

Chapter 6 – Counsel Issues

Rule 6.01 – Appointed Counsel

A. Appointments and Qualifications

Appointment of either the Public Defender Office or a private attorney shall be made by the Court. When the Public Defender’s Office cannot represent a particular defendant, the Court will appoint a private attorney. The Court maintains a list of private attorneys who wish to serve on the appointed counsel list.

The Court will conduct a periodic review to ensure an equitable distribution of appointments among the attorneys on the list. The selection of a private attorney will be from the alphabetic list, in order, unless there are special circumstances that dictate a different selection, e.g., prior appointment to represent a defendant in a municipal or county court proceeding involving the same or related matter, limitations related to jurisdiction, or felony level.

B. Affidavit of Indigency

Before counsel is appointed, the alleged indigent defendant must **file a completed** affidavit of indigency with the Clerk of Courts. No counsel who has received compensation or has been promised compensation from any source shall be appointed to represent that indigent defendant.

C. Compensation and Expenses

Requests for compensation for payment shall be made by completing the Ohio Public Defender forms and submitting them to the Court.

Rule 6.02 – Pro Hac Vice

Attorneys who wish to appear pro hac vice must comply with Gov. Bar R. XII regarding pro hac vice certification and familiarize themselves with these Local Rules.

Rule 6.03 – Withdrawal of Counsel

An attorney may not withdraw from representation without the permission of the Court. An attorney who desires to withdraw from representation of a party shall file a

written motion and Order with the Court. An attorney is not deemed to have withdrawn from the representation until it is reflected in a judgment entry.