

Re: Annual PD Report

Commissioners:

Attached is my annual report. The State Public Defender Commission provided this form for use. However, there are several problems with this form. First, the expenditure categories on the form are blank because there was insufficient advance warning that we would need to track that information.

Second, on page 2 of this form, it did not include categories for the following case types on which I was also appointed:

Domestic Violence Protection Order:	1
Guardianship:	2
Infraction:	3

Third, some of the categories on page 2 are unrealistic as far as tracking. For instance, with "probation revocation," I have usually already been appointed on the underlying case. If I enter it into the computer as a new case once the defendant violates probation, the case would get counted twice. Therefore, in that column, I only included cases on which I was appointed for the first time at the time of a probation violation. Also with "termination of parental rights," if termination occurs within a child protection case, I will have already been appointed. To include it again under this category would result in the case being counted twice.

Fourth, in the "total number of cases" column, we are not to include cases on which we had to conflict out. However, I can think of several occasions where I represented someone on the underlying matter but then had to conflict out once they violated probation because they violated with another client. To not include that case in my count would not provide an accurate reflection of the work I did on the underlying case.

Fifth, I have also left blank the "Education and Training" grid on page 5. The State Bar Association keeps track of our CLE requirements and reporting is due every three calendar (not fiscal) years. My last reporting period was through December 31, 2014. I had many more than the required number of training credits. However, I do not have those records at hand. And, even if I did, they would not be broken down as to how many were capital, versus juvenile, versus post-conviction, versus "other" hours. Nor will I bother to track it in that manner in the future. I will continue to rely on the State's record keeping in this regard and the manner in which they keep those records.

Sincerely,