

STATE OF SOUTH DAKOTA)

IN CIRCUIT COURT

:SS

COUNTY OF MINNEHAHA)

SECOND JUDICIAL CIRCUIT

STATE OF SOUTH DAKOTA,

Plaintiff,

CR. _____

vs.

**APPLICATION FOR
COURT-APPOINTED ATTORNEY**

(criminal)

Out of Custody

In Custody

[Check appropriate box]

_____,

[Print Name]

Defendant,

Date of Birth _____

Bond Amount \$ _____

I have been charged with the crimes of: _____,
which is a [check one], Felony Misdemeanor.

I swear upon my oath and under penalty of law that the following is true.

1. I am financially unable to hire an attorney to represent me in my defense.
2. My current address is: _____
3. My current telephone number is: (_____) _____
4. I am currently: Employed Unemployed Self-Employed
5. Employer's name: _____
6. (If employed or self-employed) my current monthly take-home pay averages about \$ _____
7. (If unemployed) I have income from disability insurance benefits retirement that averages \$ _____ per _____.
8. I receive child support and/or alimony payments totaling \$ _____ per month.
9. My total income before deductions for last year was about \$ _____
10. Including myself, I have the following number of dependents that rely upon me for support: _____
11. I have have not tried to hire my own attorney. (Names of attorneys I have contacted are listed here): _____
12. The annual income of my spouse is estimated as \$ _____
13. The following amounts accurately reflect my current assets and debts:

ASSETS

- | | | |
|---------------------------|---|-----------------|
| a. | Cash | \$ _____ |
| b. | Money in bank accounts..... | \$ _____ |
| c. | Money owed to me by others..... | \$ _____ |
| d. | Money in investments (stock, bonds, savings bonds)..... | \$ _____ |
| e. | Real Estate (houses and land owned by me) | \$ _____ |
| f. | Motor vehicles (cars, trucks, motorcycles)..... | \$ _____ |
| g. | Household goods | \$ _____ |
| h. | Jewelry | \$ _____ |
| i. | Other personal property (tools, sporting equipment, etc.).... | \$ _____ |
| TOTAL ASSETS | | \$ _____ |

DEBTS

- | | | |
|-------------------------|---|-----------------|
| a. | Total of money owed, including interest, on real estate..... | \$ _____ |
| b. | Total of money owed, including interest, on motor vehicles... | \$ _____ |
| c. | Total of loans owed to banks, payday loan companies, etc.... | \$ _____ |
| d. | Total outstanding debts to doctors and hospitals..... | \$ _____ |
| e. | Total of credit card debt | \$ _____ |
| f. | Total of loans owed to other people, not including family.... | \$ _____ |
| g. | Total of loans owed to family members..... | \$ _____ |
| TOTAL DEBTS..... | | \$ _____ |

MONTHLY EXPENSES

- a. Monthly payment for mortgage or rent..... \$ _____
 - b. Total monthly payment on bank loans besides mortgage..... \$ _____
 - c. Total minimum monthly payments on credit cards debt..... \$ _____
 - d. Total average utilities payments (not including phone) \$ _____
 - e. Total average phone bill \$ _____
 - f. Total minimum payment on other loans \$ _____
 - g. Child support and alimony expenses \$ _____
- TOTAL MONTHLY PAYMENTS ... \$ _____**

ANTICIPATED INCOME (money you expect to receive in the near future)

- a. Total money or income from the sale of property you expect to receive in the near future, including a description of the source: _____ \$ _____

14. I understand that if I receive a court-appointed attorney, the cost of providing that attorney is to be paid by the county. The county will bill me for that expense, based upon the actual bill submitted by the attorney for his or her services. I understand that I will be asked to repay the cost of providing me with an attorney, whether the charges against me result in a conviction or are dismissed. I understand the county may file a lien against my property, both real and personal, and the judge may order me to pay the county for that cost.

Dated this ____ day of _____, _____.

X _____
Defendant's Signature

Subscribed and sworn to before me this ____ day of _____, _____.

(Magistrate Judge) (Circuit Judge) (Notary) (Deputy Clerk)

ORDER FOR COURT-APPOINTED ATTORNEY

Upon examining the Application for Court-Appointed Attorney submitted above, the Court is satisfied that the defendant is indigent and/or is financially unable to hire an attorney, and

IT IS HEREBY ORDERED THAT _____

of _____, South Dakota is hereby appointed to represent the defendant in all matters pertaining to this action unless or until relieved by this Court, all pursuant to South Dakota law.

- Periodic monthly payments in the amount of \$ _____ for attorney fees are ordered while the case is pending.
- _____.

Dated this ____ day of _____, _____.

BY THE COURT:

Magistrate Judge / Circuit Judge

ATTEST:
Angelia M Gries, Clerk

By: _____
Deputy