

At a \_\_\_\_\_ Term of the  
\_\_\_\_\_ Court, held in and for  
The County of Suffolk at the Courthouse  
thereof at \_\_\_\_\_

On the \_\_\_\_ day of \_\_\_\_\_,  
2010

P R E S E N T :

HONORABLE:

-----X

THE PEOPLE OF THE STATE OF NEW YORK

-against-

EX-PARTE ORDER  
Ind. #

Defendant.

-----X

An application having been made to this court on the  
day of \_\_\_\_\_, and there being no opposition thereto, for the services of a  
qualified investigator pursuant to Section 722.c of the County Law, and counsel for the  
indigent defendant having been appointed pursuant to Article 18B of the County Law,  
an upon affidavit of \_\_\_\_\_, Esq., that such services are material and  
necessary to the preparation and conduct of the defense of the indictment herein and  
such defendant being wholly destitute of means with which to employ and obtain the  
services of a qualified investigator to assist the assigned attorney,  
\_\_\_\_\_, herein, it is therefore

ORDERED that Assigned Counsel for defendant is authorized to employ  
the services of NAME OF EXPERT TO BE PAID, a licensed Investigator to be paid  
pursuant and subject to the limitations of Section 722.c of the County Law, at a fee rate  
of \$55.00 per hour, not to exceed \$1,000.00 pursuant to Section 722.c of the County

Law, to be paid by the County Treasurer upon application of (expert full name of entity \_\_\_\_\_) submitted in accordance with County Law 722-C.

Dated: \_\_\_\_\_

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JUDGE

**AFFIRMATION OF ATTORNEY:**

1. **Must state defendant is indigent**
2. **You are assigned 18b counsel**
3. **“that the above case is \_\_\_\_\_ before the Court (may briefly describe case assigned)..”Based upon several conversations with my client, it is imperative that I conduct an investigation to determine if there are witnesses and/or physical evidence to support aspects of his defense in this matter.”**
4. **That \_\_\_\_\_ Investigative has advised me that they are willing ot make themselves available to investigate this situation with a fee schedule of \$\_\_\_\_\_ per hour. That I would estimate that he will need approximately \_\_\_\_\_ hours to thoroughly investigate this matter. That it is imperative that this investigation be carried out to assist in the disposition of this case either by plea or trial.**
5. **WHEREFORE, it is respectfully requested that an Order be granted permitting the defendant to employ \_\_\_\_\_, a licensed private investigator, to be paid pursuant to Article 18-b, Section 722-c of the Count Law, as well as such other and further relief as this Court may deem just and proper.**