

IN THE GENERAL SESSIONS COURT FOR CARROLL COUNTY

STATE OF TENNESSEE VS. \_\_\_\_\_ DOCKET NO. \_\_\_\_\_

**AFFIDAVIT OF INDIGENCY**

Comes the defendant and, subject to the penalty of perjury, makes oath to the following facts (please list, circle, complete, etc.):

**PART I**

- 1. Full Name: \_\_\_\_\_ 2. Social Security No.: \_\_\_\_\_
- 3. Any other names ever used: \_\_\_\_\_
- 4. Address: \_\_\_\_\_
- 5. Telephone Nos.: (Home) \_\_\_\_\_ (Work) \_\_\_\_\_ (Cell) \_\_\_\_\_
- 6. Are you working anywhere? Yes ( ) No ( ) Where \_\_\_\_\_
- 7. How much do you make? \_\_\_\_\_ (weekly, monthly, etc.) 8. Birth date: \_\_\_\_\_
- 9. Do you receive any governmental assistance or pensions (disability, SSI, AFDC, etc.)? Yes ( ) No ( )  
What is its value? \_\_\_\_\_ (weekly, monthly, etc.)
- 10. Do you own any property (house, car, bank acct., etc.): Yes ( ) No ( ) What is its value? \_\_\_\_\_
- 11. Are you, or your family, going to be able to post your bond? Yes ( ) No ( )
- 12. Are you, or your family, going to hire a private attorney? Yes ( ) No ( ) 13. Are you now in custody? Yes ( ) No ( )  
If so, how long have you been in custody? \_\_\_\_\_

**PART II**

- 14. Names & ages of all dependents: \_\_\_\_\_ relationship \_\_\_\_\_  
\_\_\_\_\_ relationship \_\_\_\_\_  
\_\_\_\_\_ relationship \_\_\_\_\_
- 15. I have met with following lawyer(s), have attempted to hire said lawyer(s) to represent me, and have been unable to do so:  
Name(s): \_\_\_\_\_  
Address: \_\_\_\_\_  
Fee Quoted: \_\_\_\_\_
- 16. All my income from all sources (including, but not limited to wages, interest, gifts, AFDC, SSI, social security, retirement, disability, pension, unemployment, alimony, worker's compensation, etc.):  
\$ \_\_\_\_\_ per \_\_\_\_\_ from \_\_\_\_\_  
\$ \_\_\_\_\_ per \_\_\_\_\_ from \_\_\_\_\_  
\$ \_\_\_\_\_ per \_\_\_\_\_ from \_\_\_\_\_
- 17. All money available to me from any source: A. Cash: \_\_\_\_\_; B. Checking, Saving, or CD Account(s)-give bank, acct. no. & balance: \_\_\_\_\_; C. Debts owed me: \_\_\_\_\_;  
D. Credit Card(s)-give acct. no., balance, credit limit, and type \_\_\_\_\_;  
E. Other: \_\_\_\_\_
- 18. All vehicles/vessels owned by me, solely or jointly, within the last six months (including but not limited to cars, trucks, motorcycles, farm equip., boats etc.):  
\_\_\_\_\_ value \$ \_\_\_\_\_ amt. owed \_\_\_\_\_  
\_\_\_\_\_ value \$ \_\_\_\_\_ amt. owed \_\_\_\_\_  
\_\_\_\_\_ value \$ \_\_\_\_\_ amt. owed \_\_\_\_\_
- 19. All real estate owned by me, solely or jointly, within the last six months (including land, lots, houses, mobile homes, etc.):  
\_\_\_\_\_ value \$ \_\_\_\_\_ amt. owed \_\_\_\_\_  
\_\_\_\_\_ value \$ \_\_\_\_\_ amt. owed \_\_\_\_\_
- 20. All assets or property not already listed owned within the last six months or expected in the future:  
\_\_\_\_\_ value \$ \_\_\_\_\_ amt. owed \_\_\_\_\_  
\_\_\_\_\_ value \$ \_\_\_\_\_ amt. owed \_\_\_\_\_
- 21. The last income tax return I filed was for the year \_\_\_\_\_ and it reflected a net income of \$ \_\_\_\_\_.  
I will file a copy of same within one week if required.
- 22. I am out of jail on bond of \$ \_\_\_\_\_ made by \_\_\_\_\_. The money to make bond, \$ \_\_\_\_\_ was paid by \_\_\_\_\_.

**PART III**

- 23. Acknowledging that I am still under oath, I certify that I have listed in Parts I and II all assets in which I hold or expect to hold any legal or equitable interest.
- 24. I am financially unable to obtain the assistance of a lawyer and request the court to appoint a lawyer for me.
- 25. I understand that it is a Class A misdemeanor for which I can be sentenced to jail for up to 11 months 29 days or be fined up to \$2500.00 or both if I intentionally or knowingly misrepresent, falsify, or withhold any information required in this affidavit. I also understand that I may be required by the Court to produce other information in support of my request for an attorney.

This \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_  
\_\_\_\_\_ Defendant

Sworn to and Subscribed before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Clerk

\_\_\_\_\_  
Judge

IN THE GENERAL SESSIONS COURT OF CARROLL COUNTY, TENNESSEE

STATE OF TENNESSEE

vs.

DOCKET NO. \_\_\_\_\_

**ORDER APPOINTING LEGAL COUNSEL**

It appearing based upon the affidavit of indigency filed in this cause, and after due inquiry made, that the defendant is an indigent person and thereby qualifies for appointed legal counsel.

It is, therefore, ordered that (the District Public Defender) ( \_\_\_\_\_, Attorney at Law) is hereby appointed as counsel for the defendant as provided by law.

( ) The defendant is assessed a \$50.00 administrative fee.

( ) The administrative fee is waived pursuant to TCA §40-14-103.

This the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
General Sessions Judge

**ORDER FOR PARTIAL REIMBURSEMENT OF COST OF COURT APPOINTED COUNSEL**

The defendant is indigent but able to partially reimburse the State's expense in providing him/her court appointed counsel.

It is, therefore, ordered that the defendant pay into the office of the Clerk of the Court the sum of \$ \_\_\_\_\_ per month, until the sum of \$ \_\_\_\_\_ is paid in full. The Clerk shall receive a commission of five percent (5%) for collecting and disbursing said payments.

This the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
General Sessions Judge

**DETERMINATION OF NONINDIGENCY**

It appearing, based upon the affidavit of indigency filed in this cause, and after due inquiry made, that the defendant is not an indigent person as defined by law.

It is ORDERED AND ADJUDGED that the defendant does not qualify for court-appointed counsel.

This the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
General Sessions Judge