

Vice Chief Justice Ann A. Scott Timmer, Chair  
Attorney Regulation Advisory Committee  
Arizona Supreme Court  
1501 W. Washington St.  
Phoenix, AZ 85007

**IN THE SUPREME COURT  
STATE OF ARIZONA**

In the Matter of:

PETITION TO AMEND ETHICAL  
RULE 1.2, RULE 42, RULES OF  
THE SUPREME COURT OF  
ARIZONA

Supreme Court No. R-21-0041

Comment of the Attorney Regulation  
Advisory Committee

The Arizona Supreme Court’s Attorney Regulation Advisory Committee (“ARC”) supports the petition to amend Ethical Rule (ER) 1.2(d) to add an exemption for lawyers who “counsel or assist a client regarding conduct expressly permitted by Arizona law.” In 2016, ARC also filed a comment supporting Petitioner’s previous proposal, R-16-0027.


ARC’s purpose is to make recommendations to this Court regarding “how [the] rules of the attorney regulation system can be revised to reinforce lawyer competency and professionalism and strengthen the Supreme Court’s oversight of the regulation and practice of law in this state.”<sup>1</sup> To that end, a majority of ARC supports the rule-change proposal for the reasons stated in the petition. ARC particularly agrees with the petition’s contention that the proposed change would

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<sup>1</sup> Administrative Order No. 2011-44, establishing ARC.

“provide certainty and transparency to lawyers about their ethical role in advising and assisting clients about activities falling within the permissible state law.”  
Petition R-18-0009 at 12.

RESPECTFULLY SUBMITTED this 29th day of April, 2022.

  
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Ann A. Scott Timmer, Chair  
Attorney Regulation Advisory Committee