

Directions for completing this form: Place the title of your workshop in the space indicated, followed by the name and contact information for each of the presenters. Provide a brief description of your workshop by placing the cursor on the line below “Brief Description” and commence typing. To complete the “Topical Outline”, place cursor next to each Roman numeral and begin typing. Then place the cursor next to the “a.” to begin listing sub-topics. To list more than one sub-topic, push “Enter” and “b.” should appear on the next line, and so on. Place the cursor on the line under “Notes” to begin providing your notes. To list bibliographic information, place the cursor next to “1.” and start typing. Push “Enter” to move on to “2.” and etc.

ABA / NLADA 2009 Equal Justice Conference

Practicing Law Without a License, sort of . . . Multi-jurisdictional Pro Bono Practice

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Brief Description:

Explore innovative ways to expand your state’s multi-jurisdictional practice, allowing attorneys licensed in other states to perform pro bono work without taking another bar exam. Panelists will provide guidance on which attorneys to target (corporate counsel, retirees and more), concrete information on how to expand bar admission rules and advice on how to best support these attorneys. The panelists will start a dialog among the attendees about the process by which those jurisdictions made changes to bar admission rules. Through a roundtable discussion, attendees will learn how other states have resolved issues that have arisen.

Topical Outline:

- I. Introduction
 - a. Members of Panel
 - i. Catherine Petrecca
 - ii. Margeret Benson
 - iii. Maya Crawford
 - iv. Kelly Tautges
 - b. Attendees encouraged to participate in the discussion
 - c. Generally, which type of attorneys to target

- i. House Counsel
- ii. Retired attorneys
- iii. Federal practitioners

II. How to expand Bar Admission Rules

a. Oregon experience

- i. Governing structure
- ii. Revising the House Counsel Rule
 - 1. History nationwide
 - a. Oregon the first state to implement a House Counsel Pro Bono Rule.
 - 2. Language of new Rule
 - a. Oregon State Bar Admissions Rule 16.05
 - 3. Support needed in-state
 - a. Support of a key corporation(s) within the state
 - b. Support of legal services within the state
 - c. Support of the Board of Bar Examiners
 - 4. Challenges

iii. Expanding the Admission Rules for retirees

- 1. History nationwide
- 2. Language of new Rule
 - a. Oregon State Bar Admissions Rule 17.05
- 3. Support needed in-state
 - a. Support of legal services within the state
 - b. Support of retired attorneys
 - c. Support of the Board of Bar Examiners
- 4. Challenges

b. Illinois Experience

- i. Governing structure
- ii. Revising the Retired, Inactive and House Counsel Rule
 - 1. Steps
 - 2. Considerations and Safeguards

- 3. Challenges
 - iii. Language of the New Rule
 - 1. Illinois Supreme Court Rules 716 and 756
 - c. Attendees experience in same or similar areas
- III. Working Under the Rules
 - a. Oversight Structure
 - i. Certified or Registered Programs
 - ii. Framework for Supervision/Teaching/Mentoring
 - b. Responsibilities of Attorneys
 - i. Continuing education
 - ii. Certified Programs
 - iii. Registration/Reporting
 - c. Legal Aid experience
 - i. General use of multi-jurisdictional volunteers
 - 1. Challenges
 - 2. Supervision
 - 3. Support
- IV. Techniques for reaching out to and supporting these attorneys
 - a. House Counsel
 - i. Teaming with private practitioners
 - ii. Clinics
 - b. Retired attorneys
 - i. Particular challenges for senior lawyers
 - 1. Technology challenges
 - 2. Staff support
 - 3. Education costs and availability
 - 4. Mentoring by and for the senior lawyer
 - 5. Reaching out to retired lawyers who are not members of your state bar.
 - c. Other multi-jurisdictional practitioners
- V. Small Group Session
 - a. Challenges faced in creating programs

- b. Challenges faced in working with multi-jurisdictional attorneys
- c. Brainstorming challenges faced by others

Notes:

Bibliography & Website Links:

For Oregon's Rules generally, see: <http://www.osbar.org/rulesregs>

For Oregon's Admissions rules, see:

http://www.osbar.org/_docs/rulesregs/admissions.pdf

Rule 16.05, Admission of House Counsel

Rule 17.05, Admission of Out-of-State Active Pro Bono Attorneys

For Oregon's Bylaws governing Active Pro Bono Status, see:

http://www.osbar.org/_docs/rulesregs/bylaws.pdf

Article 6, Membership Classification and Fees

Article 13, Section 13.2 Pro Bono Program Certification

For general information on state-by-state emeritus rules, see:

<http://www.abanet.org/legalservices/probono/emeritus.html>

For information on Illinois rules on pro bono by Retired, Inactive and Corporate Counsel, see <http://www.chicagobarfoundation.org/supreme-court-pro-bono-rules/retired-inactive-and-corporate-pro-bono-rule>, which includes links to rules, relevant forms and other information.