

ADULT CRIMINAL CASE TYPES:

(To be divided into TRIAL and PLEA/OTHERWISE RESOLVED)

1. Non-complex Misdemeanors (all save for the four listed as Complex)
2. Complex Misdemeanors
 - a. DUII
 - b. Domestic Violence
 - c. Sex Abuse
 - d. Animal Misdemeanors (Abuse of Animals and Game Violations charged as misdemeanors)
3. Property and Drug Felonies with Mandatory Minimums
 - a. Measure 57 Cases
 - b. Level 10 Drug Crimes
4. Measure 11 Cases (excluding homicide), Sex Felonies (excluding sex cases with potential for 25+ years) and Gun Minimums
5. Homicide and Sex Cases with potential 25 years+
 - a. Homicide (excluding Death Penalty),
 - b. Jessica's law
 - c. 3rd Strike Sex Cases
 - d. Measure 73 sex cases
6. All other Felonies
7. Probation Violation

OREGON CASE TASKS:

1. Client Communication – All attorney communication with the client (mail, phone, in-person, etc.) as well as communication with client family members related to the criminal case including communications regarding plea and sentencing (Excluding communication of an investigatory nature, which falls under Attorney Investigation/Attorney Interviews and Post-Judgment communication, which falls under Post-Judgment).
2. Client Support Services – Working with pretrial release services, social services, interpreters, treatment providers or outside agencies on behalf of clients; referrals for legal aid or other services; handling medical/family/other issues affecting client during criminal case; attending other proceedings related to or potentially impacting criminal charges.
3. Discovery/Case Preparation – Ordering, obtaining and litigating discovery. Obtaining documents and materials through records requests, motions, subpoenas and other mechanisms. Reviewing, analyzing or organizing case-related materials/evidence including any digital evidence, social media evidence, jail communications, etc.; working with investigators; writing/editing case related-memos; defense team meetings (except in

preparation for Court, which falls under Court Preparation); documenting case file.

4. Attorney Investigation/Attorney Interviews – Case-related investigation activities, including viewing the scene and physical evidence, canvassing for and interviewing witnesses, preparing subpoenas; taking photos/videos, etc. (Note: this is all work conducted by the attorney. Communications with investigators or others related to their interviews/investigations fall under Discovery/Case Preparation).
5. Experts – Locating, obtaining funding approval for, corresponding and consulting with and reviewing reports of experts for the defense.
6. Legal Research, Motions Practice, Other Writing – Researching, drafting, editing, serving and filing of motions, notices, pleadings, briefs, jury instructions, etc. related to pretrial hearings other hearings or trial (except research, writing and motions exclusively related to Discovery, Negotiations or Sentencing/Mitigation which falls under Discovery, Negotiations and Sentencing/Mitigation respectively).
7. Negotiations – Discussions with a prosecutor in an effort to resolve a case; Preparing for settlement; Preparing any written submission to the prosecutor or settlement judge related to negotiations; attending judicial settlement conference(s).
8. Court Preparation – Preparing for any and all pretrial hearings, other hearings or trial including defense team meetings in preparation for court, time spent prepping for direct exams, cross-exams, voir dire etc., subpoenaing witnesses, preparing materials for courts including exhibits and presentations, preparing witnesses, including expert witnesses, for testimony, moot arguments, and other elements of trials and court hearings (except preparation for hearings exclusively related to Discovery or Sentencing/Mitigation which falls under Discovery and Sentencing/Mitigation respectively)
9. Court Time – In court at pretrial hearings, other hearings or trial (bench or jury) (except hearings related to Sentencing/Mitigation which falls under Sentencing/Mitigation)
10. Sentencing/Mitigation – Legal research and writing related to sentencing. Sentencing motions practice. Developing or collecting evidence to be used in sentencing, consulting with witnesses regarding sentencing, preparing for sentencing including review and rebuttal of prosecutorial sentencing materials, preparing for and attending sentencing hearings.

11. Post Judgment – Work performed post-disposition including litigating restitution, referring the case to OPDS for appeal, preparing file for appeal/transition to appellate attorney, and all appropriate post- sentence motions, e.g. motions to terminate or modify probation, motions for reductions, motions for relief from sex offender registration, motions to reconsider or to correct judgments, expungements, sentencing modifications, troubleshooting lingering case-related matters, and closing the file. Communicating with the client on post-judgment issues. Reviewing collateral consequence notices with client. (Need to address whether this will include treatment court time)