

MCILS

**November 18, 2014
Commissioner's Meeting
Packet**

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

**NOVEMBER 18, 2014
COMMISSION MEETING
JUDICIARY COMMITTEE ROOM, STATEHOUSE, AUGUSTA
AGENDA**

- 1) Approval of October 14, 2014 Commission Meeting Minutes
- 2) Operations Reports Review
- 3) Budget Update
- 4) Training Update
- 5) Public Comment
- 6) Set Date, Time and Location of Next Regular Meeting of the Commission
- 7) Executive Session, if needed (Closed to Public)

(1.)
October 14, 2014
Commission Meeting
Minutes

**Maine Commission on Indigent Legal Services – Commissioners Meeting
October 14, 2014**

Minutes

Commissioners Present: Steven Carey, Marvin Glazier, William Logan, Susan Roy, Kenneth Spirer
MCILS Staff Present: John Pelletier, Ellie Brogan

Agenda Item	Discussion	Outcome/Action Item/Responsible Party
Approval of the September 9, 2014 Commission Meeting Minutes	Copy of minutes received by all Commissioners.	Commissioner Spirer moved for the approval of the minutes. Commissioner Glazier seconded. All voted in favor. Approved.
Operations Reports Review	<p>Director Pelletier presented the <u>September 2014 Operations Reports</u>. The number of new cases opened in DefenderData totaled 2,287 – a 127 case increase from August. 2,827 vouchers were submitted in September, totaling \$1,279,242. This was a 480 voucher and \$156,000 increase from August. In September, the Commission paid 2,490 vouchers, totaling \$1,155,043, a 159 voucher and \$70,000 increase from August. The average price per voucher in September was \$463.87, a decrease of \$1.69 per voucher from August. The average price per voucher is approximately 10% higher than last year’s average. Since not all vouchers being submitted are at the \$55/hr rate, the hourly rate increase is not fully responsible for the increase in voucher price. Appeal and Post-Conviction Review cases were the highest average vouchers. Five vouchers exceeding \$5,000 were paid in September. The September transfer of counsel fees, which reflected August’s collections, totaled \$47,842. While this was a \$20,000 decrease from the previous month, overall collections still exceeded the Commission’s budget allotment for the quarter. In September, the Commission was able to use \$149,124 from the Revenue Account to pay attorney vouchers.</p>	
Budget Discussion	<p>Director Pelletier updated the Commissioners on the status of the budget. While the first two months of the fiscal year were on target with FY’15 budget projections, voucher submissions were heavy during the month of September and exceeded projections by \$150,000. Director Pelletier advised that the trend of voucher submissions needed to be watched closely so the necessary steps can be taken to avoid a shortfall at the end of the</p>	

Agenda Item	Discussion	Outcome/Action Item/Responsible Party
	<p>year and/or amend the Commission's supplemental budget request. A financial order, which carries a thirty day waiting period, would be required in order to move funds from the third quarter to the second quarter. The deadline for submission of such a request is November 5, 2014. Chair Carey asked that notice be given of any delay in payments to the attorneys as soon possible. The Commissioners gave Director Pelletier the authority to file a financial order should it be needed.</p>	
<p>Appearance at the Appropriations Committee</p>	<p>Director Pelletier updated the Commissioners on his and Chair Carey's appearance at the Appropriations Committee meeting on September 30. Copies of the materials that were submitted to the Committee were provided to the Commissioners. The Committee requested information about financial screening, indigency guidelines and collections history. Director Pelletier thought it went well and that their presentation was able to clear up a misperception about the financial screeners. Commissioner Spirer asked about the increase in the number of denials from 5% in FY'12 to 10% in FY'14 and wondered if the Judicial Branch kept track of this information. Chair Carey noted that the Commission now employs additional screeners, which could account for the increase in the number of denials. Director Pelletier explained that the Judicial Branch only kept total statistics of its collection amounts.</p>	
<p>Rulemaking Update</p>	<p>At last month's meeting, the Commissioners voted to put the specialized panel rule and the attorney eligibility rule out to public comment. Director Pelletier will submit these proposed rules to the Secretary of State so notice will be published for a public hearing on both rules on November 18 at 10 am. Director Pelletier will also submit the amended fee schedule, provisionally adopted in July, to the Secretary of State and the Executive Director of the Legislative Council for consideration by the Judiciary Committee in the upcoming session.</p>	
<p>Public Comment</p>	<p>none</p>	
<p>Executive Session</p>	<p>The Commissioners entered into executive session to discuss personnel matters. No votes were taken.</p>	
<p>Adjournment of meeting</p>	<p>The Commission then voted to adjourn with the next meeting to be on November 18, 2014, at 9:00 am in the Judiciary Committee Room. Following the meeting, a public</p>	<p>Commissioner Glazier made a motion to adjourn.</p>

Agenda Item	Discussion	Outcome/Action Item/Responsible Party
	hearing will be held at 10:00 am in the same room.	Commissioner Roy seconded. All present voted in favor.

**(2.)
Operations Reports
Review**

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

TO: MCILS COMMISSIONERS
FROM: JOHN D. PELLETIER, EXECUTIVE DIRECTOR
SUBJECT: OCTOBER 2014 OPERATIONS REPORTS
DATE: NOVEMBER 5, 2014

Attached you will find the October, 2014 Operations Reports for your review and our discussion at the upcoming Commission meeting on November 18, 2014. A summary of the operations reports follows:

- 2,068 new cases were opened in the DefenderData system in October. This was a 219 case decrease from September.
- The number of vouchers submitted electronically in October was 2,781, a decrease of 46 vouchers from September, totaling \$1,281,414.77, an increase of \$2,000 over September. In October, we paid 3,025 electronic vouchers totaling \$1,440,231.24. This was a 535 voucher and \$285,000 increase over September.
- There were two paper vouchers submitted and paid in October totaling \$348.50.
- The average price per voucher in October was \$475.79, up \$11.92 per voucher over September.
- Appeal and Termination of Parental Rights cases had the highest average vouchers in October. There were 7 vouchers exceeding \$5,000 paid in October. These cases involved: 1) two vouchers for co-counsel from the same firm covering, respectively, the three months leading up to 10 day trial and the trial itself; 2) a five day aggravated assault trial that resulted in a not guilty verdict; 3) a murder case and a manslaughter case involving motions for new trial and an appeal; 4) a sex offense case involving video evidence and a client with mental illness; 5) and a drug trafficking conspiracy case that involved 100 hours recorded phone calls from a jail.

In our All Other Account, the total expenses for the month of October were \$1,567,153.86. Of the amount, \$9,942.04 was devoted to the Commission's operating expenses.

In the Personal Services Account, we had \$49,740.31 in expenses for the month of October.

In the Revenue Account, our monthly transfer from the Judicial Branch for counsel fees for the month of October, which reflects September's collections, totaled \$61,901.40, up \$14,000 from the previous month, which continues the strong performance of reimbursement revenue during the current fiscal year.

In our Conference Account, we collected registration fees for the advanced criminal CLE and the upcoming minimum standards video replays and paid partial expenses for the advanced criminal training, leaving the account balance at \$31,655.63. We are yet to pay the bulk of the expenses for the advanced criminal training, which will exceed our revenue for the training.

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

Activity Report by Case Type

10/31/2014

DefenderData Case Type	Oct-14						Fiscal Year 2015			
	New Cases	Vouchers Submitted	Submitted Amount	Vouchers Paid	Approved Amount	Average Amount	Cases Opened	Vouchers Paid	Amount Paid	Average Amount
Appeal	5	14	\$ 27,501.43	17	\$ 29,171.08	\$ 1,715.95	39	48	\$ 66,408.88	\$ 1,383.52
Child Protection Petition	184	346	\$ 198,902.67	382	\$ 207,031.68	\$ 541.97	694	1,436	\$ 765,416.47	\$ 533.02
Drug Court	0	2	\$ 1,259.50	7	\$ 4,234.50	\$ 604.93	2	25	\$ 11,338.00	\$ 453.52
Emancipation	10	12	\$ 3,684.85	18	\$ 5,911.25	\$ 328.40	47	36	\$ 11,743.93	\$ 326.22
Felony	494	688	\$ 453,710.99	799	\$ 551,628.95	\$ 690.40	2,099	2,254	\$ 1,713,926.69	\$ 760.39
Involuntary Civil Commitment	82	97	\$ 19,561.86	82	\$ 17,406.63	\$ 212.28	306	266	\$ 55,915.98	\$ 210.21
Juvenile	56	164	\$ 57,504.24	150	\$ 53,949.42	\$ 359.66	403	455	\$ 161,031.47	\$ 353.92
Lawyer of the Day - Custody	226	231	\$ 49,179.20	201	\$ 42,253.42	\$ 210.22	870	824	\$ 172,096.53	\$ 208.86
Lawyer of the Day - Juvenile	49	40	\$ 6,777.14	45	\$ 7,320.32	\$ 162.67	171	168	\$ 30,265.77	\$ 180.15
Lawyer of the Day - Walk-in	125	96	\$ 21,627.93	100	\$ 21,327.00	\$ 213.27	471	419	\$ 85,637.00	\$ 204.38
Misdemeanor	616	679	\$ 248,431.75	800	\$ 304,592.47	\$ 380.74	2,632	2,569	\$ 959,538.47	\$ 373.51
Petition, Modified Release Treatment	1	15	\$ 4,000.41	15	\$ 3,659.41	\$ 243.96	5	30	\$ 8,725.26	\$ 290.84
Petition, Release or Discharge	0	0		0			0	3	\$ 3,867.88	\$ 1,289.29
Petition, Termination of Parental Rights	14	31	\$ 24,757.34	29	\$ 21,413.80	\$ 738.41	69	165	\$ 114,032.94	\$ 691.11
Post Conviction Review	5	8	\$ 9,961.54	2	\$ 1,173.50	\$ 586.75	15	16	\$ 16,553.74	\$ 1,034.61
Probation Violation	167	189	\$ 71,725.17	201	\$ 73,456.88	\$ 365.46	658	621	\$ 220,178.25	\$ 354.55
Represent Witness on 5th Amendment	3	3	\$ 357.50	0			5	3	\$ 464.00	\$ 154.67
Review of Child Protection Order	28	163	\$ 81,167.25	174	\$ 94,261.93	\$ 541.74	120	651	\$ 326,022.32	\$ 500.80
Revocation of Administrative Release	3	3	\$ 1,304.00	3	\$ 1,090.50	\$ 363.50	11	13	\$ 4,150.50	\$ 319.27
DefenderData Sub-Total	2,068	2,781	\$ 1,281,414.77	3,025	\$ 1,439,882.74	\$ 475.99	8,617	10,002	\$4,727,314.08	\$ 472.64
Paper Voucher Sub-Total	2	2	\$ 348.50	2	\$ 348.50	\$ 174.25	3	3	\$ 512.12	\$ 170.71
TOTAL	2,070	2,783	\$1,281,763.27	3,027	\$1,440,231.24	\$ 475.79	8,620	10,005	\$ 4,727,826.20	\$ 472.55

Account 010 95F Z112 01 (All Other)	Mo.	Q1	Mo.	Q2	Mo.	Q3	Mo.	Q4	FY15 Total
FY15 Professional Services Allotment		\$ 3,668,113.00		\$ 3,314,658.00		\$ 3,737,544.00		\$ 3,228,737.00	
FY15 General Operations Allotment		\$ -		\$ -		\$ -		\$ -	
Financial Order Adjustment		\$ -		\$ -		\$ -		\$ -	
Financial Order Adjustment		\$ -		\$ -		\$ -		\$ -	
Financial Order Adjustment		\$ -		\$ -		\$ -		\$ -	
Financial Order Adjustment		\$ -		\$ -		\$ -		\$ -	
Total Budget Allotments		\$ 3,668,113.00		\$ 3,314,658.00		\$ 3,737,544.00		\$ 3,228,737.00	\$ 13,949,052.00
Total Expenses	1	\$ (1,141,359.56)	4	\$ (1,567,153.86)	7	\$ -	10	\$ -	\$ (2,708,513.42)
	2	\$ (1,199,265.91)	5	\$ -	8	\$ -	11	\$ -	\$ (1,199,265.91)
	3	\$ (1,114,175.03)	6	\$ -	9	\$ -	12	\$ -	\$ (1,114,175.03)
Encumbrances		\$ (213,312.50)		\$ 23,812.50		\$ -		\$ -	\$ (189,500.00)
TOTAL REMAINING		\$ -		\$ 1,771,316.64		\$ 3,737,544.00		\$ 3,228,737.00	\$ 8,737,597.64

Q2 Month 4 (as of 10/31/14)

INDIGENT LEGAL SERVICES	
Counsel Payments	\$ (1,440,231.24)
Somerset County	\$ (22,772.50)
Subpoena Witness Fees	\$ -
Private Investigators	\$ (25,619.75)
Mental Health Expert	\$ (41,249.48)
Transcripts	\$ (10,981.15)
Other Expert	\$ (13,870.33)
Expert Witness Lodging	\$ (138.24)
Process Servers	\$ (928.83)
Interpreters	\$ (1,213.30)
Misc Prof Fees & Serv	\$ (207.00)
SUB-TOTAL ILS	\$ (1,557,211.82)
OPERATING EXPENSES	
Service Center	\$ (794.50)
DefenderData	\$ (4,958.50)
Risk Management	\$ -
Mileage/Tolls/Parking	\$ (1,630.99)
Mailing/Postage/Freight	\$ (543.23)
Periodicals	\$ (66.00)
Maine State Bar Dues	\$ -
Office Supplies/Equip.	\$ 98.25
Cellular Phones	\$ (121.58)
VDT reimbursements	\$ -
Office Equipment Rental	\$ (148.89)
OIT/TELCO	\$ (1,776.60)
SUB-TOTAL OE	\$ (9,942.04)
TOTAL	\$ (1,567,153.86)

INDIGENT LEGAL SERVICES

Q2 Allotment	\$ 3,314,658.00
Q2 Encumbrance Expenditures	\$ 23,812.50
Q2 Expenses as of 10/31/14	\$ (1,567,153.86)
Remaining Q2 Allotment as of 10/31/14	\$ 1,771,316.64

MAINE COMMISSION ON INDIGENT LEGAL SERVICES
FY15 FUND ACCOUNTING
As of 10/31/14

Account 014 95F Z112 01 (Revenue)	Mo.	Q1	Mo.	Q2	Mo.	Q3	Mo.	Q4	FY14 Total
Total Budget Allotments		\$ 149,124.00		\$ 149,124.00		\$ 149,124.00		\$ 149,125.00	\$ 596,497.00
Financial Order Adjustment	1	\$ -	4	\$ -	7	\$ -	10	\$ -	
Financial Order Adjustment	2	\$ -	5	\$ -	8	\$ -	11	\$ -	
Budget Order Adjustment	3	\$ -	6	\$ -	9	\$ -	12	\$ -	
Financial Order Adjustment		\$ -	4	\$ -		\$ -		\$ -	
Total Budget Allotments		\$ 149,124.00		\$ 149,124.00		\$ 149,124.00		\$ 149,125.00	\$ 596,497.00
Collected Revenue from JB	1	\$ 51,555.85	4	\$ 61,901.40	7	\$ -	10	\$ -	
Promissory Note Payments		\$ 200.00		\$ -		\$ -		\$ -	
Collected Revenue from JB	2	\$ 68,324.36	5	\$ -	8	\$ -	11	\$ -	
Promissory Note Payments		\$ 200.00		\$ -		\$ -		\$ -	
Donation		\$ 1,500.00		\$ -		\$ -		\$ -	
Collected Revenue from JB	3	\$ 47,842.05	6	\$ -	9	\$ -	12	\$ -	
Returned Check		\$ 45.00		\$ -		\$ -		\$ -	
TOTAL REVENUE COLLECTED		\$ 169,667.26		\$ 61,901.40		\$ -		\$ -	\$ 231,568.66
Counsel Payments	1	\$ -	4	\$ -	7	\$ -	10	\$ -	
	2	\$ -	5	\$ -	8	\$ -	11	\$ -	
	3	\$ (149,124.00)	6	\$ -	9	\$ -	12	\$ -	
REMAINING ALLOTMENT		\$ -		\$ 149,124.00		\$ 149,124.00		\$ 149,125.00	\$ 447,373.00
Total Expenses	1	\$ -	4	\$ (2,119.11)	7	\$ -	10	\$ -	
	2	\$ (1,344.65)	5	\$ -	8	\$ -	11	\$ -	
	3	\$ (495.00)	6	\$ -	9	\$ -	12	\$ -	
REMAINING CASH		\$ 18,703.61		\$ 59,782.29		\$ -		\$ -	\$ 78,485.90

Q2 Month 4 (as of 10/31/14)	
DEFENDER DATA COUNSEL PAYMENTS	
	\$ -
SUB-TOTAL ILS	
OVERPAYMENT REIMBURSEMENTS	\$ (1,149.80)
State Cap Expense Q1	\$ (969.31)
Somerset County CDs	\$ -
Private Investigators	\$ -
Mental Health Expert	\$ -
Transcripts	\$ -
Other Expert	\$ -
Process Servers	\$ -
SUB-TOTAL OE	\$ (2,119.11)
TOTAL	\$ (2,119.11)

INDIGENT LEGAL SERVICES	
FY15 Allotment	\$ 596,497.00
YTD Collected Revenue	\$ 231,568.66
YTD Expenses	\$ (3,958.76)
YTD Counsel Payments	\$ (149,124.00)
Q1 Remaining Unexpended Cash	\$ 78,485.90

**MAINE COMMISSION ON INDIGENT LEGAL SERVICES
FY15 FUND ACCOUNTING
AS OF 10/31/2014**

Account 010 95F Z112 01 (Personal Services)	Mo.	Q1	Mo.	Q2	Mo.	Q3	Mo.	Q4	FY15 Total
FY15 Allotment		\$ 186,226.00		\$ 181,742.00		\$ 169,447.00		\$ 139,222.00	\$ 676,637.00
Financial Order Adjustments		\$ -		\$ -		\$ -		\$ -	
Financial Order Adjustments		\$ -		\$ -		\$ -		\$ -	
Budget Order Adjustments				\$ -		\$ -		\$ -	
Total Budget Allotments		\$ 186,226.00		\$ 181,742.00		\$ 169,447.00		\$ 139,222.00	\$ 676,637.00
Total Expenses	1	\$ (66,591.80)	4	\$ (49,740.31)	7	\$ -	10	\$ -	
	2	\$ (49,475.54)	5	\$ -	8	\$ -	11	\$ -	
	3	\$ (50,108.08)	6	\$ -	9	\$ -	12	\$ -	
TOTAL REMAINING		\$ 20,050.58		\$ 132,001.69		\$ 169,447.00		\$ 139,222.00	\$ 460,721.27

Q2 Month 4 (as of 10/31/14)	
Per Diem Payments	\$ (385.00)
Salary	\$ (26,116.47)
Vacation Pay	\$ (1,138.54)
Holiday Pay	\$ -
Sick Pay	\$ 200.28
Premium Overtime Pay	\$ (19.53)
Health Insurance	\$ (9,628.70)
Dental Insurance	\$ (249.48)
Employer Retiree Health	\$ (3,794.08)
Employer Retirement	\$ (1,544.58)
Employer Group Life	\$ (201.26)
Employer Medicare	\$ (382.20)
Retiree Unfunded Liability	\$ (4,464.03)
Retro Pymt	\$ (63.60)
Perm Part Time Full Ben	\$ (1,953.12)
TOTAL	\$ (49,740.31)

MAINE COMMISSION ON INDIGENT LEGAL SERVICES
FY15 FUND ACCOUNTING
As of 10/31/14

Account 014 95F Z112 02 (Conference Account)	Mo.	Q1	Mo.	Q2	Mo.	Q3	Mo.	Q4	FY14 Total
FY14 Carry Over		\$ 20,144.41							\$ -
Total Budget Allotments		\$ 4,000.00		\$ 20,000.00		\$ 4,000.00		\$ 4,000.00	\$ 32,000.00
Budget Order Adjustment									
Total Budget Allotments		\$ 4,000.00		\$ 20,000.00		\$ 4,000.00		\$ 4,000.00	\$ 32,000.00
Total Revenue	1	\$ 1,850.00	4	\$ 8,000.00	7	\$ -	10	\$ -	
Billed Earned Revenue	1	\$ (150.00)	5	\$ -	8	\$ -	11	\$ -	
	2	\$ 975.00	6	\$ -	9	\$ -	12	\$ -	
	3	\$ 7,575.00	6	\$ -	9	\$ -	12	\$ -	
ACTUAL CASH BALANCE		\$ 30,394.41		\$ 8,000.00		\$ -		\$ -	\$ 38,394.41
Total Expenses	1	\$ (76.04)	4	\$ (3,116.49)	7	\$ -	10	\$ -	
	2	\$ (3,293.26)	5	\$ -	8	\$ -	11	\$ -	
	3	\$ (402.99)	6	\$ -	9	\$ -	12	\$ -	
TOTAL REMAINING		\$ 26,772.12		\$ 32,883.51		\$ 4,000.00		\$ 4,000.00	\$ 31,923.96

Q2 Month 4 (as of 10/31/14)

Collected Revenue	\$ 8,000.00
State Cap Cost Allocation	\$ (2.16)
Training Manuals Printing	\$ (2,609.33)
Training Refreshments/Meals	\$ -
Speaker Fees/Lodging	\$ (270.00)
Videographer	\$ -
Refund for non-attendance	\$ (200.00)
Board of Overseers Trainer Fees	\$ (35.00)
TOTAL EXPENSES	\$ (3,116.49)

FY15 Allotment	\$ 32,000.00
FY14 Carry Over	\$ 20,144.41
FY15 Collected Revenue	\$ 18,350.00
FY15 Expenses	\$ (6,838.78)
Unexpended Cash	\$ 31,655.63

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

Activity Report by Court

10/31/2014

Court	Oct-14						Fiscal Year 2014			
	New Cases	Vouchers Submitted	Submitted Amount	Vouchers Paid	Approved Amount	Average Amount	Cases Opened	Vouchers Paid	Amount Paid	Average Amount
ALFSC	130	264	\$ 159,399.17	262	\$ 153,518.94	\$585.95	538	743	\$ 469,633.15	\$632.08
AUBSC	96	133	\$ 62,255.57	185	\$ 97,887.49	\$529.12	375	430	\$ 274,738.45	\$638.93
AUGDC	73	69	\$ 28,177.90	103	\$ 37,397.29	\$363.08	308	392	\$ 147,997.87	\$377.55
AUGSC	94	131	\$ 77,331.06	131	\$ 75,074.88	\$573.09	393	434	\$ 247,795.52	\$570.96
BANDC	65	95	\$ 32,269.17	148	\$ 50,236.44	\$339.44	278	472	\$ 163,837.96	\$347.11
BANSC	4	3	\$ 1,138.50	7	\$ 2,190.30	\$312.90	12	15	\$ 7,450.50	\$496.70
BATSC	2	5	\$ 2,448.33	9	\$ 4,779.04	\$531.00	17	25	\$ 16,306.05	\$652.24
BELDC	18	38	\$ 18,134.84	57	\$ 25,260.36	\$443.16	121	157	\$ 63,233.72	\$402.76
BELSC	25	26	\$ 18,281.62	31	\$ 21,128.45	\$681.56	70	83	\$ 50,152.33	\$604.24
BIDDC	94	182	\$ 71,871.72	98	\$ 46,579.96	\$475.31	382	391	\$ 175,490.57	\$448.82
BRIDC	13	27	\$ 12,116.08	24	\$ 11,532.85	\$480.54	55	96	\$ 43,076.63	\$448.71
CALDC	13	13	\$ 3,933.72	19	\$ 5,543.65	\$291.77	56	82	\$ 35,737.43	\$435.82
CARDC	19	33	\$ 17,603.30	27	\$ 12,680.42	\$469.65	69	114	\$ 49,561.98	\$434.75
CARSC	26	35	\$ 15,780.72	29	\$ 13,265.76	\$457.44	143	123	\$ 64,936.96	\$527.94
DOVDC	8	19	\$ 7,379.80	16	\$ 5,733.82	\$358.36	37	59	\$ 16,338.97	\$276.93
DOVSC	1	1	\$ 154.50	1	\$ 154.50	\$154.50	2	3	\$ 280.50	\$93.50
ELLDC	21	23	\$ 10,120.30	34	\$ 17,632.35	\$518.60	70	150	\$ 83,538.18	\$556.92
ELLSC	0	0		7	\$ 2,225.50	\$317.93	12	24	\$ 15,063.50	\$627.65
FARDC	4	12	\$ 4,249.14	21	\$ 6,937.14	\$330.34	25	58	\$ 31,149.17	\$537.05
FARSC	0	5	\$ 4,373.53	6	\$ 4,624.03	\$770.67	5	20	\$ 9,731.79	\$486.59
FORDC	9	9	\$ 7,014.92	13	\$ 9,909.42	\$762.26	24	35	\$ 18,963.57	\$541.82
HOUDC	41	60	\$ 20,269.25	51	\$ 18,608.44	\$364.87	161	193	\$ 62,532.53	\$324.00
HOUSC	13	18	\$ 12,472.71	19	\$ 13,683.40	\$720.18	57	59	\$ 41,612.10	\$705.29
LEWDC	130	171	\$ 59,554.84	200	\$ 70,951.24	\$354.76	583	629	\$ 238,010.35	\$378.39
LINDC	20	12	\$ 4,143.99	17	\$ 6,355.97	\$373.88	66	73	\$ 22,641.51	\$310.16
MACDC	34	35	\$ 15,693.34	23	\$ 9,243.17	\$401.88	111	121	\$ 43,946.49	\$363.19
MACSC	14	9	\$ 2,495.45	13	\$ 4,435.98	\$341.23	45	48	\$ 17,113.58	\$356.53
MADDC	1	3	\$ 2,313.36	3	\$ 2,313.36	\$771.12	4	5	\$ 2,863.58	\$572.72
MILDC	0	1	\$ 241.12	5	\$ 1,377.86	\$275.57	8	14	\$ 3,267.28	\$233.38
NEWDC	23	22	\$ 8,214.46	32	\$ 10,865.95	\$339.56	106	126	\$ 39,743.05	\$315.42
PORDC	86	180	\$ 78,819.33	146	\$ 75,194.69	\$515.03	352	493	\$ 228,759.27	\$464.01
PORSC	6	4	\$ 2,934.29	8	\$ 5,148.39	\$643.55	17	18	\$ 19,743.53	\$1,096.86
PREDC	23	30	\$ 11,686.02	33	\$ 12,900.63	\$390.93	108	158	\$ 58,729.55	\$371.71
ROCDL	51	45	\$ 16,355.03	57	\$ 21,205.58	\$372.03	198	213	\$ 74,917.10	\$351.72
ROCSC	22	23	\$ 13,246.72	35	\$ 24,421.07	\$697.74	112	115	\$ 69,849.09	\$607.38
RUMDC	18	17	\$ 10,610.65	25	\$ 13,736.54	\$549.46	64	72	\$ 35,628.59	\$494.84
SKODC	12	29	\$ 15,335.93	36	\$ 20,491.39	\$569.21	51	169	\$ 71,408.73	\$422.54
SKOSC	1	1	\$ 887.00	1	\$ 887.00	\$887.00	2	5	\$ 1,511.20	\$302.24
SOUDC	29	39	\$ 15,997.82	44	\$ 18,966.07	\$431.05	119	163	\$ 56,557.34	\$346.98
SOUSC	37	64	\$ 37,483.16	73	\$ 40,752.49	\$558.25	166	182	\$ 88,956.28	\$488.77
SPRDC	53	83	\$ 33,676.57	53	\$ 23,774.60	\$448.58	244	246	\$ 110,720.43	\$450.08
Law Ct	1	7	\$ 11,166.16	9	\$ 12,183.96	\$1,353.77	27	32	\$ 38,849.74	\$1,214.05
PENCD	161	179	\$ 81,600.88	192	\$ 85,464.59	\$445.13	687	773	\$ 416,045.96	\$538.22
SAGCD	17	24	\$ 13,284.40	28	\$ 18,528.97	\$661.75	90	97	\$ 55,827.15	\$575.54
PISCD	15	13	\$ 2,445.00	15	\$ 2,819.00	\$187.93	61	53	\$ 9,437.00	\$178.06
HANCD	30	13	\$ 3,306.25	44	\$ 19,336.05	\$439.46	133	114	\$ 47,552.03	\$417.12
FRACD	78	63	\$ 19,578.74	75	\$ 19,034.61	\$253.79	229	173	\$ 60,678.23	\$350.74
CUMCD	293	359	\$ 172,508.72	386	\$ 218,579.43	\$566.27	1,234	1,133	\$ 601,922.54	\$531.26
SOMCD	0	0		0			2	4	\$ 4,908.30	\$1,227.08
WATDC	41	58	\$ 21,806.10	51	\$ 20,804.42	\$407.93	181	226	\$ 77,985.49	\$345.07
WESDC	37	25	\$ 7,983.94	40	\$ 11,554.34	\$288.86	126	127	\$ 38,761.96	\$305.21
WISDC	24	24	\$ 7,749.31	36	\$ 9,762.08	\$271.17	120	115	\$ 32,389.67	\$281.65
WISSC	25	25	\$ 13,533.21	26	\$ 14,317.42	\$550.67	94	84	\$ 42,712.07	\$508.48
YORDC	17	22	\$ 9,987.13	21	\$ 7,891.46	\$375.78	67	63	\$ 26,717.56	\$424.09
TOTAL	2,068	2,781	\$ 1,281,414.77	3,025	\$ 1,439,882.74	\$475.99	8,617	10,002	\$4,727,314.08	\$472.64

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

Number of Attorneys Rostered by Court

10/31/2014

Court	Rostered Attorneys
Alfred Superior Court	110
Auburn Superior Court	114
Augusta District Court	91
Augusta Superior Court	87
Bangor District Court	60
Belfast District Court	48
Belfast Superior Court	43
Biddeford District Court	136
Bridgton District Court	105
Calais District Court	13
Caribou District Court	16
Caribou Superior Court	20
Dover-Foxcroft District Court	26
Ellsworth District Court	48
Farmington District Court	28
Fort Kent District Court	8
Houlton District Court	17
Houlton Superior Court	19
Lewiston District Court	142
Lincoln District Court	31
Machias District Court	19
Machias Superior Court	14
Madawaska District Court	9

Court	Rostered Attorneys
Millinocket District Court	24
Newport District Court	41
Portland District Court	154
Presque Isle District Court	14
Rockland District Court	48
Rockland Superior Court	41
Rumford District Court	28
Skowhegan District Court	29
South Paris District Court	67
South Paris Superior Court	63
Springvale District Court	124
Unified Criminal Docket Bangor	61
Unified Criminal Docket Bath	85
Unified Criminal Docket Dover Foxcroft	25
Unified Criminal Docket Ellsworth	42
Unified Criminal Docket Farmington	29
Unified Criminal Docket Portland	145
Unified Criminal Docket Skowhegan	18
Waterville District Court	54
West Bath District Court	113
Wiscasset District Court	75
Wiscasset Superior Court	68
York District Court	115

(3.)
Budget Update

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

TO: MCILS COMMISSIONERS
FROM: JOHN D. PELLETIER, EXECUTIVE DIRECTOR
CC: ELLIE BROGAN, DEPUTY EXECUTIVE DIRECTOR
SUBJECT: BUDGET MEMO
DATE: November 13, 2014

BUDGET UPDATE

As reflected in the All Other fund report, expenses during October ran high, which I believe is attributable to two reasons. First, our carry-over from the first quarter exceeded projections by \$100,000. Second, during October we had a number of our busiest attorneys switch firms. When that happens, the original firm is entitled to payment for the hours worked by the attorney prior to departure. To do so, we require the transferring attorney to submit interim bills on all of their cases. Because the transferring lawyers had lots of cases, we saw a substantial spike in vouchers as a result.

Interim vouchers result in payment of costs that would have been incurred in any event, but payment is made earlier than would have been the case otherwise. Hence, the jump in costs. The costs brought forward by this process, however, will not have to be paid in the future, so there will be a corresponding reduction in future costs.

As I mentioned at the last meeting, the deadline for submitting financial orders that could be effective prior to the end of the year was November 5th. I decided not to request that funds from the third quarter be moved forward into the second quarter, which would avoid any delay in payments at the end of the second quarter, because we are still in better shape than we were last year at this time and because of the uncertainty regarding our cost trends created by the interim voucher process. If there is a shortfall, we will give the attorneys plenty of notice, which we did not do in a timely fashion last year.

I did submit a financial order to increase our allotment in the revenue account. In the first quarter, we were unable to spend the entire amount of collections due to insufficient allotment, and collections continue to run ahead of projections. The financial order will enable us to spend all of the revenue collected so far this year before the end of the second quarter.

BUDGET MEETING

On November 7th, Chair Carey and I met with the Commissioner of the Department of Administrative and Financial Services, the State Budget Officer, the Governor's Chief Legal Counsel, and others regarding our supplemental budget and biennial budget submissions. The purpose of the meeting was for the administration representatives to hear the justification for our requests as they prepare to work with the Governor to craft budget bills for the next session. We had

a full opportunity to present our case and the meeting seemed to go well. A number of questions suggested interest by the administration representatives in the Commission pursuing specific measures that could reduce costs. One specific suggestion involved a program that reached out to large law firms to solicit pro bono attorney time to work on MCILS cases.

(4.)
Training Update

MAINE COMMISSION ON INDIGENT LEGAL SERVICES

TO: MCILS COMMISSIONERS
FROM: ELLIE BROGAN, DEPUTY EXECUTIVE DIRECTOR
SUBJECT: MCILS TRAINING UPDATE
DATE: NOVEMBER 13, 2014

We recently held our two-day advanced criminal training and it was well attended - 144 on day 1 and 136 on day 2. John and I received positive feedback from attendees about the quality of the training. The training was videotaped and we anticipate video replays in Augusta or Bangor and possibly in Aroostook County.

We will be presenting minimum standards video replays on November 19 and 20 for criminal, child protective and emancipation. We are organizing a live training for the juvenile minimum standards on December 4 in conjunction with the MSBA Bridging the Gap program. The juvenile training will also be videotaped.

A one-day training has been set for April 1, 2015, at the Harraseeket Inn in Freeport. There will be one out-of-state speaker, Ira Mickenberg. A draft save the date notice is attached which provides Ira's background and the two topics he will be covering.

The dates for the June 2015 video replays have been set for June 15-17, 2015, at our offices in Augusta.

Subject: CLE Save the Date - April 1, 2015

Morning session – Brady - Litigation Strategies

Police and prosecutors routinely fail to disclose exculpatory evidence to the defense. Sometimes they do this intentionally, sometimes out of ignorance of their obligations. The good news is that there is excellent law we can use to pry loose favorable evidence from the State, and effective tactics we can employ to get that information at the trial, post-conviction and appellate levels. This session will review the crucial law, emphasizing a series of U.S. Supreme Court cases extending through the 2013-4 Term. It will then connect that law to practical tactics we can use at all stages of a cases to force the prosecution to disclose favorable information before trial and to reverse convictions where Brady and Kyles have been violated.

Afternoon session – Taint hearings

Recognizing the most common situations in which the State irreparably taints witnesses before trial--child witnesses, identification cases, sex cases. How to persuade a judge and/or jury that the State's witness has been tainted. Effective motion practice to preclude the tainted witness from testifying. Understanding the science of suggestiveness.

Ira Mickenberg – Director, National Defender Training Project

Ira Mickenberg is an criminal defense lawyer, defender trainer and consultant from Saratoga Springs, NY. Ira has designed, directed and taught trial, appellate, capital, and post-conviction training programs for defender organizations throughout the nation, and is the founder and Director of the National Defender Training Project. He has also represented defendants in the United States Supreme Court, the U.S. Courts of Appeal, and the highest courts of several states, and has tried homicide and other felony cases. From 1988 to 1994, Ira was a founder and Attorney-in-Charge of the Office of the Appellate Defender in New York City. He has been certified as an expert witness in federal and state courts on the subject of effective assistance of counsel, and has taught criminal law, criminal procedure, death penalty litigation, and appellate advocacy at the University of Dayton School of Law, American University School of Law, Williams College, and New York Law School. His latest project is establishing an alliance between the University of Dayton School of Law and public defender offices throughout the nation that will train students for careers as public defenders and channel them into jobs, internships and externships. During the month of August, Ira shuts down his practice, refuses to answer his phone, mail or e-mail, and can be found in the clubhouse at Saratoga thoroughbred racetrack.