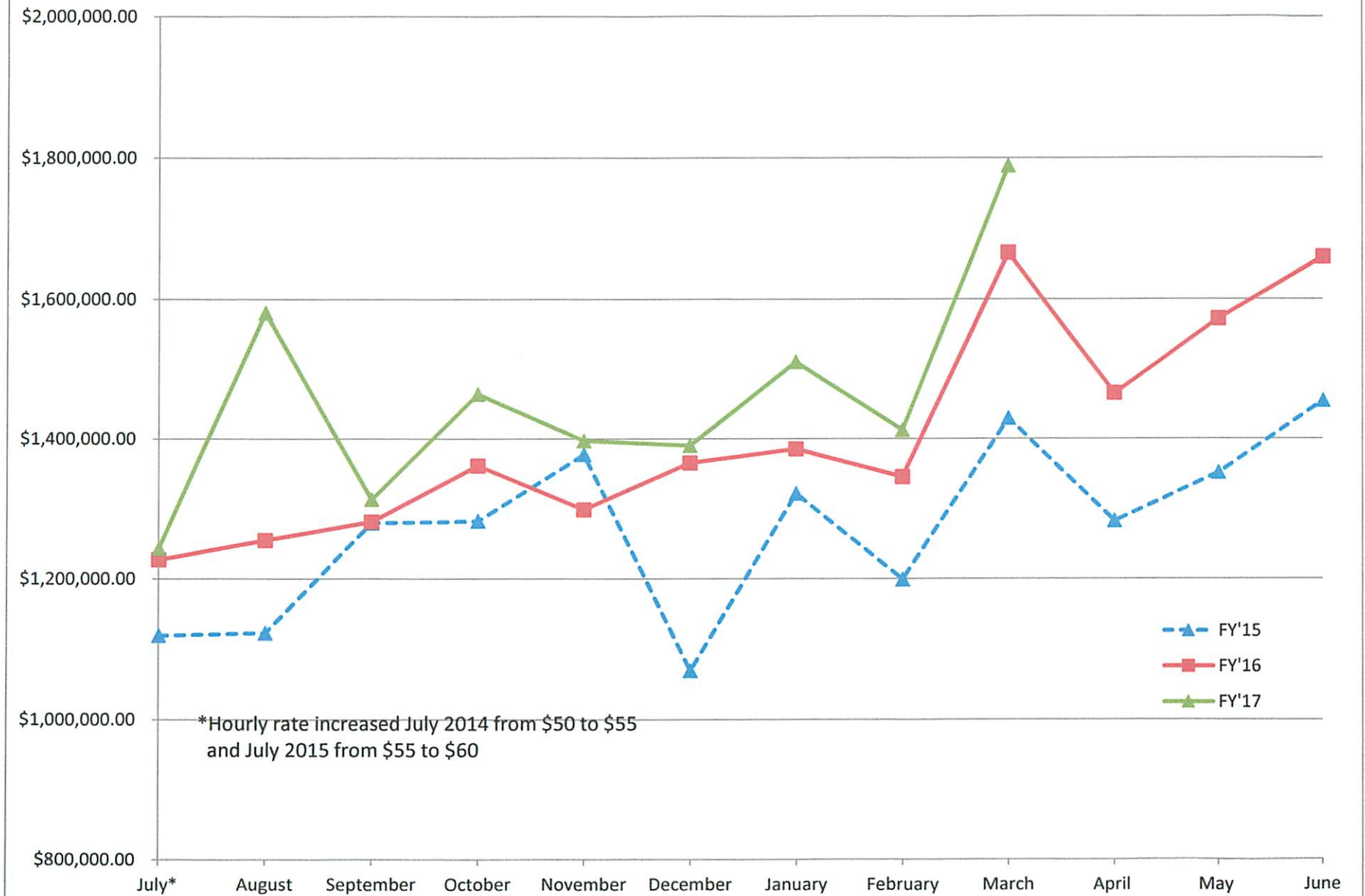
NEW CASES



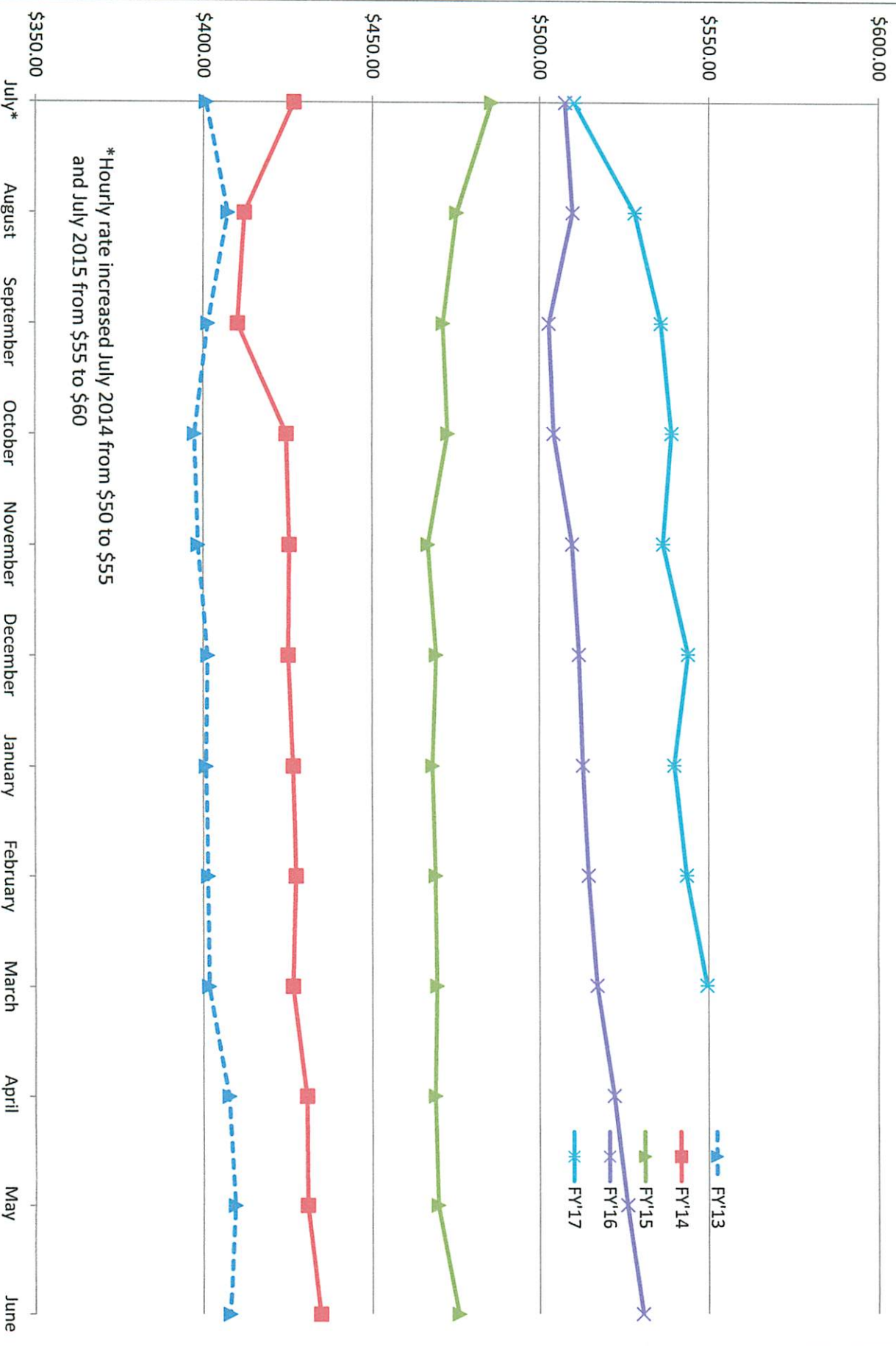
Submitted Vouchers



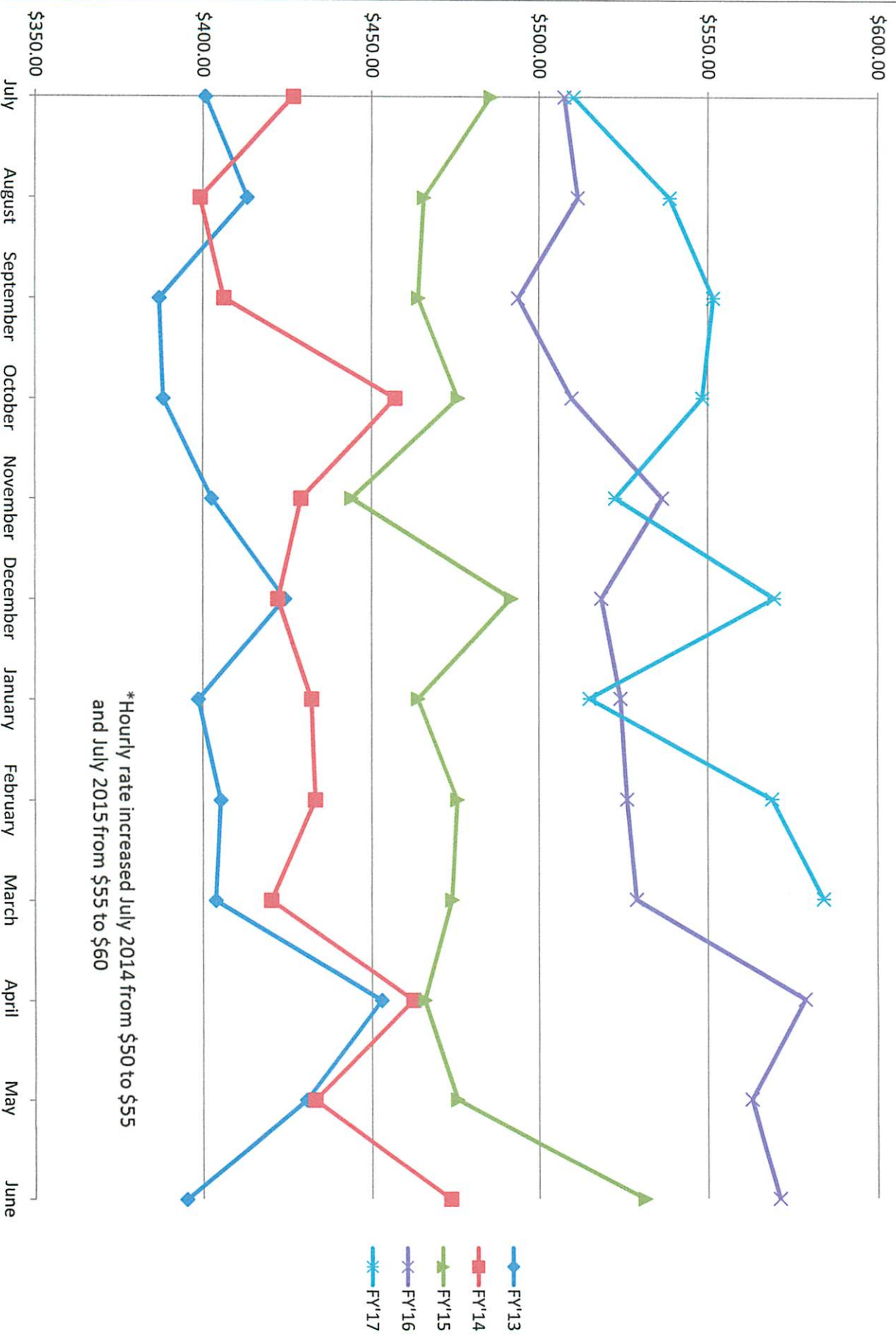
Submitted Voucher Amount



Average Voucher Price Fiscal Year to Date

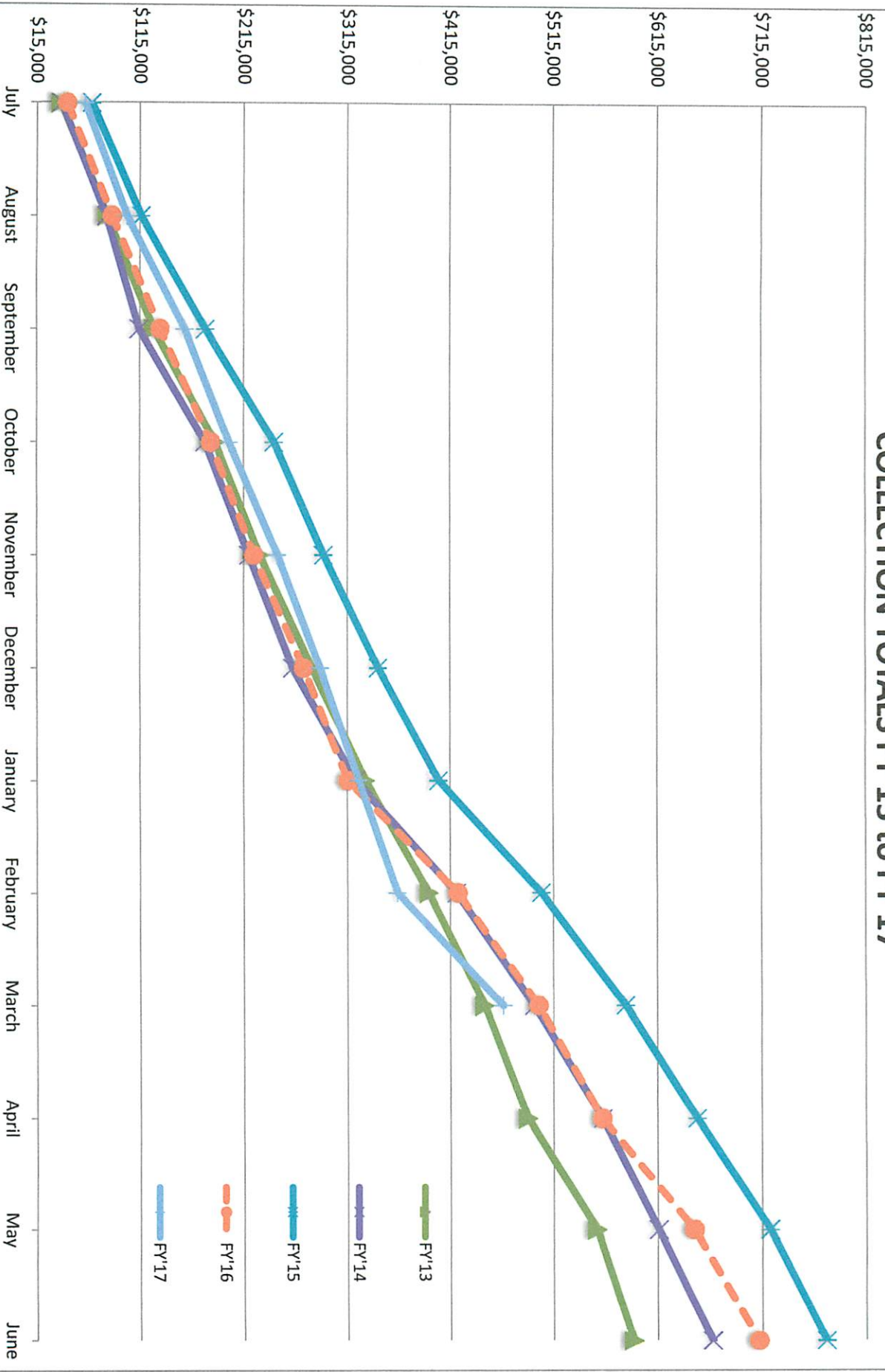


Monthly Price Per Voucher



* Hourly rate increased July 2014 from \$50 to \$55 and July 2015 from \$55 to \$60

COLLECTION TOTALS FY'13 to FY'17



(3.)
Budget Update

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

TO: MCILS COMMISSIONERS
FROM: JOHN D. PELLETIER, EXECUTIVE DIRECTOR
CC: ELLIE MACIAG, DEPUTY EXECUTIVE DIRECTOR
SUBJECT: BUDGET MEMO
DATE: APRIL 4, 2017

To date, the Judiciary Committee has not conducted a work session on our biennial budget request or the Governor's proposal set forth in Part UUUU of his proposed budget.

Members of the committee, however, have shared with Chair Carey and me an internal committee working document that we are told is the basis of discussions aimed at reaching a unanimous report on Part UUUU and the MCILS budget. The working document leaves the current MCILS structure in place, but proposes to incorporate some of the elements of Part UUUU into the current MCILS statute. The members who shared this document have asked for a response, and Chair Carey and I are working on a response that will be submitted shortly after this is being written.

While the Judiciary Committee has not addressed the MCILS budget, the committee did submit its "report-back" to the Appropriations Committee on other budget items under its jurisdiction. On note, the "report-back" cover letter notes that the committee continues to work on the MCILS budget and alerts the Appropriations Committee to the need to address MCILS funding comprehensively. A copy of the "report-back" cover letter is attached.

Also, Chair Carey and I continue to have follow-up meetings with the Judicial Branch as Legislators involved in the budget process have encouraged us to do. On March 29th, Chair Carey and I met with Justice Mullen to begin discussions about revamping collection processes to increase the effectiveness of collection efforts. On April 3rd, Chair Carey and I met with a number of Judges and Justices to discuss MCILS indigency standards and court indigency determination. As a result of these two meetings, MCILS will be reviewing its indigency standards in light of information from other states and Rule 44 of the Maine Rules of Unified Criminal Procedure. MCILS will also be crafting a proposal with respect to collection procedures for submission to the Judicial Branch for review.

SENATE

LISA KEIM, DISTRICT 18, CHAIR
RODNEY L. WHITEMORE, DISTRICT 3
DAWN HILL, DISTRICT 35

MARGARET J. REINSCH, SENIOR LEGISLATIVE ANALYST
JANET STOCCO, LEGISLATIVE ANALYST
SUSAN M. PINETTE, COMMITTEE CLERK



HOUSE

MATTHEW W. MOONEN, PORTLAND, CHAIR
JOYCE MCCREIGHT, HARPSWELL
CHRISTOPHER W. BABIDGE, KENNEBUNK
DONNA BAILEY, SACO
BARBARA A. CARDONE, BANGOR
LOIS GALGAY RECKITT, SOUTH PORTLAND
STACEY K. GUERIN, GLENBURN
ROGER L. SHERMAN, HODGDON
RICHARD T. BRADSTREET, VASSALBORO
CHRIS A. JOHANSEN, MONTICELLO

STATE OF MAINE
ONE HUNDRED AND TWENTY-EIGHTH LEGISLATURE
COMMITTEE ON JUDICIARY

March 28, 2017

TO: Senator James M. Hamper, Senate Chair
Representative Drew Gattine, House Chair
Joint Standing Committee on Appropriations and Financial Affairs

FROM: Senator Lisa Keim, Senate Chair
Representative Matt Moonen, House Chair
Joint Standing Committee on Judiciary

Re: Judiciary Committee report on Biennial Budget

Attached please find the Judiciary Committee's biennial budget work sheet and proposed amendments. The work sheet indicates vote totals for each initiative and language proposal. The voting grid, also attached, indicates the votes of the individual members of the Judiciary Committee.

Please note that we have tabled the proposed budgets for the Maine Commission on Indigent Legal Services and the proposed Office of the Public Defender, as well as Part UUUU (which proposes to create the Office of the Public Defender). We are exploring various ways to address the concerns which have prompted the proposal of the changes in Part UUUU, and will provide you with recommendations in the near future. We would like to draw to your attention that the Supplemental Budget did not include sufficient funding for the completion of the current fiscal year through June 30th, so those delayed appropriations will need to be added to the funding already included in the biennial budget for MCILS (if not otherwise covered by the end of this fiscal year). Also, the baseline budget for the biennial budget did not take into account the full appropriation to MCILS in the first year of the current biennium, so the underfunding continues into the 2018-2019 biennium. We will take that into account as we continue to work on this matter.

Please let us know if you have any questions.

Thank you.

Attachments:
JUD work sheet (Part 1)
Proposed language changes (Part 2)
Voting grid (Part 3)

(4.)

Status of RFP's Update

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

TO: MCILS COMMISSIONERS
FROM: JOHN D. PELLETIER, EXECUTIVE DIRECTOR
CC: ELLIE MACIAG, DEPUTY EXECUTIVE DIRECTOR
SUBJECT: RFP UPDATE –SOMERSET COUNTY
DATE: APRIL 4, 2017

As discussed at the last meeting, staff had been awaiting action on its request to waive the requirement of a \$5,000 deposit from each bidder. We have not received any direct response to this waiver request. Instead, the Purchasing Division has forwarded, at the recommendation of the Office of Policy and Management, a revised draft of the RFP not only requiring the \$5,000 deposit but also purporting to solicit bids for a contract covering both Kennebec and Somerset Counties.

Staff request that the Commission discuss this development and provide guidance.

(5.)
Seth Carey Lawsuit

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

TO: MCILS COMMISSIONERS
FROM: JOHN D. PELLETIER, EXECUTIVE DIRECTOR
CC: ELLIE MACIAG, DEPUTY EXECUTIVE DIRECTOR
SUBJECT: LAWSUIT FILED BY SETH CAREY
DATE: APRIL 4, 2017

It appears that attorney Carey sought to initiate discovery in the lawsuit. The Superior Court has issued an order staying discovery pending action on the pending motion to dismiss.