ATTORNEY SETTLEMENT AGREEMENT FOR SPLITTING FLAT FEE

Defendant \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Case No.(s)\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Circuit/County\_\_\_\_\_\_\_\_\_\_\_

The Parties hereby stipulate and agree as follows:

1. The Parties are either current or former private court appointed counsel (PCAC) appointed to represent \_\_\_\_\_\_\_\_\_\_\_\_\_, the Defendant, in the above-referenced case(s).
2. Each Party may be entitled to a portion of the flat fee(s) as set forth in Section 27.5304(1), Florida Statutes.
3. The flat fee(s) established by the legislature applicable to the above-style matter are as follows[[1]](#footnote-1):

\_\_\_\_\_\_\_\_ (case number) \_\_\_\_\_\_\_\_\_\_\_\_\_(violation/level of offense) \_\_\_\_\_\_\_(flat fee)

\_\_\_\_\_\_\_\_ (case number) \_\_\_\_\_\_\_\_\_\_\_\_\_(violation/level of offense) \_\_\_\_\_\_\_(flat fee)

1. The parties recognize that pursuant to section 27.5304(11)(b), Florida Statutes, the total compensation of the Parties may not exceed the flat fee(s).
2. The Parties’ representation of the Defendant in the above-styled matter(s) did not involve unusual and extraordinary efforts that would justify attorney’s fees, individually or in the aggregate amount, exceeding the flat fee(s) pursuant to section 27.5304(12), Florida Statutes.
3. The flat fee(s) shall be apportioned among the Parties as follows[[2]](#footnote-2):

\_\_\_\_\_\_\_\_ (Name) Case No\_\_\_\_\_\_\_\_\_\_\_ Amount\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_ (Name) Case No\_\_\_\_\_\_\_\_\_\_\_ Amount\_\_\_\_\_\_\_\_\_\_\_\_\_

1. Other than the fees listed in paragraph 6, the Parties hereby waive any claim to attorney fees in the above-referenced case(s).
2. This agreement may be enforced by the Justice Administrative Commission.

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Signature Bar ID Date

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Signature Bar ID Date

1. List all applicable individual flat fees. [↑](#footnote-ref-1)
2. Include all PCACs even where a PCAC is waiving all fees. For a PCAC who waives all fees, indicate $0.00 for the amount. [↑](#footnote-ref-2)