LCrRLJ 3.1(d)
RIGHT TO AN ASSIGNMENT OF COUNSEL

Indigent defendants shall have counsel appointed to represent them in all criminal cases unless the right to counsel is waived. Indigency shall mean an inability to pay an attorney a reasonable fee for the services, which appear to be required by reasons of the crime charged without substantial hardship to himself or his family. Defendants who request appointment of counsel shall be required to promptly execute a financial disclosure under oath on a form supplied by the court.

Upon appointment of counsel for indigent criminal defendants, the Clerk shall promptly provide counsel with notice of the appointment.

Attorneys representing defendants in criminal cases must serve prompt written notice of their employment upon the prosecuting attorney and file the same with the clerk of the court. To withdraw, the attorney must serve notice of such intention upon the prosecuting attorney and file the same with the clerk of the court. No withdrawal will be recognized by the court, except for cause deemed sufficient by the court. Approval of withdrawal may, if necessary to prevent a continuance, be denied, and such attorney be required to proceed with the trial.

Appointed counsel by reason of indigency shall be automatically relieved of their appointment upon: (1) entry of a sentence on a guilty plea (2) at the conclusion of the appeal time following sentencing as a result of a conviction in a contested trial, (3) upon entry of an order deferring prosecution (4) upon issuance of a warrant for failure to appear.

(Adopted effective September 1. 2008)