

**APPLICATION TO BE PLACED ON THE LIST OF ATTORNEYS
QUALIFIED FOR APPOINTMENT IN CAPITAL CASES
IN WHICH THE DEATH PENALTY IS SOUGHT**

I, _____, State Bar Card Number _____, request that the Local Selection Committee place my name on the list of attorneys qualified for appointment as:

lead trial counsel¹ lead appellate counsel second chair

in death penalty cases.

Therefore, in compliance with the provisions of Article 26.052, Texas Code of Criminal Procedure, I swear or affirm that I meet the following standards promulgated by the Local Selection Committee:

1. I am a member in good standing of the State Bar of Texas. **A letter of good standing from the State Bar of Texas dated within the thirty days prior to my application is attached.**
2. I have exhibited proficiency and I am committed to providing quality representation to defendants in death penalty cases.
3. I have not been found by a federal or state court to have rendered ineffective assistance of counsel during the trial or appeal of any criminal case nor have I filed documents admitting that I have rendered ineffective assistance of counsel in any criminal case.

 I request a waiver of this requirement and have attached documentation in support of the request.
4. I have _____ years experience in criminal trial or appellate litigation, and/or I am board certified in criminal law.

¹ Attorneys placed on list of attorneys qualified for appointment as lead trial counsel will also be placed on the list of attorneys qualified for appointment as second chair.

For placement on list of lead trial or lead appellate counsel:

5. I have tried to verdict as lead counsel _____ felony cases, including: _____ homicide trials and _____ other trials for offenses punishable as second or first degree felonies or capital felonies.
6. I have experience as counsel in at least one death penalty case that was handled to conclusion.
7. I have previous experience as a member of the defense trial counsel team in: (1) the direct examination or cross-examination of mental health or forensic expert witnesses; and (2) the investigation and presentation of mitigating evidence at the penalty phase of a death penalty trial.

For placement on list of lead appellate counsel:

8. I have participated in the preparation of appellate briefs for the prosecution or defense, or in the drafting of appellate opinions as a staff attorney for an appellate court, in felony cases, including homicide cases and other cases involving an offense punishable as a capital felony or a felony of the first or second degree.

9. I have participated in the following continuing legal education courses or other training relating to criminal defense:

For placement on list of lead trial or lead appellate counsel:

I have participated in the following continuing legal education courses or other training relating to **criminal defense in death penalty cases**:

SWORN TO and subscribed to before me this _____ day of _____, 20_____.

Notary Public in and for the State of Texas

My commission expires: _____

TO LOCAL ADMINISTRATIVE DISTRICT JUDGE:

If you have approved the applicant for placement on the referenced list, please submit this approved application and all attachments to the Presiding Judge of the Seventh Administrative Judicial Region of Texas.

APPROVED:

Name Printed: _____
Local Administrative District Judge for _____ **County**

NOTE

TO APPLICANT:

For this application to be complete, you must include:

1. A letter of good standing from the State Bar of Texas dated within the thirty days prior to your application;
2. A copy of your most recent Annual Verification Report from the State Bar of Texas-Minimum Continuing Legal Education Department; and
3. Approval of the local administrative district judge of the jurisdiction within which you primarily practice.

Placement on any list is for a period beginning January 1 or upon approval of an application, whichever is later, and ending December 31 of each year.