

**SUPERIOR COURT OF THE DISTRICT OF COLUMBIA  
ADMINISTRATIVE ORDER NO. 23-07**

**CJA Fee Schedule**

**Amends Administrative Order 09-06**

**Criminal Justice Act Claims –  
Attorney Compensation**

Pursuant to D.C. Code §11-2604, and subject to all the conditions thereof, the following maximum amounts are applicable in the Superior Court as compensation to attorneys for representation without approval by the Chief Judge of the Superior Court of a higher amount. These amounts are applicable for each case, other than one in which a guideline fee voucher is submitted, and an order by a court granting a new trial will be deemed to initiate a new case:

Felony (adult or juvenile)	\$8,600 <sup>1</sup>
Misdemeanor (adult or juvenile)	\$3,600 <sup>2</sup>
Other offenses for which the Sixth Amendment to the Constitution requires the appointment of counsel or for whom, in a case in which the person faces a loss of life or liberty, any D.C. law requires the appointment of counsel (e.g., D.C. Code § 7-1304.12 (mentally retarded persons))	\$1,800 <sup>3</sup>
Felony post-trial matters	\$8,600 <sup>4</sup>
Misdemeanor post-trial matters	\$3,600 <sup>5</sup>
Post-trial motion made after entry of judgment	\$1,800 <sup>6</sup>
Probation revocation proceeding	\$1,800 <sup>7</sup>
Parole revocation proceeding	\$1,800 <sup>8</sup>
Representing a material witness	\$1,800 <sup>9</sup>

<sup>1</sup> D.C. Code §11-2604(b)(1); Plan for Furnishing Representation to Indigents Under the District of Columbia Criminal Justice Act, October 2, 2008 (hereafter CJA Plan), §II(D)(2)(b).

<sup>2</sup> D.C. Code §11-2604(b)(1); CJA Plan, §II(D)(2)(b).

<sup>3</sup> CJA Plan, §II(D)(2)(b); 18 U.S.C. §3006A(d)(2).

<sup>4</sup> D.C. Code §11-2604(b)(3).

<sup>5</sup> D.C. Code §11-2604(b)(3).

<sup>6</sup> CJA Plan, § II(D)(2)(b); 18 U.S.C. §3006A(d)(2).

<sup>7</sup> CJA Plan, § II(D)(2)(b); 18 U.S.C. §3006A(d)(2).

<sup>8</sup> CJA Plan, § II(D)(2)(b); 18 U.S.C. §3006A(d)(2).

<sup>9</sup> CJA Plan, § II(D)(2)(b); 18 U.S.C. §3006A(d)(2).

Representing a person seeking relief under D.C. Code §§16-1901 or 23-110	\$1,800 <sup>10</sup>
Extradition and Fugitive Matters	\$1,800 <sup>11</sup>
Representing a person in proceedings pursuant to D.C. Code §24-502 or D.C. Code Title 21, Chapter 5	\$1,800 <sup>12</sup>
Probation revocation proceedings and post-trial motions in juvenile cases.	\$1,800 <sup>13</sup>
Representation furnished other than in the Superior Court or the District of Columbia Court of Appeals.	\$600 <sup>14</sup>

**Criminal Justice Act Claims -  
Services and Expenses Other Than Counsel**

Pursuant to D.C. Code §11-2605 and subject to all of the conditions thereof, expert, and other service vouchers that are submitted under the Criminal Justice Act are subject to the following maximum amounts for services and expenses:

Without prior authorization	Investigative services in the following amounts:  Misdemeanor cases – 10 hours Felony II cases – 20 hours Felony I cases – 35 hours  plus expenses reasonably incurred <sup>15</sup>
With prior authorization	\$2,400 plus expenses reasonably incurred <sup>16</sup>  Excess of \$2,400 - with prior authorization and certification by the presiding judge as

<sup>10</sup> CJA Plan, § II(D)(2)(b); 18 U.S.C. §3006A(d)(2).

<sup>11</sup> CJA Plan, § II(D)(2)(b); 18 U.S.C. §3006A(d)(2).

<sup>12</sup> CJA Plan, § II(D)(2)(b); 18 U.S.C. §3006A(d)(2).

<sup>13</sup> CJA Plan, § II(D)(2)(b); 18 U.S.C. §3006A(d)(2).

<sup>14</sup> Neither the statute nor the CJA Plan sets a specific amount for this representation. D.C. Code § 11- 2604(d) provides: "In cases where representation is furnished other than before the Superior Court or the District of Columbia Court of Appeals, claims shall be submitted to the Superior Court which shall fix the compensation and reimbursement to be paid."

<sup>15</sup> CJA Plan, §II(D)(9)(limiting compensation without prior request to investigative services as set forth therein). This amount cannot be waived.

<sup>16</sup> D.C. Code §11-2605(c); 18 U.S.C. §3006A(e)(3).

necessary to provide fair compensation for services of an unusual character or duration and the amount of the excess is approved by the Chief Judge<sup>17</sup>

Pre-approved vouchers for transcript services may be approved and processed for payment by the District of Columbia Courts' Fiscal Officer or a designee for the amount claimed in the submitted voucher provided the amount does not exceed the pre-approved amount or the limitations noted above

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<sup>17</sup> D.C. Code §11-2605(c); 18 U.S.C. §3006A(e)(3).

### **Travel Mileage Reimbursement Rate**

CJA and CCAN attorneys and investigators may be reimbursed \$0.585 per mile for travel incurred in connection with representation of clients

### **Time Limitations for Submission of Claims for Compensation or Reimbursement**

For work done in criminal and juvenile cases	Within 120 days of termination of representation
For work done from initial hearing through disposition after stage in neglect cases	Within 120 days disposition
For work done after disposition in neglect cases, of per case year	Within 120 days the case year anniversary date <sup>18</sup>
For work done in termination of parental rights of and adoption cases	Within 120 days completion of representation
For all cases in which representation terminates or is of suspended while the case is still active	Within 120 days the termination or suspension of representation

Exceptions to these time limitations will be considered only where it can be documented that it was impossible to file a claim because of actual physical or mental incapacity or death of the attorney furnishing the representation.<sup>19</sup> Press of business will not be grounds for exception. Any exception must be approved by the Chief Judge on recommendation by the presiding judicial officer.

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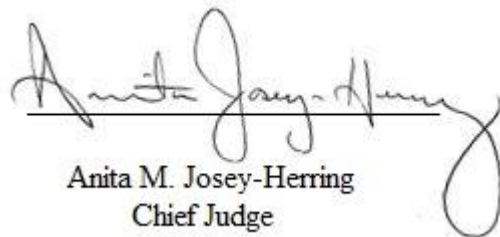
<sup>18</sup> The case year anniversary date is the date, in any year post disposition, that falls on the anniversary of the disposition hearing.

<sup>19</sup> In accordance with Administrative Order No. 04-09, a voucher submitted within the appropriate deadline that is rejected as defective or incomplete and returned in full compliance with all requirements within 15 days of the date the rejected voucher is placed in the attorney's return folder in the Web Voucher System will be deemed filed as of the date the voucher was first submitted.

**ORDERED**, that this Administrative Order is effective January 1, 2023, *nunc pro tunc*, and shall remain in effect until further order of the Court.

**SO ORDERED.**

**DATE: May 2, 2023**



Anita M. Josey-Herring  
Chief Judge

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