

SUPERIOR COURT OF CALIFORNIA, COUNTY OF NAPA		FOR COURT USE ONLY
PEOPLE OF THE STATE OF CALIFORNIA		
v.		
DEFENDANT:		
CASE NUMBER:	PID & EVENT NUMBER:	
NOTICE OF HEARING REIMBURSEMENT OF ASSIGNED COUNSEL (Pen. Code § 987.8)		

NOTICE

You have been assigned a lawyer to represent you. You are not being charged a fee for this service at this time. At the end of this case, or when your assigned lawyer withdraws from this case, the court will hold a hearing to decide if you have the ability to pay Napa County for all, or a part of, the cost of this service.

You must be prepared to discuss your financial situation at that time. You are not required to bring any financial records to the hearing, but you should have with you, at that time, any financial records you would like the Court to see. You must complete Judicial Council form CR-115, Defendant’s Statement of Assets. This form will be provided to you by your lawyer or the Court.

A case usually ends at your last regularly scheduled court appearance, when you are granted probation or sentenced, or when the case is dismissed. Since this could happen at any court appearance, you must be prepared for this financial hearing every time you appear in court.

At the hearing you have the following rights:

1. The right to be heard in person.
2. The right to present witnesses and other documentary evidence.
3. The right to confront and cross-examine witnesses.
4. The right to see the evidence against you.
5. The right to a written statement of the findings of the court.

If the court determines you have the present ability to pay, the court will order you to pay all, or a part of, the cost of this service. That order has the same force and effect as a judgment in a civil action, and is subject to enforcement against your property in the same manner as any other money judgment. At any time while the judgment is pending, you may petition the court to modify or cancel its previous judgment on the grounds of a change in circumstances with regard to your ability to pay the judgment.

For misdemeanor cases your fee starts at \$300, increases to \$500 at the settlement conference, to \$800 at the readiness conference, and will be \$1,400 for a trial lasting 3 days or less, and \$1,900 for a trial lasting longer. For felony cases your fee starts at \$600, increases to \$1,200 at the arraignment on the information, to \$2,200 at the readiness conference, and will be \$3,000 for a trial lasting 3 days or less, and \$3,500 for a trial lasting longer. The fee for special hearings is usually \$250.

DEFENDANT’S STATEMENT

I believe I do not have enough money to hire a lawyer at this time. I understand this notice and have received a copy of it.

_____ Date _____ Defendant’s Signature

INTERPRETER’S STATEMENT

I, having been duly sworn or having a written oath on file, certify that I truly translated this form to the defendant in the following language: Spanish Other (specify) _____

_____ Date _____ Interpreter’s Name _____ Interpreter’s Signature