

Jeff DiCello – Paralegal
Contracting only with licensed attorneys
2024 Criminal Defense Fee Schedule
 Effective Apr. 15, 2024

Motions

Type/Description	Code	Flat Fee
(a) Suppress evidence (b) Statements (c) Motion for return of property *There is an extra charge if I have to review and/or format a transcript in order to draft the motion or supplemental points and authorities.	MOT-100 (a-c)	\$425.00
Set aside information/indictment PC 995 <u>Long transcript surcharges</u> <ul style="list-style-type: none"> ▪ 101-200 pages (+\$50.00) ▪ 201-300 pages (+\$75.00) ▪ 301-400 pages (+\$100.00) ▪ 401-500 pages (+\$150.00) 	MOT-101	\$450.00
<u>Custody credits</u>	MOT-102	\$425.00
<u>Diversion</u> <ul style="list-style-type: none"> a. Mental Health (PC 1001.36) b. Misdemeanor (PC 1001) c. Military/Veterans (PC 1001.80) d. Cognitive Developmental Disability (PC 1001.20) e. Court-Initiated Misdemeanor Diversion (PC 1001.95) f. Primary Caregiver Diversion (PC 1001.83) 	MOT-103 (a-f)	\$220.00
Bail reduction <i>Humphrey</i> motion	MOT-104	\$425.00
Compile “standard” motions in limine (MIL) for criminal case	MOT-105(a)	\$200.00
Draft special MIL for Evid. Code, § 402 hearing (NC)	MOT-105(b)	\$200.00
Draft special MIL for Evid. Code, § 402 hearing (C)	MOT-150(c)	\$425.00
Severance <i>Counts or defendants</i>	MOT-106	\$425.00
Misdemeanor reduction only (PC 17(b) (Drafted))	MOT-107	\$250.00
Modify sentence or probation/terminate probation	MOT-108 (a) (NC)	\$150.00
	MOT-108 (b) (C)	\$425.00
<u>Vacate conviction or sentence</u> <ul style="list-style-type: none"> (a) Court failed to give statutory advisement re: immigration consequences (PC 1016.5 JC CR-187) (b) Conviction legally invalid due to prejudicial error affecting party’s ability to understand immigration consequences (PC 1473.7 JC CR-187) 	MOT-109 (a-b)	\$300.00
Opposing or advocating joinder/severance	MOT-110	\$425.00
<i>Romero</i> (NC)	MOT-111(a)	\$425.00
<i>Romero</i> (C)	MOT-111(b)	\$450.00

Motions (continued)		
Type/Description	Code	Flat Fee
Motion to dismiss enhancements (Pen. Code, § 1385(c) et seq.)	MOT-111(c)	\$425.00
Invitation to dismiss action (Pen. Code, § 1385)	MOT-111(d)	\$425.00
<i>Pitchess</i> Peace officer personnel file discovery	MOT-112	\$425.00
<i>Kellett</i> Multiple prosecutions	MOT-114	\$425.00
Strike prior conviction (unconstitutional/non-equivalent offense)	MOT-115	\$425.00
Compel discovery	MOT-116	\$425.00
Dismiss due to delay (<i>Serna</i> delay or statutory trial violation Pen. Code, § 1382)	MOT-117	\$425.00
Change of venue	MOT-118	\$450.00
<i>Trombetta/Youngblood</i> (Loss or destruction of evidence)	MOT-119	\$425.00
Withdraw plea	MOT-120	\$425.00
Non-statutory motion to dismiss (<i>Stanton</i> motion)	MOT-121	\$425.00
(Other/uncategorized)	MOT-122	\$375.00
Continue trial or hearing (NC)	MOT-123	\$100.00
Appointment of expert witness	MOT-124	\$425.00
Disclose Informant's Identity	MOT-125	\$425.00
Obtain Informant's Records (<i>Luttenberger</i> motion)	MOT-126	\$425.00
Disclose Surveillance Site Location	MOT-127	\$425.00
Quash Search Warrant	MOT-128	\$425.00
Review Sealed Affidavit (<i>Hobbs</i> motion)	MOT-129	\$425.00
Authenticate Law enforcement Information Source (<i>Harvey-Madden</i> motion)	MOT-130	\$295.00
Traverse search/arrest warrant affidavit (<i>Franks</i> motion) (NC)	MOT-131(a)	\$425.00
Traverse search/arrest warrant affidavit (<i>Franks</i> motion) (C)	MOT-131(b)	\$495.00
Vindictive (retaliatory) prosecution	MOT-132	\$425.00
Reduce probation term (AB 1950)	MOT-133	\$425.00
Withdraw as attorney	MOT-134	\$195.00
Enforce plea bargain	MOT-135	\$425.00
Reconsideration or facsimile thereof	MOT-135	\$425.00
Motion to Be Appointed as Counsel (<i>Harris</i> motion)	MOT-136	\$425.00
SB 81 Motion to dismiss enhancement	MOT-136	\$425.00
Motion for funding and appointment of expert	MOT-137	\$425.00
Motion for release on O.R.	MOT-138	\$425.00
Motion for early termination of probation and petition for dismissal); proposed order; declaration (Drafted)	MOT-139	\$425.00

Petitions		
Type/Description	Code	Flat Fee
Certificate of Rehabilitation and Pardon/Direct Pardon	PET-100	\$500.00
Dismissal/reduction to misdemeanor or infraction (NC)	PET-101(a)	\$200.00
Dismissal/reduction to misdemeanor or infraction (C)	PET-101(b)	\$250.00
Dismissal and release from disabilities (Fire Camp Hand Crew) <i>(PC 1203.4b/JC Form CR-430, CR-431)</i>	PET-101(c)	\$200.00
Seal Arrest and Related Records <i>(PC 851.91/JC Form CR-409 & CR-410)</i>	PET-102	\$200.00
Recall of Sentence and Resentencing on Former Felony Now a Misdemeanor for Persons Serving a Sentence on 11-5-2014 <i>(Theft/Drug Offense PC 1170.18(a)) Using local or Judicial Council form; drafted petition is extra.</i>	PET-103	\$200.00
Terminate Sex Offender Registration <i>(PC 290.5/JC Form CR-415)</i>	PET-104	\$200.00
Petition for writ of mandate (DMV)	PET-105	\$450.00
Petition for writ of habeas corpus in the Super. Court <i>(MC-275)</i>	PET-106	\$425.00
Misd. petition for a writ of mandate <i>(Super. Court App. Div. APP-151)</i>	PET-107	\$425.00
Petition for Writ of Mandate <i>(Cal. Court of Appeal)</i>	PET-108	\$600.00
Petition vacatur relief <i>(Pen. Code, § 236.14 human trafficking victim (adult))</i>	PET-108(a)	\$425.00
Petition vacatur relief <i>(Pen. Code, § 236.15 Intimate Partner/Sexual Violence Victim (adult))</i>	PET-108(b)	\$425.00
Request to Expunge Arrest or Vacate Adjudication <i>(Pen. Code, § 236.14) - Human trafficking victim (juvenile)</i> <i>Using Judicial Council form JV-748</i>	PET-111	TBD

Applications		
Type/Description	Code	Flat Fee
Reduction to Misdemeanor After Completion of Sentence (<i>Theft/Drug Offense PC 1170.18(f)</i>)	APP-100	\$200.00
Application for Governor's Pardon	APP-101	\$425.00
Application for Order to Show Cause (e.g., contempt) (<i>Application, memo of P & As, declaration, proposed order</i>)	APP-102	\$425.00

Briefs		
Type/Description	Code	Flat Fee
DMV APS hearing brief	BR-100	\$425.00
Appellant's opening or Respondent's reply (SCAD only) <i>Includes filling out Notice of Appeal (CR-132) and Notice Regarding Record on Appeal (Misdemeanor) (CR-134)</i>	BR-101	\$475.00
General issue (non-appellate)	BR-102	\$425.00
Letter or memo brief to court/D.A., etc.	BR-103	\$425.00
Supplemental brief/points and authorities in support of previously filed motion	BR-104	\$425.00
Restitution brief (NC)	BR-105(a)	\$275.00
Restitution brief (MC)	BR-105(b)	\$300.00
Restitution brief (C)	BR-105(c)	\$375.00
Preliminary hearing brief	BR-106	\$425.00

Other Documents		
Type/Description	Code	Flat Fee
Sentencing Brief/Juv. Dispo. Brief/Statement in Mitigation	OTH-100	\$425.00
Pre-plea report letter (PC 1203.7(a))	OTH-101	\$200.00
Pen. Code, § 1385 invitation to dismiss	OTH-102	\$425.00
Stipulation and order for return of property (NC)	OTH-103	\$200.00
Reply to opposition papers (NC)	OTH-104(a)	\$425.00
Reply to opposition papers (C)	OTH-104(b)	\$95.00 hr.
Demurrer	OTH-105	\$425.00
Compile list of applicable standard CALCRIM jury instructions	OTH-106	\$200.00
Draft request for custom-worded, non-standard jury instruction, or case-specific instruction (Fee at right is per instruction)	OTH-107(a)	\$200.00
Draft request for non-traditional use of a CALCRIM instruction (Fee at right is for each instruction)	OTH-107(b)	\$200.00
Peremptory challenge to judge (Code Civ. Proc. § 170.6)	OTH-108	\$200.00
Supplemental P & As in support of motion or other paper	OTH-109	\$425.00
Legal research and/or memorandum	OTH-110	\$95.00 hr.
Motion to quash subpoena duces tecum (NC)	OTH-111	\$425.00
Opposition to motion to quash subpoena duces tecum	OTH-112	\$425.00

Other Documents (continued)		
Request for Judicial Notice	OTH-113	\$TBD
Subpoena Duces Tecum (CR-125 or JV-525)	OTH-114	\$25.00 ea.
Draft letter	OTH-115	\$95.00 hr.
Opposition to moving papers/petition (uncategorized)	OTH-116	\$425.00
Prepare order to show cause and affidavit	OTH-117	\$425.00
Reply to order to show cause	OTH-118	\$425.00

See Terms and Conditions on next page

Terms and Conditions

Business-to Business Service Provider Notice

Your use of my paralegal services constitutes a written contract in which you agree that there exists between us a bona fide business-to-business contracting relationship as defined by Labor Code, § 2750.3(a)(1)(e).

Invoicing

I will e-mail you an invoice upon completion of your project. Invoices are due and payable 15 days from the date on the invoice.

Fees and Rates

The flat fees and hourly rate in the table above are subject to change without notice.

Hourly Rate

The hourly rate for projects that do not come under a flat fee is \$95.00 with a one-hour minimum charge.

Rush Charge

A rush surcharge of \$75.00 will apply to projects requiring completion within 3 days of booking.

Transcript Formatting Upcharge

An extra charge will apply if I must format a transcript in order to draft any document.

Complexity Up Charges

Complex projects and/or unusually time-consuming projects are subject to a surcharge in an amount at my sole discretion. Complexity codes: NC = Non-Complex; MC=Moderately Complex; C = Complex

Combined Motion Upcharge (CMU)

There is a minimum \$150.00 upcharge for combined motions, such as a single document containing more than one motion, such as a motion to suppress evidence, quash a search warrant, and traverse a arrest/search warrant affidavit, etc.

Filing and Service of Documents

I do not serve documents or file documents with the court in person, electronically, or by mail.

Electronic Filing

If you file the document(s) I prepare for you electronically with the court, YOU are responsible for compliance with all applicable rules pertaining to electronic filing, including but not limited to the following rules: [Rule 2.256 Responsibilities of electronic filer](#) and [Rule 3.1110. General format.](#)

Long transcript surcharges

- 101-200 pages (+\$50.00)
- 201-300 pages (+\$75.00)
- 301-400 pages (+\$100.00)
- 401-500 pages (+\$150.00)