

MCILS

**December 14, 2022
Commissioner's Meeting
Packet**

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

DECEMBER 14, 2022
COMMISSION MEETING
AGENDA

- 1) Approval of the November 9, 2022 and November 29, 2022 Commission Meeting Minutes
- 2) Report of the Executive Director
 - a. Operations report
 - b. Case staffing status report
 - c. RDU update
 - d. Recruiting and Training
- 3) Annual report
- 4) Caseload Standards discussion
- 5) Chapter 3 specialized panel rule discussion
- 6) Assignments for cases that can serve as predicate offenses
- 7) Set Date, Time and Location of Next Regular Meeting of the Commission
- 8) Public Comment
- 9) Executive Session 1 MRSA §405(6)(E) to discuss pending or contemplated litigation

**Maine Commission on Indigent Legal Services – Commissioners Meeting
November 9, 2022**

Minutes

Commissioners Present: Donald Alexander, Randall Bates, Meegan Burbank, Michael Cantara, Michael Carey, Roger Katz, Kimberly Monaghan, David Soucy

MCILS Staff Present: Justin Andrus, Ellie Maciag

Agenda Item	Discussion/Outcome
Approval of the October 11, 2022 and corrected September 28, 2022 Commission Meeting Minutes	No discussion. Commissioner Cantera moved to approve the corrected September 28, 2022 minutes. Commissioner Carey seconded. All voted in favor. Approved. Commissioner Cantera moved to approve October 11, 2022 minutes. Commissioner Alexander seconded. All voted in favor, with Commissioner Katz abstaining due to absence. Approved.
Report of the Executive Director	<p>Operations report. Director Andrus noted that the number of new cases has flattened from last year and the number sits at about 32,00-33,000 assignments per year at the current pace. The number is down from the projected 35,000 from a few months ago but is still substantially higher than the normal 26,500 from previous years.</p> <p>There are judicial branch collections transfers, but the Court is still in the process of determining what cases to apply bail.</p> <p>Case staffing status report. Case staffing remains difficult and many rosters have very few attorneys listed. As of the meeting, there were 206 attorneys representing MCILS clients. Of those, 165 are eligible to receive cases, of which 160 are currently accepting case assignments. Director Andrus referenced a media report that came out earlier in the week, indicating that a court had released a number of people from custody due to lack of counsel at initial appearance. Director Andrus explained that MCILS received a request from the court on October 21st and started the process of finding counsel. MCILS reached out to the court on October 25th requesting confirmation of what dates still needed to be filled and did not receive a response. On October 31st, MCILS learned that that court</p>

Agenda Item	Discussion/Outcome
	<p>indicated that it had not receive communication from MCILS, at which point MCILS staff reached out to find coverage and was successful. By the time the information was available to the court, MCILS received notice that the people had been released, and no initial appearance taking place that day.</p> <p>Rural Defender Unit (RDU) update. Director Andrus gave an update on the status of the 5 employed public defenders. MCILS is working with OIT to ensure that attorney-client data is properly segregated. Director Andrus indicated that he expects the RDU to be up and running in December. Director Andrus explained that there will be processes for how the RDU takes on cases. One of the current projects with OIT revolves around the case management software that the RDU will need. Director Andrus explained that the RDU will need to use an off the shelf program since the longer-term project for the enterprise case management system is years away from deployment as the procurement approval process is just now restarting.</p> <p>Recruiting and Training. Director Andrus gave an update on his attendance at the swearing-in ceremony for new bar admittees in Augusta. Director Andrus will also attend Bridging the Gap to meet and to provide an on-ramp training to new attorneys. Director Andrus relayed that he has been working with an attorney who is modifying their practice to take on no new caseloads, but to instead be available full time to MCILS to provide mentorship and oversight training. Training and Supervision staff has developed materials to help provide tools for trainings. Director Andrus discussed a training taking place on November 30th for experienced civil litigators who want to join MCILS. Director Andrus indicated that there has been some concern regarding recruitment of existing bar members. He stated that the priority of MCILS is to be sure that those who are rostered with MCILS are capable and properly trained and supported in their transition to working with MCILS. Director Andrus reported that conversations with the Law School have been very successful and will reconvene in January. Director Andrus met with the Budget Office regarding the budget build out for the internship program. The Budget Office indicated that the internship program, did not need to be separate and that the main budget would cover it.</p>
Annual Report	Director Andrus spoke briefly on the process of the Annual Report, explaining that he would be drafting the document for the Commissioners to approve. He indicated that if any Commissioners

Agenda Item	Discussion/Outcome
	<p>wanted to discuss it prior to his drafting, to speak with him soon, as the document would need to be ready and approved in December for submission in January.</p>
Caseload Standards Discussion	<p>Commissioner Carey spoke about the subcommittee meeting that took place to discuss the caseload standards and that the mission of the meeting was to reach a consensus on the rule. He noted that there were three sections that the committee were unable to reach a consensus on: one due to time constraints, two others due to the committee being split on final numbers to be used.</p> <p>Director Andrus indicated that the plan going forward is to finalize the draft rule to be available for public comment, either in December or January, for prospective implementation.</p> <p>Discussion ensued regarding the purpose of the caseload standards and the reasoning behind the implementation of the rules.</p> <p>Discussion ensued regarding the maximum number of hours to use as a baseline for an attorney workload for a year. MCILS staff had initially used 1,850 hours for a year, with the subcommittee split between using 2,000 hours or 2,100 hours. Related to this, discussion was brought up regarding the waiver process for experienced attorneys who efficiently and regularly surpass the standard hours expectation. Director Andrus clarified the wording of waivers, indicating that the way the proposed rule has been edited, it would allow waivers for 6 months at a time. Director Andrus expressed the belief that the rule should have language in place to rescind a waiver if too many cases come in at one time. He stressed that it is important to keep in mind that the rule is to determine the constitutionally permissible upper bound.</p> <p>Discussion ensued regarding how rostered attorneys are held to the maximum caseload hours. Director Andrus believes that it is MCILS' responsibility to be sure that an indigent client is properly represented by an attorney who is not overburdened by their case load, either through private practice clients or assigned indigent clients. He further indicated that it is the responsibility of the rostered attorney to inform MCILS of the percentage of hours they intend to work on indigent cases, and it is MCILS' responsibility, using the caseload standards, to ensure that an attorney is not overburdening themselves with indigent client caseloads. Director Andrus stressed that MCILS is not in a place to demand how the rostered attorney spends their private practice hours, but that their agreement to join the MCILS rosters means they will uphold and follow the standards put in place.</p> <p>Commissioner Carey made a motion to move the subcommittee report, allowing for further discussion. Commissioner Cantara seconded. Commissioner Carey moved to amend the subcommittee report</p>

Agenda Item	Discussion/Outcome
	number of hours from 2,100 to 2,000. Commissioner Cantara seconded. Commissioner Alexander voted no, all others voted yes.
Tax Offset Collections Discussion	Director Andrus explained that the court is no longer going to be submitting a tax offset list to Maine Revenue Services to capture tax refunds for attorney's fees, but MCILS could. Director Andrus indicated that historical information indicates how hard that would be, and unless Commissioners say otherwise, that it would be staff's opinion to not continue the practice.
Public Comment	<p>Robert Ruffner: Attorney Ruffner spoke of his concern regarding the caseload standards draft, indicating that the latest edits discussed do not hold promise of high-quality legal representation of indigent clients. He suggested that due to the unique format that indigent legal representation is setup in Maine, having experts in caseload standards come speak would greatly benefit the creation of the rule.</p> <p>Ronald Schneider. Attorney Schneider reiterated Director Andrus' point that it is not the obligation of the Commission to provide full time employment to a rostered attorney. Attorney Schneider further pointed out the belief that the courts wildly underestimate the amount of time certain aspects of client representation take. He also noted his concern regarding using standards that are already in place and have been in place since 2011 as an excuse for the low number of rostered attorneys. Finally, he indicted concern that the belief will be that the Commission only needs 550 part time attorneys to cover the caseloads. He indicated that indigent work is complicated, professional work that requires specialization.</p>
Executive Session	Commissioner Alexander moved to go into executive session pursuant to 1 MRS Section 405(6)(e). Commissioner Cantara seconded. All voted in favor. No votes were taken.
Adjournment of meeting	The next meeting will be held on December 14, 2022 at 9 am.

**Maine Commission on Indigent Legal Services – Commissioners Meeting
November 29, 2022**

Minutes

Commissioners Present by Zoom: Randy Bates, Meegan Burbank, Michael Cantara, Michael Carey, Roger Katz, Kim Monaghan, David Soucy

MCILS Staff Present: Justin Andrus, Ellie Maciag

Agenda Item	Discussion/Outcome
Public Comment on proposed caseload standards	The Commission took an hour of public comment from rostered attorneys about the proposed caseload standards.

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

TO: MCILS COMMISSIONERS

FROM: JUSTIN ANDRUS, EXECUTIVE DIRECTOR

SUBJECT: OPERATIONS REPORTS

DATE: December 7, 2022

Attached you will find the November 2022, Operations Reports for your review and our discussion at the Commission meeting on December 14, 2022. A summary of the operations reports follows:

- 2,408 new cases were opened in the DefenderData system in November. This was a 3 case decrease from October. Year to date, new cases are up 2% from last year from 12,223 at this time last year to 12,479 this year.
- The number of vouchers submitted electronically in November was 2,724, an increase of 41 vouchers from October, totaling \$1,735,764, an increase of \$52,712 from October. Year to date, the number of submitted vouchers is up by approximately 4.6%, from 13,489 at this time last year to 14,113 this year, with the total amount for submitted vouchers up approximately 14.5%, from \$7,288,354 at this time last year to \$8,345,318 this year.
- In November, we paid 2,454 electronic vouchers totaling \$1,582,718, representing an decrease of 498 vouchers and a decrease of \$154,963 compared to October. Year to date, the number of paid vouchers is up approximately 7.2%, from 13,131 at this time last year to 14,086 this year, and the total amount paid is up approximately 18.1%, from \$7,070,368 this time last year to \$8,356,470 this year.
- We paid no paper vouchers in November.
- The average price per voucher in November was \$644.95, up \$56.30 per voucher from October. Year to date, the average price per voucher is up approximately 10.1%, from \$538.45 at this time last year to \$593.25 this year.
- Appeals and Post-Conviction Review cases had the highest average voucher in November. There were 17 vouchers exceeding \$5,000 paid in November. See attached addendum for details.
- In November, we issued 65 authorizations to expend funds: 42 for private investigators, 13 for experts, and 10 for miscellaneous services such as interpreters and transcriptionists. In November, we paid \$79,018 for experts and investigators, etc. Three funds requests were denied.
- There was one formal attorney suspensions in November.

- In our All Other Account, the total expenses for the month of November were \$1,433,680. During November, approximately \$46,961 was devoted to the Commission's operating expenses.
- In the Personal Services Accounts, we had \$105,492 in expenses for the month of November.
- In the Revenue Account, we did not have a transfer from the Judicial Branch for November, reflecting October collections.
- Exceptional results – see attached addendum.
- As of December 7, 2022, there are 190 rostered attorneys of which 148 are available for trial court level work.

MAINE COMMISSION ON INDIGENT LEGAL SERVICES
FY23 FUND ACCOUNTING
AS OF 11/30/2022

Account 010 95F Z112 01 (All Other)	Mo.	Q1	Mo.	Q2	Mo.	Q3	Mo.	Q4	FY23 Total
FY23 Professional Services Allotment		\$ 6,173,605.54		\$ 3,080,749.00		\$ 3,080,749.00		\$ 3,080,747.00	\$ 15,415,850.54
FY23 General Operations Allotment		\$ 48,000.00		\$ 48,000.00		\$ 48,000.00		\$ 48,000.00	\$ 192,000.00
FY22 Encumbered Balance Carry Forward		\$ 506,889.06		\$ -		\$ -		\$ -	\$ 506,889.06
Budget Order Adjustment		\$ (221,628.00)		\$ 179,034.00		\$ 178,980.00		\$ 178,981.00	\$ 315,367.00
Budget Order Adjustment		\$ -		\$ 221,628.00		\$ -		\$ -	
Financial Order Unencumbered Balance Fwd		\$ -		\$ -		\$ -		\$ -	
Total Budget Allotments		\$ 5,999,977.54		\$ 3,529,411.00		\$ 3,307,729.00		\$ 3,307,728.00	\$ 16,430,106.60
Total Expenses	1	\$ (1,935,083.89)	4	\$ (1,843,734.81)	7	\$ -	10	\$ -	
	2	\$ (1,607,416.71)	5	\$ (1,433,680.09)	8	\$ -	11	\$ -	
	3	\$ (1,207,951.78)	6	\$ -	9	\$ -	12	\$ -	
Encumbrances (Justice Works)		\$ -		\$ (65,931.00)		\$ -		\$ -	\$ (65,931.00)
Encumbrances (B Taylor)		\$ (13,260.00)		\$ 4,420.00		\$ -		\$ -	\$ (8,840.00)
Encumbrances (CTB for non attorney expenses)		\$ (1,150,139.32)		\$ 154,904.70		\$ -		\$ -	\$ (995,234.62)
Encumbrances (business cards,batteries & address stamps)		\$ (17.14)		\$ -		\$ -		\$ -	\$ (17.14)
Online Legal Research Services		\$ -		\$ (80,250.00)		\$ -		\$ -	\$ (80,250.00)
FY22 CTB Balance Carry Forward		\$ (86,108.40)		\$ -		\$ -		\$ -	\$ -
TOTAL REMAINING		\$ 0.30		\$ 265,139.80		\$ 3,307,729.00		\$ 3,307,728.00	\$ 7,387,486.16
Q2 Month 5									
INDIGENT LEGAL SERVICES									
Counsel Payments		\$ (1,307,699.73)				\$ 3,529,411.00			
Interpreters		\$ (1,255.70)				\$ (65,931.00)			
Private Investigators		\$ (12,033.21)				\$ 4,420.00			
Mental Health Expert		\$ (12,545.00)				\$ 154,904.70			
Misc Prof Fees & Serv		\$ (484.34)				\$ -			
Transcripts		\$ (18,114.30)				\$ (3,277,414.90)			
Other Expert		\$ (33,415.12)				\$ (80,250.00)			
Process Servers		\$ (1,171.16)				\$ 265,139.80			
SUB-TOTAL ILS		\$ (1,412,011.06)							
OPERATING EXPENSES									
Justice Works		\$ (7,209.00)							
Legal ad		\$ (513.45)							
Employee Registration non-state		\$ (20.00)							
Mileage/Tolls/Parking		\$ (978.53)							
Mailing/Postage/Freight		\$ (11.09)							
West Publishing Corp		\$ (254.24)							
Office Equipment Rental		\$ (104.90)							
Office Supplies/Equip.		\$ (125.83)							
Cellular Phones		\$ (195.92)							
OIT/TELCO		\$ (4,604.93)							
Parking Fees		\$ (25.62)							
Website maintenance		\$ (4,770.00)							
Service center		\$ (1,829.25)							
Risk management insurance		\$ (180.00)							
IT services non state		\$ (375.00)							
Lodging for expert witness		\$ (444.21)							
Legal Services for speedy trial research		\$ (25,292.50)							
Printing & binding		\$ (27.06)							
SUB-TOTAL OE		\$ (46,961.53)							
TOTAL		\$ (1,433,680.09)							

INDIGENT LEGAL SERVICES
Q2 Allotment \$ 3,529,411.00
Q2 Encumbrances for Justice Works contract \$ (65,931.00)
Barbara Taylor Contract \$ 4,420.00
CTB Encumbrance for non attorney expenses \$ 154,904.70
Q2 Encumbrances for business cards. rubber stamps, ink, batteries \$ -
Q2 Expenses to date \$ (3,277,414.90)
Online Legal Research Services \$ (80,250.00)
Remaining Q2 Allotment \$ 265,139.80

Non-Counsel Indigent Legal Services
Monthly Total \$ (79,018.83)
Total Q1 \$ 249,860.68
Total Q2 \$ 154,904.70
Total Q3 \$ -
Total Q4 \$ -
Fiscal Year Total \$ 404,765.38

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

FY23 FUND ACCOUNTING

AS OF 11/30/2022

Account 010 95F Z112 01 (Personal Services)	Mo.	Q1	Mo.	Q2	Mo.	Q3	Mo.	Q4	FY23 Total
FY23 Allotment		\$ 285,269.00		\$ 263,599.00		\$ 285,269.00		\$ 115,478.00	\$ 949,615.00
Financial Order Adjustments		\$ -		\$ -		\$ -		\$ -	
Budget Order Adjustments		\$ 71,107.00		\$ 213,321.00		\$ 213,321.00		\$ 206,733.00	\$ 704,482.00
Budget Order Adjustments		\$ -		\$ -		\$ -		\$ -	
Total Budget Allotments		\$ 356,376.00		\$ 476,920.00		\$ 498,590.00		\$ 322,211.00	\$ 1,654,097.00
Total Expenses	1	\$ (65,524.90)	4	\$ (67,323.49)	7	\$ -	10	\$ -	
	2	\$ (96,169.15)	5	\$ (68,454.11)	8	\$ -	11	\$ -	
	3	\$ (66,680.15)	6	\$ -	9	\$ -	12	\$ -	
TOTAL REMAINING		\$ 128,001.80		\$ 341,142.40		\$ 498,590.00		\$ 322,211.00	\$ 1,289,945.20

Q2 Month 5	
Per Diem	\$ -
Salary	\$ (40,413.74)
Vacation Pay	\$ (858.78)
Holiday Pay	\$ (2,447.84)
Sick Pay	\$ (1,029.91)
Empl Hlth SVS/Worker Comp	\$ -
Health Insurance	\$ (846.69)
Dental Insurance	\$ (277.40)
Employer Retiree Health	\$ (4,436.99)
Employer Retirement	\$ (2,996.91)
Employer Group Life	\$ (405.72)
Employer Medicare	\$ (715.43)
Retiree Unfunded Liability	\$ (9,033.14)
Longevity Pay	\$ (528.00)
Perm Part Time Full Ben	\$ (4,463.56)
Retro Lump Sum Pymt Contract	\$ -
Standard Overtime	\$ -
TOTAL	\$ (68,454.11)

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

FY23

FUND ACCOUNTING

AS OF 11/30/2022

Account 014 95F Z112 01 (OSR Personal Services Revenue)	Mo.	Q1	Mo.	Q2	Mo.	Q3	Mo.	Q4	FY23 Total
FY23 Allotment	\$	211,632.00	\$	194,116.00	\$	211,632.00	\$	105,856.00	\$ 723,236.00
Financial Order Adjustments	\$	-	\$	-	\$	-	\$	-	
Financial Order Adjustments	\$	-	\$	-	\$	-	\$	-	
Budget Order Adjustments	\$	-	\$	-	\$	-	\$	-	
Total Budget Allotments	\$	211,632.00	\$	194,116.00	\$	211,632.00	\$	105,856.00	\$ 723,236.00
Total Expenses	1 \$	(49,018.85)	4 \$	(41,237.93)	7 \$	-	10 \$	-	
	2 \$	(61,002.05)	5 \$	(43,671.56)	8 \$	-	11 \$	-	
	3 \$	(41,197.00)	6 \$	-	9 \$	-	12 \$	-	
TOTAL REMAINING	\$	60,414.10	\$	109,206.51	\$	211,632.00	\$	105,856.00	\$ 487,108.61

Q2 Month 5 PERMANENT	
Per Diem	\$ -
Salary	\$ (20,881.23)
Vacation Pay	\$ (2,043.57)
Holiday Pay	\$ (1,235.84)
Sick Pay	\$ (556.17)
Health Insurance	\$ (436.48)
Dental Insurance	\$ (160.60)
Employer Retiree Health	\$ (2,796.48)
Employer Retirement	\$ (2,465.48)
Employer Group Life	\$ (320.04)
Employer Medicare	\$ (448.83)
Retiree Unfunded Liability	\$ (5,693.24)
Longevity Pay	\$ -
Perm Part Time Full Ben	\$ -
Retro Pay Contract	\$ -
Retro Lump Sum Pymt	\$ -
TOTAL	\$ (37,037.96)

Q2 Month 5 LIMITED PERIOD	
Limited Period Regular	\$ (6,115.35)
Limit Per Holiday Pay	\$ (331.68)
Limit Per Vacation Pay	\$ -
Limit Per Sick Pay	\$ (186.57)
TOTAL	\$ (6,633.60)

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

FY23 FUND ACCOUNTING

As of 11/30/2022

Account 014 95F Z112 01 (Revenue)	Mo.	Q1	Mo.	Q2	Mo.	Q3	Mo.	Q4	FY23 Total
Original Total Budget Allotments		\$ 3,221,844.00		\$ 2,147,897.00		\$ 2,147,896.00		\$ 2,147,896.00	\$ 9,665,533.00
Financial Order Adjustment		\$ -		\$ -		\$ -		\$ -	\$ -
Financial Order Adjustment	1	\$ -	4	\$ -	7	\$ -	10	\$ -	
Budget Order Adjustment	2	\$ -	5	\$ 2,623,940.00	8	\$ -	11	\$ -	
Budget Order Adjustment		\$ (2,623,940.00)	6	\$ -	9	\$ -	12	\$ -	
Budget Order Adjustment	3	\$ -		\$ -		\$ -		\$ -	
Total Budget Allotments		\$ 597,904.00		\$ 4,771,837.00		\$ 2,147,896.00		\$ 2,147,896.00	\$ 9,665,533.00
Cash Carryover from Prior Quarter		\$ -		\$ -		\$ -		\$ -	
Collected Revenue from JB	1	\$ -	4	\$ 39,008.04	7	\$ -	10	\$ -	
Collected Revenue from JB	2	\$ 33,135.69	5	\$ -	8	\$ -	11	\$ -	
Collected Revenue from JB	3	\$ 36,358.81	6	\$ -	9	\$ -	12	\$ -	
Collected for reimbursement of counsel fees		\$ -		\$ -		\$ -		\$ -	
Asset Forfeiture		\$ -		\$ -		\$ -		\$ -	
Victim Services Restitution		\$ -		\$ -		\$ -		\$ -	
Collected for reimbursement of counsel fees		\$ -		\$ 648.00		\$ -		\$ -	
Refund to KENCDC for bail to be applied to fines		\$ -		\$ -		\$ -		\$ -	
TOTAL CASH PLUS REVENUE COLLECTED		\$ 69,494.50		\$ 39,656.04		\$ -		\$ -	\$ 109,150.54
Counsel Payments	1	\$ -	4	\$ -	7	\$ -	10	\$ -	
Other Expenses		\$ -		\$ -		\$ -	***	\$ -	
Counsel Payments	2	\$ -	5	\$ (275,019.12)	8	\$ -	11	\$ -	
Other Expenses		\$ -		\$ -		\$ -		\$ -	
Counsel Payments	3	\$ (595,342.94)	6	\$ -	9	\$ -	12	\$ -	
State Cap for period 1	*	\$ (377.35)	**	\$ -	***	\$ -		\$ -	
State Cap for period 4 & 5	*	\$ (2,183.35)	**	\$ (141.45)	***	\$ -		\$ -	
State Cap for period 7	*	\$ -	**	\$ -	***	\$ -		\$ -	
REMAINING ALLOTMENT		\$ 0.36		\$ 4,496,676.43		\$ 2,147,896.00		\$ 2,147,896.00	\$ 8,792,468.79
Overpayment Reimbursements	1	\$ -	4	\$ -	7	\$ -	10	\$ -	
	2	\$ -	5	\$ -	8	\$ -	11	\$ -	
	3	\$ -	6	\$ -	9	\$ -	12	\$ -	
REMAINING CASH Year to Date		\$ (528,409.14)		\$ (235,504.53)		\$ -		\$ -	\$ (763,913.67)

Collections versus Allotment

Monthly Total	\$ -
Total Q1	\$ 69,494.50
Total Q2	\$ 39,656.04
Total Q3	\$ -
Total Q4	\$ -
Expenses to Date	\$ (873,064.21)
Cash Carryover from Prior Year	\$ -
Fiscal Year Total	\$ (763,913.67)

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

FY23

FUND ACCOUNTING

AS OF 11/30/2022

Account 014 95F Z112 02 (Conference Account)	Mo.	Q1	Mo.	Q2	Mo.	Q3	Mo.	Q4	FY23 Total
FY23 Allotment	\$	-	\$	57,000.00	\$	-	\$	-	\$ 57,000.00
Carry Forward	\$	-	\$	-	\$	-	\$	-	
Financial Order Adjustments	\$	-	\$	-	\$	-	\$	-	
Budget Order Adjustments	\$	-	\$	-	\$	-	\$	-	
Total Budget Allotments	\$	-	\$	57,000.00	\$	-	\$	-	\$ 57,000.00
Total Expenses	1 \$	-	4 \$	-	7 \$	-	10 \$	-	
	2 \$	-	5 \$	-	8 \$	-	11 \$	-	
	3 \$	-	6 \$	-	9 \$	-	12 \$	-	
TOTAL REMAINING	\$	-	\$	57,000.00	\$	-	\$	-	\$ 57,000.00

Q2 Month 5	
	\$ -
	\$ -
	\$ -
	\$ -
	\$ -
TOTAL	\$ -

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

Activity Report by Case Type

11/30/2022

	Nov-22						Fiscal Year 2023			
DefenderData Case Type	New Cases	Vouchers Submitted	Submitted Amount	Vouchers Paid	Approved Amount	Average Amount	Cases Opened	Vouchers Paid	Amount Paid	Average Amount
Appeal	14	14	\$27,803.87	12	\$ 28,880.59	\$2,406.72	55	69	\$ 138,048.58	\$2,000.70
Child Protection Petition	191	347	\$277,684.05	321	\$ 265,209.24	\$826.20	910	1,654	\$ 1,320,393.71	\$798.30
Drug Court	3	11	\$22,705.00	9	\$ 18,801.00	\$2,089.00	15	57	\$ 89,463.02	\$1,569.53
Emancipation	5	1	\$480.00	2	\$ 808.00	\$404.00	23	16	\$ 7,608.76	\$475.55
Felony	544	578	\$516,648.99	496	\$ 451,678.47	\$910.64	2,963	3,070	\$ 2,640,001.85	\$859.94
Involuntary Civil Commitment	99	78	\$22,301.58	87	\$ 24,674.02	\$283.61	487	435	\$ 132,540.42	\$304.69
Juvenile	60	112	\$107,001.93	125	\$ 110,342.52	\$882.74	352	417	\$ 354,443.08	\$849.98
Lawyer of the Day - Custody	250	213	\$73,578.85	216	\$ 72,917.75	\$337.58	1,235	1,224	\$ 409,734.64	\$334.75
Lawyer of the Day - Juvenile	19	15	\$4,094.10	18	\$ 5,334.88	\$296.38	119	114	\$ 35,047.09	\$307.43
Lawyer of the Day - Walk-in	166	120	\$42,430.00	101	\$ 35,761.55	\$354.07	790	757	\$ 265,376.78	\$350.56
Misdemeanor	889	951	\$397,664.25	821	\$ 341,341.72	\$415.76	4,666	4,722	\$ 1,854,364.18	\$392.71
Petition, Modified Release Treatment	1	2	\$1,400.00	1	\$ 552.00	\$552.00	4	18	\$ 18,972.19	\$1,054.01
Petition, Release or Discharge	0	0		1	\$ 464.00	\$464.00	3	6	\$ 4,831.35	\$805.23
Petition,Termination of Parental Rights	21	62	\$65,072.07	50	\$ 66,433.85	\$1,328.68	110	255	\$ 286,411.96	\$1,123.18
Post Conviction Review	3	13	\$52,972.79	7	\$ 38,126.98	\$5,446.71	22	26	\$ 67,655.78	\$2,602.15
Probate	5	3	\$2,456.00	4	\$ 3,080.00	\$770.00	16	12	\$ 12,266.35	\$1,022.20
Probation Violation	100	91	\$48,237.35	76	\$ 44,416.56	\$584.43	486	503	\$ 267,914.06	\$532.63
Represent Witness on 5th Amendment	1	2	\$ 1,200.00	3	\$ 1,592.00	\$ 530.67	5	6	\$ 2,692.80	\$448.80
Resource Counsel Criminal	0	1	\$176.00	1	\$ 160.00	\$160.00	1	11	\$ 1,988.00	\$180.73
Resource Counsel Juvenile	0	0		0			0	1	\$ 32.00	\$32.00
Resource Counsel Protective Custody	0	0		0			0	1	\$ 328.00	\$328.00
Review of Child Protection Order	37	110	\$71,857.79	102	\$ 71,879.72	\$704.70	212	704	\$ 444,310.73	\$631.12
Revocation of Administrative Release	0	0		1	\$ 264.00	\$264.00	5	8	\$ 2,044.75	\$255.59
DefenderData Sub-Total	2,408	2,724	\$1,735,764.62	2,454	\$1,582,718.85	\$644.95	12,479	14,086	\$8,356,470.08	\$593.25
Paper Voucher Sub-Total										
TOTAL	2,408	2,724	\$1,735,764.62	2,454	\$1,582,718.85	\$ 644.95	12,479	14,086	\$ 8,356,470.08	\$ 593.25

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

Activity Report by Court

11/30/2022

Court	Nov-22						Fiscal Year 2023			
	New Cases	Vouchers Submitted	Submitted Amount	Vouchers Paid	Approved Amount	Average Amount	Cases Opened	Vouchers Paid	Amount Paid	Average Amount
ALFSC	1	1	\$ 848.00	4	\$ 4,110.00	\$ 1,027.50	5	7	\$ 6,340.00	\$905.71
AUBSC	0	0		0			0	2	\$ 1,120.00	\$560.00
AUGDC	39	59	\$ 47,037.16	42	\$ 38,913.44	\$ 926.51	185	239	\$ 208,303.92	\$871.56
AUGSC	2	2	\$ 1,400.00	2	\$ 1,016.00	\$ 508.00	10	22	\$ 22,875.49	\$1,039.80
BANDC	52	115	\$ 65,596.45	117	\$ 64,686.49	\$ 552.88	254	438	\$ 219,132.61	\$500.30
BANSC	0	0		0			1	3	\$ 976.00	\$325.33
BATSC	0	3	\$ 1,480.00	2	\$ 640.00	\$ 320.00	3	2	\$ 640.00	\$320.00
BELDC	7	15	\$ 10,886.77	18	\$ 8,774.89	\$ 487.49	53	78	\$ 47,760.38	\$612.31
BELSC	0	1	\$ 3,625.02	1	\$ 3,625.02	\$ 3,625.02	2	1	\$ 3,625.02	\$3,625.02
BIDDC	29	49	\$ 37,774.15	58	\$ 36,123.91	\$ 622.83	165	249	\$ 161,691.52	\$649.36
BRIDC	7	11	\$ 7,126.72	7	\$ 4,070.72	\$ 581.53	34	54	\$ 29,030.07	\$537.59
CALDC	2	5	\$ 1,664.00	3	\$ 2,989.06	\$ 996.35	12	17	\$ 12,564.66	\$739.10
CARDC	4	12	\$ 7,385.64	12	\$ 8,489.64	\$ 707.47	13	69	\$ 56,716.49	\$821.98
CARSC	0	0		0			2	0		
DOVDC	2	4	\$ 2,499.34	5	\$ 4,825.28	\$ 965.06	9	39	\$ 23,062.98	\$591.36
DOVSC	0	0		0			0	0		
ELLDC	13	27	\$ 26,106.96	22	\$ 21,606.96	\$ 982.13	75	135	\$ 109,874.41	\$813.88
ELLSC	0	1	\$ 624.00	0			1	2	\$ 1,328.00	\$664.00
FARDC	5	7	\$ 4,952.87	7	\$ 4,595.25	\$ 656.46	59	61	\$ 38,554.88	\$632.05
FARSC	0	0		0			1	1	\$ 800.00	\$800.00
FORDC	2	8	\$ 4,360.00	6	\$ 3,104.00	\$ 517.33	16	46	\$ 34,425.02	\$748.37
HOUDC	11	17	\$ 8,564.00	22	\$ 14,914.90	\$ 677.95	47	102	\$ 71,977.41	\$705.66
HOUSC	0	1	\$ 1,396.00	0			1	0		
LEWDC	61	76	\$ 65,171.75	81	\$ 69,612.16	\$ 859.41	266	462	\$ 326,578.44	\$706.88
LINDC	3	12	\$ 6,576.69	9	\$ 4,743.45	\$ 527.05	27	64	\$ 37,487.70	\$585.75
MACDC	0	2	\$ 1,128.00	1	\$ 1,039.00	\$ 1,039.00	3	12	\$ 11,854.35	\$987.86
MACSC	1	0		0			1	0		
MADDc	1	0		0			5	5	\$ 2,228.50	\$445.70
MILDC	4	6	\$ 2,346.25	1	\$ 448.00	\$ 448.00	20	17	\$ 7,399.30	\$435.25
NEWDC	4	24	\$ 16,084.72	21	\$ 13,052.72	\$ 621.56	45	79	\$ 43,683.46	\$552.96
PORDC	70	106	\$ 90,261.93	97	\$ 86,741.97	\$ 894.25	339	433	\$ 345,080.69	\$796.95
PORSC	1	3	\$ 1,016.00	3	\$ 1,016.00	\$ 338.67	4	7	\$ 2,324.00	\$332.00
PREDc	3	15	\$ 13,212.01	14	\$ 11,940.01	\$ 852.86	43	85	\$ 57,318.25	\$674.33
RODC	14	15	\$ 7,158.64	17	\$ 8,099.08	\$ 476.42	59	70	\$ 40,091.69	\$572.74
ROCSC	3	2	\$ 560.00	2	\$ 400.00	\$ 200.00	13	10	\$ 2,792.00	\$279.20
RUMDC	12	28	\$ 22,524.58	29	\$ 33,605.40	\$ 1,158.81	79	133	\$ 121,285.76	\$911.92
SKODC	52	52	\$ 43,848.17	40	\$ 36,191.03	\$ 904.78	195	257	\$ 199,816.93	\$777.50
SKOSC	0	0		0			1	1	\$ 3,574.00	\$3,574.00
SOUDC	8	11	\$ 6,400.00	10	\$ 7,560.00	\$ 756.00	55	82	\$ 59,553.03	\$726.26
SOUSC	0	0		0			1	0		
SPRDC	27	24	\$ 26,623.10	35	\$ 34,195.46	\$ 977.01	79	136	\$ 109,982.62	\$808.70
Law Ct	6	9	\$ 17,689.23	6	\$ 18,064.89	\$ 3,010.82	41	49	\$ 98,205.27	\$2,004.19
YORCD	266	356	\$ 223,360.71	305	\$ 198,798.11	\$ 651.80	1,558	1,645	\$ 950,230.43	\$577.65
AROCd	187	159	\$ 73,356.09	160	\$ 79,994.13	\$ 499.97	893	891	\$ 493,892.16	\$554.31
ANDCD	168	204	\$ 102,648.81	152	\$ 74,284.81	\$ 488.72	932	836	\$ 497,251.63	\$594.80
KENCD	150	159	\$ 84,009.01	163	\$ 77,203.72	\$ 473.64	882	864	\$ 433,449.67	\$501.68
PENCD	239	191	\$ 83,963.99	190	\$ 84,347.70	\$ 443.94	1,328	1,468	\$ 674,928.57	\$459.76
SAGCD	27	35	\$ 17,461.98	26	\$ 14,196.47	\$ 546.02	197	166	\$ 67,705.02	\$407.86
WALCD	59	34	\$ 30,458.04	27	\$ 26,948.42	\$ 998.09	293	262	\$ 157,705.59	\$601.93
PISCD	26	27	\$ 19,378.68	27	\$ 15,257.04	\$ 565.08	110	100	\$ 48,171.91	\$481.72
HANCD	92	66	\$ 50,873.41	54	\$ 39,042.00	\$ 723.00	345	299	\$ 171,433.14	\$573.35
FRACD	32	41	\$ 18,872.25	32	\$ 17,161.40	\$ 536.29	202	150	\$ 74,345.16	\$495.63
WASCD	32	29	\$ 23,226.15	25	\$ 19,331.07	\$ 773.24	162	243	\$ 176,337.91	\$725.67
CUMCD	367	371	\$ 270,371.72	322	\$ 240,160.46	\$ 745.84	1,738	1,931	\$ 1,143,594.85	\$592.23
KNOCD	60	45	\$ 25,907.35	30	\$ 17,856.47	\$ 595.22	290	261	\$ 153,332.65	\$587.48
SOMCD	85	53	\$ 34,878.62	69	\$ 33,032.00	\$ 478.72	407	437	\$ 198,639.62	\$454.55
OXFCD	86	137	\$ 53,167.62	93	\$ 41,611.40	\$ 447.43	497	488	\$ 219,646.36	\$450.10
LINCD	31	31	\$ 24,474.96	25	\$ 10,495.74	\$ 419.83	180	175	\$ 83,500.60	\$477.15
WATDC	30	25	\$ 11,538.60	25	\$ 11,503.68	\$ 460.15	119	194	\$ 117,863.28	\$607.54
WESDC	15	19	\$ 16,856.00	21	\$ 17,856.00	\$ 850.29	77	131	\$ 93,929.56	\$717.02
WISDC	4	9	\$ 7,125.53	8	\$ 7,161.20	\$ 895.15	26	42	\$ 43,729.52	\$1,041.18
WISSC	0	1	\$ 168.00	0			0	2	\$ 1,616.00	\$808.00
YORDC	6	9	\$ 9,738.95	6	\$ 7,282.00	\$ 1,213.67	18	31	\$ 34,551.60	\$1,114.57
TOTAL	2,408	2,724	\$ 1,735,764.62	2,454	\$ 1,582,718.85	\$ 644.95	12,479	14,086	\$8,356,470.08	\$593.25

Statement of Revenue and Expenses for Maine Commission of Indigent Legal Services

As of December 4, 2022

<u>General Funds - 010-Z11201</u>	<u>QTR1</u>	<u>QTR2</u>	<u>QTR3</u>	<u>QTR4</u>	<u>TOTAL</u>
Personal Services Allotment	\$ 356,376	\$ 476,920	\$ 498,590	\$ 322,211	\$ 1,654,097
Payroll to date	(228,374)	(135,778)	-	-	(364,152)
Estimated payroll remaining	-	(74,090)	(253,461)	(222,270)	(549,822)
Total Personal Services available	\$ 128,002	\$ 267,052	\$ 245,129	\$ 99,941	\$ 740,124
All Other Allotment	\$ 5,999,978	\$ 3,529,411	\$ 3,307,729	\$ 3,307,728	\$ 16,144,846
Expenditures to date	(4,750,452)	(3,326,708)	-	-	(8,077,160)
Encumbrances	(1,249,525)	57,458	-	-	(1,192,067)
Total All Other Available	\$ 0	\$ 260,161	\$ 3,307,729	\$ 3,307,728	\$ 6,875,618

Unencumbered balance forward 506,889.06 Requires Financial Order to Allot Balance Forward

<u>Other Special Revenue Funds - 014-Z11201</u>	<u>QTR1</u>	<u>QTR2</u>	<u>QTR3</u>	<u>QTR4</u>	<u>TOTAL</u>
Personal Services Allotment	\$ 211,632	\$ 194,116	\$ 211,632	\$ 105,856	\$ 723,236
Payroll to date	(151,218)	(84,909)	-	-	(236,127)
Estimated payroll remaining	-	(54,260)	(184,771)	(162,779)	(401,810)
Total Personal Services available	\$ 60,414	\$ 54,947	\$ 26,861	\$ (56,923)	\$ 85,299
All Other Allotment	\$ 597,904	\$ 4,771,837	\$ 2,147,896	\$ 2,147,896	\$ 9,665,533
Expenditures to date	(597,904)	(445,704)	-	-	(1,043,608)
Encumbrances	-	-	-	-	-
Total All Other Available	\$ 0	\$ 4,326,133	\$ 2,147,896	\$ 2,147,896	\$ 8,621,925

CASH ON HAND 12/4/2022 \$ 6,109,702.18

<u>Other Special Revenue Funds - 014-Z11202</u>	<u>QTR1</u>	<u>QTR2</u>	<u>QTR3</u>	<u>QTR4</u>	<u>TOTAL</u>
All Other Allotment	\$ -	\$ 57,000	\$ -	\$ -	\$ 57,000
Expenditures to date	-	-	-	-	-
Encumbrances	-	-	-	-	-
Total All Other Available	\$ -	\$ 57,000	\$ -	\$ -	\$ 57,000

CASH ON HAND 12/4/2022 \$ 16,232.70

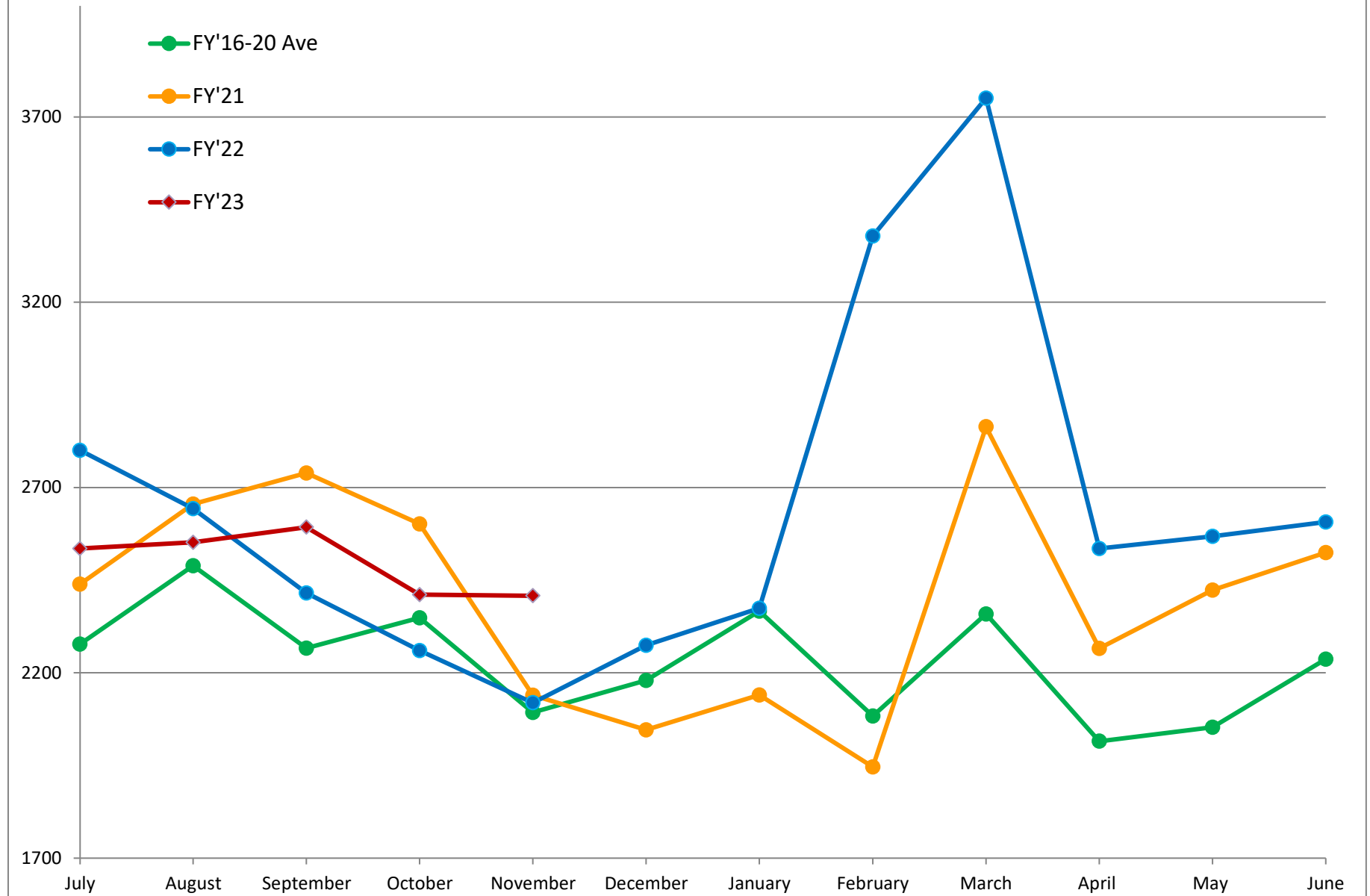
<u>ARPA Funds - 023-Z11201</u>	<u>QTR1</u>	<u>QTR2</u>	<u>QTR3</u>	<u>QTR4</u>	<u>TOTAL</u>
All Other Allotment	\$ -	\$ 4,000,000	\$ -	\$ -	\$ 4,000,000
Expenditures to date	-	-	-	-	-
Encumbrances	-	-	-	-	-
Total All Other Available	\$ -	\$ 4,000,000	\$ -	\$ -	\$ 4,000,000

CASH ON HAND 12/4/2022 \$ 250,000.00

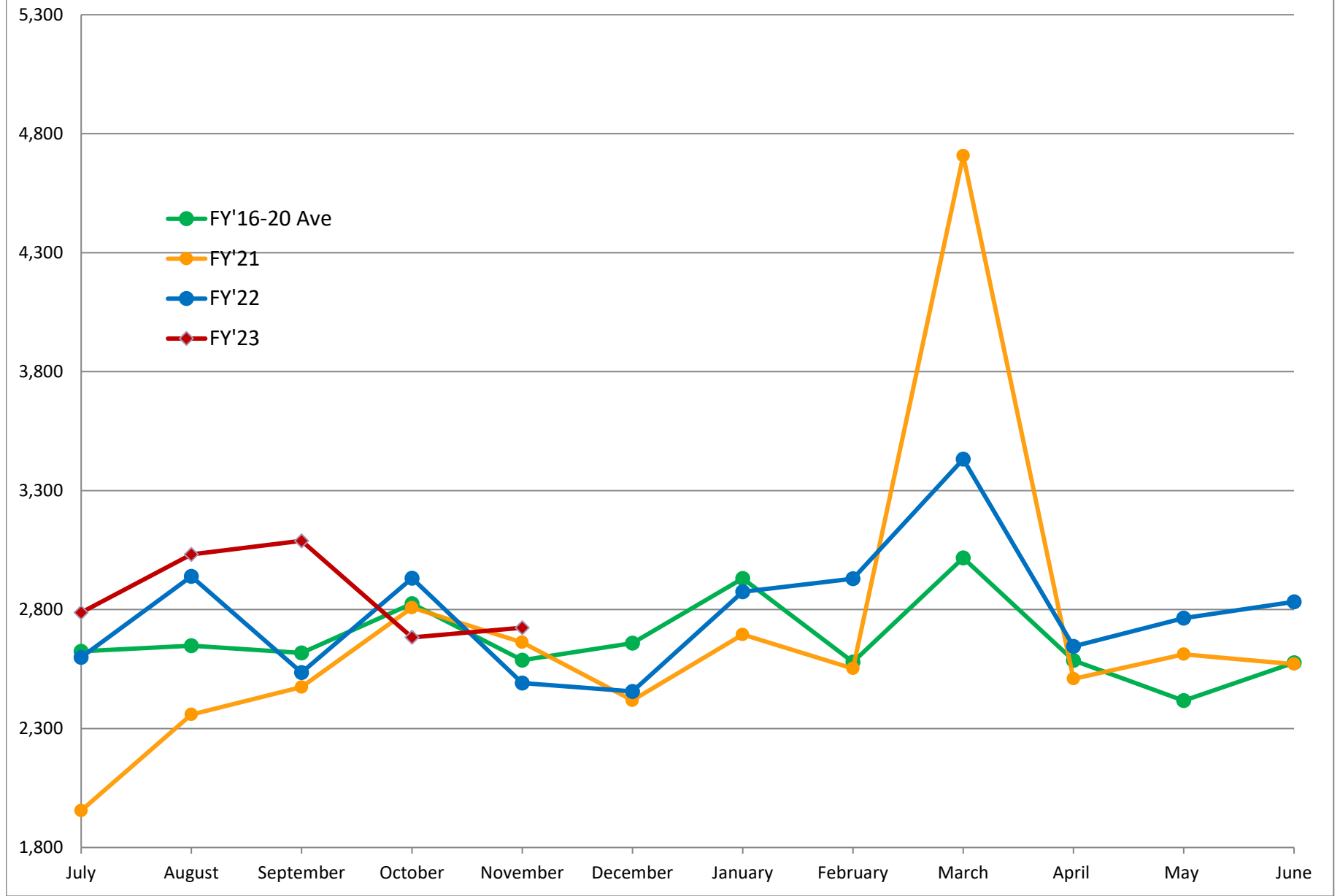
Other Special Revenue Funds - 014-Z25801

Reserve for ILS Cash on hand 12/4/2022 \$ 2,622,678.58

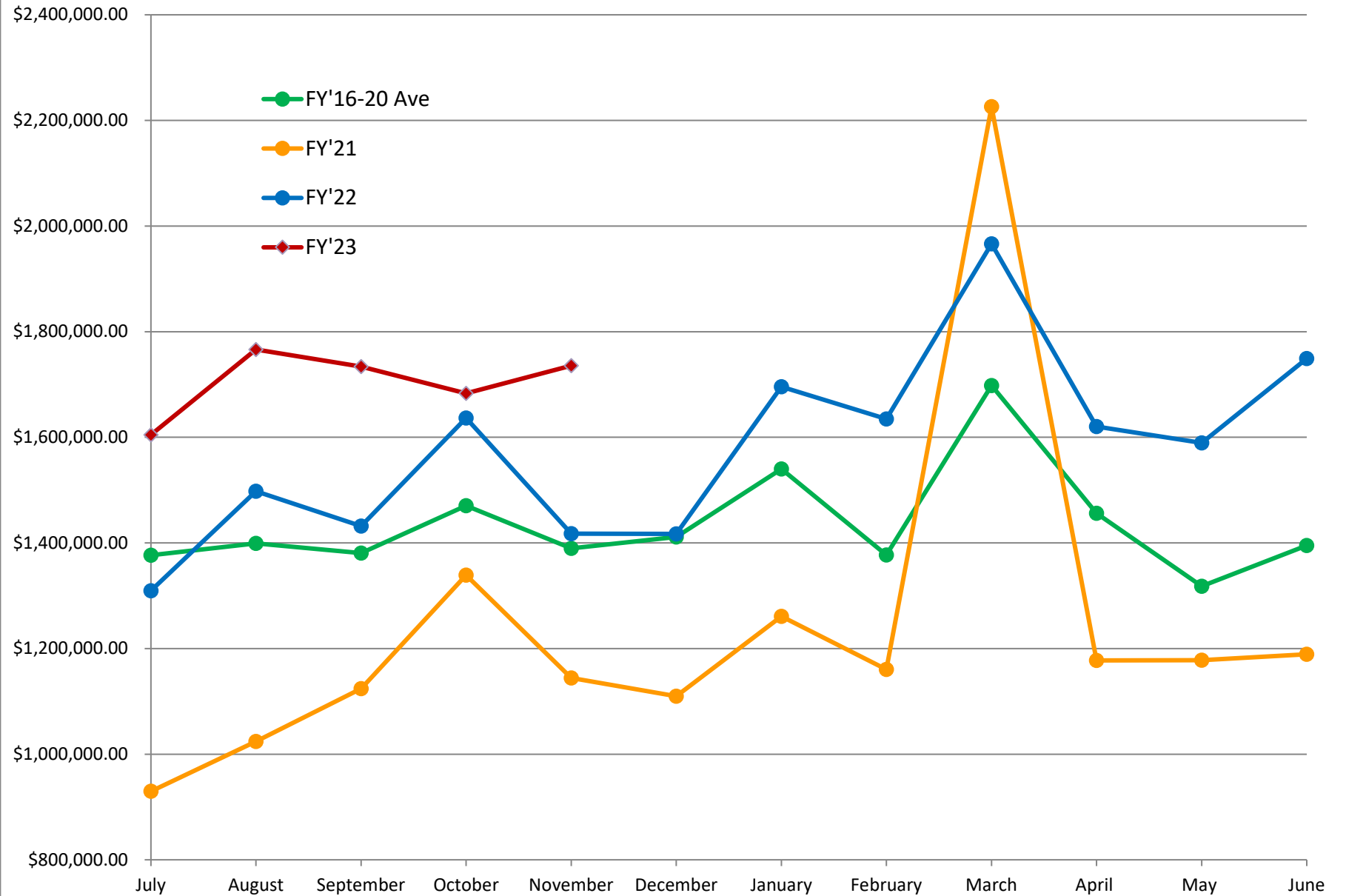
NEW CASES



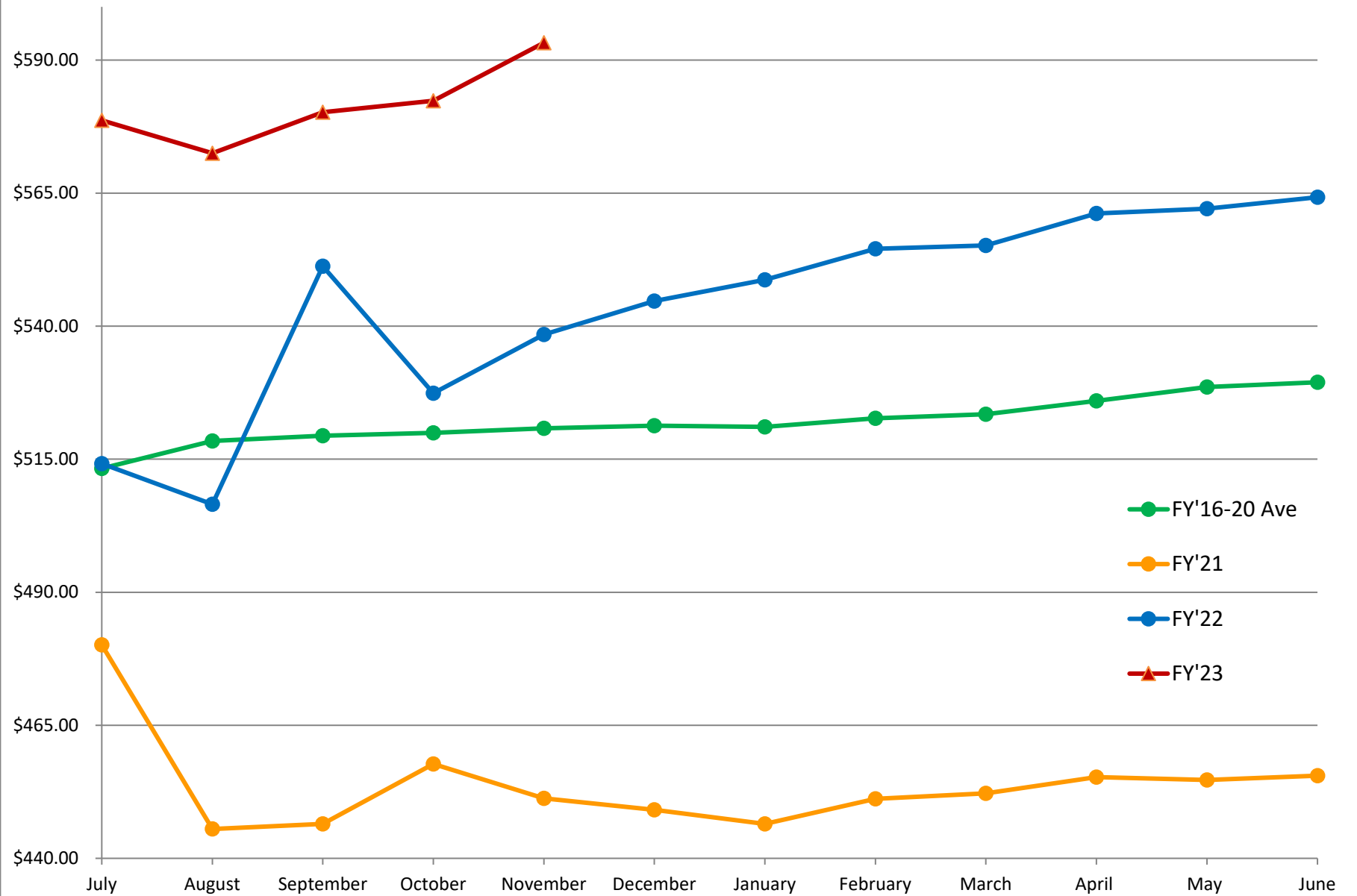
Submitted Vouchers



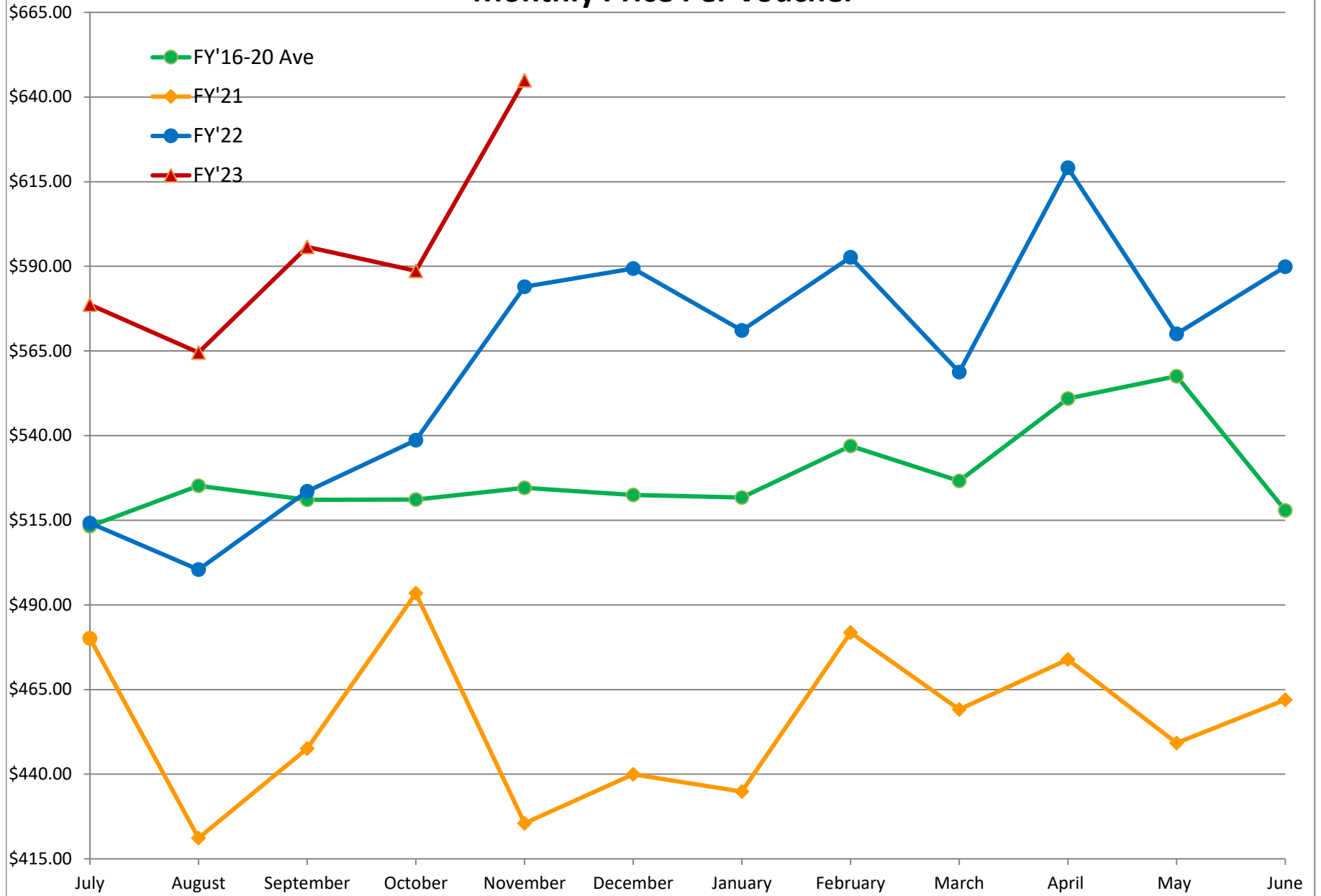
Submitted Voucher Amount



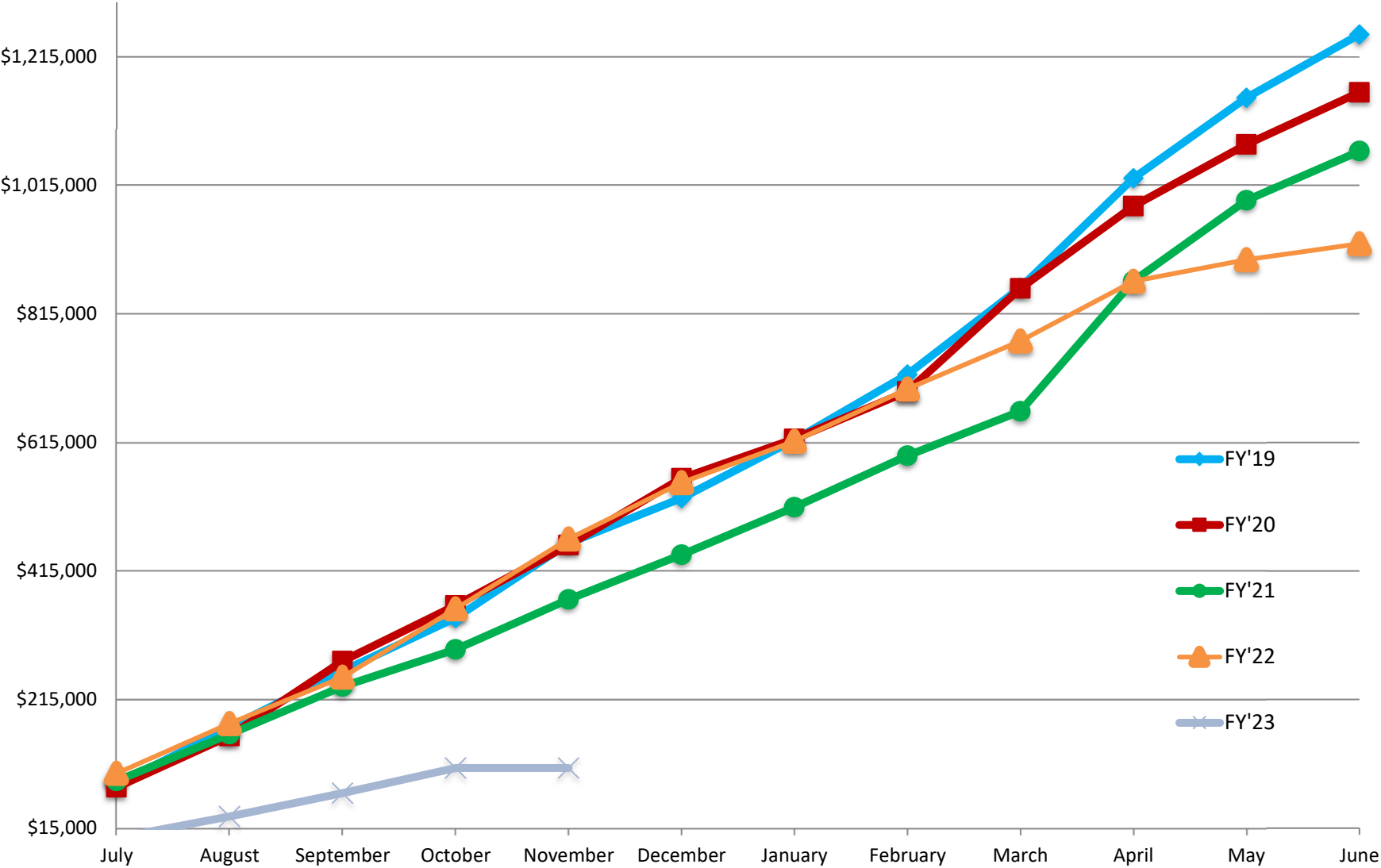
Average Voucher Price Fiscal Year to Date



Monthly Price Per Voucher



COLLECTION TOTALS FY'19 to FY'23



Vouchers over \$5,000

Comment	Voucher Total	Case Total
Homicide	\$ 16,770.10	\$ 16,770.10
Post-Conviction Review	\$ 15,395.84	\$ 15,395.84
Homicide	\$ 14,280.00	\$ 14,280.00
Post-Conviction Review	\$ 13,539.14	\$ 13,539.14
Arson	\$ 10,070.09	\$ 10,070.09
Domestic Violence Aggravated Assault	\$ 9,168.00	\$ 18,334.00
Appeal	\$ 8,255.76	\$ 8,255.76
Fugitive from Justice	\$ 6,740.00	\$ 6,740.00
Child Protection Petition	\$ 6,472.00	\$ 6,888.00
Child Protection Petition	\$ 6,028.00	\$ 6,028.00
Robbery	\$ 5,462.72	\$ 5,462.72
Manslaughter	\$ 5,441.74	\$ 5,478.54
Domestic Violence Aggravated Assault	\$ 5,324.71	\$ 6,400.71
Termination of Parental Rights	\$ 5,200.00	\$ 5,200.00
Aggravated Trafficking	\$ 5,072.00	\$ 5,072.00
Termination of Parental Rights	\$ 5,040.00	\$ 23,333.95
Termination of Parental Rights	\$ 5,028.14	\$ 5,028.14

Good Outcomes

Review Date	Attorney	Charge	Disposition
11/2/2022	Hewes, James	Child Protection Petition	Dismissal through PRR
11/2/2022	Hockenbury, Michael	1 ct. Theft by Unauthorized Taking, 8 cts. Burglary of a Motor Vehicle	Dismissal
11/3/2022	Glynn, Sarah	2 cts. Unlawful Sexual Contact, 2 cts. GSA, 1 ct. Unlawful Sexual Touching	Dismissal
11/7/2022	Chester, Edwin	Arson	Dismissal
11/4/2022	Dube, Daniel	Assault	NG After Trial
11/4/2022	Rutledge, Ryan	OUI (Drugs)	Dismissed--Failure to Provide DRE
11/4/2022	Dawson, Andrew	Assault (on EMT)+	Dismissal--Not Competent
11/4/2022	Ranger, Jason	DV Assault, Obst. Report Crime	NG after Trial
11/8/2022	Edwards, Andrew	Unlawful Possession of Meth	Dismissal
11/8/2022	Mattson, Harris	1 ct. Burglary, 1 ct. Theft by Unauthorized Taking	Dismissal
11/14/2022	Archer, Jesse	1 ct. Agg. Assault, 1 ct. Assault, 1ct. Use of Disabling Chemicals	DD GO = Dismissal
11/15/2022	Hanly, Kristine	Murder	Dismissal
11/15/2022	Capponi, Randa	1 ct. Unlawful Possession of Scheduled Drug, 1 ct. VCR, 1 ct. Refusing to Submit to Arrest	Dismissal
11/15/2022	McKenna, Cory	DVA	Dismissal
11/15/2022	Paris, David	Child Protection Petition	Dismissal through PRR
11/15/2022	Day, Randy	Child Protection Petition	Dismissal
11/15/2022	McKenna, Cory	1 ct. OUI (Drugs or Combo), 1 ct. Failing to Notify of Motor Vehicle Accident	DD GO = Dismissal
11/15/2022	Milasauskis, William	1 ct. Theft by Unauthorized Taking (priors), 1 ct. Theft by Unauthorized Taking	1 ct. Dismissed, 1 ct. Unconditional Discharge
11/16/2022	Fowler, Nick	Child Protection Petition	Dismissal
11/16/2022	Crockett, Matthew	Assault	Dismissal
11/16/2022	Chipman, Richard	Child Protection Petition	Dismissal
11/16/2022	Ward, Robert	Child Protection Petition	Dismissal
11/16/2022	Avantaggio, William	1 ct. DVA, 1 ct. Refusing to Submit to Arrest	Dismissal
11/16/2022	Charest, Richard	Child Protection Petition	Dismissal
11/21/2022	Bos, C. Peter	Child Protection Petition	Dismissal through PRR
11/21/2022	Bos, C. Peter	Child Protection Petition	Dismissal through PRR
11/21/2022	Fey, Zacharay	Child Protection Petition	Dismissal through PRR
11/21/2022	Perry, Ashley	Child Protection Petition	Dismissal
11/21/2022	Sucy, Stephen	Child Protection Petition	Dismissal through PRR
11/21/2022	Doane, Wayne	Child Protection Petition	Dismissal through PRR
11/21/2022	Maddox, William	Child Protection Petition	Dismissal
11/22/2022	Edwards, Andrew	1 ct. Assault, 1 ct. Criminal Trespass, 1 ct. Theft by Unauthorized Taking	Dismissal
11/22/2022	French, Justin	Child Protection Petition	Dismissal
11/22/2022	Hoffman, Elizabeth	Child Protection Petition	Dismissal

Good Outcomes

11/22/2022	Angers, Stewart	1 ct. Theft by Unauthorized Taking	Dismissal
11/22/2022	Bailey, Shamara	Unlawful Possession of Scheduled Drugs	Dismissal
11/22/2022	Juskewitch, Steve	2 cts. Possession of Methamphetamine, 1 ct. Attaching False Plates, 1 ct. OAS (priors), 1 ct. VCR	Dismissal
	Dawson, Andrew	OUI (No Test)	NG After Trial
11/29/2022	Day, Thaddeus	1 ct. DV Agg Assault, 1 ct. DVA, 1 ct. DV Threatening, 1 ct. Obstructing the report of a crime	Dismissal



MAINE COMMISSION ON INDIGENT LEGAL SERVICES

December 12, 2022

Governor Janet Mills
Chief Justice Valerie Stanfill, Maine Supreme Judicial Court
Senator Anne Carney, Senate Chair of the Judiciary Committee
Representative **NN**, House Chair of the Judiciary Committee

All via Email and Hand Delivery

Re: **Annual Report of the Maine Commission on Indigent Legal Services**
4 M.R.S.A. §1804(3)(H)

Governor Mills, Chief Justice Stanfill, Senator Carney, and Representative **NN**:

The Maine Commission on Indigent Legal Services, (“MCILS”), by and through its Executive Director, Justin Andrus, respectfully presents its annual report. Pursuant to 4 M.R.S.A. §1804(3)(H):

By January 15th of each year, [the Commission shall] submit to the Legislature, the Chief Justice of the Supreme Judicial Court and the Governor an annual report on the operation, needs and costs of the indigent legal services system. The report must include:

- (1) An evaluation of contracts; services provided by contract counsel and assigned counsel; any contracted professional services; and cost containment measures; and
- (2) An explanation of the relevant law changes to the indigent legal services covered by the commission and the effect of the changes on the quality of representation and costs.

154 State House Station, Augusta, Maine 04333

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www.maine.gov/mcils

Overview

The Maine Commission on Indigent Legal Services is an independent commission whose purpose is to provide efficient, high-quality representation to indigent criminal defendants, juvenile defendants and children and parents in child protective cases, consistent with federal and state constitutional and statutory obligations. The Commission is charged to work to ensure the delivery of indigent legal services by qualified and competent counsel in a manner that is fair and consistent throughout the State and to ensure adequate funding of a statewide system of indigent legal services, which must be provided and managed in a fiscally responsible manner, free from undue political interference and conflicts of interest.

Historically, MCILS has provided legal services through a system of private assigned counsel representing indigent people facing a loss of liberty in cases brought by the State of Maine. The Commission sets standards for attorneys providing indigent legal services, and attorneys are assigned to individual cases by the court from lists of eligible counsel created and maintained by the Commission. The Commission also provides funds for investigative and expert services necessary for the representation of indigent clients. The work of the Commission is funded by an annual appropriation from the Legislature.

In 2022, MCILS was authorized to hire employed public defenders for the first time. Those defenders began their work in December, adding an important capability to the resources available to consumers of indigent legal services.

In calendar year 2022, **NN** MCILS-approved assigned counsel opened 30,049 cases, averaging **NN** cases per counsel. Each individual assigned counsel is a private citizen of the State of Maine who has agreed to provide the services necessary to permit the State to discharge its constitutional and statutory obligations to every citizen, part-time resident, and visitor to the State. Every person who has reason to come within the jurisdiction of the State of Maine is among the constituency those counsel serve. MCILS thanks each of them for staying the course under extremely trying conditions.

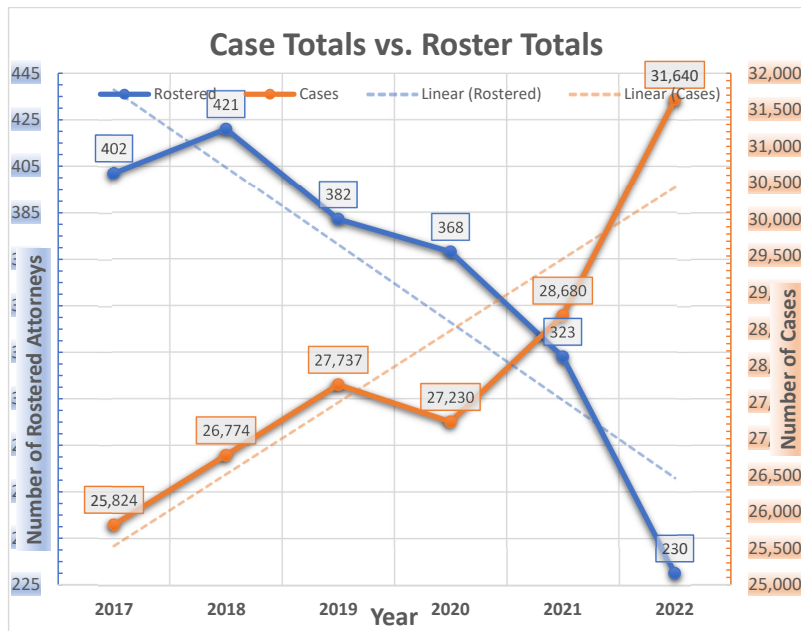
MCILS continued its evolution throughout 2022. We are happy to report that in September the Government Oversight Committee met with us and determined that it was appropriate to draw its formal investigation to a close. We look forward to continuing our development to ensure the availability of constitutionally and statutorily mandated counsel to all consumers of indigent legal services.

Commented [AJ1]: Through 12/7/2022 – will be updated after 12/31/2022.

1. An evaluation of contracts; services provided by contract counsel and assigned counsel; any contracted professional services; and cost containment measures

For the first 11 months of 2022, MCILS continued to rely exclusively on services provided by assigned counsel to provide direct client services. After the addition of five employed public defenders in December, that reliance is no longer categorical, though it remains the case that the vast majority of matters are and will be served by assigned counsel. In 2022, MCILS again saw a decline in the number of counsel seeking assignments to serve indigent clients. As of November 29th, the number of private attorneys willing serve clients through resolution of their matters had fallen to 152.

The following table shows the relative changes in the number of cases counsel are being asked to service against the change in the number of available counsel, as of the end of the fiscal year in June 2022. Since this report was generated an additional 78 attorneys have become at least temporarily unavailable to consumers of indigent legal services.



While it has been clear for some time that the State cannot continue to rely on the assigned counsel bar to meet the constitutional and statutory requirements to provide counsel for consumers of indigent legal services under the existing compensation scheme, the changes over this calendar year continue to underscore that reality. It is time for the State to bring the assigned counsel bar into parity with the prosecution bar, and to expand the employed defender bar to provide at minimum a significant proportion of the necessary services.

Attorney Costs: With respect to existing operations, MCILS is meeting its immediate task of providing service within its budget. As of January NN, 2023, there were NNN attorneys actively seeking assignments. This represents a decrease of NN% from the 279 attorneys seeking assignments at the time of 2022 report. There are now counties in which there are no attorneys seeking cases for many specific case types. For example, there are no local attorneys seeking any cases other than Homicides in Washington County. MCILS continues to seek a significant increase in the number of cases its eligible attorneys are asked to service when compared to pre-pandemic levels.

The following table sets out the case statistics by case-type for 2022:

Case Type	New Cases	Vouchers Paid	Approved Paid	Average Amount
Appeal	145	174	320736.57	\$1,843.31
Child Protection Petition	2,166	4,058	3028022.86	\$746.19
Drug Court	35	127	197765.74	\$1,557.21
Emancipation	64	57	23097.98	\$405.23
Felony	7,210	6,826	5784099.73	\$847.36
Involuntary Civil Commitment	1,059	941	280479.79	\$298.07
Juvenile	845	761	575289.2	\$755.96
Lawyer of the Day - Custody	2,676	2,509	811895.48	\$323.59
Lawyer of the Day - Juvenile	298	271	79394.41	\$292.97
Lawyer of the Day - Walk-in	1,736	1,665	570298.41	\$342.52
Misdemeanor	11,553	10,011	3885810.32	\$388.15
Petition for Modified Release Treatment	11	46	32122.17	\$698.31
Petition for Release or Discharge	4	10	5789.85	\$578.99
Petition for Termination of Parental Rights	288	781	775330.69	\$992.74
Post-Conviction Review	59	77	206188.09	\$2,677.77
Probate	48	43	57119.45	\$1,328.36
Probation Violation	1,225	1,185	615886.85	\$519.74
Represent Witness on Fifth Amendment Issue	17	16	7486.05	\$467.88
Resource Counsel Criminal	3	24	4620	\$192.50
Resource Counsel Juvenile	2	4	2774	\$693.50
Resource Counsel Protective Custody	0	3	480	\$160.00
Review of Child Protection Order	595	1,823	1158604.58	\$635.55
Revocation of Administrative Release	10	12	3132.75	\$261.06
Summary	30,049	31,424	\$18,426,424.97	\$586.38

Commented [AJ2]: This draft contains data through 12/7/2022. This table will be replaced with updated data after 12/31/2022, and before the report is published.

The total cost of direct payments to attorneys of \$16,536,620 is an increase from \$16,536,620 in 2022. MCILS attributes this difference to both the increase in the hourly rate from \$60 to \$80 per hour, and the increase in caseload over prior years. In calendar year 2019, the last pre-pandemic period for comparison, direct payments to attorneys totaled \$17,299,475. Because MCILS uses arrear billing, and because the change in the hourly rate did not go into effect until July 2021, the impact of the rate change is not yet fully realized in the total.

MCILS - 12/12/2022

Contracts: Other than services MCILS receives from the State directly, there are two outside contracts. The first is a contract with an attorney skilled in immigration law. Immigration counsel is available to confer with MCILS counsel on any case in which there may be immigration consequences. Because immigration law is complicated, and changes frequently, this service is essential to MCILS operations. The services immigration counsel provides vary from month to month, but the effective cost to MCILS is much less than it would cost to engage immigration counsel on an *ad hoc* basis at a typical hourly rate.

The second contract is between MCILS and Justice Works, an outside vendor that provides the MCILS case management and billing system. This contract was the product of competitive bidding in 2016, and is in its last extension. MCILS relies on this service for the core of its financial relationship with assigned counsel. MCILS is working with MaineIT to identify a successor product.

Cost Containment: In 2022, MCILS continued the cost containment measures implemented in 2021. Those focused on publishing detailed expectations for attorney billing and ensuring that attorney vouchers and non-counsel invoices receive effective review. MCILS has also reinforced its payment timing rules. Because adequate services both from counsel and from non-counsel providers is a constitutional guarantee, cost containment for MCILS means ensuring that payments are appropriate, rather than trying to eliminate services to reduce the overall cost. For FY2022, MCILS operated within its budget. We are postured to remain within our budget for FY2023 as well.

2. An explanation of the relevant law changes to the indigent legal services covered by the commission and the effect of the changes on the quality of representation and costs.

During 2022, MCILS participated in the legislative process, particularly with respect to proposed protections ensuring constitutionally adequate contact with counsel; and, with respect to the development of a pilot program to provide pre-petition representation to Department involved families. Other than the budget language creating our five new employed defender positions, however, there were no significant statutory changes that directly impacted the provision of indigent legal services.

Respectfully submitted,

/s/ Justin W. Andrus
Justin W. Andrus, Esq.
Executive Director
MCILS

cc: Commissioners
MCILS Staff
MCILS Eligible Counsel
MCILS Interested Party Distribution List

MCILS - 12/12/2022

**DGA Suggested Redline to Caseloads Limits Rule
(As amended 11/7/2022)**

October 27, 2022

CASELOAD LIMITS RULE:

- I. PURPOSE:** The purpose of this rule is to implement 4 M.R.S. § 1804(2)(C) by prescribing “[s]tandards for assigned counsel and contract counsel case loads.” *Id.*, for attorneys accepting assignments to represent consumers of indigent legal services. The objective is to ensure that attorneys are not overscheduled or overworked and are able to provide effective, high quality, representation to each client.

This rule recognizes that many factors can affect attorney workload and the number of individual cases that an attorney may competently and ethically handle. For criminal and juvenile cases, those factors may include for example: (a) the sentencing class of the pending charge; (b) whether the particular docket includes one or more charges; (c) whether the client is incarcerated or released on bail or a summons; (d) the factual simplicity or complexity of the case; and (e) whether the case may result in (i) an agreed early or deferred disposition or plea, or (ii) one or more contested testimonial hearings, or (iii) a trial, and, if convicted, a contested sentencing.

For child protective cases, those factors may include for example: (a) the willingness or unwillingness of the parent-client to cooperate with counsel; (b) whether the facts of the case may subject the parent-client to criminal liability; (c) the number and age(s) of the child or children involved; (d) the factual simplicity or complexity of the case; and (e) whether the case may result in (i) a dismissal after investigation, (ii) a supervised placement with the parent-client or a family member, (iii) a foster care placement pursuant to a reunification plan with a cooperative parent-client, or (iv) a contested jeopardy or termination of parental rights hearing.

The mix of simple or complex cases assigned to each attorney may vary greatly depending on each attorney’s individual experience and skills, willingness to accept assignments, and capacity to work towards agreed resolutions of cases or take cases to trial..

- II. APPLICATION:** This rule applies to all attorneys accepting assignments to represent consumers of indigent legal services.
- III. DEFINITIONS:**
- a. Points: the weight assigned to each case type.

- b. Case type: the type of matter to which the attorney is assigned.
- c. Maximum case type: represents the maximum number of cases of a particular case type that an attorney could carry at one time, if the attorney only accepted cases of that one type.
- d. Average hours per case: the anticipated average amount of hours that would be spent on a case of a particular type.
- e. Maximum active caseload limit: the maximum total points across all case types that an attorney may carry on their caseload at any given time, based on the percentage of an attorney's work hours which are dedicated to assigned cases.
- f. Maximum annual hours limit: the maximum number of hours that an attorney may bill to MCILS over a rolling 12-month period, based on the percentage of an attorney's work hours which are dedicated to assigned cases.
 - i. The maximum annual hours limit is only used for purposes of applying the caseload limits. If an attorney's vouchers exceed the maximum annual hours, the attorney will still be paid in accordance with Commission rules.

IV. CASE TYPE CALCULATION:

- a. Criminal & Juvenile Cases:
 - i. In each docket, the charge assigned the highest points—at the time of appointment—determines the case type.
 - ii. Other offenses contained within a single charging instrument are not assigned a point value.
 - iii. If an attorney represents a client on multiple dockets, each docket is considered a new case type. Each case type is assigned cumulative points.
 - iv. The point value assigned is applicable to each case from assignment through disposition of the matter.. Post-conviction reviews and probation violations are considered new case types, regardless of whether the attorney represented the client in the original case.
- b. Child Protective Cases:
 - i. The point value assigned is applicable to the entire case, from assignment through final resolution of the matter at the district court level. Points are not assigned to each distinct phase (*e.g.*, jeopardy, termination of parental rights).

- ii. If a client has multiple pending PC docket numbers because the client has multiple children, only one docket number is assigned a point value.
- c. Appeals to the Supreme Court of Maine:
 - i. Appeals to the Supreme Court of Maine are considered new case types, regardless of whether the attorney represented the client in the trial court.
- d. Lawyer of the Day:
 - i. The point value associated with lawyer for the day duties is assigned per appearance.
 - 1. If counsel serves as lawyer of the day for a morning session that continues into the afternoon, that will be one appearance. If counsel serves as lawyer of the day for a morning session and then a subsequent afternoon session with a second appearance time and list, that will be two appearances.
- e. Specialty Courts and Projects:
 - i. The point value assigned to specialty courts only applies to the attorney who is the defense representative for that specialty court, or who performs an administrative function for MCILS with respect to that specialty court or project, not to every attorney who has a client sentenced to the specialty court or otherwise engaged in a project.
 - ii. The point value assigned to specialty courts and projects applies per court appearance, regardless of duration.
 - 1. Court appearance is defined by an instance in which the specialty court is in session, not by the number of participants who appear in court at a particular session.

V. POINTS:

- a. MCILS has established the following point values for each respective case type:

Case Type:	Point Value:	Maximum Case Type:	Average Hours Per Case:
Class A Crime	4	67	29.6
Class B & C Person Crime	3	90	22.2
Class B & C Property Crime	2	135	14.8
Class D & E Crime	1	270	7.4
Probation Violation	1.25	216	9.25
Post-Conviction Review	6	45	44.4
Appeal	10	27	74
Juvenile	2	135	14.8
Lawyer of the Day (per appearance)	0.5	540	3.7
Protective Custody	5	54	37
Involuntary Commitment	1.25	270	7.4
Inv. Commit. Appeal to Superior Court	2	135	14.8
Emancipation	0.75	357	5.6
Probate	3	90	22.2
Specialty Courts (per appearance)	0.5	540	3.7
Pet. for Mod. of Release or Treatment	3	90	22.2
Petition for Release	3	90	22.2

Commented [AJ1]: This table is presented with corrections to the Appeal and PCR maximums to bring their calculations in line with the Commission directive from the last meeting. While making those corrections, staff recognized that there was an implicit assumption in the shift from 1850 to 2000 hours as the billable maximum. That implicit assumption was that for the table to operate correctly, the baseline number of points in the system increased by 8% from 250 to 270.

- b. MCILS will reevaluate and update the point values as appropriate.

VI. LIMITS:

- a. MCILS has established a maximum active caseload limit of ~~250-270~~ points. An attorney may not maintain a caseload exceeding ~~250-270~~ points at any one time, unless granted a waiver pursuant to Section IX below.
- b. For purposes of the maximum annual hours limit, the hours are calculated based on vouchers submitted for work performed within the preceding 12 months.
- c. The applicable maximum caseload and hours limits are reduced proportionately, based upon the percentage of the attorney's work hours that are dedicated to MCILS cases. The following chart reflects this calculation, based on an active caseload limit of 250 points and an annual limit of 2,000 billed hours:

Commented [AJ2]: Staff identified an error in the table, from which we then identified a conceptual issue we had not yet articulated. Increasing the baseline hours limit from 1850 to 2000 is an 8% increase. For the table to work properly, this implies an increase in the number of points available from 250 to 270. Staff caution that by making this change in this way, certain existing bright-line best practice limits are exceeded, including, for example, the appellate limit.

Commented [AJ3]: Updated to reflect Commission approval after the meeting held November 9, 2022.

% of Attorney's Work Hours Spent on MCILS Cases:	Caseload Limit:	Hours Limit:
100%	250	2,000
75%	188	1500
50%	125	1000
25%	63	500
10%	25	200

Commented [AJ4]: Updated to reflect 2,000 limit per Commission meeting on November 9, 2022

- d. Case Closed:
 - i. When a case is closed in defenderData, the points assigned to that case are deducted from the attorney's active caseload points total.
- e. Deferred Disposition:
 - i. When the disposition of a case in defenderData is changed to reflect a deferment, the points assigned to that case are deducted from the attorney's active caseload points total.
- f. Other events that toll cases:
 - i. When a case enters a status that effectively tolls its progress, the points assigned to that case may be deducted from the attorney's active caseload points total at the discretion of the Executive Director or designee. Events that effectively toll the progress of a case may include a filing; long-term continuance; client in absent of fugitive status; or, similar events.

Commented [AJ5]: Staff have added this language because it tracks with the apparent intent of the sub-committee.

VII. APPLICATION:

- a. Applicable Caseload Limit:
 - i. All attorneys accepting assignments to represent consumers of indigent legal services are required to annually certify to MCILS approximately what portion of their annual working hours are dedicated to assigned cases.
 - ii. All attorneys who are seeking, or will seek, assignments are required to submit their certification 30 days prior to the effective date of this rule.
 - iii. Attorneys who apply to accept MCILS cases will be required to submit this certification prior to receiving any additional case assignments.
 - iv. After a certification is submitted, the attorney's maximum caseload limit will be set in the MCILS information management system.
 - v. If an attorney's workload percentages change significantly prior to the annual certification, the attorney can request that MCILS adjust their maximum caseload and/or hours limits.

Commented [AJ6]: This edit is necessary because the rule cannot become effective if MCILS does not receive this information from counsel.

Commented [AJ7]: Staff recommend this edit to ensure no conflict with existing assignments, and permit implementation of the rule as to then-future assignments.

1. Attorneys will always have the ability to opt out of case types and courts to reduce the number of new assignments they receive.
 - vi. This certification must be completed on the form provided by MCILS. The form may be a webform. If so, the certification must be provided through that webform.
 - vii. Failure to complete the certification as required will result in suspension from all rosters until the certification has been completed to the satisfaction of the Executive Director or their designee.
 - viii. Suspected falsification of a certification will result in the initiation of an MCILS assessment and/or investigation.
- b. Case Entry & Closing:
- i. Counsel are responsible for ensuring that all cases are opened in Defender Data within 7 calendar days of the receipt of notice of assignment in any form, and that cases are closed in Defender Data within 7 days of the completion of work in the file.

VIII. EXCEPTIONS:

- a. If an attorney has reached the active caseload and/or annual hours limit, the attorney may exceed those limits to accept new assigned cases for a client the attorney then presently represents. The points and hours associated with the new cases will be calculated and added to the attorney's total in accordance with this rule.

IX. WAIVER:

- a. An attorney may apply for a temporary waiver of the active caseload limit or the annual hours limit, but not both.
- b. A temporary waiver may be granted for a period of up to ~~90 calendar days~~ 6 months.
- c. Application must be made to the Executive Director or their designee in the manner designated by MCILS.
- d. Waivers are discretionary and will only be granted for good cause.
- e. In determining whether to grant a waiver, the Executive Director or their designee may consider some or all the following factors:
 - i. The attorney's representation about their current capacity to accept additional cases;
 - ii. The reason the waiver is being requested;
 - iii. The attorney's experience level;
 - iv. Whether the attorney has support staff;

- v. Whether the attorney represents a client in multiple, related dockets which require less time to resolve;
- vi. To the extent that data is available to MCILS, whether the attorney practices primarily in courts experiencing longer average times to resolution of cases than the 12 months indicated in § VI b. as the basis for calculating annual workload and caseload limits; and/or
- vii. Any other factors relevant to whether in the discretion of the Executive Director or designee the waiver should be granted.

DRAFT

CASELOAD STANDARDS

November 22, 2022

To: Maine Commission on Indigent Legal Services
From: Donald G. Alexander

Re: Proposed Caseload Standards

As indicated by my vote at the MCILS meeting on November 9, I do not concur in the proposal to draft caseload standards or limits as tentatively approved by MCILS vote on November 9. Further discussion of those standards or limits will occur at an MCILS forum on November 29 that I am unable to attend. This memo is provided so that my views may be known in that discussion.

My position, in brief summary, is that:

1. Because we have a current crisis in maintaining a sufficient roster of attorneys available to take MCILS cases, MCILS should not initiate any action that could further discourage or in some situations bar competent, ethical attorneys from taking MCILS assigned cases.

2. The caseload standards or limits and case type point assignments should be based on either (a) an average annual hours of 2100 hours; or (b) an average annual hours of 1850 hours if (i) cases that quickly resolve or have an agreed long deferred resolution are not counted toward the caseload limits, and (ii) there is an efficient process to allow waiver of the caseload limits that does not invite post-conviction review of the cases the attorney had pending while the waiver was in effect.

3. The staff recommended average hours for each case type that differ significantly from the Maine Actual Time calculated from MCILS billing records need better explanation and demonstration that they reflect current Maine practice by competent attorneys, rather than aspirational standards developed by some national group or other source that may or may not be aware of current Maine practice.

4. The average hours and points for the appeal and post-conviction case types need to be significantly reduced to more accurately approach the common workload experience in such cases.

Purpose and Goals of Caseload Limits

To begin the discussion, the purpose of caseload standards needs to be established. Title 4 M.R.S. § 1804(2)(C) authorizes MCILS to prescribe “[s]tandards for assigned counsel and contract counsel case loads.” The purpose of caseload limits should be to assure that an attorney’s total workload does not exceed amounts of work that the attorney can competently and ethically perform over an extended period of time (recognizing that for short periods of time during jury trials or other lengthy, contested proceedings attorneys may necessarily have to work 60 or more hours a week without criticism from MCILS).

At one point in our discussion of caseloads, it was suggested that caseload standards might be useful to provide guidance for less experienced attorneys on the time they might anticipate spending on any particular case. However, this purpose is very different than a limit on the number of cases or clients that an experienced attorney could competently and ethically serve.

Any caseload limit must recognize that each type of case and each attorney’s professional practice may involve very different and diverse challenges and thus workload demands, making a one size fits all caseload number difficult or impossible to identify. The draft rule includes a waiver provision to provide necessary flexibility to accommodate such differences. However, the caseload limits to be established cannot be so restrictive that excessive demands are imposed on MCILS staff to (i) evaluate and decide waiver requests, or (ii) exclude an attorney from further assignments if a waiver is not requested. And, as the Executive Director accurately observed, when a waiver is granted to an attorney, that waiver could become a basis for post-conviction review of the result of any case that the attorney had pending during the term of the waiver – not just the additional cases the attorney accepted as a result of the waiver.

Diverse Factors May Make Limits of Each Attorney’s Workload Capacity Unique

Any caseload limit must recognize the many factors can affect attorney workload and the number of individual cases that an attorney may competently and ethically handle at any particular point in time. For criminal and juvenile cases, those factors include: (a) the sentencing class of the pending charge; (b) whether the particular docket includes one or more charges; (c) whether the

client is incarcerated or released on bail or a summons; (d) the factual simplicity or complexity of the case; and (e) whether the case may result in (i) an agreed early or deferred disposition or plea, or (ii) one or more contested testimonial hearings, or (iii) a trial, and, if convicted, a contested sentencing.

For child protective cases, those factors include: (a) the willingness or unwillingness of the parent-client to cooperate with counsel; (b) whether the facts of the case may subject the parent-client to criminal liability; (c) the number and age(s) of the child or children involved; (d) the factual simplicity or complexity of the case; and (e) whether the case may result in (i) a dismissal after investigation, (ii) a supervised placement with the parent-client or a family member, (iii) a foster care placement pursuant to a reunification plan with a cooperative parent-client, or (iv) a contested jeopardy or termination of parental rights hearing.

The mix of simple or complex cases assigned to each attorney may vary greatly depending on each attorney's individual experience and skills, willingness to accept assignments, and capacity to work towards agreed resolutions of cases or take cases to trial. To recognize this diversity, my proposed draft rule limited the focus of workload analysis to those cases that will require significant work over a long period of time. It accomplished this by not counting those cases that may be subject to early diversion, deferred disposition, or, for child protective cases, parent or family placements or reunification plans. This attempted to accommodate the concerns expressed by some attorneys in earlier caseload discussions that cases that either are quickly resolved or may be inactive for a year or more to see if specified conditions are met, should not count against caseload or workload limits.

Average Hours Limits

If the early or agreed deferred resolution cases were not included in the caseload limit count, my draft recognized that those cases required some work and, accordingly, left in place the staff proposed 1850 annual hours limit that. However, that limit would only apply to (a) cases not subject to early or deferred disposition, or (b) other functions such as appeals, post-conviction actions, lawyer-for-the-day, etc. If the annual hours limit applies to all types of cases and all stages of each case, then MCILS should adopt the higher 2100 hours limit approved by a majority at our October meeting.

The annual hours averages are the basis for assigning points and thus caseload limits for each individual case type. Those limits are based on assumptions about annual caseload management practices by the courts. Because of the pandemic, cases in the courts are now taking much longer to process. Thus, a case type that was calculated to require an average of 20 hours work to completely process within a year, now might require only 12 or 13 hours work with the year because of court delays. Any caseload limits must recognize these differences in case processing to assure that attorneys who in reality have plenty of time for MCILS work are not denied MCILS case assignments because the case types in question have artificially high hours or points calculations compared to the reality of the work demands of those case types in today's conditions.

The average hours and thus points assigned to some case types in the staff draft are mostly quite high compared to the reported billing data. The differences are indicated in Chart 1 which follows this memo as a separate document. Chart 1 was previously circulated to the Commission with much other material shortly before the November meeting. Chart 1 has three categories of hours calculations: 1. Maine Actual Time, in blue, which is the average time for each case type based on actual MCILS billing records; 2. Staff Proposal, in red, which is the average time the staff believes should be expected to be spent on each case type; and 3. SCLAID avg, in green, which is the average time expected to be spent on the particular case type in selected advocacy documents from several other state public defender agencies presented to support increases in staffing and resources. From the other states' reports, it is unclear whether the reported SCLAID data is for all cases charged or only those cases that do not reach an early resolution and proceed to later stages or through trial. The high numbers from some states suggest it is unlikely that cases that have an early disposition or cases that are resolved without a contested hearing are included in the results.

The basis for the Staff Proposal calculations is not apparent, but for some case types, particularly post-conviction reviews and appeals, the differences from the times reflected in billing records are dramatic. Some Staff Proposal calculations in Chart 1 became the recommended average hours and points limits for case types in the Points Chart in Section V. of the draft rule. Other Staff Proposal calculations in Chart 1 differ from the proposed limits in the Points Chart.

Calculations Compared on Charts

For the case types for which limits are proposed, the following chart depicts (i) the Maine Actual Time calculated by the staff, (ii) the Staff Proposal expected hours on Chart 1, and (iii) the proposed average hours on the Points Chart in the draft Rule. The proposed hours on the Points Chart that differ from the Staff Proposal hours on Chart 1 are indicated in bold & dark red.

Case Type:	Maine Actual Time:	C1 Staff Proposal Hours:	PChart Avg. Hours Per Case:
Class A Crime	14.25	29.6	29.6
Class B & C Person Crime	14.25	29.6	22.2
Class B & C Property Crime	14.25	29.6	14.8
Class D & E Crime	8.25	7.4	7.4
Probation Violation	7.6	9.25	9.25
Post-Conviction Review	16.8	111	44.4
Appeal	14.6	74	74
Juvenile	8.1	18.5	14.8
Lawyer of the Day (per appearance)	N/A	N/A	3.7
Protective Custody	21	46.25	37
Involuntary Commitment	N/A	N/A	7.4
Inv. Commit. Appeal to Superior Court	N/A	N/A	14.8
Emancipation	N/A	N/A	5.6
Probate	N/A	N/A	22.2
Specialty Courts (per appearance)	N/A	N/A	3.7
Pet. for Mod. of Release or Treatment	N/A	N/A	22.2
Petition for Release	N/A	N/A	22.2

The draft Rule considered by the Commission on November 9 recommended that the average hours for a post-conviction case be reduced to 30 hours, and the average hours for an appeal be reduced to 44 hours, with points and maximum case types adjusted accordingly. The recommendations were based on my experience and observations dealing with appeals and post conviction reviews during my time on the bench. My recommendation regarding appeals was supported by information from the attorney who most frequently does appeals of MCILS criminal cases. He indicated that a routine single issue appeal, for example, an appeal from denial of a motion to suppress,

takes around 40 hours. About one week's work; not the two weeks work (74 hours) suggested in the staff recommendation.

The proposed Points Chart in the Rule draft is as follows.

Case Type:	Point Value:	Maximum Case Type:	Average Hours Per Case:
Class A Crime	4	63	29.6
Class B & C Person Crime	3	83	22.2
Class B & C Property Crime	2	125	14.8
Class D & E Crime	1	250	7.4
Probation Violation	1.25	200	9.25
Post-Conviction Review	6 <u>4</u>	42 <u>62</u>	44.4 <u>30</u>
Appeal	10 <u>6</u>	25 <u>43</u>	74 <u>44</u>
Juvenile	2	125	14.8
Lawyer of the Day (per appearance)	.5	500	3.7
Protective Custody	5	50	37
Involuntary Commitment	1.25	200	7.4
Inv. Commit. Appeal to Superior Court	2	125	14.8
Emancipation	.75	333	5.6
Probate	3	83	22.2
Specialty Courts (per appearance)	.5	500	3.7
Pet. for Mod. of Release or Treatment	3	83	22.2
Petition for Release	3	83	22.2

I support that chart with the indicated amendments, coupled with a 2100 hours a year cap on assignments. On November 9, the Commission voted to reinstate the hours and points originally proposed by the staff.

DRAFT

02 DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION

94-649 MAINE COMMISSION ON INDIGENT LEGAL SERVICES

Chapter 3: ELIGIBILITY REQUIREMENTS FOR SPECIALIZED CASE TYPES

Summary: Chapter 2 of the Commission’s Rules sets out the minimum eligibility requirements to be rostered to accept appointments from the Maine Commission on Indigent Legal Services (“MCILS”). The Rules in this Chapter are promulgated to establish the eligibility requirements to be rostered on specialty panels for specific types of cases and for Lawyer of the Day assignments.

SECTION 1. Definitions. For purposes of this Chapter, the following terms are defined as follows:

1. Contested Hearing. “Contested Hearing” means a hearing at which a contested issue is submitted to the court for resolution after evidence is taken or witnesses are presented.
2. Domestic Violence. “Domestic Violence” means:
 - A. Offenses denominated as Domestic Violence under 17-A M.R.S.A. §§ 207-A, 208-D, 209-A, 210-B, 210-C, and 211-A;⁵
 - B. Any ~~class D or E~~ offense alleged to have been committed against a family or household member or dating partner;⁵
 - C. The class D offense of stalking under 17-A M.R.S.A. § 210-A;⁵
 - D. Violation of a protection order under 17-A M.R.S.A. § 506-B;⁵
 - E. “Domestic Violence” includes crimes involving substantially similar conduct ~~in another jurisdiction~~;⁵
 - F. “Domestic Violence” also includes Criminal Conspiracy under 17-A M.R.S.A. § 151, Criminal Attempt under 17-A M.R.S.A. § 152, and Criminal Solicitation under 17-A M.R.S.A. § 153 to commit any of the offenses listed above, or to commit any crime involving substantially similar conduct.
3. Serious Violent Felony. “Serious Violent Felony” means:

- A. An offense under 17-A M.R.S.A. §§ 152-A (Aggravated Attempted Murder), 201 and 152 (Attempted Murder), 208 (Aggravated Assault), 208-D (Domestic Violence Aggravated Assault), 208-B (Elevated Aggravated Assault), 208-C (Elevated Aggravated Assault on a Pregnant Person), 301 (Kidnapping), 401(1)(B)(1), (2), or (3) (Burglary with a Firearm, Burglary with Intent to Inflict Bodily Harm, and Burglary with a Dangerous Weapon), 651 (Robbery), 802 (Arson), 803-A (Causing a Catastrophe), 1105-A (Aggravated Trafficking of Scheduled Drugs), 1105-B (Aggravated Trafficking of Counterfeit Drugs), and 1105-C (Aggravated Furnishing of Scheduled Drugs).
- B. “Serious Violent Felony” includes crimes involving substantially similar conduct in another jurisdiction.
- C. “Serious Violent Felony” also includes Criminal Conspiracy under 17-A M.R.S.A. § 151, Criminal Attempt under 17-A M.R.S.A. § 152, and Criminal Solicitation under 17-A M.R.S.A. § 153 to commit any of the offenses listed above, or to commit a crime involving substantially similar conduct.
4. Sex Offense. “Sex Offense” means:
- A. An offense under 17-A M.R.S.A. §§ 251-259-A (Sexual Assaults), §§ 281-285 (Sexual Exploitation of Minors), § 556 (Incest), § 511(1)(D) (Violation of Privacy), § 852 (Aggravated Sex Trafficking), and § 855 (Patronizing Prostitution of Minor or Person with Mental Disability).
- B. “Sex Offense” includes crimes involving substantially similar conduct in another jurisdiction.
- C. “Sex Offense” also includes Criminal Conspiracy under 17-A M.R.S.A. § 151, Criminal Attempt under 17-A M.R.S.A. § 152, and Criminal Solicitation under 17-A M.R.S.A. § 153 to commit any of the offenses listed above, or to commit a crime involving substantially similar conduct.
5. Specialized Case Types. “Specialized Case Types” means those cases that are complex in nature due to the allegations against the person as well as the and severity of the consequences if a conviction occurs. They include the following case types:
- A. Homicide, including OUI manslaughter
- B. Sex offenses
- C. Serious violent felonies
- D. Operating under the influence
- E. Domestic violence

F. Juvenile defense

G. Protective custody matters

~~H. Repealed In-Custody Lawyer of the Day~~

~~I. Walk-In Lawyer of the Day~~

~~H.J. Juvenile Lawyer of the Day~~

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SECTION 2. Powers and Duties of the Executive Director

1. The Executive Director, or his or her designee, shall develop an application process for an attorney seeking appointment(s) in Specialized Case Types to demonstrate the minimum qualifications necessary to be placed on Specialized Case Type Rosters. An applicant for a Specialized Case Type Roster must present additional information beyond the minimum requirements of this Chapter if requested by the Executive Director, or his or her designee.
2. The Executive Director, or his or her designee, shall have the sole discretion to make the determination if an attorney is qualified to be placed on a Specialized Case Type Roster. In addition, the Executive Director, or his or her designee, shall have the sole discretion, to grant or deny a waiver pursuant to, and in accordance with, Section 4.
3. The Executive Director, or his or her designee, may, in his or her sole discretion, remove an attorney from a Specialized Case Type Roster at any time if the attorney is not meeting the minimum qualifications and standards as determined by the Executive Director, or his or her designee.
4. This subsection does not exempt an attorney from satisfying the requirements of this Chapter at any time thereafter or limit the authority of the Executive Director, or his or her designee, to remove an attorney from any Specialized Case Type Roster at any time.

SECTION 3. Minimum Eligibility Requirements for Specialized Case Types.

1. **Homicide.** ~~In order to~~ be rostered for homicide cases an attorney must:
 - A. Have at least five years of criminal law practice experience;
 - B. Have tried before a judge or jury as first chair at least five felony cases within the last ten years, at least two of which were serious violent felony, homicide, or

- Class C or higher sex offense cases, AND at least two of which were jury trials;
- C. Have tried as first chair a homicide case in the last fifteen years, OR have tried as second chair at least one homicide case with an experienced homicide defense

attorney within the past five years;

- D. Demonstrate a knowledge and familiarity with the evidentiary issues relevant to homicide cases, including but not limited to forensic and scientific issues relating to DNA testing and fingerprint analysis, mental health issues, and eyewitness identification;
- E. Provide a letter explaining reasons for interest in and qualifications for representing individuals charged with homicide; and
- F. Have submitted to the Commission three letters of reference from attorneys with whom the applicant does not practice, that assert that the applicant is qualified to represent individuals charged with homicide, including OUI manslaughter. The letters of reference must be submitted directly to the Executive Director, or his or her designee, by the author.

2. **Sex Offenses.** ~~In order to~~ be rostered for sex offense cases an attorney must:

- A. Have at least three years of criminal law practice experience;
- B. Have tried before a judge or jury as first chair at least three felony cases in the last ten years, at least two of which were jury trials;
- C. Provide a letter explaining reasons for interest in and qualifications for representing individuals charged with a sex offense; ~~and~~
- D. If the applicant seeks a waiver, the applicant shall submit three letters of reference from attorneys with whom the applicant does not practice asserting that the applicant is qualified to represent individuals charged with a sex offense. The letters of reference must be submitted directly to the Executive Director, or his or her designee, by the author; ~~and~~;
- E. Letters of reference shall also be submitted upon the request of the Executive Director, or his or her designee.

3. **Serious Violent Felonies.** ~~In order to~~ be rostered for serious violent felony cases an attorney must:

- A. Have at least two years of criminal law practice experience;
- B. Have tried as first chair at least four criminal or civil cases in the last ten years, at least two of which were jury trials and at least two of which were criminal trials;
- C. Provide a letter explaining reasons for interest in and qualifications for representing individuals charged with a serious violent felony; and

- D. If the applicant seeks a waiver, the applicant shall submit three letters of reference from attorneys with whom the applicant does not practice asserting that the applicant is qualified to represent individuals charged with a serious violent felony. The letters of reference must be submitted directly to the Executive Director, or his or her designee, by the author.
 - E. Letters of reference shall also be submitted upon the request of the Executive Director, or his or her designee.
4. **Operating Under the Influence.** ~~In order to~~ be rostered for OUI cases an attorney must:
- A. Have at least one year of criminal law practice experience;
 - B. Have tried before a judge or jury as first chair at least two criminal cases, and conducted at least two contested hearings within at least the last ten years;
 - C. Have obtained in the last three years at least four hours of CLE credit on topics relevant particularly to OUI defense;
 - D. Provide a letter explaining reasons for interest in and qualifications for representing individuals charged with an OUI; and
 - E. If the applicant seeks a waiver, the applicant shall submit three letters of reference from attorneys with whom the applicant does not practice asserting that the applicant is qualified to represent individuals charged with an OUI. The letters of reference must be submitted directly to the Executive Director, or his or her designee, by the author.
 - F. Letters of reference shall also be submitted upon the request of the Executive Director, or his or her designee.
5. **Domestic Violence.** ~~In order to~~ be rostered for domestic violence cases an attorney must:
- A. Have at least one year of criminal law practice experience;
 - B. Have tried before a judge or jury as first chair at least two criminal cases and conducted at least two contested hearings within at least the last ten years;
 - C. Have obtained in the last three years at least four hours of CLE credit on topics related to domestic violence defense which included training on the collateral consequences of such convictions;
 - D. Provide a letter explaining reasons -for -interest in and qualifications for

representing individuals charged with a domestic violence crime; and

- E. If the applicant seeks a waiver, the applicant shall submit three letters of reference from attorneys with whom the applicant does not practice asserting that the applicant is qualified to represent individuals charged with a domestic violence crime. The letters of reference must be submitted directly to the Executive Director, or his or her designee, by the author.
- F. Letters of reference shall also be submitted upon the request of the Executive Director, or his or her designee.

6. **Juvenile Defense.** ~~In order to~~ be rostered for felony, sex offense, and bind-over juvenile defense cases an attorney must:

- A. Repealed.
- B. For felony cases and sex offense cases:
 - 1) Have at least one year of juvenile law practice experience;
 - 2) Have handled at least 10 juvenile cases to conclusion;
 - 3) Have tried at least 5 contested juvenile hearings (including but not limited to: detention hearings, evidentiary hearings, adjudication hearings, and dispositional hearings);
 - 4) Have attended in the last three years at least four hours of CLE credit on two or more of the following topics related to juvenile defense including training and education regarding placement options and dispositions, child development, adolescent mental health diagnosis and treatment, and the collateral consequences of juvenile adjudications;
 - 5) Provide a letter explaining reasons for interest in and qualifications for representing juveniles in felony and sex offense cases; and
 - 6) If the applicant seeks a waiver, the applicant shall submit three letters of reference from attorneys with whom the applicant does not practice asserting that the applicant is qualified to represent juveniles in felony and sex offenses cases. The letters of reference must be submitted directly to the Executive Director, or his or her designee, by the author.
 - 7) Letters of reference shall also be submitted upon the request of the Executive Director, or his or her designee.
 - 8) Upon notice from the State, whether formal or informal, that it may be seeking bind-over in the case, the attorney must immediately notify the

Executive Director.

C. For Bind-~~over~~Over Hearings:

- 1) Have at least two years of juvenile law practice experience;
- 2) Have handled at least 20 juvenile cases to conclusion in the past ten years;
- 3) Have tried at least 10 contested juvenile hearings (including but not limited to: detention hearings, evidentiary hearings, adjudication hearings, and dispositional hearings in the past ten years);
- 4) Have attended in the last three years at least eight hours of CLE credit that cover all ~~of~~ the following topics devoted to juvenile defense: ~~including~~ training and education regarding placement options and dispositional alternatives, child development, adolescent mental health diagnosis and treatment, issues and case law related competency, bind-over procedures, and the collateral consequences of juvenile adjudications;
- 5) Provide a letter explaining reasons for interest in and qualifications for representing juveniles in bind-over hearings; and
- 6) If the applicant seeks a waiver, the applicant shall submit three letters of reference from attorneys with whom the applicant does not practice asserting that the applicant is qualified to represent juveniles in bind-over hearings. The letters of reference must be submitted directly to the Executive Director, or his or her designee, by the author.
- 7) Letters of reference shall also be submitted upon the request of the Executive Director, or his or her designee.

7. **Protective Custody Matters.** ~~TIn order to~~ be rostered to represent parents in protective custody cases an attorney must:

A. Repealed.

B. Have conducted at least four contested hearings in civil or criminal cases within the last five years;

C. Have attended in the last three years at least four hours of CLE credit on topics related to the representation of parents in protective custody proceedings;

D. Provide a letter explaining reasons for interest in and qualifications for representing parents in protective custody proceedings; and

E. If the applicant seeks a waiver, the applicant shall submit three letters of reference from attorneys with whom the applicant does not practice asserting that the

applicant is qualified to represent parents in protective custody cases. The letters of reference must be submitted directly to the Executive Director, or his or her designee, by the author.

E-1. Letters of reference shall also be submitted upon the request of the Executive Director, or his or her designee.

F. If a Petition to Terminate Parental Rights is filed and the attorney of record has not previously tried as a first or second chair a termination of parental rights hearing, ~~or~~ has less than 6 months of child protection experience, then the attorney of record must file a request with the MCILS for a more experienced attorney to serve as a second chair to assist the attorney of record with the termination of parental rights hearing.

8. **Repealed.**

9. **Law Court Appeals.** ~~T~~~~In order to~~ be rostered for assignments to Law Court appeals in cases where trial counsel is not continuing on appeal, an attorney must:

A. Have provided representation to the conclusion of six cases. "Conclusion" means:

- 1) In criminal and juvenile cases, the entry of sentence or disposition either after plea or trial or the entry into a deferred disposition;
- 2) In child protective cases, the issuance of a jeopardy order or an order terminating parental rights;

B. Applicants who have provided representation in three or more appeals, including appeals to the Law Court and Rule 80B or Rule 80C appeals to the Superior Court, must submit copies of briefs that they have filed in the three appeals most closely pre-dating the date of their application for placement on the appellate roster~~;~~

C. Applicants who have not provided representation in three or more appeals must submit copies of any briefs that they have filed in an appeal, together with copies of a sufficient number of memoranda of law submitted to any court so that the submissions total three~~;~~

D. Submit a letter explaining the applicant's interest in and qualifications for providing representation on appeals; including a description of the applicant's experience with appeals, representative examples of issues raised on appeal, and a summary of the results of those appeals; and

E. If the applicant seeks a waiver, the applicant shall submit three letters of reference

from attorneys with whom the applicant does not practice asserting that the applicant is qualified to provide representation in appeal cases. The letters of reference must be submitted directly to the Executive Director, or his or her designee, by the author.

- F. Letters of reference shall be submitted upon the request of the Executive Director, or his or her designee.
- G. This rule is not applicable to cases where-in which trial counsel continues on appeal.

10. **Post-Conviction Review.** ~~T~~In order to be rostered for post-conviction review cases an attorney must:

- A. Have at least three years of criminal law experience;
 - B. Have previously qualified to be placed on the trial roster for the case type applicable to the conviction being challenged on post-conviction review;
 - C. Submit a letter explaining the applicant's interest in and qualifications for providing representation in post-conviction review cases, including a description of the applicant's criminal law experience generally and how that experience prepared the applicant to address the issues applicable to post-conviction review cases; and
 - D. If the applicant seeks a waiver, the applicant shall submit three letters of reference from attorneys with whom the applicant does not practice asserting that the applicant is qualified to provide representation in post-conviction cases. The letters of reference must be submitted directly to the Executive Director, or his or her designee, by the author.
- E. Letters of reference and writing samples shall also be submitted upon the request of the Executive Director, or his or her designee.

11. Lawyer of the Day (LOD):

A. Definitions:

- 1) Lawyer of the Day: an attorney who has been designated by MCILS as eligible for criminal case appointments and is designated by a court pursuant to M.R.U. Crim. P. 5(e) for the limited purpose of representing a defendant or defendants at their arraignment or initial appearance.
- 2) Proceeding Type: the type of proceeding for which an attorney may serve as LOD. The three proceeding types are in-custody, walk-in, and juvenile.
- 3) In-Custody: arraignments or initial appearances for defendants in adult criminal cases who are incarcerated.
- 4) Walk-In: arraignments or initial appearances for defendants in adult criminal cases who are not incarcerated.
- 5) Juvenile: arraignments or initial appearances for juvenile defendants.

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6) LOD Roster: the list of attorneys designated as eligible by MCILS to serve as LOD in a proceeding type.

7) Shadow Session: an attorney applying for LOD eligibility “shadows” an eligible LOD for a complete session of the proceeding type for which the attorney is applying. The applicant must be present with the eligible LOD for the entire LOD appearance, including in client interviews (with client consent) and in the courtroom. If it is a morning appearance that continues into the afternoon, the applicant must be present the entire time and that counts as one shadow session

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B. LOD Rosters:

1) **In-Custody.** To be rostered for LOD for in-custody proceedings, an attorney must:

- a. Submit a complete Application for LOD Assignments;
- b. Complete the LOD Minimum Standards Training;
- c. Be currently eligible to accept MCILS criminal case assignments, even if not actively accepting assignments;
- d. Have previously been deemed eligible for OUI and domestic violence cases in accordance with Chapter 3 of the Commission Rules;
- e. Complete three full in-custody LOD shadow sessions on three separate days. The eligible LOD(s) who were shadowed must verify in writing to MCILS that the applicant completed each shadow session; and
- f. Certify that they have read, understand, and agree to comply with all MCILS standards of practice.

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2) **Walk-In.** To be rostered for LOD for walk-in proceedings, an attorney must:

- a. Submit a complete Application for LOD Assignments;
- b. Complete the LOD Minimum Standards Training;
- c. Be currently eligible to accept MCILS criminal case assignments, even if not actively accepting assignments;
- d. Have previously been deemed eligible for OUI and domestic violence cases in accordance with Chapter 3 of the Commission Rules;
- e. Complete three full walk-in LOD shadow sessions on three separate days. The eligible LOD(s) who were shadowed must verify in writing to MCILS that the applicant completed each shadow session; and
- f. Certify that they have read, understand, and agree to comply with all MCILS standards of practice.

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3) **Juvenile:**

- a. Submit a complete Application for LOD Assignments;
- b. Complete the LOD Minimum Standards Training prior to or within three months of being rostered for LOD assignments;

- c. Be currently eligible to accept MCILS juvenile case assignments, even if not actively accepting assignments;
- d. Have previously been deemed eligible for juvenile felony cases in accordance with Chapter 3 of the Commission Rules;
- e. Complete three full juvenile walk-in LOD shadow sessions on three separate days. The eligible LOD(s) who were shadowed must verify in writing that the applicant completed each shadow session;
- f. Complete three full juvenile in-custody LOD shadow sessions on three separate days. The eligible LOD(s) who were shadowed must verify in writing that the applicant completed each shadow session; and
- g. Certify that they have read, understand, and agree to comply with all MCILS LOD standards of practice,

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SECTION 4. Waiver of Certain Eligibility Requirements

1. An attorney who wishes to receive assignments for one or more of the specialized case types listed above but who does not meet both requirements of: (1) years of practice experience; and (2) trial or litigation experience, may seek a waiver of either, but not both, requirements. An attorney seeking a waiver must provide the Executive Director, or his or her designee, with written information explaining the need for a waiver and the attorney's experience and qualifications to provide representation to the indigent people whose charges or litigation matters are covered by this rule.

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2. An attorney may apply for a conditional waiver if additional time is needed to meet CLE requirements.

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3. The Executive Director, or his or her designee, may consider other litigation experience, total years of practice, and regional conditions and needs in granting or denying a waiver to any particular attorney.

AUTHORITY: 4 M.R.S.A. §§ 1804(2)(B), (2)(G), (3)(E) and (4)(D)

EFFECTIVE DATE:

July 8, 2011

AMENDED:

June 10, 2016 – filing 2016-091

Pending UCD Cases as of November 25, 2022

UCD	FELONY				MISDEMEANOR				CIVIL VIOLATION			ALL CASES			
	Pending	On DD	No IA	% No IA	Pending	On DD	No IA	% No IA	Pending	No IA	% No IA	Pending	On DD	No IA	% No IA
Androscoggin	718	68	38	5.3%	2,174	227	331	15.2%	19	9	47.4%	2,911	295	378	13.0%
Aroostook	724	116	87	12.0%	1,033	246	288	27.9%	31	16	51.6%	1,788	362	391	21.9%
Caribou	172	24	21	12.2%	218	62	48	22.0%	4	1	25.0%	394	86	70	17.8%
Fort Kent	115	15	15	13.0%	206	69	36	17.5%	6	2	33.3%	327	84	53	16.2%
Houlton	220	30	18	8.2%	316	64	93	29.4%	10	6	60.0%	546	94	117	21.4%
Presque Isle	217	47	33	15.2%	293	51	111	37.9%	11	7	63.6%	521	98	151	29.0%
Cumberland	1,251	195	112	9.0%	3,647	484	641	17.6%	57	16	28.1%	4,955	679	769	15.5%
Bridgton	24	5	6	25.0%	335	55	67	20.0%	11	1	9.1%	370	60	74	20.0%
Portland	1,208	185	104	8.6%	2,914	365	468	16.1%	31	10	32.3%	4,153	550	582	14.0%
West Bath	19	5	2	10.5%	398	64	106	26.6%	15	5	33.3%	432	69	113	26.2%
Franklin	147	33	10	6.8%	432	102	96	22.2%	26	18	69.2%	605	135	124	20.5%
Hancock	371	30	39	10.5%	653	104	178	27.3%	33	14	42.4%	1,057	134	231	21.9%
Kennebec	632	71	63	10.0%	1,800	284	353	19.6%	49	14	28.6%	2,481	355	430	17.3%
Augusta	605	67	59	9.8%	1,105	167	179	16.2%	40	8	20.0%	1,750	234	246	14.1%
Waterville	27	4	4	14.8%	695	117	174	25.0%	9	6	66.7%	731	121	184	25.2%
Knox	225	48	27	12.0%	539	158	91	16.9%	14	0	0.0%	778	206	118	15.2%
Lincoln	127	45	7	5.5%	343	131	60	17.5%	10	5	50.0%	480	176	72	15.0%
Oxford	431	60	48	11.1%	1,023	167	211	20.6%	21	8	38.1%	1,475	227	267	18.1%
Bridgton	47	9	5	10.6%	124	34	18	14.5%	3	1	33.3%	174	43	24	13.8%
Rumford	153	26	14	9.2%	383	59	93	24.3%	5	2	40.0%	541	85	109	20.1%
South Paris	231	25	29	12.6%	516	74	100	19.4%	13	5	38.5%	760	99	134	17.6%
Penobscot	985	33	108	11.0%	2,026	43	638	31.5%	48	27	56.3%	3,059	76	773	25.3%
Bangor	963	32	101	10.5%	1,526	32	402	26.3%	21	10	47.6%	2,510	64	513	20.4%
Lincoln	8	1	4	50.0%	260	3	131	50.4%	19	16	84.2%	287	4	151	52.6%
Newport	14	0	3	21.4%	240	8	105	43.8%	8	1	12.5%	262	8	109	41.6%
Piscataquis	48	3	5	10.4%	113	7	49	43.4%	19	16	84.2%	180	10	70	38.9%
Sagadahoc	180	54	20	11.1%	476	189	90	18.9%	14	3	21.4%	670	243	113	16.9%
Somerset	240	47	16	6.7%	558	132	115	20.6%	10	2	20.0%	808	179	133	16.5%
Waldo	211	40	22	10.4%	348	87	77	22.1%	4	1	25.0%	563	127	100	17.8%
Washington	198	19	9	4.5%	380	32	110	28.9%	40	27	67.5%	618	51	146	23.6%
Calais	92	5	6	6.5%	160	9	45	28.1%	14	9	64.3%	266	14	60	22.6%
Machias	106	14	3	2.8%	220	23	65	29.5%	26	18	69.2%	352	37	86	24.4%
York	1,190	116	257	21.6%	4,169	698	832	20.0%	125	43	34.4%	5,484	814	1,132	20.6%
Alfred	1,138	113	251	22.1%	93	22	26	28.0%	0	0	--	1,231	135	277	22.5%
Biddeford	25	1	3	12.0%	2,226	357	401	18.0%	84	26	31.0%	2,335	358	430	18.4%
Springvale	13	0	1	7.7%	1,273	205	303	23.8%	35	16	45.7%	1,321	205	320	24.2%
York	14	2	2	14.3%	577	114	102	17.7%	6	1	16.7%	597	116	105	17.6%
TOTAL	7,678	978	868	11.3%	19,714	3,091	4,160	21.1%	520	219	42.1%	27,912	4,069	5,247	18.8%

Columns

Pending	Number of cases having at least one charge without a disposition, and without a currently active warrant.
On DD	Number of pending cases with an Order of Deferred Disposition entered.
No IA	Number of pending cases with a complaint filed, but not having an initial appearance or arraignment held or waived.
% No IA	Percent of pending cases without an initial appearance/arraignment.

Cases are categorized based on the most serious offense charged. Local ordinance violations filed with the court are not included in the reported counts.

Change in Pending UCD Cases, November 2021 to November 2022

Pending cases as of November 25 of each year

UCD	FELONY			MISDEMEANOR			CIVIL VIOLATION			ALL CASES		
	2021	2022	% Diff	2021	2022	% Diff	2021	2022	% Diff	2021	2022	% Diff
Androscoggin	601	718	19.5%	1,935	2,174	12.4%	20	19	-5.0%	2,556	2,911	13.9%
Aroostook	710	724	2.0%	1,146	1,033	-9.9%	27	31	14.8%	1,883	1,788	-5.0%
Caribou	185	172	-7.0%	289	218	-24.6%	4	4	0.0%	478	394	-17.6%
Fort Kent	85	115	35.3%	205	206	0.5%	3	6	100.0%	293	327	11.6%
Houlton	205	220	7.3%	326	316	-3.1%	12	10	-16.7%	543	546	0.6%
Presque Isle	235	217	-7.7%	326	293	-10.1%	8	11	37.5%	569	521	-8.4%
Cumberland	1,305	1,251	-4.1%	3,727	3,647	-2.1%	177	57	-67.8%	5,209	4,955	-4.9%
Bridgton	17	24	41.2%	317	335	5.7%	97	11	-88.7%	431	370	-14.2%
Portland	1,263	1,208	-4.4%	3,044	2,914	-4.3%	60	31	-48.3%	4,367	4,153	-4.9%
West Bath	25	19	-24.0%	366	398	8.7%	20	15	-25.0%	411	432	5.1%
Franklin	90	147	63.3%	303	432	42.6%	10	26	160.0%	403	605	50.1%
Hancock	276	371	34.4%	618	653	5.7%	55	33	-40.0%	949	1,057	11.4%
Kennebec	573	632	10.3%	1,583	1,800	13.7%	31	49	58.1%	2,187	2,481	13.4%
Augusta	550	605	10.0%	1,038	1,105	6.5%	20	40	100.0%	1,608	1,750	8.8%
Waterville	23	27	17.4%	545	695	27.5%	11	9	-18.2%	579	731	26.3%
Knox	204	225	10.3%	418	539	28.9%	18	14	-22.2%	640	778	21.6%
Lincoln	123	127	3.3%	292	343	17.5%	9	10	11.1%	424	480	13.2%
Oxford	370	431	16.5%	912	1,023	12.2%	35	21	-40.0%	1,317	1,475	12.0%
Bridgton	38	47	23.7%	123	124	0.8%	7	3	-57.1%	168	174	3.6%
Rumford	138	153	10.9%	362	383	5.8%	10	5	-50.0%	510	541	6.1%
South Paris	194	231	19.1%	427	516	20.8%	18	13	-27.8%	639	760	18.9%
Penobscot	949	985	3.8%	2,409	2,026	-15.9%	130	48	-63.1%	3,488	3,059	-12.3%
Bangor	923	963	4.3%	1,878	1,526	-18.7%	38	21	-44.7%	2,839	2,510	-11.6%
Lincoln	9	8	-11.1%	294	260	-11.6%	55	19	-65.5%	358	287	-19.8%
Newport	17	14	-17.6%	237	240	1.3%	37	8	-78.4%	291	262	-10.0%
Piscataquis	41	48	17.1%	110	113	2.7%	18	19	5.6%	169	180	6.5%
Sagadahoc	143	180	25.9%	376	476	26.6%	23	14	-39.1%	542	670	23.6%
Somerset	183	240	31.1%	450	558	24.0%	32	10	-68.8%	665	808	21.5%
Waldo	194	211	8.8%	359	348	-3.1%	15	4	-73.3%	568	563	-0.9%
Washington	149	198	32.9%	297	380	27.9%	30	40	33.3%	476	618	29.8%
Calais	65	92	41.5%	111	160	44.1%	7	14	100.0%	183	266	45.4%
Machias	84	106	26.2%	186	220	18.3%	23	26	13.0%	293	352	20.1%
York	1,120	1,190	6.3%	4,146	4,169	0.6%	133	125	-6.0%	5,399	5,484	1.6%
Alfred	1,073	1,138	6.1%	122	93	-23.8%	0	0	0.0%	1,195	1,231	3.0%
Biddeford	21	25	19.0%	2,297	2,226	-3.1%	100	84	-16.0%	2,418	2,335	-3.4%
Springvale	15	13	-13.3%	1,132	1,273	12.5%	22	35	59.1%	1,169	1,321	13.0%
York	11	14	27.3%	595	577	-3.0%	11	6	-45.5%	617	597	-3.2%
TOTAL	7,031	7,678	9.2%	19,081	19,714	3.3%	763	520	-31.8%	26,875	27,912	3.9%

Columns

2021	Number of cases having at least one charge without a disposition, and without a currently active warrant as of November 25, 2021
2022	Number of cases having at least one charge without a disposition, and without a currently active warrant as of November 25, 2022
% Diff	Percent change in pending cases from 2021 to 2022. Red percentages represent an increase, green percentages a decrease.

Cases are categorized based on the most serious offense charged. Local ordinance violations filed with the courts are not included in the reported counts.

Change in Pending UCD Cases, November 2019 to November 2022

Pending cases as of November 25 of each year

UCD	FELONY			MISDEMEANOR			CIVIL VIOLATION			ALL CASES		
	2019	2022	% Diff	2019	2022	% Diff	2019	2022	% Diff	2019	2022	% Diff
Androscoggin	423	718	69.7%	1,302	2,174	67.0%	28	19	-32.1%	1,753	2,911	66.1%
Aroostook	414	724	74.9%	697	1,033	48.2%	23	31	34.8%	1,134	1,788	57.7%
Caribou	70	172	145.7%	178	218	22.5%	1	4	300.0%	249	394	58.2%
Fort Kent	46	115	150.0%	147	206	40.1%	6	6	0.0%	199	327	64.3%
Houlton	127	220	73.2%	152	316	107.9%	8	10	25.0%	287	546	90.2%
Presque Isle	171	217	26.9%	220	293	33.2%	8	11	37.5%	399	521	30.6%
Cumberland	896	1,251	39.6%	2,538	3,647	43.7%	108	57	-47.2%	3,542	4,955	39.9%
Bridgton	10	24	140.0%	186	335	80.1%	16	11	-31.3%	212	370	74.5%
Portland	868	1,208	39.2%	2,058	2,914	41.6%	70	31	-55.7%	2,996	4,153	38.6%
West Bath	18	19	5.6%	294	398	35.4%	22	15	-31.8%	334	432	29.3%
Franklin	85	147	72.9%	303	432	42.6%	23	26	13.0%	411	605	47.2%
Hancock	204	371	81.9%	484	653	34.9%	36	33	-8.3%	724	1,057	46.0%
Kennebec	388	632	62.9%	1,172	1,800	53.6%	37	49	32.4%	1,597	2,481	55.4%
Augusta	378	605	60.1%	634	1,105	74.3%	21	40	90.5%	1,033	1,750	69.4%
Waterville	10	27	170.0%	538	695	29.2%	16	9	-43.8%	564	731	29.6%
Knox	147	225	53.1%	330	539	63.3%	7	14	100.0%	484	778	60.7%
Lincoln	104	127	22.1%	221	343	55.2%	12	10	-16.7%	337	480	42.4%
Oxford	199	431	116.6%	525	1,023	94.9%	12	21	75.0%	736	1,475	100.4%
Bridgton	25	47	88.0%	76	124	63.2%	1	3	200.0%	102	174	70.6%
Rumford	81	153	88.9%	210	383	82.4%	8	5	-37.5%	299	541	80.9%
South Paris	93	231	148.4%	239	516	115.9%	3	13	333.3%	335	760	126.9%
Penobscot	382	985	157.9%	1,098	2,026	84.5%	57	48	-15.8%	1,537	3,059	99.0%
Bangor	373	963	158.2%	854	1,526	78.7%	46	21	-54.3%	1,273	2,510	97.2%
Lincoln	3	8	166.7%	101	260	157.4%	5	19	280.0%	109	287	163.3%
Newport	6	14	133.3%	143	240	67.8%	6	8	33.3%	155	262	69.0%
Piscataquis	20	48	140.0%	60	113	88.3%	25	19	-24.0%	105	180	71.4%
Sagadahoc	96	180	87.5%	292	476	63.0%	17	14	-17.6%	405	670	65.4%
Somerset	147	240	63.3%	416	558	34.1%	16	10	-37.5%	579	808	39.6%
Waldo	104	211	102.9%	308	348	13.0%	8	4	-50.0%	420	563	34.0%
Washington	102	198	94.1%	222	380	71.2%	22	40	81.8%	346	618	78.6%
Calais	45	92	104.4%	97	160	64.9%	13	14	7.7%	155	266	71.6%
Machias	57	106	86.0%	125	220	76.0%	9	26	188.9%	191	352	84.3%
York	711	1,190	67.4%	2,652	4,169	57.2%	122	125	2.5%	3,485	5,484	57.4%
Alfred	660	1,138	72.4%	99	93	-6.1%	1	0	-100.0%	760	1,231	62.0%
Biddeford	26	25	-3.8%	1,311	2,226	69.8%	70	84	20.0%	1,407	2,335	66.0%
Springvale	17	13	-23.5%	777	1,273	63.8%	38	35	-7.9%	832	1,321	58.8%
York	8	14	75.0%	465	577	24.1%	13	6	-53.8%	486	597	22.8%
TOTAL	4,422	7,678	73.6%	12,620	19,714	56.2%	553	520	-6.0%	17,595	27,912	58.6%

Columns

2019	Number of cases having at least one charge without a disposition, and without a currently active warrant as of November 25, 2019
2022	Number of cases having at least one charge without a disposition, and without a currently active warrant as of November 25, 2022
% Diff	Percent change in pending cases from 2019 to 2022. Red percentages represent an increase, green percentages a decrease.

Cases are categorized based on the most serious offense charged. Local ordinance violations filed with the courts are not included in the reported counts.

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Maine Commission on Indigent Legal Services Attorney Roster Report by Court																
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Court	Attorney Name	City	Phone	Bar #	Email	010 Homicide	020 Sex Offense	025 Serious Violent Felony	030 Other Felony	040 Drug Offense	050 Domestic Violence	060 OUI	070 Other Misdeme	090 LOD - Custody	100 LOD - Walk-in	110 NCR Release Hearings
Unified Criminal Docket Alfred	Quinn, Daniel	West Kenneb	207.985.8637	8537	blixx@myfairpoint.net				✓	✓	✓	✓	✓		✓	
	Slaton, Ashley	Portland	207.221.5736	6328	ash@mainecriminaldefense.com									✓	✓	
	Winling, Rick	Lyman	207.985.9465	9338	rick@fairfieldandassociates.com									✓	✓	
	Youngblood, Alec	Portland	207.358.4909	6266	alec@rdcplawyers.com									✓	✓	

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Maine Commission on Indigent Legal Services **Attorney Roster Report by Court**

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Court	Attorney Name	City	Phone	Bar #	Email	010 Homicide	020 Sex Offense	025 Serious Violent Felony	030 Other Felony	040 Drug Offense	050 Domestic Violence	060 OUI	070 Other Misdeme	090 LOD - Custody	100 LOD - Walk-in	110 NCR Release Hearings
Unified Criminal Docket Auburn	Archer, Jesse	Lewiston	207.669.5900	5713	jessejamesianarcher.esq@outlook.co	✓						✓		✓	✓	
	Berner, Seth	Portland	207.775.2452	2774	sberner@gwi.net									✓	✓	
	Charest, Richard	Lewiston	207.577.5029	9514	rickcharest@roadrunner.com								✓	✓	✓	
	Corey, Paul	Auburn	207.330.9216	4702	pdc.ac.ac@gmail.com			✓	✓		✓	✓				
	Dolley, Jeffrey	Lewiston	207.333.3008	9444	jeffreydolley@yahoo.com									✓	✓	
	Drew, Heidi	Lewiston	207.577.7259	4704	heidi.m.drew@gmail.com									✓		
	Fairbanks, Lorne	Lewiston	207.240.9443	4527	lorne.fairbanks@gmail.com								✓	✓	✓	
	Griffin, Henry	Lewiston	207.233.1876	7491	MaineDefenseLawyer@gmail.com											
	Hess, George	Auburn	207.782.2072	375	ghess@gppdl.com	✓		✓		✓						
	Jones, Dennis	Richmond	207.737.4963	1357	dljesq@gwi.net									✓		
	Leary, Justin	Auburn	207.782.3275	3661	justin@sldlaw.com	✓	✓	✓	✓	✓	✓		✓	✓	✓	
	LeClerc, Gregory	Standish	207.200.1882	5952	gregoryleclerc@1820law.com									✓	✓	
	Lobozzo, Allan	Lewiston	207.333.3891	3893	lobozzolaw@gmail.com			✓								
	McMorran, Kelly	Auburn	207.782.3322	7350	KMcMorranEsq@aol.com									✓	✓	
	Nadeau, Tina	Portland	207.699.8287	4684	tinanadeaulaw@gmail.com	✓										
	Nielsen, Chris	Biddeford	207.571.8555	9739	nielsen.esq@nielsengrouplaw.com		✓									
	Paradie, Verne	Lewiston	207.333.3583	8929	Vparadie@lawyers-Maine.com	✓		✓								
	Paulson, Erik	Portland	207.200.0219	4983	erik@maine-legal.com									✓		
	Rabasco, Jr., Edward	Lewiston	207.333.3583	3598	erabasco@lawyers-maine.com				✓	✓	✓	✓	✓			

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Court	Attorney Name	City	Phone	Bar #	Email	010 Homicide	020 Sex Offense	025 Serious Violent Felony	030 Other Felony	040 Drug Offense	050 Domestic Violence	060 OUI	070 Other Misdeme	090 LOD - Custody	100 LOD - Walk-in	110 NCR Release Hearings
Unified Criminal Docket Auburn	Roberge, Mitchel	Lewiston	207.784.1446	6536	mrobergelaw@gmail.com					✓			✓			
	Rosenberg, Peter	Brunswick	207.705.0675	9574	pmrlaw@earthlink.net										✓	
	Sica, Bradley	Canton	207.500.9533	5989	bradley.sica@gmail.com									✓	✓	
	Wilson, Jeffrey	South Paris	207.743.2096	4812	jeff@wilsonlawme.com						✓			✓	✓	
	Wommack, Sanders	North Yarmou	207.449.2968	10116	wommack@wescustagolaw.com					✓			✓			

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Court	Attorney Name	City	Phone	Bar #	Email	010 Homicide	020 Sex Offense	025 Serious Violent Felony	030 Other Felony	040 Drug Offense	050 Domestic Violence	060 OUI	070 Other Misdeme	090 LOD - Custody	100 LOD - Walk-in	110 NCR Release Hearings
Unified Criminal Docket Augusta	Whittier, Lisa	Augusta	207.623.2110	4080	wordsofwhit@yahoo.com									✓	✓	

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Court	Attorney Name	City	Phone	Bar #	Email	010 Homicide	020 Sex Offense	025 Serious Violent Felony	030 Other Felony	040 Drug Offense	050 Domestic Violence	060 OUI	070 Other Misdeme	090 LOD - Custody	100 LOD - Walk-in	110 NCR Release Hearings
Unified Criminal Docket Bath	Berner, Seth	Portland	207.775.2452	2774	sberner@gwi.net									✓	✓	
	Chipman, Richard	Bath	207.319.9226	5951	chipmanlawllc@gmail.com								✓		✓	
	Corey, Paul	Auburn	207.330.9216	4702	pdc.ac.ac@gmail.com	✓										
	Dolley, Jeffrey	Lewiston	207.333.3008	9444	jeffreydolley@yahoo.com									✓	✓	
	French, Justin	Brunswick	207.725.5509	5593	trish@rangercopelandfrench.com				✓	✓			✓	✓	✓	
	Handelman, Jonathan	Brunswick	207.619.1945	9859	jonathan@handelmanmason.com									✓	✓	
	Hutchinson, Benjamin	Portland	207.655.6414	5085	brhlaw.me@gmail.com				✓	✓			✓	✓	✓	
	Johnson, Samuel	Portland	207.358.4909	6357	sam@rdcplawyers.com									✓	✓	
	Jones, Dennis	Richmond	207.737.4963	1357	dljesq@gwi.net									✓		
	LeClerc, Gregory	Standish	207.200.1882	5952	gregoryleclerc@1820law.com										✓	
	Ledwick, Christopher	Brunswick	207.710.0300	9197	chris@ledwicklaw.com									✓	✓	
	Mason, James	Brunswick	207.619.1945	4206	james@handelmanmason.com									✓	✓	
	McGee, Peter	South Portlan	207.772.1470	1203	rpeterm1@maine.rr.com								✓		✓	
	Nadeau, Tina	Portland	207.699.8287	4684	tinanadeaulaw@gmail.com	✓										
	Nielsen, Chris	Biddeford	207.571.8555	9739	nielsen.esq@nielsengrouplaw.com		✓									
	Paradie, Verne	Lewiston	207.333.3583	8929	Vparadie@lawyers-Maine.com	✓										
	Paris, David	Bath	207.442.7198	6781	Dparislaw@gmail.com									✓	✓	
	Rosenberg, Peter	Brunswick	207.705.0675	9574	pmrlaw@earthlink.net										✓	
	Smith, Evan	Brunswick	207.776.9352	8749	esmith@lawofficeofevansmith.com				✓	✓	✓	✓	✓	✓	✓	

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Court	Attorney Name	City	Phone	Bar #	Email	010 Homicide	020 Sex Offense	025 Serious Violent Felony	030 Other Felony	040 Drug Offense	050 Domestic Violence	060 OUI	070 Other Misdeme	090 LOD - Custody	100 LOD - Walk-in	110 NCR Release Hearings
Unified Criminal Docket Portland	Nielsen, Chris	Biddeford	207.571.8555	9739	nielsen.esq@nielsengrouplaw.com		✓									
	Paradie, Verne	Lewiston	207.333.3583	8929	Vparadie@lawyers-Maine.com	✓										
	Paris, David	Bath	207.442.7198	6781	Dparislaw@gmail.com		✓									
	Paulson, Erik	Portland	207.200.0219	4983	erik@maine-legal.com								✓			
	Peltier, Mark J.	Portland	207.358.4909	4698	mark@rdcplawyers.com								✓	✓		
	Rosenberg, Peter	Brunswick	207.705.0675	9574	pmrlaw@earthlink.net										✓	
	Ruffner, Robert	Portland	207.221.5736	8855	office@MaineCriminalDefense.com; r								✓			
	Shea, Stephen	Portland	207.205.5037	5810	steve@shealawmaine.com		✓	✓	✓	✓	✓					
	Slaton, Ashley	Portland	207.221.5736	6328	ash@mainecriminaldefense.com								✓	✓		
	Tisdale, Stuart	Portland	207.415.5378	3965	stuarttisdalejr@gmail.com			✓								
	Wadia, Darius	Portland	212.233.1216	10178	dwadia@wadialaw.com			✓	✓							
	Wilson, Jeffrey	South Paris	207.743.2096	4812	jeff@wilsonlawme.com								✓	✓		
	Wommack, Sanders	North Yarmou	207.449.2968	10116	wommack@wescustagolaw.com					✓		✓				
	Youngblood, Alec	Portland	207.358.4909	6266	alec@rdcplawyers.com								✓	✓		

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Court	Attorney Name	City	Phone	Bar #	Email	010 Homicide	020 Sex Offense	025 Serious Violent Felony	030 Other Felony	040 Drug Offense	050 Domestic Violence	060 OUI	070 Other Misdeme	090 LOD - Custody	100 LOD - Walk-in	110 NCR Release Hearings
Unified Criminal Docket Skowhegan	Catherman, Andrew	Waterville	207.358.8857	01013	andrew@dominionlawme.com								✓			
	Cohen, Jennifer	Augusta	603.355.6436	6645	jencohenlaw@gmail.com		✓	✓	✓	✓	✓		✓			
	Corey, Paul	Auburn	207.330.9216	4702	pdc.ac.ac@gmail.com	✓										
	Gray, Elizabeth	Newport	207.924.2053	5356	elizabeth@graylawmaine.com			✓	✓	✓	✓	✓	✓	✓	✓	
	Jensen, Angela	Fairfield	802.236.3215	10101	Ajensenlaw@outlook.com				✓	✓			✓			
	Mohlar, Philip	Skowhegan	207.474.6200	7093	philmohtar@beeline-online.net									✓	✓	
	O'Donnell, John	Waterville	207.872.6516	3249	john@tiltonodonnell.com		✓	✓	✓	✓	✓	✓	✓	✓	✓	
	Paradie, Verne	Lewiston	207.333.3583	8929	Vparadie@lawyers-Maine.com	✓										
	Pratt, Jeremy	Camden	207.236.0020	9966	jeremy@midcoastlaw.com	✓										
	Rutledge, Ryan	Skowhegan	207.474.3324	6337	rrutledge@mainelegal.net				✓	✓		✓	✓	✓	✓	
	Smith, Stephen	Augusta	207.622.3711	8720	steve@mainetriallaw.com	✓										
	Tilton, Thomas	Waterville	207.872.6516	2913	tom@tiltonodonnell.com		✓	✓	✓		✓					

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Court	Attorney Name	City	Phone	Bar #	Email	010 Homicide	020 Sex Offense	025 Serious Violent Felony	030 Other Felony	040 Drug Offense	050 Domestic Violence	060 OUI	070 Other Misdeme	090 LOD - Custody	100 LOD - Walk-in	110 NCR Release Hearings
Unified Criminal Docket South Paris	Archer, Jesse	Lewiston	207.669.5900	5713	jessejamesianarcher.esq@outlook.co	✓						✓		✓	✓	
	Berner, Seth	Portland	207.775.2452	2774	sberner@gwi.net									✓	✓	
	Corey, Paul	Auburn	207.330.9216	4702	pdc.ac.ac@gmail.com					✓						
	Derstine, Tucker	Bridgton	207.803.8349	6202	tucker@atd-law.com			✓	✓	✓	✓	✓	✓	✓	✓	
	Drew, Heidi	Lewiston	207.577.7259	4704	heidi.m.drew@gmail.com									✓		
	Gioia, James	Portland	207.800.5570	6092	jgioia@thegioiafirm.com									✓	✓	
	Glynn, Sarah	South Paris	207.743.7753	8865	sarah@oxfordhillslaw.com									✓	✓	
	Hess, George	Auburn	207.782.2072	375	ghess@gppdl.com	✓		✓		✓						
	MacLean, Jason	Bridgton	207.647.2263	9336	Jmacle@aol.com				✓	✓	✓	✓	✓			
	McMorran, Kelly	Auburn	207.782.3322	7350	KMcMorranEsq@aol.com									✓	✓	
	Paradie, Verne	Lewiston	207.333.3583	8929	Vparadie@lawyers-Maine.com	✓		✓								
	Porter, Maurice	Norway	207.743.0388	9227	bestdefense@mac.com									✓	✓	
	Rice, Curtis	Rumford	207.369.0004	9293	curtisjrice@hotmail.com				✓	✓	✓	✓	✓	✓	✓	

Maine Commission on Indigent Legal Services Attorney Roster Report by Court																
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Court	Attorney Name	City	Phone	Bar #	Email	010 Homicide	020 Sex Offense	025 Serious Violent Felony	030 Other Felony	040 Drug Offense	050 Domestic Violence	060 OUI	070 Other Misdeme	090 LOD - Custody	100 LOD - Walk-in	110 NCR Release Hearings
Unified Criminal Docket South Paris	Sica, Bradley	Canton	207.500.9533	5989	bradley.sica@gmail.com									✓	✓	
	Slaton, Ashley	Portland	207.221.5736	6328	ash@mainecriminaldefense.com									✓		
	Wilson, Jeffrey	South Paris	207.743.2096	4812	jeff@wilsonlawme.com									✓	✓	
	Wommack, Sanders	North Yarmou	207.449.2968	10116	wommack@wescustagolaw.com								✓			

Maine Commission on Indigent Legal Services Attorney Roster Report by Court																
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Court	Attorney Name	City	Phone	Bar #	Email	010 Homicide	020 Sex Offense	025 Serious Violent Felony	030 Other Felony	040 Drug Offense	050 Domestic Violence	060 OUI	070 Other Misdeme	090 LOD - Custody	100 LOD - Walk-in	110 NCR Release Hearings
Unified Criminal Docket Wiscasset	Avantaggio, William	Damariscotta	207.563.2655	7724	will@avantaggio.com			✓	✓	✓	✓	✓	✓			
	Bourget, Stephen	Augusta	207.623.9964	3737	SteveJB64@gmail.com		✓	✓	✓	✓	✓	✓	✓	✓	✓	
	Bowe, Matthew	Brunswick	207.373.9314	9852	mattbowelaw@gmail.com							✓				
	Chipman, Richard	Bath	207.319.9226	5951	chipmanlawllc@gmail.com								✓		✓	
	Dolley, Jeffrey	Lewiston	207.333.3008	9444	jeffreydolley@yahoo.com									✓	✓	
	French, Justin	Brunswick	207.725.5509	5593	trish@rangercopelandfrench.com				✓	✓			✓	✓	✓	
	Handelman, Jonathan	Brunswick	207.619.1945	9859	jonathan@handelmanmason.com									✓	✓	
	Jones, Dennis	Richmond	207.737.4963	1357	dljesq@gwi.net									✓		
	Ledwick, Christopher	Brunswick	207.710.0300	9197	chris@ledwicklaw.com									✓	✓	
	Madison, Lynn	Waldoboro	207.542.9230	5324	lmadisonlaw@gmail.com			✓	✓	✓	✓	✓	✓	✓	✓	
	Mason, James	Brunswick	207.619.1945	4206	james@handelmanmason.com									✓	✓	
	Paradie, Verne	Lewiston	207.333.3583	8929	Vparadie@lawyers-Maine.com	✓										
	Paris, David	Bath	207.442.7198	6781	Dparislaw@gmail.com		✓							✓	✓	
	Pratt, Jeremy	Camden	207.236.0020	9966	jeremy@midcoastlaw.com	✓										
	Purdy, Daniel	Waldoboro	207.832.6315	6792	danpurdy@roadrunner.com		✓	✓	✓	✓	✓	✓	✓	✓	✓	
	Rosenberg, Peter	Brunswick	207.705.0675	9574	pmrlaw@earthlink.net										✓	
	Smith, Evan	Brunswick	207.776.9352	8749	esmith@lawofficeofevanssmith.com				✓	✓	✓	✓	✓	✓	✓	
	Snow, Gregory	Rockland	207.593.2494	4987	gregoriesnow@gmail.com									✓	✓	
	Yarmosh, Linda	Boothbay Har	207.633.6700	3891	lyarmosh@myfairpoint.net				✓	✓	✓	✓	✓		✓	

Maine Commission on Indigent Legal Services Attorney Roster Report by Court																
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Unified Criminal Docket Wiscasset	Zirschky, David	Rockland	207.200.7813	5647	david@midcoastmainelaw.com									✓	✓	

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Maine Commission on Indigent Legal Services Attorney Roster Report by Court								
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Court	Attorney Name	City	Phone	Bar #	Email	230 PCR Homicide	240 PCR Sex Offense	250 PCR Other Criminal
Post-Conviction Review	Boyd, Dylan R.	Portland	207.536.7147	4701	dylan@dylanboydlaw.com	✓		✓
	Corey, Paul	Auburn	207.330.9216	4702	pdc.ac.ac@gmail.com			✓
	Tisdale, Stuart	Portland	207.415.5378	3965	stuarttisdalejr@gmail.com	✓	✓	✓
	Winger, Lawrence	Portland	207.807.0333	2101	lawrence.c.winger@gmail.com	✓		✓

Age/County Demographic Report

	Androscoggin	Aroostook	Cumberland	Franklin	Hancock	Kennebec	Knox	Lincoln	Oxford	Penobscot	Piscataquis	Sagadahoc	Somerset	Waldo	Washington	York	Out-Of-Town	Total
Unknown	0	0	2	0	1	0	0	0	0	0	0	0	0	0	0	0	0	3
29 or Less	15	3	84	0	2	8	0	2	2	14	0	4	0	3	0	5	48	190
30 - 34	15	5	153	2	3	41	4	3	3	31	0	4	2	3	1	25	92	387
35 - 39	22	5	261	1	6	47	5	6	1	29	2	5	3	3	1	33	150	580
40 - 44	28	2	245	2	9	50	14	2	7	26	3	9	1	6	3	28	171	606
45 - 49	21	9	216	0	7	41	6	6	2	22	0	7	2	3	3	24	137	506
50 - 54	26	5	199	3	10	43	13	8	3	39	3	9	2	0	6	30	175	574
55 - 59	15	10	210	1	11	48	8	6	1	35	0	12	2	5	2	30	171	567
60 - 64	14	3	226	5	14	74	9	10	6	56	0	16	5	4	2	41	167	652
65 - 69	27	9	223	2	12	60	10	11	3	31	0	8	3	8	2	37	125	571
70+	31	21	277	6	28	70	27	21	8	44	1	14	10	8	6	60	126	758
Grand Total:	214	72	2096	22	103	482	96	75	36	327	9	88	30	43	26	313	1362	5394
Percent:	3.97	1.33	38.86	0.41	1.91	8.94	1.78	1.39	0.67	6.06	0.17	1.63	0.56	0.80	0.48	5.80	25.25	

* - data is as of 11/15/2022

Source: Maine Board of Bar Overseers