

IN THE IOWA DISTRICT COURT IN AND FOR SOUTH LEE COUNTY

STATE OF IOWA,

Plaintiff

vs.

BENJAMIN G. TRANE,

Defendant.

)
)
)
)
)
)
)
)
)
)

Cause No. **FECR009152**

3rd MOTION TO EXCEED FEES

COMES NOW, the defendant BENJAMIN G. TRANE, by and through his attorney, Lisa K. Schaefer, and hereby requests court approval to exceed the fee cap of the State Public Defender of \$1,800, and in support thereof, states as follows:

1. On September 18, 2017, the defendant was charged by way of trial information what Sexual Abuse – 3rd Degree, a Class C Felony; Sexual Exploitation by a Counselor, a Class D. Felony, and Child Endangerment, an aggravated misdemeanor.
2. The fee cap of the State Public Defender for a Class felony is \$1,800.
3. A prior motion to exceed fees to \$10,000 was granted.
4. Since that time, the parties have engaged in several days of depositions of State's and defendant's witnesses with several more anticipated to be completed during trial.
5. Also, it is estimated that the trial will proceed for more than the six (6) days that is projected.
6. There is still a significant amount of time that is need for trial time.
7. All of the fees will be done so in good faith and for purposes of providing effective defense to the defendant.

WHEREFORE, the undersigned request the Court to enter an order allowing the undersigned to exceed the cap of the State public Defender to at least \$15,000.

/s/ Lisa K. Schaefer

Lisa K. Schaefer

AT0007704

706 Jefferson Street

Post Office Box 427

Burlington, Iowa 52601

Telephone 319-758-9800

Facsimile 319-758-9801

ATTORNEY FOR DEFENDANT