

**ALL STATE OF TEXAS LICENSED ATTORNEYS RESIDING OR OFFICING IN
UVALDE COUNTY ARE ORDERED TO FULLY COMPLETE THIS AFFIDAVIT AND
RETURN SAME
TO
KATHY ZAMARRIPA, INDIGENT DEFENSE COORDINATOR
FOR THE 38TH JUDICIAL DISTRICT COURT**

**AFFIDAVIT OF LICENSED ATTORNEY
RESIDING OR PRACTICING LAW
IN _____ COUNTY, TEXAS**

**THE STATE OF TEXAS
COUNTY OF _____**

I, _____
(Print name of attorney completing Affidavit)

State Bar of Texas Number _____, do hereby file this affidavit in compliance with the _____ County Plan and Standing Rules and Orders for Procedures for Timely and Fair Appointment of Counsel for Indigent Accused Persons in _____ County, Texas for establishment of a list of eligible licensed attorneys to represent indigent accused persons in _____ County, Texas and do solemnly swear or affirm that the below information is true and correct. Should any change in this information occur, I understand that I must within 30 days of such change file an Amended Affidavit of Licensed Attorney Residing or Practicing Law in _____ County District Courts at the _____ County Courthouse in _____, Texas who shall timely notify the local Administrative Judge of the _____ County Courts of such filing.

I have checked below all applicable provisions and have completed the requested information below with full, complete, and true answers.

I.

INCLUSION/EXCLUSION FROM THE APPOINTMENT LIST

() I am requesting that my name NOT BE INCLUDED on the list of licensed attorneys eligible for court appointment in _____ County, Texas for the following reasons:
(check all that apply)

() I am requesting that my name NOT BE INCLUDED on the list of licensed attorneys eligible for court appointments for JUVENILE CASES in _____ County, Texas for the following reasons:
(Check all that apply)

() I state, under oath, that I am not qualified to provide effective assistance of counsel in any criminal cases and will not accept employment to represent a defendant in any criminal case in _____ County, Texas.

- () I state, under oath, that due to my employment with a governmental entity I am disqualified from representing indigent accused persons in County or State Courts in _____ County, Texas.
- () I state, under oath, that I am retired or am not currently in the active practice of law.
- () I state, under oath, that the following is a good cause reason for my name not to be included on the list of licensed attorneys eligible for court appointment in _____ County, Texas:

(Attach additional sheets to this affidavit as needed for further explanation)

- () I understand that my name **WILL BE CONSIDERED FOR INCLUSION** on the list of licensed attorneys eligible for court appointments in _____ County, Texas, and I state, under oath or affirmation that I am a: (check all that apply)
- () Competent licensed attorney to handle MISDEMEANOR criminal cases.
- () Competent licensed attorney to handle APPEALS of MISDEMEANOR criminal cases.
- () Competent licensed attorney to handle STATE JAIL FELONY criminal cases.
- () Competent licensed attorney to handle THIRD DEGREE FELONY criminal cases.
- () Competent licensed attorney to handle SECOND DEGREE FELONY criminal cases.
- () Competent licensed attorney to handle FIRST DEGREE FELON criminal cases.
- () Competent licensed attorney to handle CAPITAL FELONY criminal cases.
- () Competent licensed attorney to handle APPEALS OF NON-CAPITAL FELONY cases.
- () Competent licensed attorney to handle APPEALS OF CAPITAL FELONY cases.
- () Competent licensed attorney to handle JUVENILE cases.
- () Competent licensed attorney to handle APPEALS of JUVENILE cases.

II.

EDUCATIONAL AND C.L.E. BACKGROUND

I certify that I have the following educational and Continuing Legal Educational background:

(Check all that apply)

BASIC EDUCATION:

- High School Diploma**
- Bachelor's Degree**
- Law Degree**
- Master's Degree**
- Doctor of Philosophy Degree**
- Medical Doctor Degree**
- Other Advanced Degree**

LICENSED TO PRACTICE LAW:

- Licensed to Practice Law in Texas by the Texas Supreme Court on:**

_____, _____
Month Year

- I am currently a licensed attorney in good standing to practice law in the State of _____.**
- I have been admitted to practice law in the U.S. Federal District Courts for the _____ District of the State of _____.**
- I have been admitted to practice law before the U.S. Fifth Circuit Court of Appeals.**
- I have been admitted to practice law before the U.S. _____ Circuit Court of Appeals.**
- I have been admitted to practice law before the United States Supreme Court.**
- I have been certified as a specialist by the Board of Legal Specialization of the State Bar of Texas in the following areas of law:**

CONTINUING LEGAL EDUCATION:

- () I have attended the required number of hours for continuing legal education during the last reporting period as reported to the State Bar of Texas.**
- () I have attended the Advanced Criminal Law Seminar sponsored by the State Bar of Texas for the following years:**

- () I have attended C.L.E. programs dealing with criminal law issues during the following years:**

- () I have attended C.L.E. programs dealing with juvenile law issues during the following years:**

- () I have attended C.L.E. programs dealing only with non-criminal law areas and certify that I have not attended a C.L.E. program dealing with criminal law.**
- () I have attended C.L.E. programs dealing with the use of challenges to mental health or forensic expert witnessed. The most recent course attended was on the following date: _____**
- () I have attended C.L.E. programs or training relating to criminal defense in death penalty cases. The most recent course attended was on the following date:**

- () I have attended C.L.E. programs relating to investigation and presenting mitigating evidence at the penalty phase of death penalty trials. The most recent course attended was on the following date: _____**
- () I have attended C.L.E. programs relating to appeals of criminal cases. The most recent course attended was on the following date: _____**
- () I have attended C.L.E. programs relating to appeals of juvenile cases. The most recent course attended was on the following date: _____**
- () I am currently planning to attend the following C.L.E. courses in the next year:**

**OTHER EDUCATION, BACKGROUND, RESEARCH OR TRAINING IN
CRIMINAL/JUVENILE LAW AREA: (Please briefly describe)**

(Attach a separate sheet if necessary for additional information)

III.

CRIMINAL AND JUVENILE TRIAL/APPEALS EXPERIENCE

I hereby certify, under oath, that the following is my experience in handling criminal/juvenile case:

(Check all that apply)

- I have been lead counsel in three (3) or more misdemeanor cases.**
- I have been lead counsel in one or more misdemeanor appeals.**
- I have been lead counsel in three or more juvenile delinquent conduct cases in which indeterminate commitment to TYC is possible.**
- I have been lead counsel in three or more juvenile delinquent conduct cases where TYC was not possible.**
- I have been lead counsel in three or more juvenile delinquent conduct cases in which determinate sentence proceedings have been initiated by obtaining grand jury approval or a petition alleging a covered offense.**
- I have been lead counsel in three or more juvenile delinquent conduct cases in which proceedings for discretionary transfer to criminal court have been initiated by the filing of a certification petition or motion.**
- I have been lead counsel in one or more juvenile appeals.**
- I have been lead counsel in three (3) or more non-capital felony cases.**
- I have been co-counsel or set second chair in three (3) or more non-capital felony cases.**
- I have been lead counsel in one or more non-capital felony appeals.**
- I have been lead counsel in one or more capital felony cases – death penalty waived.**
- I have been lead counsel in one or more capital felony cases – death penalty sought.**

- I have been co-counsel or sat second chair in one or more capital felony cases – death penalty waived.
- I have been co-counsel or sat second chair in one or more capital felony cases – death penalty sought.
- I have been lead counsel in one or more capital felony appeals – life sentence assessed.
- I have been lead counsel in one or more capital felony appeals – death penalty assessed.
- I have served as lead counsel in one or more capital felony 11.071 writ appeals.
- I have tried approximately _____ misdemeanor cases to JURY verdict.
- I have tried approximately _____ juvenile cases to JURY verdict.
- I have tried approximately _____ non-capital felony cases to JURY verdict.
- I have tried approximately _____ capital (death sought) felony cases to JURY verdict.
- I have filed approximately _____ appellate briefs in misdemeanor cases.
- I have filed approximately _____ appellate briefs in juvenile cases.
- I have filed approximately _____ appellate briefs in non-capital felony cases.
- I have filed approximately _____ appellate briefs in capital death penalty cases.
- I have filed approximately _____ 11.071 death penalty writ applications.
- APPROXIMATELY _____% OF MY LAW PRACTICE IS DEVOTED TO JUVENILE LAW.

IV.

LANGUAGE AND COMMUNICATION SKILLS

I certify, under oath, that I am capable of communicating in the following languages:

- English
- Spanish
- Deaf – Sign Language
- Other: (Specify) _____

V.

ETHICS AND PRIOR SANCTION HISTORY DISCLOSURE

I certify, under oath, that I: (check only those that are true and correct)

Have not been sanctioned by the State Bar of Texas for any ethical violation.

For purposes of this inquiry, "Sanctioned" is defined as disbarment, probation, public reprimand, suspended, fined, or such other State Bar of Texas sanction that is of public record.

Have not been found by a trial judge and/or appellate court to have provided ineffective assistance of counsel.

Will comply with the State Bar Rules for Professional conduct.

Will comply with the Texas Lawyer's Creed – A mandate for Professionalism.

Will obtain copies and keep myself informed of the local rules of procedure for _____ County, Texas.

VI.

CERTIFICATION OF KNOWLEDGE OF STANDING RULES FOR PROCEDURES FOR TIMELY AND FAIR APPOINTMENT OF COUNSEL FOR INDIGENT ACCUSED PERSONS IN _____ COUNTY, TEXAS

I certify, under oath, that I have received, read, and understand the _____ County Plan and Standing Rules and Orders for Procedures for Timely and Fair appointment of Counsel for Indigent Accused Persons in _____ County, Texas dated _____, _____ and effective _____, _____ and will comply with said plan, rules, and orders.

I acknowledge that I shall attempt to contact any accused person I am appointed to represent by the end of the first working day following notification of my appointment.

I acknowledge that I shall interview said accused person as soon as practicable.

I certify, under oath, that I will zealously represent my client but always within the bounds of the law and legal ethics of Texas.

I understand that I must timely submit my bill for:

- 1. Indigent legal representation on the date a case is disposed of by a plea or bench trial; or**
- 2. Indigent legal representation within 15 days of the date of judgement in a jury trial; or**
- 3. Indigent appeal representation within 15 days of the date a mandate is returned on appeal.**

I understand that I have a continuing duty to file an Amended Affidavit within 30 days of the date any of the above information changes.

I hereby, have been sworn upon oath, depose, state, and certify that the above information is true and correct.

Witness my signature on this the _____ day of _____, _____.

AFFIANT

Printed Name

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

**NOTARY PUBLIC/PERSON
AUTHORIZED TO ADMINISTER
OATHS**

Print Name: _____

Capacity: _____

Seal