

STATE OF NORTH CAROLINA

_____ County

File No.

Additional File Nos.

In The General Court Of Justice
 District Superior Court Division

Name of Defendant

**ASSIGNMENT OF COUNSEL
BY OFFICE OF INDIGENT DEFENSE SERVICES
IN FIRST-DEGREE MURDER
(OR UNDESIGNATED DEGREE OF MURDER) CASES**

Social Security No.

Has No Social Security No.

NOTE: The Office of Indigent Defense Services completes this form.

G.S. 7A-451(c), (d); 7A-452

Offense(s) (List Offense(s) Only If File No. Has Not Been Assigned)

I. TRIAL PROCEEDINGS

NOTE: The IDS Office will complete this form in any first-degree murder case or murder case where the degree is undesignated. See IDS Rules for Providing Legal Representation in Capital Cases, Part 2A, Rule 2A.1 (2001).

1. Having found that the defendant has been charged with first-degree murder (or an undesignated degree of murder), the IDS Director appoints the attorney named below on a provisional basis to conduct a preliminary investigation, determine whether the defendant is indigent and needs appointed counsel, and protect the defendant's rights pending appointment of trial counsel by the Director.

Name _____ Telephone _____
Address _____ Facsimile _____
_____ E-Mail _____

2. The Court having determined that the defendant is indigent and has been charged with first-degree murder (or an undesignated degree of murder), the IDS Director appoints the attorney named below as trial counsel for the defendant.

Name _____ Telephone _____
Address _____ Facsimile _____
_____ E-Mail _____

3. The Court having determined that the defendant is indigent and has been charged with first-degree murder (or an undesignated degree of murder), and the IDS Director having determined that the case will likely proceed capitally as defined by law, the IDS Director appoints the attorney named below as second trial counsel for the defendant.

Name _____ Telephone _____
Address _____ Facsimile _____
_____ E-Mail _____

4. Having appointed the attorney(s) named above to represent the defendant in this case, the IDS Director also appoints the attorney(s) to represent the defendant on the following related charges, which were brought contemporaneously with or have been joined with the principal offense:

II. POST-CONVICTION PROCEEDINGS

NOTE: *This Section is used to appoint counsel when the defendant has been sentenced to death and the conviction and sentence are on direct appeal to the Supreme Court of North Carolina or have been affirmed on direct appeal by the Supreme Court of North Carolina. The IDS Office will not use this form to appoint counsel for direct appeal of a sentence of death; in such cases, the Court uses AOC-CR-350 to appoint the Office of Appellate Defender. See IDS Rules for Providing Legal Representation in Capital Cases, Part 2B,*

- The Court having determined that the defendant is under a sentence of death, is indigent, and has requested counsel, the IDS Director appoints the two attorneys named below to represent the defendant in preparing, filing, and litigating a motion for appropriate relief.

Attorney 1

Name _____ Telephone _____
Address _____ Facsimile _____
_____ E-Mail _____

Attorney 2

Name _____ Telephone _____
Address _____ Facsimile _____
_____ E-Mail _____

III. NOTIFICATION

- (Trial appointments)* The Office of Indigent Defense Services has provided a copy of this assignment of counsel order to the Clerk of Superior Court where the charges are pending, the District Attorney, the appointed attorney(s), and the defendant.
- (Post-conviction appointments)* The Office of Indigent Defense Services has provided a copy of this assignment of counsel order to the Clerk of Superior Court where the defendant's trial took place, the District Attorney, the Attorney General, the appointed attorneys, and the defendant.

Date	IDS Director Malcolm R. Hunter, Jr.	Signature Of IDS Director
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