

Tribal Public Defender

For

The Ute Indian Tribe

General Statement

This is a contract position. This position requires the representation of Tribal members and other Native Americans charged with crimes at both the trial and appellate court levels of the Ute Indian Tribal Court. This position will require attendance at hearings, reviews of complaints and their trial, and appellate work before the Ute Indian Tribal Court of Appeals in appropriate situations.

Scope of Duties

The selected attorney shall timely act to defend those criminal defendants as appointed by the Ute Indian Tribal Court, and on appeal as required by law. The selected attorney is to provide services to all clients in a professional, skilled manner, consistent with minimum standards set for by the law and Order Code of the Ute Indian Tribe of the Uintah and Ouray reservation.

Qualifications

The selected attorney shall be and shall continue during the term of this contract continue to remain in good standing with a state bar or the District of Columbia. The selected attorney shall provide at no costs to the Ute Indian Tribe any necessary support equipment, library, and personal to timely and professionally fulfill the obligations of this contract. As a minimum Attorney shall maintain an office in either Uintah or Duchesne County, where attorney may be contacted in person or where call back messages may be left during regular business hours. Attorney shall employ staff when needed to otherwise maintain an adequate capacity to prepare documents necessary or to perform legal research related to the accomplishment of required duties.

Business Expenses

The selected attorney shall be solely responsible for payment of all expenses of Attorney's business and the Ute Indian Tribe shall incur no cost or expense therein, except as per this agreement. The selected attorney shall maintain all required accounts with the State of Utah, and show proof thereof to the Ute Indian Tribe, including but not limited to those involving Labor, Employment Security, and state and federal departments of revenue. The selected attorney shall pay any and all transportation costs incurred and cost of telephone communication, the Ute Indian Tribe shall incur no cost over or above the sum provided hereinafter as "payment".

Time Requirement

The selected attorney shall devote such time as may be required to properly and professionally represent indigent defendants who he or she is appointed to represent. Representation herein of time requirements shall not be considered a limitation upon the duties to be performed under this contract, and without limitation. The selected attorney must be responsible for timely accomplishment of all duties. The selected attorney shall attend Court the Ute Indian Tribal Court for each of the regularly scheduled court dockets to provide services under this agreement. Additionally the selected attorney shall be available by phone at other times for consultation.

Conflict of Time/Interest

In the event that the selected attorney shall have a conflict of interest, then the selected attorney shall advise the Chief Judge of the Ute Tribal Court.

Additional Practice Permitted

The selected attorney shall be entitled to engage in the private practice of Law separate and apart from the duties under this contract. The selected attorney shall provide names, education, and criminal experience of all lawyers who will represent indigent clients under the contract. The selected attorney shall not engage in any practice of law which unreasonably interferes with the prosecutor's charging and plea bargaining practices.

Personal Service

To the extent possible, duties shall be accomplished by an individual attorneys, if the selected attorney is not a sole proprietor then an attorney shall be assigned to perform the duties required by this contract. It is understood that this contract has been made upon the representation except where prohibited.

Compensation

The ATTORNEY will receive \$3,500.00 as contract income per month for services rendered.

Duration

The Contract shall extend from the execution of the same under December 31, 2011.

Necessary Requirements

- Must pass a pre-employment drug test.
- Must pass a criminal background check.
- Must successfully complete a three (3) month's probationary period during which incumbent will be evaluated for satisfactory performance of typical duties listed.
 - Must have a valid Utah driver's license and must be able to obtain tribal driver's license.