

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

MARY HELEN QUAINANCE,

No. CR-2006-538 JH

Defendant.

**DEFENSE COUNSEL'S MOTION TO EXCEED  
CJA STATUTORY LIMITS FOR ATTORNEY'S FEES**

**COMES NOW**, the previous counsel of record, Mario A. Esparza, and hereby moves this Court for an Order allowing attorney's fees beyond the statutory limit set forth by the Criminal Justice Act. **AS GROUNDS** in support of said motion, undersigned counsel would show the following facts:

1. The immediate case is complex and highly unusual in that Defendant is alleging she was exercising her First Amendment right to practice her religion, which led to her arrest in this matter.

2. Pretrial motion were filed and litigated in presenting the defense on behalf of Defendant, Mary Quaintance. The Court hearings regarding these motions took place in Santa Fe, NM on May 17, 2006 and in Albuquerque, NM on August 22, 2006. Further, there was a docket call in Albuquerque, NM on May 11, 2007 which undersigned counsel attended prior to his discharge from this case.

3. On one occasion, undersigned counsel traveled to Safford, AZ on January 15, 2007 to discuss the status of the case, plea negotiations and litigation strategies with Defendant. Due to Defendant's indigence, the Defendant was unable to travel the 350 miles necessary to meet with

