

Supreme Court

In re Amendment to Article II, Rule 9 :
(Nonresident attorneys). :

ORDER

Section 1. Article II, Rule 9 of the Supreme Court rules, entitled “Nonresident attorneys - In-house counsel - Senior law students” is hereby amended to read as follows:

“Rule 9. Nonresident attorneys - In-house counsel - Senior law students. (a) *Pro Hac Vice Admissions.* Any attorney who is a member in good standing of the bar of any other state, not resident in this state, whether practicing in such other jurisdiction as an individual or a member or employee of a limited liability entity authorized to practice law in such jurisdiction, may, upon special and infrequent occasion and for good cause shown upon a written miscellaneous petition presented by a member of the bar of this state, be permitted in the discretion of this Court, or such other court to which authority is delegated, to participate to such an extent as the court may prescribe in the presentation of a cause or appeal in this or any court, tribunal, commission, board, or agency in this state; provided, however, that, unless waived for good cause shown by this Court upon the filing of a miscellaneous petition requesting such relief, (a) in no instance shall a nonresident attorney be permitted to appear pro hac vice in more than three (3) cases or other proceedings in the State of Rhode Island within the five (5) year period preceding the filing of the miscellaneous petition; (b) a member of the bar of this state who is actively engaged in the practice of law out of an office located in this state must sign all pleadings, briefs, and other papers filed with the court, tribunal, commission, board, or agency, and shall assume full responsibility for them and for the conduct of the cause and of the attorney to whom such privilege is accorded; and (c) the sponsoring attorney shall sign the miscellaneous petition, and the attorney seeking pro hac vice admission and the client (that is, the party named in the pleading) who will be represented by pro hac vice counsel shall sign certifications in support of the petition, in substantially the form appended hereto as Exhibits 9-A, 9-B, and 9-C, respectively.

* * *

(b) *Registration of In-House Counsel.* An attorney who is employed by a corporation, or other entity at an office in this state, and who is a member

EXHIBIT 9-A

STATE OF RHODE ISLAND
, SC

_____ COURT

v.

:
:
:
:
:

C.A. No.

**MISCELLANEOUS PETITION FOR ADMISSION PRO HAC VICE
SUPREME COURT ARTICLE II, RULE 9(A)**

_____ hereby requests that _____
Petitioner

be admitted pro hac vice in the above-case/agency proceeding as counsel with local associate counsel identified below, on the following grounds (*Please check appropriate grounds and provide specifics as noted*):

The case/agency proceeding involves the following complex areas of the law, in which pro hac vice counsel concentrates: (*Petitioner shall specify the area of law at issue and the basis upon which s/he certifies that the pro hac vice counsel concentrates in said area, including past cases in this or any other jurisdiction. Detailed information about past cases, including docket sheets, must be provided. Attach additional pages if needed.*) _____

Pro hac vice counsel’s long-standing representation of the client: (*Petitioner shall specify all facts to support the long-standing attorney-client relationship at issue, including dates and extent of the representation. Detailed information about past cases, including docket sheets, must be provided. Attach additional pages if needed.*) _____

The local bar lacks experience in the field involved: *(Petitioner shall specify all facts to support the claim that the local bar lacks the expertise necessary to competently handle this case. Attach additional pages if needed.)* _____

The case/agency proceeding involves complex legal questions under the law of a foreign jurisdiction with which pro hac vice counsel is familiar: *(Petitioner shall specify all facts to support the claim that the case/agency proceeding involves the existence of legal questions involving the law of a foreign jurisdiction with which pro hac vice counsel is familiar and the basis for that familiarity. Detailed information about past cases, including docket sheets, must be provided. Attach additional pages if needed.)* _____

The case/agency proceeding requires extensive discovery in a foreign jurisdiction convenient to pro hac vice counsel: *(Petitioner shall specify all facts to support the need for extensive discovery proceedings in a foreign jurisdiction with which pro hac vice counsel is familiar. Detailed information about past cases, including docket sheets, must be provided. Attach additional pages if needed.)* _____

It is a criminal case, and pro hac vice counsel is defendant's counsel of choice.

Other: (Petitioner shall specify all other facts to support a finding of good cause. Attach additional pages if needed.) _____

I hereby represent that I am a member in good standing of the bar of the State of Rhode Island and that I am actively engaged in the practice of law out of an office located in this state.

Signature

Print Name and R.I. Bar No.

Attorney for: _____

Dated: _____

Signature Pro Hac Vice Counsel/Applicant

CERTIFICATE OF SERVICE

I, _____, hereby certify that a true copy of the within petition for admission pro hac vice with accompanying attorney and client certifications were sent postage prepaid to _____, on this _____ day of _____ 20__.

The following is a complete and accurate list of *all* proceedings in which I have applied for pro hac vice admission pursuant to Article II, Rule 9(a) of the Supreme Court Rules on the Admission to Practice Law. (*Attach additional pages if needed. Attach docket sheets for all cases listed below and copies of all court orders pertaining to your admission pro hac vice.*)

Court Filed	Case Name/No.	Date Filed	Admission Granted?

I have read and certify that the Miscellaneous Petition for Admission Pro Hac Vice filed by local counsel with this certification contains true and accurate information regarding my experience which provides the basis for my admission pro hac vice.

I have read, acknowledge, and agree to observe and to be bound by the local rules and orders of this Court, including the Rules of Professional Conduct of the Rhode Island Supreme Court, as the standard of conduct for all attorneys appearing before it.

I acknowledge that if specially admitted to appear in the above-entitled matter that I will be subject to the disciplinary procedures of the Rhode Island Supreme Court. I hereby authorize the disciplinary authorities of the bar of the State(s) listed above to release any information concerning my practice in said State(s) pursuant to the request of the Disciplinary Counsel of the Rhode Island Supreme Court.

For purposes of this case I have associated with local associate counsel identified below, and have read, acknowledge, and will observe the requirements of this Court respecting the participation of local associate counsel, recognizing that failure to do so may result in my being disqualified, either upon the Court’s motion or motion of other parties in the case.

Signature

Print Name

Firm Name

Business Address

CERTIFICATION OF LOCAL ASSOCIATE COUNSEL

I certify that I have read and join in the foregoing Certification, and acknowledge and agree to observe the requirements of this Court as related to the participation and responsibilities of local associate counsel.

Signature

Print Name

R.I. Bar No.

Firm Name

Business Address