

W. DAVID LLOYD
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September 9, 1998

DWI/TRAFFIC OFFENSES
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PERSONAL INJURY

Honorable Preston Cornelius
P.O. Box 186
Statesville, NC 28687

Re: Fee Application State v. Ronnie Lee Kimble

Dear Judge Cornelius:

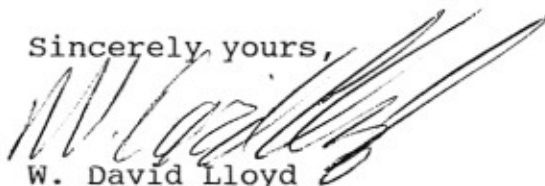
Enclosed is my fee application in the above case. No one knows better than I do that my application reflects a lot of hours. Nevertheless, I offer no apology. I gave my client the best defense I could muster.

I thank you, Judge, for your patience and even temperment in a trial that was difficult for all of us. More than anything I think that patience paid dividends in terms of moving the case to a conclusion. Without it, we may have still been there today.

Please don't hesitate to call if you have questions.

I am and remain

Sincerely yours,



W. David Lloyd

WDL/ld

Enclosure:

STATE OF NORTH CAROLINA

File No. 97CRS-39580

Guilford County **FILE**

In The General Court Of Justice
 District Superior Court Division

Name And Address Of Indigent, Juvenile Or Dependent Adult
 Ronnie Lee Kimble
 1300 Western Blvd
 Raleigh, NC 27602
 Social Security No. 240-47-9667
 Has No Soc. Sec. No.

1998 SEP 13, 1998

**FEE APPLICATION
 ORDER FOR PAYMENT
 JUDGMENT AGAINST INDIGENT
 OR PARENT/GUARDIAN**

G.S. Ch. 7A Art. 36, Art. 38A; Ch. 15A; 35A-1116; 122C-268(d), -286(d)

INSTRUCTIONS: Applicant completes and signs Section I. If no judgment is entered, trial judge completes and signs Section II only. If judgment is entered, trial judge completes but does not sign Section II, then completes Section IV and signs Section V. Clerk completes certification and mails to: Administrative Office of the Courts, Attn: Indigent Program, Controller's Office, Courier Box 56-10-50, Raleigh, NC, OR if courier is not available, mail to P. O. Box 2448, Raleigh, NC 27602.

I. APPLICATION

I, the undersigned assigned counsel public defender appellate defender guardian ad litem
 (other) _____ make application for payment or determination of value of services rendered for the indigent and for reimbursement of necessary expenses incurred. I certify that this information is correct to the best of my knowledge.

NATURE OF PROCEEDING: (check all that apply)

- | | | |
|---|---|---|
| Criminal | Juvenile | Other |
| <input checked="" type="checkbox"/> Capital | <input type="checkbox"/> Delinquent | <input type="checkbox"/> Incompetent |
| <input type="checkbox"/> Felony | <input type="checkbox"/> Guardian Ad Litem | <input type="checkbox"/> Involuntary Commitment |
| <input type="checkbox"/> Misdemeanor | <input type="checkbox"/> Neglect/Abuse | <input type="checkbox"/> Court Of Appeals |
| <input type="checkbox"/> DWI | <input type="checkbox"/> Neglect/Abuse/Dependency (Parent Or Custodian) | <input type="checkbox"/> Supreme Court |
| <input type="checkbox"/> Non-Support | | <input type="checkbox"/> _____ |

A O C U S E	Fund	2110
	Object	191
	FRC	
	RCC	
	Auth. No.	

Original Charge Or Proceeding
~~XXXXXX~~ Capital murder

Date Of Disposition 9-3-98 Type Of Disposition trial Life w/o Parole Probation No Probation

Time (attach detailed time sheet when required by trial judge)	Time In Court 117.5 hours	Time In Court Awaiting Call Of Case	Time Out Of Court 380.2 hours	Total Time Involved 497.7 hours
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List Necessary Expenses Incurred:	Travel \$	Long Distance Telephone \$	Copying \$ 251.50	Witness Fees \$	Other \$	Total \$ 251.50
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NOTE: In assigned counsel cases, the applicant is always the individual attorney appointed in the case. If payment is to be made to applicant individually, write "same" under payee and give applicant's own taxpayer ID No. (either Social Security No. or Federal Employer ID No. as used by applicant). If payment is to be made to applicant's firm, give firm name under payee and give firm's taxpayer ID No.

Name Of Applicant W. David Lloyd
 Payee (see note) Same
 Address 101 S. Elm St.
 Ste. 310
 Greensboro, NC 27401
 (336) 691-0550
 Signature Of Applicant *[Signature]*

Date 9/9/98

II. ORDER TO PAY APPLICANT OR FIX VALUE OF SERVICES

Based on the Findings of Fact set out in Part III, the Court ORDERS that the "Total Amount" stated on Line 3 below be:

- paid by the State of North Carolina to the applicant named above. (Assigned Counsel/GAL)
 fixed as the value of the legal services and other expenses of representation rendered by the applicant named above. (Public/Appellate Defender)

1. Fees Allowed/Value Of Services Rendered	497.7 hrs. X \$85/hr	\$ 42,305.50
2. Other Necessary Expenses Allowed By Court		\$ 251.50
3. TOTAL AMOUNT		\$ 42,556.00

Date 9-9-98 Signature _____ Name Of Judge (Type Or Print) C. Preston Cornelius

III. FINDINGS OF FACT

After due notice to the indigent named on the reverse or service of a summons on the responsible person named below, and hearing, the Court finds that the indigent, juvenile or dependent adult named on the reverse has previously been adjudged to be an indigent, or is less than 18 years old, or if 18 years old or older remains dependent on and domiciled with the responsible person named below; that he requested and has been provided counsel and other necessary expenses of representation; and that the applicant named on the reverse provided services and incurred expenses of which the money value is that stated in Part II on Line 3 on the reverse.

IV. JUDGMENT

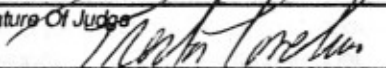
NOTE: To enter judgment against indigent, check Option "A" and sign Part V. To enter judgment against parent, guardian or trustee of juvenile or dependent adult, check Option "B" and sign Part V.

- A. (Judgment Against Indigent)** The Court further finds that a judgment of conviction has been entered against the indigent. Based on all of the above findings, it is ORDERED that the State of North Carolina recover from the indigent the "Total Amount" stated in Part II on Line 3 on the reverse, together with interest at legal rate from this date until paid.
- (Check this option when Option "A" is checked and the defendant has cash in hand to pay a portion, but not all, of the judgment.) The Court further finds pursuant to G.S. 7A-455(a) that the defendant is presently able financially to pay a portion, but not all, of this Judgment and, based on that finding, it is further ORDERED that the defendant immediately pay to the Clerk of Superior Court the "Amount To Be Paid Now" specified below, and that such amount when paid be credited against this Judgment on the records of the Clerk.
- B. (Order For Payment By Responsible Person And Judgment)** The Court further finds that an order has been entered adjudicating the juvenile to be delinquent, abused, neglected or dependent or that a judgment of conviction has been entered against the dependent adult. The Court further finds that the responsible person named below is the parent, guardian or trustee of the juvenile or dependent adult and is financially able to pay the fees and expenses set out on the reverse and should therefore be held responsible for reimbursing the State for the same. Based on all of the above findings, it is ORDERED that the responsible person shall reimburse the State, within 90 days of the date of this Order, the "Total Amount" stated in Part II on Line 3 on the reverse, by paying the same to the Clerk of Superior Court for transmittal to the State Treasurer. If that amount is not paid in full within that time, the State of North Carolina shall then recover from the responsible person that amount together with interest at the legal rate from the 91st day after this date until paid, and this Judgment shall be docketed on or after that date.

Name And Address Of Responsible Person	Social Security No. Of Responsible Person
	<input type="checkbox"/> Has No Social Security No.

V. SIGNATURE OF JUDGE

The foregoing ORDER TO PAY APPLICANT OR FIX VALUE OF SERVICES, FINDINGS and JUDGMENT shall be entered and filed this day in the office of the Clerk of Superior Court. The Judgment shall become effective as provided by law.

Date 9-12-1998	Amount To Be Paid Now, If Any \$	Signature Of Judge 
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VI. CERTIFICATION

I certify that this is a true and complete copy of the original on file in this case.

Date	Signature	<input type="checkbox"/> Deputy CSC <input type="checkbox"/> Assistant CSC <input type="checkbox"/> CSC
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VII. DOCKETING—CSC USE ONLY

NOTE: Docket this Judgment immediately on the date on which the defendant's conviction becomes final, unless the defendant is ordered as a condition of supervised or unsupervised probation to pay the State for the costs of his representation. If the defendant is so ordered, docket this Judgment immediately on the date on which the defendant's probation is terminated or revoked; docket the amount then owing.

Date Of Docketing	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Judgment Docket Book And Page No.	Amount Docketed \$
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Date	Description	Hours
6-19-97	conf. w/ d and jack at jail	3.5
7-23-97	conf. w/ jack, bob and wally	2.0
7-25-97	call to cheshire & review file	1.0
7-29-97	call to arson experts lowery and lentini	.2
7-29-97	call to mike ingold investigator	.2
8-6-97	conf. w/ d at jail	.8
8-6-97	conf. w/ jack	1.3
8-7-97	research severance issue	3.4
8-12-97	research; begin time line	2.8
8-20-97	interview kim & judy re alibi	2.3
9-9-97	review bruton issues; study discovery	3.7
9-17-97	review fire investigation book	3.4
9-18-97	detail panosh's case; file	2.6
10-1-97	conf. w/ jack p/u discovery	.8
10-1-97	start to review disc.	3.0
10-2-97	rev. disc.	2.3
10-6-97	rev. disc.	2.1
10-7-97	rev. disc.	3.1
10-15-97	write up discovery; time line	3.5
10-24-97	letter to dick panosh; letter to records custodian; calls to camp lejeune	2.4
10-29-97	talked to ms. gerald at quantico marine base abt. obtaining records	.3
10-30-97	letter to dick panosh	.5
10-27-97	research motion to sever; review discovery	3.1
11-6-97	outline cross; outline direct on d, kim & judy	4.6
11-11-97	research severance issue; review d's admissions to others	3.8
11-18-97	drive to scene and d's house lyles review discovery	3.5
11-9-97	conf. w/ jack and family	3.7
11-10-97	pump greg brooks form info on case	1.5
11-25-97	conf. w/ d at jail	2.0
12-2-97	conf. w/d at jail	1.4
12-4-97	review disc.; research	3.3
1-13-98	review med. & military file	1.5
1-21-98	work on motions	2.1
1-22-98	work on motions, meet w/ jack	3.4
1-22-98	conf. w/ d at jail	1.8
1-27-98	conf. w/ kim kimble do direct	.9
1-28-98	conf. w/ jack	1.2
1-29-98	conf. w/ d at jail (direct and cross)	1.7

2-6-98	conf. w. d at jail	1.2
2-21-98	conf. w/ wits. & bob mcclennan	4.0
2-23-98	conf. w/ kim & research arson	3.5
2-24-98	conf. w/ d; conf. w/ lawyers	3.8
2-24-98	tele. conf. w/ military mitigation wits	1.5
2-24-98	conf. w/ trial wits	1.0
2-26-98	conf. w/ jack	1.2
2-26-98	conf. w/ ronnie	.8
2-28-98	conf. w/ d at jail	.9
3-5-98	conf. w/ ronnie jail (on testimony)	2.4
3-10-98	review discovery	3.5
3-12-98	work on time line and legal issues	2.9
3-17-98	work on motion to sever	4.6
3-19-98		
4-22-98	review file & d's med. records from marine corps	3.3
5-7-98	prep. for motions hearing and wait in crt	4.5
5-18-98	motion hearing, preparation and waiting	7.5
5-26-98	conf. w/ panosh	.4
5-27-98	CONF. W/ D at jail	1.2
5-27-98	conf. w/ jack; conf. w/ bob mc.	1.0
6-8-98	conf. w. d jail	1.2
6-9-98	talk to d at jail	1.5
6-12-98	conf. w/ d at jail	1.0
6-15-98	conf. w/ d and jack at jail, conf. w/ jack	2.3
6-15-98	phone conf. w/ bob mccllland	.3
6-16-98	review file	2.7
6-17-98	conf. w/ jack	1.4
6-17-98	conf. w/ d at jail; review new discovery; do letter and make disc. for panosh	3.7
6-18-98	work on mitigation; jury research	4.1
6-22-98	attempts to reach neil sliverthorn	.4
6-23-98	conf/ w/ jack	1.3
6-24-98	conf. w/ d; call to crimestoppers abt. reward; direct on james day, research	4.2
6-30-98	conf. w/ jack	.5
7-1-98	phone conf. w/ james day	.2
7-2-98	motions, subpoenas, file	2.3
7-6-98	motion in limine	2.0
7-7-98	research janet smith issue	3.8
7-8-98	review file & research admissibility of v's statements	4.2
7-9-98	research issue on grant of immunity and pardee & nichols testimony	2.5
7-10-98	did subpoenas	2.1

7-15-98	review file; cross on woodberry	3.8
7-13-98	work on mitigation; witnesses	3.7
7-16-98	phone conf. w/ dr. guyer	.3
7-16-98	viewed evid. w/ church; conf. w/ jack	3.5
7-17-98	review discovery; research bruton issues	3.4
7-20-98	review fire discovery & fire book; research	4.5
7-21-98	cross exam on whidden, pardee; research	4.5
7-22-98	points for closing; cross tammy patton; cross on nichols; direct on family	5.2
7-23-98	file; research ted's plea of 5th A before jury	3.6
7-24-98	witness prep. for kim and judy	2.1
7-27-98	work on new motions in limine	4.2
7-28-98	research admission of coconspirator's statements	3.5
7-29-98	conf. w/ d at jail; review & prepare	5.2
7-30-98	conf. w/ d and jack at jail; research work on cross	4.9
7-31-98	conf. w/ d; research jury voir dire law prepare trial	6.3
8-1-98	trial prep.	5.0
8-2-98	trial prep.; phone conf. billy smith	4.8
8-3-98	conf. w/ d at jail	.4
8-3-98	trial prep.	3.5
8-3-98	court motions whidden v/d	4.5
8-4-97	court jury selections	6.0
8-4-98	trial prep.	2.5
8-5-98	trial prep.	3.3
8-5-98	court jury selection	6.0
8-6-98	trial prep.	3.2
8-6-98	court jury selection	5.0
8-7-98	trial prep.	6.1
8-8-98	trial prep.	4.1
8-9-98	trial prep.	3.5
8-10-98	court jury selection testimony	5.5
8-11-98	court testimony	6.0
8-11-98	trial prep. cross, etc.	4.5
8-12-98	court testimony	6.0
8-12-98	trial prep.	5.0
8-13-98	court testimony	6.0
8-13-98	trial prep.	4.6
8-14-98	court testimony	2.5
8-14-98	trial prep.	3.5
8-15-98	conf. w/ jack	3.0
8-15-98	review test. & disc. & pick up disc conf. w/. panosh	2.1
8-16-98	trial prep.	4.7
8-17-98	court	5.5
8-17-98	trial prep.	4.3
8-18-98	court	6.0
8-18-98	trial prep.	5.2
8-19-98	court	6.0

8-19-98	trial prep.	3.2
8-20-98	court	5.0
8-20-98	trial prep.	4.2
8-21-98	trial prep.	6.3
8-22-98	trial prep.	4.6
8-23-98	trial prep.	5.0
8-24-98	court	6.0
8-24-98	trial prep.	4.1
8-25-98	court	6.0
8-25-98	trial prep.	5.3
8-26-98	court	6.0
8-26-98	trial prep.	4.2
8-27-98	court	6.0
8-27-98	trial prep.	3.7
8-28-98	court	3.0
8-28-98	conf. w/ panosh trial prep.	4.6
8-29-98	trial prep.	5.2
8-30-98	trial prep.	4.8
8-31-98	court	5.5
8-31-98	trial prep.	5.9
9-1-98	court	5.0
9-1-98	trial prep.	3.0
9-2-98	court	5.0
9-2-98	trial prep.	6.0
9-3-98	court	5.0
9-3-98	trial prep.	2.5

TOTAL 497.7

★ ALL STAR ★

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Customer's Order No. _____ Phone No. _____ Date 9-22 19 97

Name Haffield & Haffield

Address _____

SOLD BY	CASH	C. O. D.	CHARGE	ON ACCT.	MDSE. REID.	PAID OUT
Quantity	DESCRIPTION				PRICE	AMOUNT
4	State of NC v. Kimble					\$ 210 00
						Tax 12 00
						\$ 222 00
					TAX	
					TOTAL	

All claims and returned goods MUST be accompanied by this bill.

Rec'd by _____

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=====

I N V O I C E

=====

NO: 98-24610 (1) Date: 07-27-1998

Attn: David Lloyd
David Lloyd
101 S Elm Street
Greensboro NC 27401

CUST.NO	ORDERED BY	PHONE	YOUR ORDER NO	PREPARED BY	SALES REP	SHIP VIA
207	David Lloyd	691-0550		STEVE		Deliver
QUANTITY	DESCRIPTION	SIZE	ORIGS	UNIT PRICE	AMOUNT	
1	COPIES- KIMBLE 20# 3 HOLE PUNCH (No Charge) FRONT: Black	8.5 x 11	174	12.72/Ea	12.72	

M. [Signature]
7/27/98

Subtotal	12.72
Shipping	
Sales Tax	0.76
TOTAL	13.48
Payment	
Balance	13.48

Received by _____ Date / /

Terms Net 30 Days



Sir Speedy Printing #7538-1
P.O. Box 2732
Greensboro, NC 27402

=====
STATEMENT
=====
Page No: 1 Date: 09-21-1998

Attn: David Lloyd
David Lloyd
101 S Elm Street
Greensboro NC 27401

Cust.No: 207

BALANCE AS OF MONDAY, SEPTEMBER 21, 1998.

Inv.No	Inv.Date	P.O.No	Ordered by	Inv.Total	Interest	Payment	Inv.Bal
24610	07/27/98		David Lloyd	13.48	0.00	0.00	13.48
						Total Due	13.48

Past Due

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PLEASE PAY THIS AMOUNT --> 13.48

Sir Speedy Printing #7538-1 * Phone (910) 272-7795 * Fax (910) 272-5669
Thank You

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Approved By	Date
Title	Amount
Time	Phone

S H I P T O	Requested by <i>W D Lloyd</i>
	Account Name
	Address <i>101 S. Elm. St.</i>
	City <i>Anniston AL</i> State <i>AL</i> Zip <i>35401</i>

B I L L T O	Account Name	Attention
	Address	
	City	State Zip

INVOICE DATE	SITE NUMBER	AREA NUMBER	REP NUMBER
<i>11/18/97</i>	<i>104</i>	<i>47100</i>	<i>8005</i>

Basic Fee	<i>10</i>
Per Page	Micro _____ Paper <i>.50</i>
Page Count	Micro _____ Paper <i>8</i>

PLEASE SEE REVERSE SIDE FOR IMPORTANT INFORMATION **INVOICE Q1129586**

Copies From	<i>NMC</i>
Patient Name	<i>Kimble, Kornee</i>
Insured Name	
Employer Name	<i>14</i> DOB <i>1/1</i>
<input type="checkbox"/> 1 Claim #	<input type="checkbox"/> 2 Policy #
<input type="checkbox"/> 10 Plan #	<input type="checkbox"/> 7 Group #
<input type="checkbox"/> 5 Case #	<input type="checkbox"/> 6 Provider #
<input type="checkbox"/> 4 File	<input type="checkbox"/> 13 Subscriber #
<input type="checkbox"/> 3 SS#	
<input type="checkbox"/> 12 Other ID #	

1. Photocopy Charge.....	<i>14. --</i>
2. Facility's Retrieval/ Search Fee	
3. Special Processing Fee	
4. Shipping / Handling.....	<i>.55</i>
5. Sub Total	<i>14.55</i>
6. Sales Tax	<i>.87</i>
TOTAL CHARGES.....	
Minus Payment.....	()
BALANCE DUE.....	<i>15.42</i>

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Check # _____