## UNITED STATES DISTRICT COURT DISTRICT OF NEW HAMPSHIRE

### IN RE THE MATTER OF:

(Petitioner's name)

\_\_\_\_\_ Case No. \_\_\_\_\_

(If known)

## **REQUEST FOR APPOINTMENT OF COUNSEL**

Ι,

respectfully request appointment of counsel to represent me as a criminal defendant.

I am financially unable to hire counsel. A completed Financial Affidavit is attached. I declare under penalty of perjury that the foregoing is true and correct.

Date:\_\_\_\_\_

Signature of Petitioner

# **RULING BY JUDICIAL OFFICER**

Request Approved. Appoint counsel.

Request Denied.

Date: \_\_\_\_\_

United States Magistrate Judge

| (Rev 3/21)   | (Rev 3/21) <b>FINANCIAL AFFIDAVIT</b><br>IN SUPPORT OF REQUEST FOR ATTORNEY, EXPERT, OR OTHER SERVICES WITHOUT PAYMENT OF FEE |   |   |  |  |  |
|--|---|---|---|--|--|--|
| IN THE UNITED STATES   |   | RICT COURT 🗆 CO<br>V.   | OURT OF APPEALS                         | □ OTHER <i>(Specify Below)</i><br>FOR<br>AT  | LOCATION<br>NUMBER   |  |
|  |   |   |   |  |  |  |
| PERSON REPRESENTED (Show your full name) CHARGE/OFFENSE (Describe if applicable & check box→) Felo Misc  |   |   | lony<br>isdemeanor                      | <ol> <li>Defendant - Adult</li> <li>Defendant - Juvenile</li> <li>Appellant</li> <li>Probation Violator</li> <li>Supervised Release Violator</li> <li>Habeas Petitioner</li> <li>2255 Petitioner</li> <li>Material Witness</li> <li>Other (Specify)</li> </ol> | DOCKET NUMBERS<br>Magistrate Judge<br>District Court<br>Court of Appeals |  |
| ANSWERS TO QUESTIONS REGARDING ABILITY TO PAY  |   |   |   |  |  |  |
| INCOME<br>&<br>ASSETS  | EMPLOYMENT  | Do you have a job?       □ Yes       □ No         IF YES, how much do you earn per month?   |   |  |  |  |
|  | PROPERTY       Home       \$         Boat       \$  |   | PROXIMATE VALU                          | if so, what is it worth?<br>JE DESCRIPTION & AN  |  |  |
|  | CASH<br>&<br>BANK<br>ACCOUNTS   | Do you have any cash, or money in savings or checking accounts? □Yes □No <b>IF YES</b> , give the total approximate amount after monthly expenses \$  |   |  |  |  |
| How many performance of the second se |   | eople do you financia<br><b>BILLS &amp; DEBTS</b><br>Housing<br>Groceries<br>Medical expenses<br>Utilities<br>Credit cards<br>Car/Truck/Vehicle<br>Childcare<br>Child support<br>Insurance<br>Loans<br>Fines<br>Other | • | KPENSE     TOTAL DEF   | BT   |  |

I certify under penalty of perjury that the foregoing is true and correct.

#### UNITED STATES DISTRICT COURT DISTRICT OF NEW HAMPSHIRE

United States of America

v.

Case No. \_\_\_\_\_

#### WAIVER OF PRELIMINARY/PROBABLE CAUSE HEARING AND/OR WAIVER OF DETENTION HEARING AND STIPULATION TO DETENTION

#### I. WAIVER OF PRELIMINARY/PROBABLE CAUSE HEARING

[ ] Having been charged in a (complaint) (supervised release petition) pending in this District, I hereby waive my right to a preliminary hearing as provided in Fed.R.Crim.P. 5.1 and Fed.R.Crim.P. 32.1(b)(1).

OR

[ ] Having been charged with a violation of conditions of release, I hereby waive my right to a hearing, as provided in U.S.C. § 3148(b), to determine whether there is (a) probable cause to believe I committed a federal, state, or local crime while on release, or (b) clear and convincing evidence that I violated any other condition of release.

#### **II. WAIVER OF DETENTION HEARING AND STIPULATION TO DETENTION**

- [] I hereby stipulate to detention and waive my right to a detention hearing, without prejudice, as provided in:
  - \_\_\_\_ 8 U.S.C. § 3142(f), pending trial\*\*
  - \_\_\_\_ Fed.R.Crim.P. 32.1(a)(1) and Fed.R.Crim.P. 46(c), pending revocation of probation/supervised release hearing
  - \_\_\_\_ 18 U.S.C. § 3148(a)-(b), revocation of release/pending final supervised release hearing or trial\*\*
  - Fed.R.Crim.P. 46(c) and 18 U.S.C. § 3143, pending sentence

Date:

Defendant

Date:

Counsel for Defendant

STIPULATION APPROVED.

Date:

United States Magistrate Judge United States District Judge

cc: US Attorney US Marshal US Probation Defendant's Counsel

\*\*The defendant is committed to the custody of the Attorney General or her designated representative for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal. The defendant shall be afforded a reasonable opportunity for private consultation with defense counsel. On order of a court for the United States or on request of an attorney for the Government, the person in charge of the corrections facility shall deliver the defendant to the United States marshal for the purpose of an appearance in connection with a court proceeding.

USDCNH-31A (10-12)

#### United States District Court District of New Hampshire

**United States of America** 

V.

Case No.

### <u>CONSENT TO VIDEO/TELEPHONIC CONFERENCE</u> <u>AND WAIVER OF RIGHT TO APPEAR IN PERSON</u>

With the consent of the defendant, the court is authorized to conduct certain criminal proceedings by video/telephonic conference. <u>See</u> Standing Order 20-25 (July 24, 2020); Coronavirus Aid, Relief, and Economic Security Act, Pub. L. No. 116-136, §15002(b), 134 Stat. 281, 528-29 (2020).

I understand that the U.S. Constitution, the Federal Rules of Criminal Procedure, and/or one or more federal statutes may give me the right to have all the proceedings listed below take place in person in open court. After consultation with my attorney, I knowingly and voluntarily consent to the proceeding(s) checked below taking place by video/telephonic conference and I knowingly and voluntarily waive my right to be present, in person, in open court as to the proceeding(s) checked below.

#### Check each that applies:

- □ Initial Appearance (Fed. R. Crim. P. 5)
- D Preliminary Hearing (Fed. R. Crim. P. 5.1)
- Arraignment (Fed. R. Crim. P. 10)
- Detention/Bail Review/Reconsideration Hearing(s) (18 U.S.C. § 3142)
- □ Pretrial Release Bail Revocation Proceedings (18 U.S.C. § 3148)
- □ Misdemeanor Pleas and Sentencings (Fed. R. Crim. P. 43(b)(2))
- Appearances under Fed. R. Crim. P. 40
- **Probation and Supervised Release Revocation Proceedings (Fed. R. Crim. P. 32.1)**
- Other: \_\_\_\_\_

Date:

Defendant

Date:

**Counsel for Defendant** 

APPROVED.

Date:

U.S. Magistrate Judge U.S. District Judge