

## Instruction Regarding Limitations on Payment for Investigative, Expert, or Other Services

### 1. Without Prior Authorization

- (A) **Case Maximum:** Compensation for investigative, expert, and other services is limited to **\$800** for CJA-compensable work performed on or after **05/27/10 to present**
- (B) **Excess Payment:** Payment in excess of the case maximum (currently, \$800) for services without prior authorization may be made, if the District Court in the interest of justice, finds that timely procurement of necessary services could not await prior authorization.

Submit an *ex parte* motion to the District Court and proposed order for approval to pay more than \$800 (but not more than \$2,400).

### 2. With Prior Authorization

- (A) **Case Maximum:** Compensation for investigative, expert, and other services is limited to **\$2,400** for CJA-compensable work performed on or after **05/27/10 to present**
- (B) **Excess Payment:** Payment in excess of the case maximum (currently, any amount more than \$2,400) for services authorized prior to the performance thereof may be made when certified by the presiding District Court Judge and approved by the Circuit Court Chief Judge (or his delegate)

Submit Form CJA 21 or Form CJA 31 with the provider's invoice and Appendix 3A.

### 3. Forms Supplied by the District Court Clerk

- (A) **Form CJA 21**, Authorization and Voucher for Expert and Other Services) in non-capital cases. Issued on counsel's request.
- (B) **Form CJA 31**, Death Penalty Proceedings: Ex Parte Request for Authorization and Voucher for Expert and Other Services in death penalty cases. Issued on counsel's request.
- (C) **Appendix 3A (formerly Appendix 3C)**. This appendix is submitted to the District Court for claims in excess of case maximums that must be approved by the Sixth Circuit (Currently, any amount more than \$2,400). Supplied with Form CJA 21 and CJA 31.