

IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT
IN AND FOR _____ COUNTY, FLORIDA

STATE OF FLORIDA,

CASE NO.: _____

vs.

DIV.: _____

_____,
Defendant.

JUDGE: _____

_____/

MOTION FOR ATTORNEY FEES IN EXCESS OF FLAT FEE

COMES NOW, [ATTORNEY NAME], as the private court-appointed attorney in the above-entitled cause, and files this Motion for Attorney Fees pursuant to section 27.5304, F.S., and in support thereof, states as follows:

1. The undersigned attorney was appointed to represent the above-cited defendant on _____.

2. The undersigned submitted a billing to the Justice Administrative Commission (JAC). Attached as Exhibit A is JAC's objection letter dated _____ issued in response to this billing. JAC's objection letter includes a chart setting forth objections to line items in the undersigned's billing. The undersigned responds to those objections as follows:

[PROVIDE RESPONSES TO LINE ITEM OBJECTIONS]

3. JAC requested a hearing in relation to this billing.

4. The undersigned provided _____ hours of representation in this matter and is requesting fees of \$_____.

5. The billing submitted by the undersigned for payment by the State of Florida is true, accurate, reasonable, and necessary and the requested fee is within the flat fee established pursuant to section 27.5304, Florida Statutes, and the General Appropriations Act.

6. The representation by the undersigned involved unusual and extraordinary effort that warrants compensation in excess of the flat fee.

WHEREFORE, the defense requests this Court enter an order approving in the amount of \$_____ for attorney fees and directing that the undersigned be compensated by the State of Florida, Justice Administrative Commission, and for such other and further relief as this Court deems just and equitable.

Respectfully submitted,

IN THE CIRCUIT COURT OF THE _____ JUDICIAL CIRCUIT
IN AND FOR _____ COUNTY, FLORIDA

STATE OF FLORIDA,

CASE NO.: _____

vs.

DIV.: _____

_____,
Defendant.

JUDGE: _____

_____/

ORDER APPROVING PAYMENT OF ATTORNEY FEES IN EXCES OF FLAT FEE

THIS CAUSE having come before the Court upon the Motion for Attorney's Fees pursuant to section 27.5304, F.S., filed by _____ for the representation of the above-cited defendant, an indigent person. The Court having reviewed the motion, the billing and the response submitted by the Justice Administrative Commission finds as follows:

1. The attorney fees as set forth below are appropriate, reasonable, and necessary.
2. The fees are incurred as the result of representation which involved unusual and extraordinary effort and therefore merits compensation exceeding the flat fee in accordance with section 27.5304(12), Florida Statutes.

IT IS HEREBY ORDERED AND ADJUDGED that the amounts of \$_____ for attorney fees are hereby approved for Attorney _____ whose Florida Bar No. is _____ and that the Justice Administrative Commission shall process said billing for payment by the State of Florida upon receipt of a copy of this Order..

DONE AND ORDERED in _____, _____ County on this _____ day of _____.
