

VIRGINIA: IN THE CIRCUIT COURT OF THE CITY OF NORFOLK

ORDER

It appearing to the Court that the current practice of simultaneously ordering both the presence of a court reporter and the transcription of the entire preliminary hearing results in unnecessary expense.

IT IS THEREFORE ORDERED THAT henceforth the following procedures should be used by counsel when requesting the presence of a court reporter at a preliminary hearing:

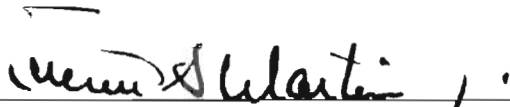
1. Submit an order to the Court requesting the presence of a court reporter at the preliminary hearing to record the proceedings
2. After the preliminary hearing submit a second order requesting that the testimony of certain named witnesses be transcribed. In this order counsel should represent to the Court that the matter is expected to come on a not guilty plea and that the transcription of the preliminary hearing testimony of the named witnesses is necessary for trial.

It is expected that the above procedures will protect the interests of indigent defendants while ensuring that only those portions of preliminary hearings necessary to the defense will be transcribed. This will minimize the expenditure of public funds and the costs assessed against indigent defendants.

This Order shall be effective for preliminary hearings held on or after March 2, 2009.

The Clerk shall deliver a copy of this Order to the Public Defender, to the court reporting firms engaged for criminal cases in this Court and he shall post a copy on the attorneys' bulletin board in the Courthouse.

ENTER: This 27th day of January, 2009



Everett A. Martin, Jr., Chief Judge

VIRGINIA: IN THE CIRCUIT COURT FOR THE CITY OF NORFOLK

COMMONWEALTH OF VIRGINIA

v

_____, Defendant.

Charges: _____

ORDER

Today the Defendant by counsel moved the Court, pursuant to Code §§19.2-165 and 19.2-185, for the Commonwealth to pay the costs of recording the evidence presented against him at the preliminary hearing of this matter

The Court finds that the Defendant is indigent, that the district court has appointed counsel on his behalf, that the preliminary hearing will be heard in the Norfolk General District No. ___ on _____, 20__ at _____, and that the services of a court reporter have been properly requested.

Now the Court **ORDERS** that the court reporting firm of _____ is appointed to record the district court proceedings.

The Court also **ORDERS** that the Commonwealth pay the court reporting firm an appearance fee of \$100.00 for the first case and an appearance fee of \$50.00 for each additional case heard in that Court before 12:00 p.m. that day and an appearance fee of \$100.00 for the first case and an appearance fee of \$50.00 for each additional case heard in that Court after 12:00 p.m. that day; provided, however, that no appearance fee will be paid for any additional case when the preliminary hearing is waived or continued; provided, further, that only one appearance fee shall be paid for a preliminary hearing involving co-defendants and only one court reporter shall take down such a proceeding.

Entered. _____, 20__

JUDGE

I ask for this:

VIRGINIA: IN THE CIRCUIT COURT FOR THE CITY OF NORFOLK

COMMONWEALTH OF VIRGINIA

v

Criminal Docket No. CR _____

_____, Defendant.

Charges. _____

ORDER

Today the Defendant, by counsel, moved the Court, pursuant to Code §§19.2-165 and 19.2-185, for the Commonwealth to pay for the preparation of a transcript of the testimony given by the following witnesses at the preliminary hearing of this matter:

In making this request defense counsel represents to the Court that this matter is expected to come before the Court on a not guilty plea and the transcript of the testimony of the named witnesses is necessary for trial

Now the Court **ORDERS** that the court reporting firm of _____ is appointed to prepare transcripts of the above described testimony

The Court also **ORDERS** that the Commonwealth pay the court reporting firm \$3.00 per page for the original transcript, \$1.00 per page for additional copies of the transcript, such sums to be paid from the appropriation for criminal charges pursuant to Code §19.2-166.

Entered _____, 20 ____

JUDGE

I ask for this:
