

IN THE _____ COURT OF _____ COUNTY, WEST VIRGINIA

In Re: The Marriage of

Civil Action No.: _____

In Re: The Children of

Domestic Violence Protective Order Proceeding

and

Petitioner/Plaintiff

Respondent/Defendant

If protected party is an infant or incompetent person(s), please use initials only.

Address

Address

**ORDER RECOMMENDING PAYMENT BY SUPREME COURT:
APPOINTED GUARDIAN AD LITEM**

On a former date, this Court appointed _____ a licensed attorney at law, to serve as a Guardian *Ad Litem* in the above-styled case and report to the Court of his or her findings. The attorney has tendered an invoice form SCA-F-405 setting forth the services performed and an itemized statement of the allowable expenses incurred in connection with the above-styled case. The Court has inspected the invoice and accompanying documentation, found the fees to be reasonable, and charged at a rate of eighty dollars (\$80.00) per hour for out-of-court services and one-hundred dollars (\$100.00) per hour for in-court services. The Court also finds that mileage expenses, if included, are allowable and charged at the approved state rate. Furthermore, the Court finds that the invoice contains no charges for reimbursement of office expenses.

The Court hereby recommends payment in the amount of _____ (**does** **does not** **exceed fees of \$3,000.00**) to the Guardian *Ad Litem* in accordance with Rule 21.05 of the West Virginia Trial Court Rules, Rule 47 of the Rules of Practice and Procedure for Family Court and/or Rule 26 of the Rules of Practice and Procedure for Domestic Violence Civil Proceedings.

Where a Guardian *Ad Litem* was appointed for an infant child or children of a party or parties, the Court finds that both parties have filed Fee Waivers with the Circuit Clerk, therefore meeting eligibility requirements specified by the Administrative Director of the Supreme Court of Appeals.

OR

Where Guardian *Ad Litem* was appointed for an infant child or children of a party or parties, the Court finds that the Petitioner/ Respondent filed a Fee Waiver with the Circuit Clerk and the Petitioner/ Respondent is NOT indigent and DOES NOT have the financial ability to pay the full cost, therefore shall only be responsible for one-half of the total cost. The remaining balance meets the eligibility requirements specified by the Administrative Director of the Supreme Court of Appeals of West Virginia.

OR

_____ **Where a Guardian *Ad Litem* was appointed for an infant party**, the Court finds that the infant has a Fee Waiver filed with the Circuit Clerk, therefore meeting eligibility requirements specified by the Administrative Director of the Supreme Court of Appeals.

OR

_____ **Where a Guardian *Ad Litem* was appointed for an adult who is: incarcerated, incompetent, committed to a mental health facility and/or active military personnel**, the Court finds the party filed a Fee Waiver with the Circuit Clerk, therefore meeting eligibility requirements specified by the Administrative Director of the Supreme Court of Appeals.

Registered Vendor Name: _____

SSN or FEIN: *(Last 4 digits only)* _____ Judge's Last Name *(print)* _____

ENTER: _____
Judge's Signature