

No.

In the Supreme Court of the United States

Christopher Mann,

Petitioner

v.

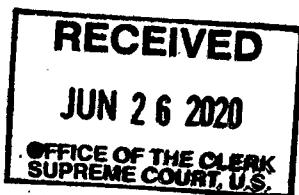
State of Maryland,

Respondent

On Petition for Writ of Certiorari to the Maryland Court of Appeals

Motion for Leave to Proceed *in Forma Pauperis*

Pursuant to Supreme Court Rule 39.1, on this 22nd day of June, 2020
petitioner Christopher Mann moves for leave to proceed *in forma pauperis*.
The Maryland Office of the Public Defender has appointed me to represent



Christopher Mann as an Assigned Public Defender. Md. Code, Crim. P. § 16-208. *See, Exhibit A.* Accordingly, no financial affidavit is attached.

William L. Welch, III / SLP

William L. Welch, III
5305 Village Center Drive, Suite 142
Columbia, Maryland 21044
wlw@wwelchattorney.com
Telephone: (410) 615-7186
Facsimile: (410) 649-5217
Counsel for Christopher Mann
(Appointed by the Maryland Office of
the Public Defender)



LAWRENCE J. HOGAN, JR.
GOVERNOR

OFFICE OF THE PUBLIC DEFENDER
POST CONVICTION DEFENDERS DIVISION
217 E. REDWOOD STREET, SUITE 1020
BALTIMORE, MD 21202
Ph. (410) 209-8600 Fax (410) 209-8691
Toll Free: 1 (877) 430-5187
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PAUL B. DEWOLFE
PUBLIC DEFENDER
CHARLES H. DORSEY, III
DEPUTY PUBLIC DEFENDER
BECKY FELDMAN
CHIEF ATTORNEY
INITIA LETTAU
DEPUTY CHIEF ATTORNEY

September 23, 2016

William Welch III, Attorney
111 S. Calvert Street, Suite 2700
Baltimore, MD 21202

Re: Client: Christopher Mann
OPD Matter ID#14-0601401
Case No.: 104002009, 104002010, 104002011, 104002012, 104002013, 104002014 and

Dear Mr.

In accordance with Md. Crim. Procedure §16-208(d)(3), you are hereby appointed to represent the above-named person in his post conviction proceedings. I have requested a postponement of the upcoming post conviction hearing date.

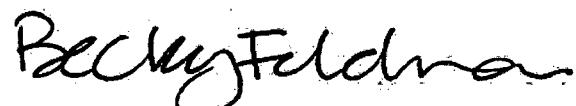
Accordingly:

1. You are authorized to represent the named person with like effect and to the same purpose as though privately retained by him.
2. This office will provide you with trial/plea and sentencing transcripts. Should you need any other relevant transcripts to be transcribed, please contact me.
3. You should enter your appearance, review the transcripts, court file, and any other relevant record or document.
4. It is recommended that you review the Uniform Post Conviction Procedure Act (codified at Criminal Procedure Article §7-101 et. seq.) as well as Maryland Rules 4-401 et. seq.
5. Unless earlier relieved by the Court, your client, the Public Defender, or the undersigned, your authority shall continue until the conclusion of the post conviction proceedings. If the petition was denied and you believe there is a meritorious issue, please let me know.
6. Should you need an investigator, expert, or social worker, please contact me.
7. Following termination of your authority, please do the following:
 - a. Mail 1 copy of the Petition for Legal Fees & Expenses (which must be completed electronically) to:

Office of the Public Defender
Fiscal Group
6 St Paul Street, Suite 2101
Baltimore MD 21202

b. Contact this Division and report the results of the representation.

Sincerely,



Becky Feldman
Chief Attorney
Post Conviction Defenders Division
(410) 209-8626
bfeldman@opd.state.md.us

Enclosures

Cc: Christopher Mann
North Branch Correctional Institution
14100 McMullen Highway, SW
Cumberland, MD 21502

MEMORANDUM OF UNDERSTANDING

1. The OPD will reimburse panel attorneys at the rate of \$50.00 per hour.
2. All documents must be typed or *legibly* handwritten.
 - a. The fee petition must be completely filled out and signed along with the final report and the supplemental activity sheet that documents time and activities on the case.
 - b. The final report must indicate the type of charge, whether the case was resolved by a trial or a plea agreement and include all relevant dates.
 - c. The supplemental activity sheet should be signed and completed with specificity. For example, it is not acceptable to simply note "trial prep." The specific activities, such as, "read discovery," "draft opening," "research law on elements of burglary" must be listed. Any unique motion or memorandum of law prepared in the case must accompany the final fee petition. If the case is an appeal, the brief must accompany the fee petition.
3. Expenses
 - a. The OPD will pay parking and mileage at the current rate paid to State employees if the travel was reasonably incurred exclusively for representation in the case.
 - b. Mileage to and from the courthouse is not included unless, and only if, the case arises outside of the county where the panel attorney's office is located.
 - c. Travel expenses must be documented with the date, distance from the attorney's office, destination and purpose of the travel in order to be eligible for payment.
 - d. The OPD will not pay for ordinary office expenses such as postage, local phone calls, copying, and faxing which are considered part of the ordinary course of business operations.
 - e. The OPD will pay for reasonable legal research costs including: on-line legal research (documentation required) and for law clerks or paralegals at the rate of \$15/hour for law clerks and \$20/ hour for paralegals. These charges must be documented separately from the attorney hours.
 - f. A receipt must accompany all expenses billed.
 - g. Reasonable expenses above \$100 occurring outside the office including transcripts, copying a large volume of documents, long distance phone calls, preparation of trial exhibits, etc. must be pre-approved and accompanied by a receipt.
4. Experts
 - a. If necessary for the preparation of the case, the OPD will provide experts, investigation and other resources.
 - b. Authorization for these expenses must be made through the District office in advance of any financial commitment. The District office must be notified as soon as possible for any investigation or expert consultation required.

c. Requests for hospital and/or medical records must clearly state that the records sought concern a client of the Office of the Public Defender. Under these circumstances, a bill for copying services should not be received.

5. Miscellaneous

- a. Panel attorneys are encouraged to make the best use of court waiting time. With the approval of the District Public Defender, the OPD will pay for court waiting time. This time must be clearly delineated as court waiting time.
- b. When assigned a defendant with multiple cases, all fee petitions must be submitted at the same time. It is acceptable to either submit all time on one petition or divide the time among the multiple cases. The method utilized must be clearly indicated.
- c. Fee petitions must be submitted promptly upon completion of the case(s) and in no circumstance later than 60 days after the case is completed.
- d. Upon completion, OPD client files must be retained by the panel attorney in the normal and customary manner used within the panel attorney's firm.

6. Prohibition on Outside Fees

- a. Article 27A, section 6 of the Annotated Code of Maryland states, in part, that "...A panel attorney who represents an indigent person under this article may not receive any fee for his services in addition to that provided pursuant to this article...."
- b. The client will receive a letter from the District office advising him or her not to pay any fees to the OPD assigned panel attorney.

Acknowledgment: By signing below, I understand and agree to all of the policies and procedures stated above which apply to every panel case I accept from the Office of the Public Defender.

Signature_____ Date_____

Printed Name: _____