

Chief Appellate Defender Report
October 8, 2010
Exhibit 4

IAC/plain error/*Lenihan* count for FTE ADO opening briefs filed 7/1/2010 to 9/30/2010:

Total cases:	25
Felony:	15
Misdemeanor:	2
PtR:	2
PCR appeal:	1
DN:	2
DI/DD:	3
DJ:	0
Total:	13
IAC:	10
Plain error:	8
<i>Lenihan</i> :	3

Bottom line FTE ADO: Of the 25 briefs (5 of which were *Anders*), 40% raised some combination of IAC, plain error, and/or *Lenihan* exception claims.

IAC/plain error/*Lenihan* count for contract attorney opening briefs filed 7/1/2010 to 9/30/2010:

Total cases:	8
Felony:	5
Misdemeanor:	2
PtR:	0
PCR appeal:	0
DN:	3
DI:	0
DJ:	0
Total cases:	3
IAC:	2
Plain error:	1
<i>Lenihan</i> :	0

Bottom line contract attorneys: Of the 8 briefs (none of which were *Anders*), 37% raised either IAC or plain error claims.