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Supreme Court of Arizona
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4 **IN THE SUPREME COURT**

5 **STATE OF ARIZONA**

6 In the Matter of:

Supreme Court No. R-____ - _____

7 **PETITION TO AMEND RULE 34,**
8 **RULES OF THE SUPREME**
9 **COURT OF ARIZONA**

Petition to Amend Rule 34, Rules of the
Supreme Court of Arizona

10 Pursuant to Rule 28, Rules of the Supreme Court of Arizona, the Chair of the
11 Committee on Character and Fitness respectfully petitions this Court to adopt
12 amendments to Rule 34, Rules of the Supreme Court of Arizona.

13 **Rule 34**

14 The proposed changes seek to provide further clarification regarding good
15 standing status for applicants seeking admission either on motion or by transfer of
16 their Uniform Bar Examination score.

17 The changes to Rule 34(f)(1)(D) and 34 (h)(1)(D) address applicants who
18 have practiced law for many years in multiple jurisdictions and who for various
19 reasons chose not to continue admission in other jurisdictions and resigned in good
20 standing.

1 The changes to Rule 34(h)(1)(D) would remove the language “or is capable
2 of achieving good standing”. The Committee has received applications from
3 applicants who were administratively suspended for non-payment of dues, but not
4 for disciplinary reasons, and never reinstated. Under the current rule those
5 applicants may be capable of achieving good standing by paying unpaid dues, but
6 are not required to do so. A consistent interpretation is recommended through this
7 proposal. The rule should not allow the opportunity for someone who fails to retain
8 good standing status to be admitted. At the time of application, applicants should
9 either be in good standing or have resigned in good standing in all jurisdictions.

10 For the reasons set forth above, the Committee Chair requests that this Court
11 amend Rule 34 as set forth in the appendix.

12 RESPECTFULLY SUBMITTED this 8th day of January, 2021.

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/s/
15 Edward F. Novak, Chair
16 Committee on Character and Fitness
17 Supreme Court of Arizona
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