

[CAPTION]

I. MOTION FOR FUNDS FOR TRANSLATOR

The Defendant, by counsel, respectfully requests the Court authorize funds for the employment of a translator to assist counsel in consultation with Defendant. In support thereof, counsel would show:

1. The State has charged Defendant with [insert charges].
2. On [insert date], the Court determined that Defendant was indigent and appointed undersigned counsel to represent Defendant.
3. Defendant speaks [Language] and no English.
4. Counsel requires the assistance of a [Language]-speaking translator to assist her in consulting with and preparing a defense in this matter.
5. Because the relationship between counsel and Defendant is confidential, and because the matters discussed are privileged, counsel requests the use of her own translator—not a Court translator—to assist her in this matter.
6. Counsel has discussed this matter with a translator and the fee per hour for her services would be [insert fee].
7. Because Defendant is indigent, he cannot afford to retain a translator to aid him in this matter.
8. The Due Process Clause and the Sixth Amendment to the United States Constitution require a defense interpreter be provided at public expense for indigent defendants. Arrieta v. State, 878 N.E.2d 1238, 1243 (Ind. 2008) (citing Martinez Chavez v. State, 534 N.E.2d 731 (Ind. 1989)).

WHEREFORE, Defendant requests that the Court authorize funds for the employment of a translator to assist counsel in the consultation and preparation of his case, and for all other relief just and proper in the premises.

(Signature)