

MICHIGAN INDIGENT DEFENSE COMMISSION

Compliance Plan for Indigent Defense Standards 1 – 4

INSTRUCTIONS

Local indigent defense systems have until **November 20, 2017**, to submit to the Michigan Indigent Defense Commission (MIDC) a plan for compliance with the first four approved minimum standards for indigent criminal defense services. This document includes instructions and a compliance plan structure for the submission and information on how to calculate your request for state funding. All application questions must be answered within the requirements, and all attachments and signatures included for a complete application. Failure to submit a complete application will result in the application being disapproved and returned, per MCL 780.993(4). Applications should be submitted through the MIDC's web portal at <http://portal.michiganidc.gov/>.

The application document includes the following sections: Applicant Information, Compliance Plan Narrative, Cost Analysis, Local Share Calculation, Data Collection, and Grant Calculation. The MIDC website, <http://michiganidc.gov>, hosts helpful information for compliance planning including additional guidelines, detailed white papers on each of the four standards and several model plans including sample cost analyses for different local indigent defense delivery systems.

Guidelines for the Cost Analysis and Local Share in the Compliance Plan

All proposed, estimated, or actual expenditures reported in either the Cost Analysis or the Local Share should be reflective of direct indigent defense system activities. For any funding requests for ancillary agencies, the claimed expense must be reasonably and directly related to the indigent defense function, with a clear justification and compelling rationale. The Local Share calculation – which acts as a baseline for continued funding unit contribution to the indigent defense system – may be reported as an estimate if the actual funding level cannot be calculated. If an estimate is provided for the Local Share, the methodology to calculate the estimate must be reported. All Local Share calculations must be certified by the authorizing official on the application. The following instructions provide general guidance for the Cost Analysis and, specifically, the enhanced costs to meet the provisions of the four standards. The costs, expenditures, and rates proposed are presumed reasonable; variations will be considered on a case-by-case basis.

Standard 1 - Indigent defense systems may achieve this standard by having attorneys register for a specific training or by facilitating a local or regional training program. Registration for CLE hours will be allowed at the rate of \$25 per credit hour. Instructors for training programs will be reimbursed at reasonable consultant rates commensurate with the local market. A guideline for illustrative purposes may be up to \$75/hr with allowance for program development and preparation time for the training. Travel expenses for the attorneys to attend training or instructors for training programs will be reimbursed at current State of Michigan travel rates for mileage, meals, and lodging, if needed.

Standard 2 - Attorney time to meet this standard will be reimbursed according to reasonable local attorney rates, whether salaried, contract, or assigned attorneys. To facilitate early communication, practical use of technologies available for digital face-to-face communication may be employed. Supplies and equipment needed for technology-based communications will be considered. If it is necessary to create or alter building space to provide a confidential setting for attorneys and their clients, renovation expenses are allowed up to a maximum of \$25,000 per location. Requests exceeding \$25,000 will be reviewed with higher due diligence and considered with accompanying documentation for justification.

Standard 3 - Expenses for investigators will be considered at hourly rates not to exceed \$75. Expenses for expert witnesses will follow a tiered level of compensation based on education level and type of expert,* not to exceed these amounts:

High School or Equivalent	\$30/hr
Associate's Degree	\$50/hr
Bachelor's Degree	\$70/hr
Master's Degree	\$85/hr
Crime Scene and Related Experts	\$100/hr
CPA/Financial Expert	\$100/hr
Pharmacy/PharmD	\$125/hr
Information Technology Experts	\$150/hr
Ph.D./Licensed Doctor	\$200/hr

**The table of expert hourly rates is adopted from the guidelines published by the North Carolina Indigent Defense Services Commission. Variations will be considered on a case-by-case basis.*

Each indigent defense system will be limited to a capped amount of funds for investigators and experts based on the total new circuit adult criminal filings within the jurisdiction in the most recent calendar year, as reported and certified with the State Court Administrative Office. Systems within district courts of the 3rd class are considered in Tier I unless special circumstances are presented.

0 - 499 cases/year = Tier I - \$10,000

500 - 999 cases/year = Tier II - \$25,000

1,000 – 9,999 cases/year = Tier III - \$50,000

Over 10,000 cases/year = Tier IV – To be determined bases on further discussion and review of records of the system(s)

Standard 4 - Attorney time to meet this standard should be reimbursed according to reasonable attorney rates, whether salaried, contract, or assigned attorneys. Methods for implementation can include on-call or appointed attorney systems, or other efficient models.

APPLICANT INFORMATION

Applicant Funding Unit(s): **Macomb County**

Trial Courts Included in this Compliance Plan Submission: **16th Judicial Circuit Court, 42-I District Court, 42-II District Court**

Fiduciary Funding Unit: **Macomb County**

Federal ID Number: **38-6004868**

Street Address/City/Zip Code: **Macomb County Administration Building, 1 South Main, Mount Clemens, MI 48043**

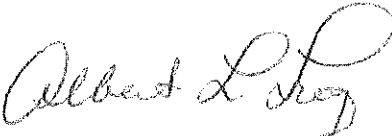
AUTHORIZED OFFICIAL (Person Authorized to Enter into Agreements):

Name and Title: **Al Lorenzo, Deputy County Executive**

Street Address/City/Zip: **Macomb County Administration Building, 1 South Main, Mount Clemens, MI 48043**

Telephone: **(586) 469-7278**

Email Address: **lorenzo@macomgov.org**

Signature: 

Date: **5/12/18**

CONTACT INFORMATION

PRIMARY CONTACT

(Person Responsible for Oversight and Reporting of Standards Implementation):

Name and Title: John Nizol, Deputy Court Administrator

Street Address/City/Zip: 40 N. Main, Mt. Clemens, MI 48043

Telephone: 586-469-5164

Email Address: John.Nizol@macombgov.org

Signature:

Date:



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FINANCIAL CONTACT

(Person Responsible for Grant Accounting):

Name and Title: Stephen Smigiel, Finance Director

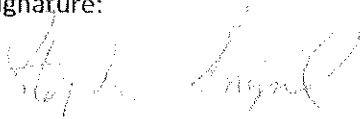
Street Address/City/Zip: 120 S. Main, 2nd Floor, Mt. Clemens, MI 48043

Telephone: 586-469-5250

Email Address: Stephen.Smigiel@macombgov.org

Signature:

Date:



2/13/18

COMPLIANCE PLAN NARRATIVE

Briefly describe the indigent defense delivery system(s) – contract, assigned counsel, or public defender – that the funding unit(s), for which this application is being considered, employed to deliver services before the MIDC Act took effect (July 1, 2013).

The 16th Judicial Circuit Court, 42-I District Court, and 42-II District Court currently have an assigned counsel delivery system. 486 attorneys currently provide indigent defense services at the 16th Judicial Circuit Court and 42nd District Courts. At Circuit, attorneys are selected by rotation from the list of eligible attorneys. Separate lists (A, B, and C) are maintained, depending on the complexity of the case. The Circuit Court lists are public so that attorneys can easily check to see when they are up for an assignment. Attorneys receive assignments both from the highest list on which they are qualified to receive assignments and from all lists requiring less experience. In other words, an “A List” attorney receives assignments at the A, B, and C levels, a “B List” attorney receives B and C level assignments, and a “C List” attorney receives only C level assignments. The Circuit Court has an “Indigent Panel Committee” made up of judges and nominees of the Macomb County Bar Association, who review applications to join the lists and consider complaints regarding the performance of attorneys on the lists. The day to day appointments from the list are handled by the Court’s Case Management Division. Payment of attorney fees in conjunction with the established fee schedules are handled by the Court’s Judicial Aide Division.

Smaller lists exist at each of the district courts, and the lists at the district level are not subdivided by complexity. Appointments for felonies at the District Court level (both for the 42nd District Courts and all other district courts in the County) are handled by the Circuit Court. Accordingly, an indigent defendant has the same appointed counsel at his or her preliminary examination as at his or her trial. At 42-I District Court, attorney appointment is handled randomly by Court staff. At 42-II District Court, attorney appointment is currently handled by the Judge.

Throughout the system, attorneys are compensated by event. There is no cap to the amount attorneys can bill, so long as the billing corresponds to the actual events. Attorneys may also seek extraordinary fees above and beyond listed events, but they are required to motion for such fees before the assigned judge.

It should be noted that additional standards, particularly standard 5, will result in significantly increased costs to the County for both planning and implementation. Our ability to contain costs currently is due to the reliance on the court and their ability to complete multiple court related functions at once which includes indigent defense, thus creating efficiencies. This will not be the case when removed from the judiciary.

Generally, how does the system(s) intend to comply with the MIDC standards 1-4? Please address whether you will continue with the model in place above, whether you have already made a transition to a new delivery system, or whether you intend to transition to a new delivery system.

The general model discussed above will be maintained during the pendency of the first set of standards. We anticipate that this model will need to be revisited should the second set of standards be enacted (concerning independence from the judiciary and attorney compensation, in particular). The basic appointment system will be random (a departure from the 42-II District Court's current system), and the Local Administrative Orders amended to reflect the increased standards necessitated by the Compliance Plan. The County will partner with the Macomb County Bar Association and CDAM to deliver quality CLE for all attorneys on our court-appointed counsel lists consistent with the MIDC Standards. While encouraged now, initial client interviews will be stressed and we will insure that confidential space is provided for these interviews and made available to attorneys. There is existing space for confidential interviews at the 42-II District Court and at the Circuit Courthouse. Some minor renovations will be needed at the 42-I District Court to provide confidential minor space (i.e., building a door and a window, as discussed in the plan below).

We will incur additional costs transporting prisoners to and from the confidential space at the Circuit Courthouse. While the District Courts will have transport officers available to move prisoners, the Circuit Court relies on Sheriff's Deputies and MDOC Employees to move prisoners. Transport officers do not simply stay at Circuit once prisoners are in lockup, but have other job duties. The only other officers on site are the Court Officers, who are busy in the courtroom during proceedings. The lockups are located next to the Judges' Conference Rooms and Jury Rooms, and moving prisoners between lockup and the confidential meeting space cannot be accomplished without Sheriff's Deputies (moving them without Deputies presents a huge flight risk and security risk). In order to move prisoners between lockup and the confidential spaces at Circuit, two additional deputies will be needed. Otherwise, attorneys will be forced to wait extended periods of time for the Sheriff's Deputy to facilitate these moves.

The availability of expert or investigator fees will also be stressed. We propose adopting the MIDC's schedule for experts and investigators and distributing the schedule to the Bench to ensure payments are consistent with the standards.

Counsel at first appearance will be insured by providing standby attorneys at the District Courts. One attorney will be on standby per Court. We will pay the attorney \$200 per day to be on call at each District. We will also need two polycom units for the district courts to allow attorneys to communicate with their clients who are in-custody at the jail.

Finally, while existing Court staff will continue to facilitate the appointment process, we will require one part-time grant-funded position to assist in managing Court-appointed counsel lists, track and report the various data points required by MIDC, track training and education, assist with continuing grant requests, manage billing and reporting information to MIDC, and tracking and verification of

first appearance meetings. This grant-funded position will not perform any job functions currently assigned to existing employees; those functions such as attorney appointment and attorney billing will continue to be handled by the Court's Case Management and Judicial Aide departments for now (until Standard 5 is implemented). These are functions which are not currently done and which will need to be done given the size of the population served by this funding unit. In addition to this function, we anticipate that this position will be transferrable to any separate public defender office which may be forthcoming should public defense be required to be independent from the judiciary.

Please identify the name and position held (e.g., county administrator, judge, defense attorney, etc.) for each person involved in the compliance planning process for this delivery system.

Al Lorenzo, Deputy County Executive; Hon. James M. Biernat, Jr., Chief Judge; Hon. James M. Maceroni, Circuit Court Judge; Barb Caskey, Director Macomb Community Corrections; Julie Bovenschen, Court Administrator; John Nizol, Deputy Court Administrator; Rick Troy, Director Macomb County Bar Association; and Susan Szabo, Court Finance Director.

Provide an attachment with the names, license or P#'s, and years of criminal defense experience for all attorneys the funding unit(s) intends to have deliver services as part of the local indigent defense system.

See attachment A.

Standard 1 – Training and Education

Attorneys with fewer than two years of experience practicing criminal defense in Michigan shall participate in one basic skills acquisition class. Do any of the attorneys included in this plan have fewer than the required experience and require this training? How many?

Yes. Six attorneys have less than two years of experience practicing criminal defense in Michigan. Please see attachment A.

All attorneys shall annually complete at least 12 hours of continuing legal education. How many attorneys require training in this plan?

Based on our current lists (as of November 14, 2017), 486 attorneys will require the CLE for the 16th Judicial Circuit Court, the 42-I District Court, and the 42-II District Court. Please see attachment A.

How will the funding unit(s) ensure that the attorneys satisfy the 12 hours of continuing legal education during the plan year?

The Macomb County Bar Association is partnering with CDAM to provide multiple CLE opportunities for attorneys to meet the required training and education standards. This training will be provided at no cost to the attorneys, and the Macomb County Bar Association will submit bills to the County reflecting the number of attorneys actually participating in the training. The Bar will seek reimbursement from the County at the MIDC approved rate of \$25 per credit hour. The County will in turn seek reimbursement from MIDC for these training costs. A full explanation of the Bar's Training Plan with CDAM is attached as attachment B. For new attorneys, in addition to the formal CLE requirements, we will require that they show some trial experience, which may be garnered through a mentoring program which will be developed by the County Bar Association. The Court's Local Administrative Orders governing selection and appointment of counsel for indigent defendants will be updated to reflect these new and more stringent standards.

For attorneys with less than two years' experience (currently only 6 attorneys on our lists have less than 2 years' experience), 28 CLE hours will be reimbursed at the MIDC approved rate of \$25 per credit hour. For all other attorneys, 12 CLE hours will be reimbursed at the MIDC-approved rate of \$25 per credit hour. Travel expenses and per diems will not be allowed, as all training will be provided locally. The CDAM Spring Conference takes place immediately adjacent to Macomb County (in the contiguous City of Troy), and is sufficiently close to alleviate the need for travel expenses.

Standard 2 – Initial Interview

When a client is in local custody, counsel shall conduct an initial client intake interview within three business days after appointment. When a client is not in custody, counsel shall promptly deliver an introductory communication so that the client may follow-up and schedule a meeting. To be successful, this requires immediate notification of appointment and client contact information.

How does the plan facilitate immediate attorney assignment and notification of new cases? How will the system ensure attorneys are completing their interviews within three business days? How will the initial interview be accomplished?

The Court will assign counsel as soon as the request for counsel is received. Assignment will be by random rotation (and based upon whether the defendant is charged with an A, B, C or district court-level offense). Attorneys will immediately be notified of the assignment by e-mail. The initial interview will be accomplished by the attorney reaching out to the defendant wherever he or she is located (or utilizing remote video technology as discussed below). Payment for the initial interview will be in accordance with the Court's Indigent Fee Schedule. The Court and the Bar Association will instruct attorneys as to the importance of this initial client interview. If an attorney fails to bill for an

initial client interview or fails to conduct the interview within MIDC time guidelines, we will capture that information and issue a warning. Such issues will also be reported for possible action (such as removal from the lists) in accordance with the Courts' Local Administrative Orders.

This standard further requires a confidential setting be provided for all client interviews.

Does the jail have confidential space for attorney-client interviews? Describe the space available for the interviews or the plan to provide confidential space.

The Macomb County Jail does not currently have adequate confidential space for the volume of attorney/client interviews that will need to occur upon implementation of the first four standards. For inmates in general population areas, confidential space is available. However, due to the process of booking and classification, most individuals who will be meeting with their assigned attorneys will be doing so while they are still housed in the booking area. This area of the jail currently has no existing space that would be suitable for confidential meetings. In order to provide this space, construction of five interview rooms is required. These rooms will also require polycom equipment, polycom cabinet, a monitor and speakers. Those incarcerated in the Macomb County Jail who are scheduled for arraignment will be transported to the arraignment area and into these cubicles and may then meet with their attorneys remotely.

Macomb County will incur additional costs due to the volume of inmate moves within the facility and will require additional custody and security staff: an additional two (2) full-time correctional officers will be required to meet this need. In addition to the responsibility we have for both 42-1 and 42-2 District Court, we must also consider the population of defendants that are housed at the Macomb County Jail prior to arraignment for 41-I District Court, 41-II District Court, and 39th District Court as it relates to confidential meeting space. Space and officer managed prisoner movement must be available to account for the interviews that will occur for any inmate who will be arraigned via video.

In order for defense attorneys to meet with their clients confidentially, Macomb County will need one (1) officer responsible for movement of prisoners from various areas of the jail to the interview space and one (1) officer responsible for custody and security for inmates brought to the interview area as well as scheduling and facilitation of the interviews including utilization of polycom equipment. It should be noted that the original request for four (4) officers has been reduced and may result in some increased wait times for attorney-client visits.

Does the courthouse have confidential space for attorney-client interviews? Describe the space available for the interviews or the plan to provide confidential space.

Both 16th Circuit Court and 42-II District Court have sufficient existing space for attorney-client interviews. In 42-I District Court, space is available but will require a minor renovation to meet these needs. Physical building space, which is connected to the prisoner holding cell and transport officer space, will be fitted with an interior door to access the space and a window to allow for officers to monitor the interview while still maintaining confidentiality. The cost associated with this renovation should be minimal (see estimate attached below) and the construction will be undertaken by the County's in-house Facilities and Operations Department. For defendants who are not incarcerated, confidential meeting space is available in conference rooms adjacent to the public areas of the courthouse.

At the 42-II District Court, there is confidential space directly adjacent to the prisoner holding cells. Prisoners may be moved to this space by existing transport officers. For prisoners not in-custody, confidential meeting space is available in other rooms on the first floor of the courthouse. Consequently, there is no costs associated with bringing the 42-II District Court into compliance with this requirement.

To meet requirements for standard 2, while still maintaining custody and security needs, 16th Circuit Court will require additional staffing from the Sheriff's Department to insure that incarcerated defendants can be moved from lockup to the confidential spaces. In order to provide confidential space for attorneys to meet with their clients, we will need to move defendants to the confidential space and do so securely. Since lockup is in the Judges' chambers and adjacent to the Judges' conference rooms and jury rooms, there are huge security and flight risks associated with moving them to the nearby confidential rooms. There is also no room immediately adjacent to the lockups which can be repurposed to confidential meeting space. In order to allow defendants to meet with their lawyers in a confidential setting at the Courthouse, Macomb County will incur the cost of providing two (2) additional sheriff's deputies will suffice to ensure that prisoners can be moved from lockup to the confidential rooms upon the request of their attorneys.

Mobile polycom carts will also be needed at the 42-I and the 42-II District Courts in order to facilitate confidential communications between attorneys and inmates in a timely for arraignments. Although this pertains more directly to standard 4, it could have some impact with respect to standard 2 as well and bears mentioning in conjunction with both standards. This will decrease some of the pressure on the jail with respect to space these interviews, alleviate security risks, and facilitate the interview process for attorneys. We will require 2 polycom carts for the district court (1 at the 42-I District Court and 1 at 42-II District Court).

Standard 3 – Experts and Investigators

This standard requires counsel to conduct an independent investigation. When appropriate, counsel shall request funds to retain an investigator to assist with the client's defense. Counsel shall request the assistance of experts where it is reasonably necessary to prepare the defense and rebut the prosecution's case. Counsel has a continuing duty to evaluate a case for appropriate defense investigations or expert assistance.

How will this standard be complied with by the delivery system?

The 16th Circuit Court and 42nd District Courts make funds available for experts ("experts" here refers to both experts and investigators) on request. We will continue to do so. The Circuit Court's 2017 budget for experts is \$50,000 per year. The Circuit Court's 2018 budget for experts is \$75,000 per year. We anticipate a significant increase in expert witness requests due to Standard 3. Accordingly, we will likely utilize all funds available through MIDC; i.e., an additional \$50,000 per year for the 16th Judicial Circuit and \$25,000 per year for 42nd District Courts.

Given the discretion which existing statutes and court rules give to the judges in approving expert witness fees, we will continue to require that defense counsel request expert witness fees from the assigned judge. In order to attempt to insure consistency and to provide some guidelines to the Bench, we will advise the judges of the presumptive expert witness limits contained in the guidelines for Standard 3, and request that they utilize this formula when authorizing funds for experts. We note, however, that experts do not necessarily bill at hourly rates, and therefore, we anticipate that some requests will not neatly fit into the limits contained in the MIDC guidelines. We will also advise defense attorneys of these presumptive limits so as to discourage requests which exceed the MIDC's guidelines.

Standard 4 – Counsel At First Appearance and Other Critical Stages of the Case

Counsel shall be appointed to provide assistance to the defendant as soon as the defendant's liberty is subject to restriction by a magistrate or judge. All persons determined to be eligible for indigent criminal defense services shall also have appointed counsel at pre-trial proceedings, during plea negotiations and at other critical stages, whether in court or out of court.

How will this standard be complied with by the delivery system?

The 42nd District Courts will implement a system where one attorney is assigned to each of the 42nd District Courts each day the Court is operating to handle arraignments. As most arraignments occur in these Courts on Mondays, two attorneys will be assigned to the Courts on Mondays. The assigned attorneys will be paid \$200 per day as a base rate. In addition to the base rate, the attorney will receive a payment of \$25 per arraignment.

To allow defense attorneys who are at the 42nd District Courts to communicate with their clients at the County Jail for first appearance, Macomb County will incur the cost of providing two mobile

polycom units (one for the 42-I District Court and one for the 42-II District Court). Although this pertains more directly to standard 4, it could have some impact with respect to standard 2 as well and bears mentioning in conjunction with both standards. This will decrease some of the pressure on the jail with respect to space these interviews, alleviate security risks, and facilitate the interview process for attorneys. We will require 2 polycom carts for the district court (1 at the 42-I District Court and 1 at 42-II District Court).

COST ANALYSIS

The MIDC Act requires funding unit(s) to provide a cost analysis as part of a request for state funding. The cost analysis should include all total indigent criminal defense services costs for compliance with minimum standards and the amount of funds in excess of the local share necessary to comply with the standards.

Refer to the instructions guide for grant allowances.

Personnel

Include staff, if any, whose work is or will be reasonably and directly related to the indigent defense function.

Name	Position	Computation	Total
VACANT	2 FTE's-Sheriff's Deputy to implement standards 2 and 4	Hourly rate X time devoted to MIDC related functions \$31.26 hourly x 40 hours per week	\$65,029 x 2 FTE's = \$130,058 Total wages only
VACANT	2 FTE's-Correctional Officer to implement standards 2 and 4	Hourly rate X time devoted to MIDC related functions \$26.23 hourly x 40 hours per week	\$54,550 x 2 FTE's = \$109,100 Total wages only
VACANT	1 MIDC Compliance Liaison to implement standards 1-4	\$25.44 x 20 hours per week	\$26,458
Total			\$265,616

Describe the duties of the positions listed (whether full-time or part-time) the number of hours worked, and rate of pay. Identify whether the positions will be a new cost as a result of the compliance plan.

Two Sheriff's Deputies will be required to facilitate inmate transfers to confidential spaces for confidential attorney-client meetings within 16th Circuit Court. These will be new positions and 100% dedicated to inmate transport and custody for attorney/client interviews. We anticipate that each position will be full-time.

Two (2) Correctional Officers will be required to facilitate inmate transfers and custody to the video arraignment area of the Macomb County Jail. These will be new positions and 100% dedicated to the additional volume of inmate movement and custody needs as a result of the increased attorney/client interviews we anticipate.

One part-time MIDC Compliance Liaison (paid at the rate of the existing County classification of junior fiscal analyst) will be required to manage the Court-appointed counsel lists, track and report the various data points required by MIDC, track training and education, assist with continuing grant requests, manage billing and reporting information to MIDC, and tracking and verification of first appearance meetings. This position will be located in the Case Management Division of the 16th Circuit Court. However, we anticipate that this position will be transferrable to any separate public defender office which may be forthcoming should public defense be required to be independent from the judiciary.

Fringe Benefits	Percentage	Total
Employer FICA / Medicare	7.65	\$20,319
Retirement	6.0	\$14,350
Hospital Insurance		\$51,164
Dental Insurance		\$3,200
Vision Insurance		0
Unemployment		0
Worker's Compensation	2.5	\$6,045
Life Insurance		\$180
Compensated Absences	1.0	\$2,656
Long Term Disability	.17	\$452
Liability Insurance	1.0	\$2,656
TOTAL		\$101,022

Describe the fringe benefits listed here with the positions above.

Fringe benefits for full time sheriff personnel positions are calculated as a percentage of salary for FICA (7.65%), Retirement (6.0%), Compensated Absences (1.0%), LTD (.17%), Workers' Comp (2.5%), and Liability Insurance (1.0%). Health Insurance (\$12,791), Dental (\$800), and Life Insurance (\$45) are charged at a fixed cost per full-time position. For 2018, the fringe rate is 18.32% for full-time sheriff personnel plus fixed charges of \$13,636.

Fringe benefits for part-time clerical personnel positions are calculated as a percentage of salary for FICA (7.65%), Compensated Absences (1.0%), LTD (.17%), Workers' Comp (.25%), and Liability Insurance (1.0%). For 2018, the fringe rate is 10.07% for part-time clerical personnel.

Contractual

For assigned counsel, you may group all attorney contracts in one line item. You may list the computation as "various" to indicate various rates of pay and provide detail below for the pay structure. List contractors for training programs. Also, list contractors who will be providing construction services for confidential space, if needed. Confidential space costs should be discussed in detail below but costs cannot exceed \$25,000 per location. Requests exceeding \$25,000 will be reviewed with higher due diligence and considered with accompanying documentation for justification. List contracts for investigators and experts here.

CONTRACTOR	COMPUTATION	SERVICES TO BE PROVIDED	TOTAL
Court Appointed Counsel, 16 th Judicial Circuit Court	Budget for attorney fees plus 10% (for additional costs pertaining to standards	Provide indigent defense for individuals who cannot afford legal representation	\$3,850,000
Macomb County Facilities and Operations	100%	Planning and build of five confidential spaces for attorney/client interviews at the Macomb County Jail, Renovations to provide confidential space at 42-1 District Court for attorney/client interviews	\$41,690 at the Macomb County Jail, \$7,980 at 42-1 District Court
J. Ewing, LLC	100%	5 polycom units including monitor and speakers for interview	\$5,265 per room X 5 = \$26,325

J. Ewing, LLC	100%	rooms Mobile Video cart for each District Court.	\$4,084 per unit X 2 = \$8,168
Court Appointed Counsel, 42 nd District Courts	Budget for attorney fees plus 15% (for additional costs pertaining to standards	Provide indigent defense for individuals who cannot afford legal representation	\$188,600
Court Appointed Counsel, 42 nd District Courts	Budget for \$200 a day for attorney to be on call at each District Court, two assigned to each location on Mondays	Provide indigent defense for individuals who cannot afford legal representation	\$200/day * 2 locations * 260 days = \$104,000 \$200/day * 2 locations * 52 Mondays = \$20,800
TOTAL			\$4,247,563

Provide detail for the types of contractors listed above, rates and hours, and services to be provided. Identify if the contractor will be a new cost or includes cost enhancements for implementation of the compliance plan.

Travel and Training

Include registrations for continuing legal education hours and training. Travel expenses should adhere to local funding unit travel policies, not to exceed State of Michigan standardized travel rates.

TYPES OF TRAVEL/TRAINING	COMPUTATION	TOTAL
Training for Court-Appointed Counsel	(\$25 per credit hour, times 12 credit hours per attorney, times 480 attorneys) (\$25 per credit hour, times 28 credit hours per attorney, times 6 attorneys with less than 2 years' experience)	\$144,000 \$4,200
TOTAL		\$148,200

LOCAL SHARE CALCULATION

The Local Share is defined as an indigent criminal defense system's average annual direct expenditures for adult criminal defense services for three fiscal years preceding the creation of the MIDC Act (effective July 1, 2013). Collections or reimbursements made to the system for partially indigent defendants are applied to the calculation.

Expenditures to be included in the calculation:

- Payments to criminal defense attorneys (contracts, public defenders, appointed systems, hybrid systems) for providing indigent adult criminal defense services including services for expedited docket programs, criminal contempt, juveniles waived into adult court, appeals from district to circuit court or eligible interlocutory appeals to the Court of Appeals
- Payments to experts and investigators
- Other expenses including attorney supplies, travel, or training

Services not included as expenditures:

- Post-sentencing appeals
- Probate, Juvenile Delinquency, Abuse and Neglect cases
- Civil Contempt
- Counsel at lineup (before charges are filed)

Reimbursements:

- Fees paid by or on behalf of a defendant for indigent criminal defense services including payments by the Michigan Department of Corrections and grant payments that include indigent defense services as eligible grant expenditures (i.e. expedited docket programs)

If the actual expenses and reimbursements cannot be calculated as exact, identify that you are providing estimates and discuss the methodology for determining the estimated local share.

FISCAL YEAR	TOTAL EXPENSES	REIMBURSMENTS	NET EXPENSES
2010	\$3,767,206	\$1,075,517	\$2,691,689
2011	\$3,025,762	\$1,158,436	\$1,867,326
2012	\$3,155,193	\$1,132,587	\$2,022,606
Average of Three Fiscal Years	\$3,316,054	\$1,122,180	\$2,193,874

Certification: I certify to the best of my knowledge and belief that the calculation of the local share is correct and complete and that all fiscal details included are direct indigent defense system expenditures and reimbursements in the given fiscal years.

Authorizing Official Name Susan R Szabo Susan R Szabo

(Printed)

(Signature)

Title Court Finance Director

Date 2/14/18

(pertaining to each attorney) and “case-level data” (pertaining to each individual court case). This list is not exhaustive but offers guidance on the types of data that will be critical to demonstrating standards compliance.

System-Wide Data Points

- Local requirements for training
- Existence of local training options
- Structure of any local administrative bodies responsible for identifying training needs and implementing training
- Mechanism(s) and timeline for notifying attorneys of new appointments
- Existence of confidential space for attorney-client interviews in holding facilities and courthouses
- Mechanism(s) by which attorneys request investigators or expert witnesses
- Delivery models for provision of counsel at first appearance

Attorney-Level Data Points

- P numbers and contact information
- Total number of annual completed CLE credits
- Location, date and content of all completed training courses

Case-Level Data Points

- Defendant request for appointed counsel
- Court appointment of counsel and date
- Date of attorney notification of appointment
- Date of initial client interview
- Request for investigator, date granted or denied
- Request for expert witness, date granted or denied
- Presence of counsel at first appearance
- Mechanism by which counsel at first appearance was provided
- Type and amount of bail issued, if any

The MIDC Act, MCL 780.993 (9), requires the state to appropriate funds for the reasonable costs associated with data required to be collected by the MIDC in excess of the local government’s data costs for other purposes. Costs associated with data collection are not required to be submitted with this compliance plan submission but will be addressed at a future date and are remarked here for informational purposes.

Attachment A

Court Appointed Attorneys		16th Circuit	42-1 District	42-B District	NOTES
ABDO, SHERMAN	P# 77605	Y	N	Y	
ABDO, MATTHEW*	P# 74058	N	Y	Y	
ABOUZEID, ZIAD N.	P# 69447	Y	N	Y	
ADAMASZEK, EARL PHILIP	P# 10030	Y	N	N	
AL-AWAMLEH, ASHRAF	P# 66874	Y	N	N	
ALAOUI, GADY S.	P# 72603	N	N	Y	
ALAYAN, CHRISTOPHER	P# 73656	Y	N	N	
ALEX, JOSEPH A.	P# 42284	Y	N	Y	
ANDARY II, JAMES G.	P# 64624	N	N	Y	
ANDARY JR, RAYMOND J	P# 75227	Y	N	N	
ANTOVSKI, GORAN	P# 75898	Y	N	N	
ARM, DANIEL	P# 61807	Y	N	N	
ATTIA, MAYSSA	P# 56752	Y	N	N	
AUSILIO, DEAN J.	P# 38829	N	N	Y	
AUSILIO, SCOTT M.	P# 42310	N	Y	Y	
AVERY, ANDREA L	P# 66108	Y	Y	Y	
BABI, RANDY	P# 80952	Y	N	N	LESS THAN 2 YEARS IN PRACTICE
BACHAND, NICHOLAS J.	P# 67447	N	N	Y	
BAIR, BENJAMIN G.	P# 31103	Y	N	N	
BARATTA, CHRISTOPHER R.	P# 51293	Y	N	Y	
BARKOVIC, CAMILLA	P# 78254	Y	N	N	
BARNWELL, WILLIAM M	P# 79508	Y	N	N	
BARRETT, MALITA L.	P# 43238	Y	N	N	
BARRETT, YVETTE M	P# 58142	Y	N	N	
BEAUPRE, ROBERT	P#72046	N	N	Y	
BECKER, STEPHEN	P# 56244	Y	Y	Y	
BERNIER, JOEL A	P# 74226	Y	N	Y	
BEZAS, ELAINE	P# 55743	N	Y	Y	
BIERNAT, JONATHAN C.	P# 68736	Y	Y	N	
BIRETTA, ERIC EDWARD	P# 37550	Y	N	N	
BITAR, DANIEL A	P# 62191	Y	N	N	
BLACK, JUSTIN	P# 76000	Y	N	Y	
BLUME, SEAN A.	P# 60106	Y	N	N	
BOEDEKER, MICHELLE	P# 60204	N	N	Y	
BOMMARITO, JENNA MARIE	P# 75975	Y	N	Y	
BOROJA, DANIEL	P# 77079	Y	N	Y	
BOWDEN, ALISON B.	P# 58888	Y	N	N	
BOWDEN, JAMES T.	P# 67720	N	N	Y	
BOWSER, JAMES C.	P# 40480	N	Y	Y	
BOYD III, ROBERT J.	P# 45554	Y	N	N	

BOZIMOWSKI, WALTER	P# 28128	N	N	Y
BRADFIELD, DAPHNE R.	P# 70578	N	N	Y
BRANCH, WILLIAM F.	P# 26846	Y	N	Y
BRENNAN, THOMAS M.	P# 24386	Y	N	N
BRIGHT, SCOTT E	P# 31830	Y	Y	N
BROWN, GEORGE	P# 80369	Y	Y	Y
BROWN, KIMBERLY T.	P# 41835	Y	N	Y
BROWN, TARRA N.	P# 78294	N	N	Y
BRUSS, JEFFREY JAMES	P# 74783	Y	N	N
BUCHANAN, DOUGLAS	P# 26409	N	N	Y
BUCZKOWSKI, LEONARD J	P# 28737	Y	N	N
BUKOWSKI, PAUL J.	P# 72658	N	N	Y
BURDI, CAREN M	P# 42682	Y	Y	Y
BURNS, JEFF M.	P# 68760	Y	Y	Y
BUSHMOHLE, ROBERT	P# 54192	N	N	Y
BUTLER, MARK G.	P# 41976	Y	N	N
BUTLER, MARK T.	P# 39099	Y	N	Y
CALVIN, RANDY	P# 74631	N	N	Y
CAMAJ, MICHAEL	P# 78650	Y	N	N
CANESTRELLI, ROXANNE	P# 68269	N	N	Y
CANNON, WILLIAM H.	P# 11579	N	Y	N
CANU, ANDREW M	P# 55344	Y	Y	Y
CARRIER, BRIAN A.	P# 42808	N	N	Y
CASEY, THOMAS A	P# 47043	Y	Y	N
CASTKA, NICOLE L	P# 55470	Y	N	Y
CHERRY, D. MICHAEL	P# 23882	Y	Y	Y
CHIOINI, RANDALL J.	P# 70686	N	N	Y
CHOULAGH, AVIS HANY	P# 77447	Y	Y	Y
CHRZANOWSKI, SUSAN R.	P# 48846	Y	Y	Y
CHUPA, JENNIFER	P# 53440	Y	N	N
CHUPA, MICHAEL	P# 51333	N	N	Y
CHURIKIAN, SAMUEL J.	P# 29888	Y	N	N
CIARAMITARO II, JOSEPH P	P# 63334	Y	Y	Y
CICCHELLI, ERICA	P# 58553	Y	N	Y
CISKE, KURT	P# 25984	N	Y	N
COJOCAR, JEFFERY A.	P# 54758	Y	N	Y
COLTHIRST, JENNIPHER L.M.	P# 52876	Y	N	N
COMPTON, S. WESLEY	P# 75103	N	N	Y
CONRAD, JAMES	P# 31343	N	N	Y
COOK, DONALD R.	P# 30565	Y	N	N
COOPER, PATRICIA M.	P# 37389	Y	N	Y
COPPINS, SHAWN J.	P# 63128	Y	Y	N
COSTALES, GENEVIEVE	P# 72797	N	N	Y
CRANFORD, ARIAN D.	P# 76740	N	N	Y

CRITCHETT, JOSHUA	P# 74267	N	N	Y
CRONMILLER, MARK M.	P# 64504	Y	N	N
CROSBY, ROBERT D	P# 55552	Y	N	Y
CRUMP, ANDREW	P# 73441	N	N	Y
CUSUMANO JR, FRANK A.	P# 42781	Y	N	Y
CZARNECKI II, JAMES E.	P# 67847	Y	N	Y
CZECH, CYNTHIA RAFAIL	P# 51489	Y	N	N
DANIELS, NICKOLAS A.	P# 70528	Y	N	Y
DARIN, NICKOLAS FERDINAND	P# 76336	Y	N	N
DAVIS, JEFFREY	P# 47438	N	Y	Y
DEBUSSCHERE, ANDRE G.	P# 36457	Y	N	N
DECKER, GERALD L.	P# 31485	Y	N	N
DECKER, RICK ALLEN	P# 71606	Y	N	Y
DELIU, SIDORELA	P# 75504	N	N	Y
DENNIS, MICHAEL J.	P# 35279	Y	N	Y
DETZLER, SHERRIEE L	P# 52355	Y	N	N
DEVLIN, ADAM	P# 72877	N	N	Y
DIBARTOLOMEO, KIMBERLY L	P# 74103	Y	Y	Y
DICK, MICHAEL J	P# 73386	Y	N	N
DIEBEL, RONALD	P# 63897	Y	N	N
DILLON, JOHN RYDER	P# 44167	Y	N	N
DONOFRIO, ANGELO	P# 81836	Y	N	N
DONOVAN, STEPHEN	P# 33751	N	N	Y
DORF, JOEL M.	P# 22927	Y	N	N
DOTY II, TIMOTHY	P# 75614	N	Y	Y
DOVITZ, DOUGLAS S.	P# 31840	Y	N	N
DUNN, SUSAN L	P# 58696	Y	N	N
DUPUIS, BRIAN	P# 73208	Y	N	N
DZUBAK, MICHAEL J.	P# 65434	N	N	Y
EASTIN, LYNN J.	P# 49715	Y	N	Y
EBERHARD, MICHELENE	P# 47137	N	N	Y
ELKHOURY, JOHN C	P# 74788	Y	N	Y
ENGEL, SHYLER	P# 75720	N	N	Y
ERWIN, SALLE A.	P# 32405	Y	N	N
FAKHOURI, TAREK	P# 75829	Y	N	Y
FALLER, DAVID L.	P# 58306	N	Y	N
FALK, DAVID J.	P# 47053	N	N	Y
FANNING, ANDREA M.	P# 42853	Y	N	N
FEMMININEO JR, JACOB	P# 52645	Y	N	Y
FERGUSON, ELIZABETH	P# 53645	N	N	Y
FERRARA, ANDREA J	P# 29346	Y	N	N
FERRY, GERALD F.	P# 44630	Y	N	N
FISCHER, CHRISTOPHER T	P# 51278	Y	Y	N
FREDERICKS, MICHAEL	P# 46162	N	Y	Y

LESS THAN 2 YEARS IN PRACTICE

FREERS, DANA C.	P# 65756	Y	Y	Y
FREERS, STEVEN G.	P# 24404	Y	N	Y
FREERS-COLE, ERIN E.	P# 69885	Y	Y	Y
FRIEDMAN, BRADLEY J.	P# 70877	Y	N	N
FROBERGER, ANTHONY C	P# 71047	Y	Y	Y
FROBERGER, MATTHEW N	P# 63106	Y	Y	Y
FRONTCZAK, FRANK M.	P# 29184	Y	N	Y
GALEN, KATHLEEN G.	P# 42727	Y	N	N
GALLAGHER, MARK E	P# 69377	Y	N	Y
GALVIN, PATRICIA ROSSI	P# 13822	Y	N	N
GARON, DANIEL N.	P# 42261	Y	Y	Y
GARTON, ARTHUR	P# 37482	N	N	Y
GATTI, JULIE	P# 54848	N	Y	N
GEORGE, JACQUELINE	P# 26320	Y	N	N
GERMAIN, LINA	P# 77108	N	N	Y
GIBB, MATTHEW A.	P# 52812	N	Y	N
GIBBS, MICHAEL A.	P# 63115	Y	N	Y
GILLAIN, DONALD B.	P# 24406	Y	N	N
GIRDWOOD, DERIK R.	P# 46596	Y	N	N
GLANDA, RICHARD W.	P# 32990	Y	N	Y
GOETS, J ERICH	P# 56507	N	N	Y
GOMEZ, LEONARDO	P# 53927	Y	Y	Y
GOODMAN, RICHARD J	P# 34395	Y	N	N
GOODMAN-SHEIKH, SALEEMA B.	P# 42976	Y	N	N
GORNIAK, JOHN F	P# 49852	Y	N	Y
GOZE, ERIC M.	P# 60310	Y	N	Y
GRADY, JUDITH A.	P# 44567	Y	N	N
GRAND, CHRISTINE M.	P# 51260	Y	N	N
GRAVING, RICHARD	P# 42288	N	N	Y
GRAY, ROBERT R.	P# 14298	Y	N	N
GRECO, DOMINIC J.	P# 71032	N	N	Y
GRILLO, TANYA A	P# 75200	Y	N	Y
GRUENBURG, ROY	P# 74828	Y	N	Y
HADDAD, MARK C.	P# 33057	Y	N	N
HAKIM, ALYIA MARIE	P# 69749	Y	N	Y
HAKIM, MAROUN J.	P# 28489	Y	N	N
HANNICK, EMMET R.	P# 14614	N	Y	Y
HARADHVALA, ADIL N.	P# 40095	Y	N	N
HARAJLI, ALI	P# 76331	N	N	Y
HARRIS, LYLE B	P# 42870	Y	N	N
HAUGAN, DAVID R.	P# 14751	Y	Y	Y
HEISLER, STEVEN A.	P# 58289	N	N	Y
HENNIGAN, MICHAEL	P# 47121	Y	Y	N
HENRY, JASON E.	P# 68583	N	Y	N

HERMIZ, MADANA	P# 75231	N	N	Y
HILL, EDWARD R	P# 55364	Y	Y	Y
HILLER, JAMES R.	P# 68899	Y	N	N
HIRSCH, JONATHAN C.	P# 46952	Y	N	N
HIRSCHMANN, DENISE	P# 47275	N	Y	Y
HLYWA, JULIE ANN	P# 63157	Y	Y	Y
HOFFMANN, DAWN A	P# 60300	Y	Y	Y
HOM, KATHERINE	P# 62223	Y	N	Y
HOM, WILTON	P# 57082	Y	N	Y
HOYUMPA, VINCENT P	P# 55467	Y	Y	Y
HUBBS, ANDREW J	P# 57860	Y	Y	N
HUNT, N. EUGENE	P# 15274	Y	Y	N
HUSARCHIK, CYNTHIA	P# 36100	N	N	Y
IRONS, ANDREA C	P# 71025	Y	Y	Y
ISSAK. ZENA	P# 66544	N	N	Y
JACOBS, ANTHONY E.	P# 52742	N	Y	Y
JANADIA, GARY D	P# 47999	Y	N	N
JANADIA, MICHAEL K	P# 48810	Y	N	N
JARBOU, SANDY	P# 73102	Y	N	N
JELALIAN, JASON M.	P# 59881	Y	N	Y
JOCUNS, BERNARD A.	P# 65478	N	Y	N
JOHNSON, KEVIN C.	P# 67646	Y	Y	N
JONES, JOSHUA	P# 75264	Y	N	Y
JONES, SHARON D.	P# 57113	Y	N	N
JOSEPH, KRISTINA	P# 79668	Y	N	N
JUENGEL, TIMOTHY R.	P# 65366	Y	Y	Y
JURCZAK, WILLIAM	P# 73185	Y	N	Y
JURCZYK, ROBERT S.	P# 33195	Y	Y	N
KAIGH, DAVID L.	P# 37431	N	Y	Y
KAIN, GARY W.	P# 15655	N	Y	N
KANFER, DARIN J.	P# 44773	Y	N	N
KARAFI, GERALD J.	P# 36528	N	N	Y
KARASH, BRUCE A.	P# 15707	Y	N	N
KEAST, DOUGLAS A.	P# 27927	Y	N	Y
KENNEDY II, GARY F	P# 74771	Y	Y	Y
KENNEDY, JOHN J.	P# 51549	Y	Y	N
KENNEDY, ROBYN	P# 74895	Y	N	Y
KIERPAUL, IAN	P# 72110	Y	N	Y
KILPATRICK, MICHAEL B.	P# 40502	Y	Y	Y
KIPKE, LARRY R.	P# 39926	Y	N	Y
KITCHEN, MICHAEL ANTHONY	P# 71667	Y	N	Y
KOEHLER, TIM	P# 23517	Y	N	Y
KOLE, KYLE	P# 78237	Y	Y	Y
KOLECZKO, KAMIL	P# 81058	Y	N	N

LESS THAN 2 YEARS IN PRACTICE

KOŁODZIEJSKI, MATTHEW S	P# 71068	Y	N	Y
KOSMALA, JOSEPH R.	P# 23010	Y	N	N
KOWALKOWSKI, ANDREW	P# 71120	N	N	Y
KOZAK, SCOTT C	P# 60099	Y	Y	N
KRAKOWSKI, RONALD	P# 78012	Y	N	Y
KRALL, THOMAS	P# 75303	N	N	Y
KRANZ, RONALD	P# 16212	Y	N	Y
KROLL, PAMELA	P# 76598	N	Y	N
KUFCHOCK, LIANE	P# 70273	Y	N	N
KULCSAR, MARISSA	P# 79928	Y	N	Y
KROT, ALEXIS	P# 68217	N	Y	N
KUSHNER, PAUL E.	P# 68748	Y	N	N
KYRIAZAKOS, GEORGE	P# 76274	Y	N	N
LABUDA-SZYMANSKI, JAYNE M.	P# 39955	Y	N	N
LACEY, MICHAEL J.	P# 49777	Y	N	Y
LAGRASSO, MATTHEW	P# 74056	N	N	Y
LASHIER, JESSICA M	P# 75937	Y	Y	Y
LASKA, GEORGE	P# 28642	Y	N	Y
LATIMER, JENNIFER	P# 70799	N	N	Y
LEGARSKI, SCOTT	P# 78255	N	N	Y
LEITHAUSER JR., ROBERT	P# 16540	N	N	Y
LEHMAN, MARIELL R	P# 74760	Y	Y	N
LEMELIN, WHITNEY S	P# 58914	Y	N	N
LEMKE, KAREN L.	P# 35919	Y	N	Y
LEONETTI, ROBERT A	P# 55599	Y	N	N
LEPORE, ANNEMARIE MARINO	P# 72434	Y	N	N
LEWIS, PERRY	P# 16638	N	N	Y
LICATA, MATTHEW	P# 60354	N	N	Y
LOCHBILER, STEVEN	P# 70668	Y	N	N
LODUCA, JESSICA	P# 79578	N	N	Y
LONGMAN, BRIAN	P# 73684	N	N	Y
LORENZA-MILES, MAYRA	P# 46405	N	Y	N
LOUISELL, PAUL C.	P# 27152	Y	N	N
LUEDKE, SCOTT L.	P# 69925	Y	N	Y
LUNDQUIST JR, ERIC O.	P# 56790	Y	Y	N
LUNDQUIST, MICHELLE M	P# 64746	Y	N	N
LUPO, VICTORIA P.	P# 35633	N	Y	N
LUSTIG, MICHAEL	P# 59503	N	N	Y
LYNCH, KEVIN R	P# 62505	Y	Y	Y
MACHASIC, RYAN H.	P# 70251	Y	N	N
MACHASIC, THOMAS JACOB	P# 76458	Y	N	N
MACHERZAK, MICHAEL	P# 31172	Y	Y	Y
MACK, JOHN L	P# 80710	Y	N	Y
MALKIEWICZ, JASON	P# 61242	Y	N	N

LESS THAN 2 YEARS IN PRACTICE

MANSOUR, SHAUN	P# 78438	Y	N	Y
MANZELLA, VINCENZO	P# 61801	Y	Y	Y
MARCIL, RICHARD	P# 41883	N	N	Y
MARJI, LAURA I	P# 73941	Y	N	Y
MARSH, RONALD	P# 26471	N	N	Y
MARSHALL, HUGH	P# 48269	Y	N	N
MARTIN, KENNETH F.	P# 17153	N	Y	N
MAZEY, SCOTT	P# 48693	N	Y	Y
MAZUR, DAVID	P# 41205	N	N	Y
MCALPINE, WARREN E.	P# 52522	Y	N	N
MCCANDLISS, GLENN A.	P# 46246	Y	Y	Y
MCGUIRE, TAMMY	P# 78660	N	N	Y
MCKINNEY, JULIA	P# 75447	N	N	Y
MCLATCHER, MARIELL	P# 74760	N	N	Y
MCPHEE, JOHN	P# 60743	N	N	Y
MEDLEY, ANGELA	P# 78957	Y	N	N
MEHANNA, NIJAD G	P# 59371	Y	N	Y
MENKEN, STEVEN A	P# 31562	Y	N	N
MERLO, CHARLES M.	P# 37313	Y	N	N
MESADIEU, STERLIN	P# 75357	N	N	Y
METRY, CHRISTOPHER M	P# 74794	Y	Y	Y
MEYETTE, NANNETTE	P# 65376	N	N	Y
MIANECKI, PETER M.	P# 32525	Y	N	Y
MICHRINA, JOHN M	P# 58077	Y	N	N
MILBRAND, DAYNA	P# 24909	Y	N	N
MILLER, SHEILA A.	P# 44565	Y	N	Y
MISUKEWICZ, PAUL M	P# 60983	Y	N	Y
MISURACA, ANTHONY L.	P# 71965	Y	N	Y
MITCHELL, MICHAEL	P# 76974	N	N	Y
MITROVSKI, ZORAN	P# 76095	N	N	Y
MLYNAREK, GREGORY	P# 29267	Y	N	N
MORGAN, CORA	P# 59104	N	N	Y
MORREALE, DAVID PAUL	P# 31647	Y	Y	Y
MROCZKA, RICHARD	P# 44340	N	N	Y
NARCISSE, HERVE	P# 53436	N	N	Y
NAUMENKO, L NICHOLAS	P# 56499	Y	N	Y
NEAL, DORIS L.	P# 64735	Y	N	Y
OAKES, ELISHA	P# 77414	Y	N	Y
OBLIZAJEK, MICHAEL	P# 60634	N	N	Y
OGLETREE, AARON	P# 69167	Y	N	N
OGNJANOVSKI, KOSTI M.	P# 58399	N	N	Y
OLIVERO-JONES, JAMINA	P# 78976	N	N	Y
O'MARA, SEAN R	P# 76140	Y	N	N
O'MEARA, CATHERINE M	P# 53823	Y	N	N

O'MEARA, CORBETT E.	P# 54716	N	N	Y
O'REILLY, PATRICK M.	P# 70493	Y	N	Y
PALMERI, EDMUND	P# 77357	Y	N	N
PAMULKOV, GAIL M.	P# 43929	N	Y	N
PANCHENKO, MARIA	P# 77451	Y	N	Y
PARNELL JR, JOHN R.	P# 71934	Y	N	N
PARNELL, DAVID S	P# 77628	Y	N	N
PAULL, DOLORA A.	P# 29220	Y	N	N
PAZIN JR., RICHARD J.	P# 40458	N	Y	N
PEIRCE, JENNIFER	P# 57078	N	N	Y
PENNA, ANTHONY J.	P# 67707	N	Y	N
PENZIEN, CHARLES	P# 56491	N	N	Y
PETERS, JANET A	P# 53074	Y	N	Y
PETERSMARCK JR, GEORGE E.	P# 18832	Y	N	N
PIATT, PAUL	P# 18888	N	N	Y
PIERCE, TIMOTHY A.	P# 48603	Y	N	N
PIETROSKI, DAVID A.	P# 43312	Y	N	Y
PIRAINO, ROBERT	P# 78639	Y	N	N
PLAWECKI, JOSEPH J.	P# 43103	Y	N	N
PLUMPE, ROBERT W.	P# 22965	Y	N	N
POLLARD, JUSTIN T	P# 75014	Y	N	N
POLLIZI, LAURA	P# 79647	N	Y	Y
PORTUESI, DAVID J.	P# 32467	Y	N	Y
POWERS, RICHARD E.	P# 43883	N	N	Y
PUTRYCUS, DAVID P	P# 55579	Y	N	Y
PUZZUOLI, JOHN	P# 43803	N	Y	Y
QUARTZ, THOMAS	P# 77177	N	N	Y
RABAUT, SCOTT	P# 81391	Y	Y	Y
RABAUT, WILLIAM F.	P# 37586	Y	N	N
RAJA, ZAHID	P# 69516	N	Y	N
RANDA, JEFFREY	P# 43659	N	N	Y
REAMS, DAVID A	P# 62855	Y	N	N
REYNOLDS, RICHARD F.	P# 19382	Y	N	N
RICKERT, DENNIS J.	P# 53576	Y	Y	Y
RIEGEL-GREEN, KELLY	P# 64097	N	N	Y
ROBINETTE JR., ERNEST	P# 37839	N	N	Y
ROBINSON, DONNELL	P# 41367	N	N	Y
ROBINSON, SARAH LEAH	P# 63181	Y	N	N
ROBL, CHASE	P# 78325	Y	N	Y
RODNICK, RANDY C.	P# 36260	Y	N	Y
ROHRER, BARBARA	P# 58807	N	Y	N
ROONEY, JAMES B.	P# 42323	Y	N	Y
ROSENBERG, DAVID	P# 27407	N	N	Y
RUEMENAPP, RAYMOND V.	P# 35094	Y	N	Y

LESS THAN 2 YEARS IN PRACTICE

RUMORA, MATTHEW R.	P# 24361	Y	N	N
RUSSI, JOHN P.	P# 37159	N	Y	Y
RYAN, DAN T.	P# 25950	N	Y	N
SACCO, ROBERT T.	P# 39252	N	Y	N
SACCO, THOMAS J.	P# 71409	N	Y	Y
SAFFORD, BEVERLY M.	P# 31753	Y	N	N
SAOUD, ALAN J.	P# 36302	Y	N	Y
SCALLY, PAUL	P# 64366	Y	Y	Y
SCHAF, BRIAN J	P# 68271	Y	Y	Y
SCAFF, RICHARD	P# 77698	N	N	Y
SCHENKEL, RICHARD	P# 71346	N	N	Y
SCHLAFF, JAMES B.	P# 30720	Y	N	N
SCHNEIDER, KEVIN M	P# 54175	Y	Y	Y
SCHOCK, BENJAMIN A.	P# 70054	Y	N	N
SCHRODE II, DANIEL S.	P# 78770	N	Y	Y
SCHUELLER, GREGORY P.	P# 52903	Y	N	Y
SCOTTA, ANTHONY J	P# 54239	Y	N	Y
SELBURN, BRIAN E.	P# 29749	Y	N	N
SHAMOUN, ALAN	P# 76992	N	N	Y
SHAW, CHARLES R	P# 60463	Y	Y	Y
SHEIKH, AZHAR H.	P# 52365	Y	N	N
SHEIKH, KHALID M.	P# 56975	N	Y	Y
SHEIKH, SALEEMA	P# 42976	N	Y	N
SHELHART, WILLIAM C.	P# 66236	N	Y	Y
SHEPHERD, ERIC	P# 81064	N	N	Y
SHERIGAN, ANGELA	P# 61654	N	Y	N
SHINNEMAN, KYMBERLY M	P# 62027	Y	N	Y
SHKELI, DIANA	P# 73705	N	N	Y
SICKLES, MICHAEL W.	P# 48835	N	N	Y
SIMASKO, JAMES	P# 39896	N	N	Y
SIMON, JOHN J.	P# 31378	Y	N	N
SINCLAIR, TIMOTHY	P# 23687	N	Y	N
SINGH, GAUTAM BIR	P# 73747	Y	N	N
SINUTKO, DAVID M.	P# 52801	Y	N	N
SKURAS, G. DENO	P# 23636	Y	Y	Y
SKYPAKEWYCH, ROMAN	P# 45272	N	Y	N
SMITH, KEVIN M.	P# 48976	Y	N	N
SMITH, LARRY O.	P# 59538	Y	N	N
SMITH, LORI	P# 71660	N	Y	N
SOYAD, JUDE	P# 72132	N	N	Y
SPITZER, THOMAS L.	P# 27807	Y	N	Y
SPRYSZAK-HANNA, MARYANNE	P# 38792	Y	N	N
STEARNS, ROBERT S.	P# 55188	N	Y	Y
STECHSCHULTE, GEORGE E.	P# 23044	Y	N	Y

LESS THAN 2 YEARS IN PRACTICE

STEINBERG, MICHAEL L.	P# 43481	Y	N	Y
STEPEK, MARK	P# 40976	N	N	Y
STESLICKI, SARAH E.	P# 66057	N	N	Y
STOCKYJ, PAUL	P# 43108	Y	N	N
STONE, JEFFREY	P# 68270	N	Y	Y
STONE, KRISTIN A.	P# 64755	N	N	Y
STOTZ, THOMAS A.	P# 33290	Y	Y	Y
STREEFKERK, RYAN DANIEL	P# 72912	Y	N	Y
ST. PIERRE JR., CECIL	P# 36262	N	N	Y
SUCAET, MICHAEL V.	P# 43064	N	N	Y
SUCAET, THOMAS A.	P# 43064	N	Y	N
SULLIVAN, LAURA	P# 42021	N	N	Y
SULLIVAN, JAMES J.	P# 38855	N	N	Y
SUNISLOE, BRYAN A.	P# 30769	Y	N	N
SZOT, STANLEY	P# 21227	Y	N	N
TALWAR, MANVINDER S.	P# 58527	Y	N	N
TANIELIAN, JAMES A	P# 21257	Y	N	N
TATHAM, MARYJO	P# 56667	N	N	Y
TAYLOR, GENEVIEVE LYNN	P# 72797	Y	N	Y
TAYLOR, JEFFERY	P# 46505	Y	N	N
TAYLOR, JENNIFER	P# 79628	Y	N	N
TEICHMAN JR, DONALD W.	P# 37817	Y	N	N
TEKLINSKI, MARK H.	P# 21319	Y	N	Y
TEMROWSKI, JOHN	P# 41284	N	Y	Y
TERRY, CLIFFORD W.	P# 64847	N	Y	N
THOMPSON, JARON R.	P# 69720	N	N	Y
THUMM, LEWIS R.	P# 21442	N	N	Y
TKACZYK, EVA	P# 70002	Y	N	N
TOMKO, THOMAS J.	P# 40804	Y	N	N
TOMLINSON, LARRY	P# 38155	Y	Y	N
TOOMBS, GRADY L.	P# 54382	N	Y	N
TORRICE, MARK J.C.	P# 46663	Y	N	Y
TORRICE, PETER A.	P# 68242	Y	Y	Y
TRANSIT, ROY J.	P# 40034	N	N	Y
TREMBERTH, TIMOTHY	P# 79117	Y	N	N
TRIPLETT, REGINA	P# 69160	Y	N	N
TROJANOWSKI, EDWARD	P# 76616	Y	N	N
TRUBA, WILLIAM L.	P# 27401	Y	N	N
TYLEND, PAUL	P# 72495	N	N	Y
UHLAR, CARL R	P# 62534	Y	Y	N
UNGER, N. RICK	P# 33829	Y	N	N
VAINIK, MELISSA N.	P# 53750	Y	N	N
VALDES, APRIL	P# 77865	N	N	Y
VANDEVREDE, DALE	P# 74275	N	Y	Y

VANDEVREDE, JUSTIN D	P# 67581	Y	Y	Y
VANTIEM, VINCENT T	P# 52693	Y	N	Y
VELARDO, ARMAND	P# 35315	N	N	Y
VERA, PHILIP G	P# 69926	Y	N	N
VERNIER, KENNETH D	P# 57151	Y	N	N
VERNIER, STEVEN S.	P# 29547	Y	N	N
VICKREY, ROBERT	P# 35883	N	Y	N
VINCENTINI, LUCINDA M.	P# 69974	Y	N	Y
VITALE, ROBERT	P# 52803	N	N	Y
VOGT, KATHY	P# 39260	N	N	Y
VRANA, MARK A.	P# 67604	N	Y	N
WALDECK, JOHN H.	P# 21901	Y	N	Y
WALDHORN, KENNETH M.	P# 37819	Y	N	N
WALINSKE, LISA C.	P# 62136	N	N	Y
WALTON, DAWN M.	P# 48974	Y	N	N
WALTON, MATTHEW M.	P# 45116	Y	N	N
WASHBURN, KEVIN	P# 66182	N	N	Y
WASSEL, IRENE S.	P# 44243	Y	Y	Y
WASZAK, DANIEL C.	P# 35225	Y	N	N
WATTS, KEVIN J.	P# 64852	N	N	Y
WAXENBERG, VICKI R.	P# 39803	Y	N	N
WEGMEYER, TIMOTHY	P# 36239	N	N	Y
WEIHERMULLER, DEBORAH M	P# 64851	Y	N	Y
WEINER, ARNOLD L.	P# 22104	N	N	Y
WEISS, LISA D.	P# 63890	N	N	Y
WEST, JOSHUA D.	P# 60694	N	Y	N
WHEATON JR, DONALD C.	P# 42681	N	N	Y
WIEDENHOEFER, SERAH	P# 56137	N	Y	N
WILCZYNSKI, DEREK S	P# 57079	Y	Y	Y
WILLIAMS, LAWRENCE A.	P# 42491	Y	N	N
WOLFE, ESTHER	P# 58560	N	N	Y
WOMACK JR, P. DOUGLAS	P# 24283	Y	N	N
WOMACK, MARILYN ANN	P# 25228	Y	N	N
WOMACK, MIKE	P# 71922	N	N	Y
WOODS, DAVID G.	P# 27897	Y	N	Y
WORDEN, DAVID	P# 58902	Y	N	Y
WRATHELL, MICHAEL R.	P# 47542	Y	N	N
WRATHER, TIMOTHY	P# 70539	N	N	Y
WRIGHT, JACQUELINE R	P# 55711	Y	Y	Y
YOUNG, ARTHUR	P# 24858	N	N	Y
YOUSIF, BRANDON	P# 78439	N	N	Y
ZABAWSKI, ROBERT	P# 69818	N	Y	N
ZAHREBELNY, CHRISTINA	P# 72896	N	N	Y
ZAIDAN, LOUIS	P# 22680	Y	N	N

ZALEWSKI, DINA	P# 77009	N	N	Y
ZALEWSKI, PAUL J	P# 61693	Y	N	Y
ZARANЕК, ROBERT E.	P# 39346	Y	N	Y
ZAYTO, FADI	P# 79272	Y	N	Y
ZEMKE, RYAN	P# 72107	Y	N	Y
ZYBURSKI, PAUL F.	P# 41488	Y	Y	Y

Attachment B

Macomb County Michigan Indigent Defense Commission Standard ONE

The Macomb County Bar Association (MCBA) is ready, able and willing to assist Macomb County Court Funding Units comply with the Michigan Indigent Defense Commission's (MIDC) Standard One; "Defense Counsel is required to attend continuing legal education relevant to counsel's indigent defense clients".

The MCBA has served as Macomb County's primary continuing legal service provider and keeper of records under the 16th Circuit Court's Local Administrative Order for decades. Prior to Michigan's Department of Licensing and Regulatory Affairs (LARA) approval of Standard One, the MCBA was involved in the 16th Circuit Court's Indigent Defense Task Force created by former Chief Judge John Foster. The institutional knowledge and long term relationship between the MCBA and the Court will serve to accomplish Standard One immediately.

In anticipation of educational changes for indigent defense counsel, the MCBA entered into a partnership with the Criminal Defense Association of Michigan (CDAM). CDAM's defined purpose is to provide educational opportunities by presenting the best and most knowledgeable speakers in their respective areas of criminal defense. The MCBA/CDAM partnership brings together professional administrative personnel, advanced technology, and a proven ability to develop and deploy substantive law content with experienced faculty that will assist Macomb County funding units exceed Standard One requirements.

MIDC REQUIRED "Basic Skills Acquisition":

To accomplish the MIDC's "basic skills acquisition" requirement for new attorneys, the MCBA proposes CDAM's 12 hour training titled, "A is for Attorney". In 2017 this training became the new standard for entrance to court appointed counsel for the 16th Circuit Court. CDAM's acclaimed award-winning new lawyer training includes much of what a new lawyer needs to know to begin practicing criminal defense: interviewing a client, setting up a file, nuts and bolts of criminal court procedures. The morning session is procedure and the afternoon session is trial skills. Students participate in hands-on training throughout the program.

MIDC REQUIRED "12 Hours Continuing Legal Education":

Macomb County Court Appointed Counsel will have three opportunities to fulfill the required training;

- 1) "B is for Barrister": A specialized training targeting attorneys with five years of less experience, with emphasis on practicing in Circuit Court. The training is currently 8 hours with plans to expand to 16 hours. This program pilots on March 3, 2018 at CDAM Spring Conference.

- 2) CDAM Spring Conference: A two and a half day conference providing 12 to 20 hours of MIDC approved training.
March 1-3, 2018, Auburn Hills, MI Marriot
March 7-9, 2019, Troy, MI Marriot

The Spring (and Fall) Conferences are held Thursday through Saturday, with Thursdays revolving around individually selected breakout sessions. These often include Federal Updates, a Master Class for more experienced attorneys, technology training, Juvenile Law Updates, Appellate Law, and Trial College Small Group workshops, among other offerings. Pilot trainings are often launched at these conferences and then taken to other locations throughout Michigan.

On Friday, CDAM usually features a well-known national criminal defense attorney delivering the keynote address. Other topics and presenters vary each conference but are individually selected for content, relevancy, and presentation skills.

The Saturday session includes Michigan Sentencing Guidelines and Michigan Criminal Law Updates. Faculty spends more than one-hundred hours researching and preparing their presentations for just these two sessions – an invaluable resource of information.

- 3) Macomb County Court Appointed Counsel Trainings: The MCBA will host a series of four (4), four-hour trainings in the 16th Circuit Court's Jury Room. Each training will focus on a different aspect of criminal defense law;

Knowledge of the Law: Criminal procedure, concentration of the initial interview, overview of laws applicable to criminal defense, rules of evidence, oral and written advocacy, sentencing guidelines, best practices in serving the indigent client, treatment options / applicability of specialty courts, case law update

Scientific Evidence: Medical, financial, crime scene, electronic, forensic evidences, substance abuse and sex offender defenses and treatment

Technology in the Practice of Law: Accounting, E-Filing, social media evidence, guidelines and investigations, case management, and the modern automated office

Legal Ethics: This session challenges participants to consider and discuss specific case studies, including un-intended consequences to litigants and the judiciary. The session also provides up to date legal updates on ethics, creating practice policies and the use of social media in the practice of law.

Onsite Training Administration:

MCBA and CDAM will provide experienced administrative personnel at all trainings.

Training Evaluation:

A component of CDAM's success over the years has been its continual improvement process that uses experiential data from training participants in order to continually improve its training products. All trainings under Standard One will contain a mandatory participant evaluation.

Certificate of Course Content and Completion and Electronic Tracking:

The Macomb County Bar Association, in collaboration with the Criminal Defense Association of Michigan will provide attorneys certificates of completion. The MCBA will also keep electronic record of all participating attorneys using its Association Management System (AMS). The MCBA's AMS is a functionally rich database provided by YourMembership.com, a leader in the industry. The functionality and capabilities of this database is available at no cost to funding units.

Court Appointed Counsel:

There are currently 488 attorneys providing indigent defense counsel for the 16th Circuit Court, 42 District Court.

Macomb County MIDC Standard One Budget: \$142,696.00

A is for Attorney

\$6,000.00

Training: "A is for Attorney"

Projected attendees: 20

MIDC CLE reimbursable rate per hour: \$25.00

Hours of Training: 12

B is for Barrister

\$10,000.00

Training: "B is for Barrister"

Projected attendees: 50

MIDC CLE Reimbursable rate per hour: \$25.00

Hours of Training: 8 hours per session

**two, 8 hour trainings of 25 attendees*

Macomb County Court Appointed Counsel Trainings

\$92,400.00

Training: Macomb County Court Appointed Counsel Training

Projected Attendees: 308

MIDC CLE Reimbursable rate per hour: \$25.00

Hours of Training: 12

**four, 4 hour training sessions offered: Court Appointed Counsel must attend three out of four sessions*

CDAM Spring Conference

\$33,000.00

Training: CDAM Spring Conference

Projected attendees: 110

MIDC CLE Reimbursable rate per hour: \$25.00

Hours of Training: 12

MCBA Administrative Expenses

\$1296.00

The Macomb County Bar Association will provide the technology necessary to track and secure historical Course Completion data. The technology is afforded at no cost to Macomb County funding units. Administrative expenses for data input and retrieval are budgeted as such:

330 Court Appointed Counsel

Average of 5 minutes administrative time per data input

2440 minutes / 60 = 28 hours data input

40.5 hours x \$16.00 administrative cost per hour = \$648.00

488 Court Appointed Counsel

Average of 5 minutes administrative time per data retrieval

2440 minutes / 60 = 40.5 hours data retrieval

40.5 hours x \$16.00 administrative cost per hour = \$648.00

Attachment C-Revised

Standard 2-Initial Interview Construction Project

In order to meet requirements for standard 2-Initial Interview, construction of five interview rooms connected to the booking area of the Macomb County Jail are required. As indicated in the plan application, the booking area of the jail is the primary housing area for those incarcerated individuals who will require confidential space for attorney meetings. There is no existing space designed for this purpose. The contractor that is currently completing several large scale jail renovation projects will be utilized for this project as well, allowing for reduced costs and shorter time frame to completion. The interview rooms will be built in the same area that currently contains five video arraignment rooms outfitted with polycom equipment allowing. Providing both client/attorney interview rooms and video arraignment rooms in this area reduces inmate movement throughout the building, reduces security concerns and provides an efficient process for both functions to occur. General housing areas of the jail do have existing confidential space available, however, the rate of interviews that are expected to occur for the population recently booked and still located in this area of the jail cannot currently be accommodated.

Construction of five rooms, with walls and sound board ceilings to ensure confidentiality, will cost approximately \$41,690. Please note the estimate provided indicates \$39,230 but does not include permits and inspections or temporary protections at an added estimated cost of \$2,460. The project will include design and construction of the space, including all supplies and labor. It is expected that this project could be completed within three months, depending on other major construction projects that may be occurring within the Macomb County Jail/Macomb County at that time. An estimate has been provided and included with this attachment.

In addition, confidential space for attorney/client meetings is not currently available at 42-1 District Court. Physical building space, which is connected to the prisoner holding cell and transport officer space, will be fitted with an interior door to access the space and a window to allow for officers to monitor the interview while still maintaining confidentiality while also addressing custody and security needs. Construction will be undertaken by the County's in-house Facilities and Operations Department. For defendants who are not incarcerated, confidential meeting space is available in conference rooms adjacent to the public areas of the courthouse. The project has been reviewed by Macomb County Facilities and Operations and is estimated at a cost of \$7,980 in order to meet standard 2 requirements for confidential space. An estimate has been provided and included with this attachment.

26079 SCHOENHERR RD
WARREN, MICHIGAN 48089
Ph.: (586) 758-6000
Fax: (586) 758-6006
www.brencal.net



**BRENCAL
CONTRACTORS
INC.**

**GENERAL
CONTRACTORS**

November 27, 2017

Attn: Barb Caskey
Macomb County Sheriff's Department

RE: Construction of Video Arraignment Rooms

Ms. Caskey:

Brencal Contractors, Inc. is pleased to quote on the above project with the following scope of work:

Scope of work and breakdowns:

- Construction of 5 video arraignment rooms including electrical, mechanical, carpentry, and flooring.
- Carpentry \$18,600.00
- Electrical \$7,160.00
- HVAC \$10,530.00
- Flooring \$2,940.00

Total \$39,230.00

Not included in Scope:

- Submittals or Orientations
- Temporary Protections
- Permits and Inspections
- Overtime or Shiftwork

If you have any questions, please feel free to contact the writer at your convenience.

Thank you,

BRENCAL CONTRACTORS, INC.

Dan Birko



Mark A. Hackel
County Executive

Facilities and Operations Department
44900 Vic Wertz Dr. ♦ Clinton Township, Michigan 48036
Phone: (586) 469-5244 ♦ Fax: (586) 469-7770
www.macombgov.org/Facilities

Lynn M. Amott-Bryks, Director

TO: Barbara Caskey, Director
Community Corrections

SUBJECT: Romeo Court Renovation
F&O Quote

DATE: February 13, 2018

Per your request, the following is an approximate estimate for the above mentioned project:

- Remove (2) existing doors & frames – fill openings
- Install (2) new doors w/door lites and hollow metal frames
- Install (1) window w/speak hole in dividing wall
- Move/relocate (as needed) light switches, outlets, etc.
- Patch/Paint (as needed) to match existing

\$7,980.00

Should you require additional information, please feel free to contact the undersigned.

Respectfully,

Darryl N. Franzel, General Foreman