

**CLARK COUNTY INDIGENT DEFENSE
POLICY AND PROCEDURE**

Number:	2024-5
Title:	Requests for “Increased Compensation”: Attorney Contracts
Effective Date:	Amendment to 2017-4, November 1, 2017

In extraordinary cases, a Clark County Public Defense (CCPD) contract attorney may petition CCPD for supplemental compensation for case-related work.

Requests for “Increased Compensation” – Extraordinary Case. Contractor may request, in writing, that Contractor be compensated an increased amount for a case of extraordinary complexity or time commitment. Requests will be considered by the Public Defense Office on a case-by-case basis. The decision of the office is final.

Factors that may support increased compensation include, but are not limited to:

1. A case that presents a novel or unusual material issue that requires the attorney to expend an unusual amount of time or resources to address the issue;
2. A case that requires researching, writing and arguing an original substantive motion;
3. A case that results in a mistrial after multiple trial days and is retried;
4. A case creating a financial hardship on the attorney due to:
 - o the unusual circumstances of the case and/or client;
 - o the case consuming an attorney’s time during a limited time period or over the course of the representation such that it prevents or delays the attorney from his or her non-public defense obligations.

An attorney seeking increased compensation must submit a declaration describing how the claimed extraordinary work relates to one or more of the above-listed or other factors, as well as an estimate of time spent as compared to other cases and the duration of the representation. Any relevant documentation must be attached to or referenced in the declaration; e.g., original motion filed June 1, 2017.