

TO:

Rule 28 Distribution
John R Lopez IV

ATTACHMENT¹

RULES OF THE SUPREME COURT OF ARIZONA

Rule 34. Application for Admission

(a) [No change]

(b) Applicant Requirements and Qualifications.

1. [No change]

A. - D. [No change]

E. if ever admitted to practice in any jurisdiction, foreign or domestic, the applicant is presently in good standing concerning discipline, payment of mandatory dues and compliance with mandatory legal education, or the applicant resigned in good standing ~~or is capable of achieving good standing~~ in that jurisdiction; although, if the applicant is not in good standing or did not resign in good standing in all jurisdictions solely because of unpaid mandatory fees or incomplete mandatory continuing legal education requirements, and the applicant has attempted to but cannot cure such deficiencies in the other jurisdiction(s), the Committee on Character and Fitness may evaluate the circumstances and make a recommendation to the Supreme Court for admission or denial of admission.

F. [No change]

2. - 3. [No change]

(c) [No change]

(d) Documents Required in Support of Application.

1. [No change]

2. if the applicant has been previously admitted to practice law in any jurisdiction, foreign or domestic, the certificate of the appropriate court agency(ies) or the mandatory bar association, whichever has custody of the roll of attorneys in such jurisdiction, indicating the date of admission and that the applicant is presently in good standing concerning discipline, payment of mandatory dues and compliance with mandatory continuing legal education, or that the applicant resigned in good standing ~~or is capable of achieving good standing status~~ in that jurisdiction; although, if the applicant is not in good standing or did not resign in good standing in all jurisdictions solely because of unpaid mandatory fees or incomplete mandatory continuing legal education requirements, and the applicant has attempted to but cannot cure such deficiencies in the other

¹ Additions to the text of the rule are shown by underscoring and deletions are shown by ~~strike-through~~.

jurisdiction(s), the Committee on Character and Fitness may evaluate the circumstances and make a recommendation to the Supreme Court for admission or denial of admission.

~~3. for applicants taking the Arizona uniform bar examination, an examination fee as established by the Court;~~

~~4.3. an application fee as established by the Court;~~

~~54. a full-face image photograph of the applicant applicant's head in a format as established by the Ceourt head, neck and shoulders, without a hat, and not larger than two and one half (2.5) inches by two and one half (2.5) inches nor smaller than two (2) inches by two (2) inches taken within six months prior to filing with the Committee on Character and Fitness; and~~

~~65. a complete set of the applicant's fingerprints. The Committee on Character and Fitness is authorized to receive criminal history information regarding any applicant for admission from any law enforcement agency in conjunction with the admissions process. If after two attempts, the FBI determines the fingerprints provided are not readable, the applicant must submit a written statement, under oath, that the applicant has not been arrested, charged, indicted, convicted of or pled guilty to any felony or misdemeanor, other than as disclosed on the application.~~

(e) Arizona Uniform Bar Examination Application Filing Schedule; Fees.

1. - 2. [No change]

3. When an application to take the Arizona Uniform Bar Examination is properly filed with required supporting documents, after review, the applicant shall be promptly notified that the application is in order and that the applicant is certified to sit for the Arizona Uniform Bar Examination, ~~specifying the time and place of such examination.~~

(f) - (g) [No change]

(h) Admission by Transfer of Uniform Bar Examination Score.

1. [No change]

A. - C. [No change]

D. establish that the applicant is currently a member in good standing concerning discipline, payment of mandatory dues and compliance with mandatory continuing legal education in every jurisdiction, foreign or domestic, wherever admitted to practice law;₂ ~~if the applicant is not presently in good standing, establish that the applicant resigned in good standing, or the applicant resigned in good standing;~~₂ although, if the applicant is not in good standing or did not resign in good standing in all jurisdictions solely because of unpaid mandatory fees or incomplete mandatory continuing legal education requirements, and the applicant has attempted to but cannot cure such deficiencies in the other jurisdiction(s), the Committee on Character and Fitness may evaluate the

circumstances and make a recommendation to the Supreme Court for admission or denial of admission;

E. - G. [No change]

2. - 4. [No change]

(i) - (m) [No change]

(n) **Completion of Professionalism Course.**

1. [No change]

A. - B. [No change]

2. *Summary Suspension.* A new admittee who fails to comply with the requirements of paragraph ~~(j)(1)~~~~(n)(1)~~ of this rule shall be summarily suspended from the practice of law in Arizona, upon motion of the state bar pursuant to Rule 62, provided that a notice by certified, return receipt mail of such non-compliance shall have been sent to the member, mailed to the member's last address of record in the state bar office at least thirty days prior to such suspension, but may be reinstated in accordance with these rules.

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Rule 38. Certifications and Limited Admissions to Practice Law

(a) **In-house Counsel.**

(1) [No change]

(A) [No change]

(B) The applicant is currently a member in good standing concerning discipline, payment of mandatory dues, and compliance with mandatory continuing legal education, whether active, inactive, or retired, of the bar of another state or the District of Columbia, or eligible to practice before the highest court in any state, territory or insular possession of the United States; although, if the applicant is not in good standing or did not resign in good standing in all jurisdictions solely because of unpaid mandatory fees or incomplete mandatory continuing legal education requirements, and the applicant has attempted to but cannot cure such deficiencies in the other jurisdiction(s), the Committee on Character and Fitness may evaluate the circumstances and make a recommendation to the Supreme Court for admission or denial of admission; and

(C) [No change]

(2) - (10) [No change]

(b) Foreign Legal Consultant.

(1) [No change]

(A) have been admitted to practice and have been in good standing concerning discipline, payment of mandatory dues, and compliance with mandatory continuing legal education as an attorney or counselor at law or the equivalent in a foreign country for not less than five years immediately preceding the date of the application; although, if the applicant is not in good standing or did not resign in good standing in all jurisdictions solely because of unpaid mandatory fees or incomplete mandatory continuing legal education requirements, and the applicant has attempted to but cannot cure such deficiencies in the other jurisdiction(s), the Committee on Character and Fitness may evaluate the circumstances and make a recommendation to the Supreme Court for admission or denial of admission;

(B) - (E) [No change]

(2) - (9) [No change]

(c) Law Professor Certification.

(1) [No change]

(A) - (B) [No change]

(C) the applicant is a member in good standing concerning discipline, payment of mandatory dues, and compliance with mandatory continuing legal education of the bar of all courts and jurisdictions in which the applicant is admitted to practice; although, if the applicant is not in good standing or did not resign in good standing in all jurisdictions solely because of unpaid mandatory fees or incomplete mandatory continuing legal education requirements, and the applicant has attempted to but cannot cure such deficiencies in the other jurisdiction(s), the Committee on Character and Fitness may evaluate the circumstances and make a recommendation to the Supreme Court for admission or denial of admission;

(D) - (E) [No change]

(2) - (10) [No change]

(d) Approved Legal Services Organizations and Certification of Pro Bono Counsel.

(1) [No change]

(2) [No change]

(A) [No change]

(B) [No change]

(i) [No change]

(a) [No change]

(b) Is a member in good standing concerning discipline, payment of mandatory dues, and compliance with mandatory continuing legal education of the bar of all courts and jurisdictions in which he or she has been admitted to practice; although, if the applicant is not in good standing or did not resign in good standing in all jurisdictions solely because of unpaid mandatory fees or incomplete mandatory continuing legal education requirements, and the applicant has attempted to but cannot cure such deficiencies in the other jurisdiction(s), the Committee on Character and Fitness may evaluate the circumstances and make a recommendation to the Supreme Court for admission or denial of admission;

(c) - (d) **[No change]**

(ii) **[No change]**

(a) **[No change]**

(b) Is a member in good standing concerning discipline, payment of mandatory dues and compliance with mandatory continuing legal education of the bar of all courts and jurisdictions in which he or she has been admitted to practice; although, if the applicant is not in good standing or did not resign in good standing in all jurisdictions solely because of unpaid mandatory fees or incomplete mandatory continuing legal education requirements, and the applicant has attempted to but cannot cure such deficiencies in the other jurisdiction(s), the Committee on Character and Fitness may evaluate the circumstances and make a recommendation to the Supreme Court for admission or denial of admission;

(c) - (f) **[No change]**

(iii) **[No change]**

(a) Has been licensed to practice law for at least two years, holds an active license to practice law in another jurisdiction in the United States, and is a member in good standing concerning discipline, payment of mandatory dues and compliance with mandatory continuing legal education of the bar of all courts or jurisdictions in which he or she is admitted to practice; although, if the applicant is not in good standing or did not resign in good standing in all jurisdictions solely because of unpaid mandatory fees or incomplete mandatory continuing legal education requirements, and the applicant has attempted to but cannot cure such deficiencies in the other jurisdiction(s), the Committee on Character and Fitness may evaluate the circumstances and make a recommendation to the Supreme Court for admission or denial of admission;

(b) - (e) **[No change]**

(iv) **[No change]**

(C) - (K) [No change]

Rule 39. Temporary Authorizations to Practice Law

(a) [No change]

(b) **Practice Pending Admission.**

(1) [No change]

(A) is a licensed attorney in good standing concerning discipline, payment of mandatory dues, and compliance with mandatory continuing legal education in all courts and jurisdictions in which he or she has been admitted to practice; although, if the applicant is not in good standing or did not resign in good standing in all jurisdictions solely because of unpaid mandatory fees or incomplete mandatory continuing legal education requirements, and the applicant has attempted to but cannot cure such deficiencies in the other jurisdiction(s), the Committee on Character and Fitness may evaluate the circumstances and make a recommendation to the Supreme Court for admission or denial of admission;

(B) - (J) [No change]

(2) - (8) [No change]

(c) [No change]

(d) **Military Spouse Certification.**

(1) [No change]

(A) establish that the applicant is currently an active member in good standing concerning discipline, payment of mandatory dues and compliance with mandatory continuing legal education in at least one jurisdiction where admitted in the United States or territory and is a member in good standing in all jurisdictions where admitted; although, if the applicant is not in good standing or did not resign in good standing in all jurisdictions solely because of unpaid mandatory fees or incomplete mandatory continuing legal education requirements, and the applicant has attempted to but cannot cure such deficiencies in the other jurisdiction(s), the Committee on Character and Fitness may evaluate the circumstances and make a recommendation to the Supreme Court for admission or denial of admission.

(B) - (J) [No change]

(2) - (8) [No change]