

(TYPE OR PRINT IN BLACK INK)

EASTERN BAND OF CHEROKEE INDIANS



File No.

Additional File Numbers:

The Cherokee Court

Name of Applicant

Street Address of Applicant

Permanent Mailing Address of Applicant (if Different than Above)

Cherokee, NC 28719

Telephone: DOB:

Defendant Parent/Guardian/Trustee Roll #:

SSN Has No SSN

**APPLICATION FOR COURT
APPOINTED ATTORNEY**

Offense(s):

Applicant: Do you have other pending criminal charge(s) in which a lawyer has been appointed?

Yes No

Name of Lawyer

MONTHLY INCOME

MONTHLY EXPENSES

Employment Applicant: \$

Number of Dependents:

Name and Address of Applicant's Employer:
(If not employed, state reason; If self-employed, state trade:)

Shelter \$
 Buying Renting

Food \$

Utilities \$

Health Care \$

Per Capita \$

Other Income (Social Services, Food Stamps, SIS, Pensions, etc.): \$

Installment Payments \$
 Vehicle Other

Employment-Spouse: \$

Support Payments \$

Name and Address of Spouse's Employer:

Other: (specify) \$

Total Monthly Income: \$

Total Monthly Expenses \$

DESCRIPTION OF ASSETS AND LIABILITIES

ASSETS

LIABILITIES

Cash On Hand and in Bank Accounts: \$

Money Owed To or Held for Applicant \$

Motor Vehicles (List Make, Model, Year) (Fair Market Value) \$ (Balance Due) \$

Real Estate (Fair Market Value) \$ (Balance Due) \$

Personal Property (Fair Market Value) \$ (Balance Due) \$

Total Owed On Other Installment Accounts (Balance Due) \$

Last Income Tax Filed 20 . Refund Owed \$ \$

Other \$ \$

Total Assets and Liabilities: \$ \$

Bond Type Amount: Posted By Whom:

NOTE: Read the notice on the reverse side before completing form.

NOTICE TO PERSONS REQUESTING A COURT-APPOINTED LAWYER

1. When answering the questions on the Affidavit Of (reverse side of this form), please do not discuss your case with the interviewer. The interviewer can be called as a witness to testify about any statements made in his/her presence. Please wait and speak with your lawyer. Do not ask the interviewer for any advice or opinion concerning your case.
2. A court-appointed lawyer is not free. If you are convicted or plead guilty or no contest, you may be required to repay the costs of your lawyer as part of your sentence.
3. The information you provide may be verified, and your signature below will serve as a release permitting the interviewer to contact your creditors, employers, family members, and others concerning your eligibility for a court-appointed lawyer. A false or dishonest answer concerning your financial status could lead to persecution for perjury.

Under penalty of perjury, I declare that the information provided on this form is true and correct to the best of my knowledge, and that I am financially unable to employ a lawyer to represent me. I now request the Court to assign a lawyer to represent me in this case. I authorize the Court to contact my creditors, employers, or family members, any governmental agencies or any other entities listed below concerning my eligibility for a court-appointed lawyer.

SWORN/AFFIRMED AND SUBSCRIBED TO BEFORE ME		Date
Date	Signature	Signature of Applicant
<input type="checkbox"/> Deputy CSC <input type="checkbox"/> Assistant CSC <input type="checkbox"/> Clerk of Court <input type="checkbox"/> Magistrate		Name of Applicant (Type or Print)
<input type="checkbox"/> Notary	Date My Commission Expires	<input type="checkbox"/> Defendant <input type="checkbox"/> Parent/Guardian/Trustee <input type="checkbox"/> _____
SEAL	County Where Notarized	

NOTE: IF you are less than 18 years old, or if you are at least 18 years old but remain dependent on and live with a parent or guardian, state and address of parent, guardian, or trustee below.

	Name Of Parent Guardian Or Trustee		
	Address		
	Cherokee,	NC	28719

ORDER

In the petition submitted in this matter, it appears to the Court that the applicant named above is party to a proceeding or and from the affidavit made by the applicant, and from the inquiry made by the Court, documented in the record, it is determined that the applicant:

- Is not likely to be imprisoned if he/she is convicted of the offense(s) for which he/she is charged; it is ORDERED that the defendant's petition is denied.
- Is not likely to be imprisoned if he/she is found in contempt, it is ORDERED that the defendant's petition is denied.
- Is financially able to provide the necessary expenses of legal representation; it is indigent and his/her petition is denied.
- Is not financially able to provide the necessary expenses of legal representation; it is ORDERED that the applicant is an indigent and is entitled to the services of counsel as contemplated by law, and that he/she shall be represented by the attorney named below:

_____ _____ _____
 Attorney Date Judge