COMMISSION ON LEGAL COUNSEL FOR INDIGENTS
STANDARD REGARDING
"CASE ASSIGNMENT TERMINATION"

A criminal case assignment terminates thirty days after the dismissal of the entire case assignment, thirty days after the filing of an agreement suspending prosecution under Rule 32.2 of the North Dakota Rules of Criminal Procedure, or upon the expiration of the time for filing an appeal in the matter. However, if the trial court retains jurisdiction for a set period of time in order to hold a later restitution hearing, the case assignment terminates after that period of time elapses, or if a hearing is held, thirty days following entry of an order of judgment following that hearing.

An assignment in a post-conviction matter terminates upon the expiration of the time for filing an appeal in the matter.

An assignment in a juvenile matter, terminates thirty days after the dismissal of the matter, or upon the expiration of the time for filing an appeal after entry of any appealable order in the matter.

An assignment in any other matter terminates thirty days after the entry of a dismissal, or upon expiration of the time for filing an appeal following entry of any appealable order or judgment in the matter.

Any case assignment which has not already terminated due to one of the above, terminates upon the Commission's granting of the attorney's request to assign the matter to conflict counsel, or if the attorney has made an appearance in the matter, upon the withdrawal of an attorney pursuant to court order or approval.