

SUPREME COURT OF NORTH CAROLINA

)
In the Matter of an Emergency Petition)
of the North Carolina State Bar)
)
Re: Emergency Rule Permitting)
Temporary Pro Bono Practice By)
Lawyers Licensed in Another State)
)

FILED 1 OCT 2024 AM 11:12
SUPREME COURT NORTH CAROLINA

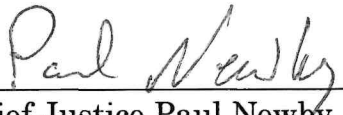
ADMINISTRATIVE ORDER

The North Carolina State Bar, authorized by Chapter 84 of the North Carolina General Statutes to regulate the legal profession in North Carolina, has petitioned this Court to approve an amendment to 27 N.C. Admin. Code ID Rule .0905 to permit lawyers licensed in other states but not in North Carolina to temporarily register with the North Carolina State Bar and begin immediately providing pro bono legal services to indigent residents of North Carolina who are victims of Hurricane/Tropical Storm Helene.

The Court has studied the petition of the North Carolina State Bar and the proposed rule amendment attached thereto as Exhibit 1. The Court concludes that the proposed rule amendment would promote the interests of justice and that the petition should be granted.

Now, therefore, in the exercise of its inherent authority to supervise and regulate the legal profession and the conduct of lawyers in this State, the Supreme Court of North Carolina grants the petition and approves the proposed amendment to 27 N.C. Admin. Code ID Rule .0905. This rule amendment is effective immediately.

By Order of the Court in Conference, this the 1st day of October, 2024.



Chief Justice Paul Newby
For the Court

WITNESS my hand and the seal of the Supreme Court of North Carolina, this
the 1st day of October, 2024.



Grant Buckner
Clerk, Supreme Court of North Carolina



Exhibit 1

Proposed Amendment to Rule .0905, Pro Bono Practice by Out of State Lawyers

27 N.C.A.C Chapter 1D - Section .0900 Procedures for Administrative Committee

Rule .0905 Pro Bono Practice by Out of State Lawyers

- (a) A lawyer licensed to practice in another state but not North Carolina who desires to provide legal services free of charge to indigent persons may file a petition with the secretary addressed to the council setting forth:

1. The petitioner's name and address;

...

- (h) Emergency Rule Permitting Temporary Pro Bono Practice by Lawyers not Licensed in North Carolina. A lawyer licensed to practice in another state but not in North Carolina who desires to provide legal services free of charge to indigent victims of Hurricane/Tropical Storm Helene ("Helene") under the supervision of a member employed by a nonprofit corporation qualified to render legal services pursuant to G.S. 84-5.1 may do so notwithstanding paragraphs (a) through (g) of this rule under the following conditions:

1. The lawyer's practice of law in North Carolina under Rule .0905(h) is limited to pro bono assistance of indigent victims of Helene and must be rendered under the supervision of a member employed by a nonprofit corporation qualified to render legal services pursuant to G.S. 84-5.1.
2. The lawyer must file with the North Carolina State Bar the Registration for Temporary Pro Bono Practice of North Carolina Law form containing:
 - i. the lawyer's mailing address, telephone number, and email address;
 - ii. identification of all jurisdictions in which the lawyer is licensed to practice law, dates of licensure and license number(s);
 - iii. a statement that the lawyer is in good standing with the entity that governs the practice of law in each jurisdiction where the lawyer is licensed to practice law;
 - iv. a statement that the lawyer's license to practice law has not been revoked or suspended in any jurisdiction in which the lawyer has ever been licensed to practice law;
 - v. a statement that the lawyer agrees to abide by the North Carolina Rules of Professional Conduct and submits to the disciplinary jurisdiction of the courts of North Carolina and of the North Carolina State Bar in regard to any acts or omissions of the lawyer related to the practice of law in North Carolina;
 - vi. a statement that the lawyer will only engage in the limited pro bono practice of law authorized by this emergency rule; and

vii. a certification that all information contained on the form is true and complete.

3. Permission to practice law in North Carolina under Rule .0905(h) terminates on January 24, 2025. A lawyer practicing law under Rule .0905(h) who desires to continue to provide pro bono services after January 24, 2025 must submit a petition to the State Bar Council pursuant to paragraphs (a) through (g) of this rule on or before January 10, 2025 in order for the petition to be considered by the Administrative Committee of the State Bar at the January meeting of the State Bar Council.