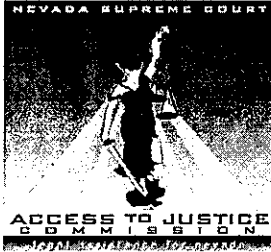


NEVADA SUPREME COURT ACCESS TO JUSTICE COMMISSION



Judicial Members:

Co-Chairs:

Justice Michael L. Douglas
Justice James W. Hardesty

Hon. Stephen Dahl
Hon. Frances Doherty
Hon. Elizabeth Gonzalez
Hon. Andrew Puccinelli
Hon. Connie Steinheimer
Hon. William Voy

Attorney Members:
Kimberly Mucha-Abbott
Valerie Cooney
John Desmond
Paul Elcano
Cam Ferenbach
AnnaMarie Johnson
Brett Kandt
Ernest Nielsen
David Thronson
Sheri Cane Vogel

Public Members:
Tom Warden

Executive Director:

Kristina Marzec
State Bar of Nevada
600 E. Charleston Blvd.
Las Vegas, NV 89104

Kristinam@nvbar.org
(702) 317-1404
www.nvbar.org



By requesting certification as an emeritus attorney under the Emeritus Attorney Pro Bono (EAPB) program, you tell the world much about yourself. I thank you personally for giving of your time and talents to this critical program.

Emeritus attorneys assist low-income clients through an approved legal services (EAPB) provider by either providing direct legal representation and advice or by participating in clinics and ask-a-lawyer programs throughout the state.

Complete instructions accompany the two-page application included in this packet. The Emeritus Rule, SCR 49.2, is a limited certification, and is granted directly by the Admissions Department of the State Bar.

This certification is open to all inactive attorneys from any state (including Nevada), as well as active attorneys in all jurisdictions except Nevada. Ineligible for certification are those currently suspended, disbarred, or resigned with charges pending, or with public discipline within the past ten years.

We'll ask you for three items in addition to your application: (1) a current certificate of good standing from one jurisdiction where you are admitted; (2) statements of discipline history for *all* jurisdictions where you have been admitted; (3) and a one-page declaration from the EAPB Provider you've selected to work with on your pro bono matters.

Submitting everything together with your application will speed processing time. But if you can't, don't worry; we'll simply hold your application until we receive all required items.

Take note you will be required to annually recertify. While certified under this rule, your services are limited to no-fee legal aid services with an approved EAPB provider (such as Legal Aid Center of Southern Nevada or Washoe Legal Services). CLE and training requirements, if any, are determined by the EAPB Provider you have selected, and will be based on considerations such as the type of work you will undertake and your individual skills and experience.

If you submit the completed application and all enclosures together (and meet all eligibility requirements), processing should take approximately two weeks.

Please keep a copy of your application and certification (it will also make annual renewal a snap).

Call me with any questions along the way, or to simply say hello. I look forward to greeting you as a certified emeritus attorney in the near future.

And sincerely, THANK YOU.

Kristina Marzec

EMERITUS PRO BONO ATTORNEY (SCR 49.2)
CERTIFICATION APPLICATION INSTRUCTIONS

1. GENERAL INSTRUCTIONS:

- (a) Please read the application carefully and typewrite or legibly write your answers.
- (b) Be sure that the application BEARS YOUR VERIFIED SIGNATURE and includes the ENCLOSURES required by SCR 49.2 (listed in number 5 below).

2. NUMBER OF COPIES , WHERE SENT: Send the original application with enclosures, plus one (1) copy to:

State Bar of Nevada
Admissions Department
600 East Charleston Blvd.
Las Vegas, NV 89104

It is preferred that all enclosures accompany the original application. If enclosures will be sent directly to the Admissions Department by the issuing agency, please so note on the application so that the review process may begin, pending final review when all required enclosures are received.

Please keep a copy of your application for your records.

3. FEES: Fees are waived for this limited practice certification.

4. ELIGIBILITY. Any inactive member of the State Bar of Nevada in good standing, or, any inactive or active attorney in good standing in another jurisdiction, who meets the requirements of this Rule may apply. 49.2(3)

(a) **Exceptions.** Attorneys with a record of public discipline for professional misconduct imposed within the immediate preceding ten years or who resigned from the practice of law with charges pending are not eligible for certification. 49.2(3)(a)

5. ENCLOSURES. The following completed documents must be enclosed with your application:

(a) **CERTIFICATE OF GOOD STANDING**

Applicant must submit a certificate from the State Bar or Clerk of the Supreme Court or highest admitting court in another state, territory, or insular possession of the United States in which the applicant is a member and in good standing therein. 49.2(4)(b)

(b) **STATEMENT(S) OF DISCIPLINE HISTORY**

While only one current certificate of good standing is required by this Rule, a statement of disciplinary history is required *from all jurisdictions in which the applicant has been admitted to practice law.* 49.2(4)(b)

(c) **EAPB PROVIDER DECLARATION**

The Emeritus Attorney Pro Bono (EAPB) Provider is the approved legal aid services provider with whom applicant has selected to provide *pro bono* services under this Rule.

A blank declaration is included with this packet, and must be executed by the EAPB provider and returned with your application. It includes the following information:

- (1) The name of the EAPB Provider director or coordinator;
- (2) EAPB Provider contact information;
- (3) The dated original signature of the EAPB Provider designated representative.

6. LIMITED PRACTICE. An emeritus attorney certified under this rule may practice only through an approved EAPB provider, and must complete any training required by the EAPB provider. 49.2(7)

7. RENEWAL. Annually, on or before the anniversary date of the **filed date of this application**, the emeritus attorney must reapply with the admissions director of the state bar. 49.2(6)

Renewal applications will be on verification as to the continuing validity and correctness of all enclosures submitted in the original application, with the exception of the EAPB Provider Declaration, which shall be updated annually along with the renewal application. Fees are also waived on renewals.

8. DISCIPLINE AND BAR MEMBERSHIP. Attorneys certified under this rule do not qualify for active membership in the State Bar of Nevada, but may be disciplined or suspended from practice in the manner now or hereinafter provided by rule for discipline or suspension of attorneys generally. Pending final disposition of any such matter, the court or the state bar may suspend any right to practice that is granted hereunder, without notice of hearing. 49.2(8)

9. TERMINATION OF CERTIFICATION. Certification to practice under this Rule terminates whenever the emeritus attorney ceases to provide services for an approved EAPB provider. 49.2(5).

**APPLICATION FOR CERTIFICATION TO LIMITED PRACTICE OF LAW
IN THE STATE OF NEVADA UNDER SCR 49.2**

EMERITUS ATTORNEY PRO BONO PROGRAM

Before the State of Nevada Office of Admissions:

PART 1: GENERAL INFORMATION AND BACKGROUND

I hereby furnish the following information under oath. I understand that it is my duty and obligation to answer each question fully and completely, to make full disclosure of any information requested herein, to provide true and correct answers to all questions, to correct any answers that may be misleading or confusing, and to inform the State Bar of any changes to the information provided in connection with my application for certification in order that the information supplied herein shall at all times be true and correct. I further understand that failure to comply with the above representations may result in my application being denied.

_____ APPLICANT'S INITIALS

Full Name _____ Soc Sec. No. _____
(Last)(First)(Middle)

Home Address _____
(Number and Street)

(City) (State) (Zip)

Telephone () () ()
(Day) (Evening) (Message)

Office Address (If any, and different than the EAPB provider)

(Number and Street)

(City) (State) (Zip)

Telephone () () ()
(Day) (Evening) (Message)

Date of Birth _____ Birthplace _____
(MM/DD/YY) (City) (State) (County)

Earliest date licensed in any jurisdiction:

_____ (MM/DD/YY)

Licensed as an attorney in the following jurisdictions:

Jurisdiction(s)	Date(s) Licensed	Initials
-----------------	------------------	----------

Licensure status upon which application is based:

___ Inactive status with the State Bar of Nevada
_____ Initials

___ Active status in the following jurisdiction: _____
_____ Initials

___ Inactive status in the following jurisdiction: _____
_____ Initials

I hereby certify that I am not currently on suspension, disbarred, or resigned with charges pending in any jurisdiction
_____ Initials

I hereby certify that I do not have a record of public discipline for professional misconduct within the immediate past ten years
_____ Initials

I hereby certify that I agree to be subject to the jurisdiction of the courts of this state with respect to the law of this state governing the conduct of attorneys to the same extent as an active member of the State Bar of Nevada.
_____ Initials

Check One: ___ All enclosures are attached OR ___ Enclosure(s) will be sent separately

VERIFICATION

The undersigned hereby verifies that I have read the foregoing application and its enclosures and that all information provided attendant thereto is complete and true to the best of my knowledge and belief.

Applicant signature

Date



State Bar of Nevada
EMERITUS ATTORNEY PRO BONO PROGRAM (EAPB)
EAPB Provider Declaration SCR 49.2

APPLICANT NAME: _____ **DATE:** _____

Applicant: Please have an authorized representative of the EAPB program you have selected complete this form and give to you to return with your original application for certification as an emeritus attorney to the Admissions Department of the State Bar of Nevada.

EAPB Provider:

I am an authorized representative of _____, an approved EAPB Provider pursuant to SCR 49.2 on file with the State Bar of Nevada. By signing below, I confirm that the above-named applicant will provide *pro bono* legal services with this EAPB Provider:

Signature: _____ Date: _____

Additional Information:

Name of Director/Coordinator (print): _____

Specific Program, if applicable _____

Contact information, if different than that on file with the State Bar of Nevada:

Address: _____

Phone: _____ Fax: _____ e-mail: _____

This form is part of the application for certification under SCR 49.2, which is to be returned to:

State Bar of Nevada
Attn: Admissions Dept, EAPB
600 E. Charleston Blvd.
Las Vegas, NV 89104

Please direct questions to Access to Justice Director Kristina Marzec, 702-317-1404

EXHIBIT A

PROPOSED SUPREME COURT RULE 49.2

Rule 49.2. Limited practice for emeritus pro bono attorneys.

1. *Emeritus Attorney Pro Bono Program.* The Emeritus Attorney Pro Bono Program (EAPB) is hereby created to assist low-income clients through approved legal services providers as defined below.

2. *Approved EAPB providers.* An approved legal services EAPB provider for the purposes of this rule is a not-for-profit legal assistance provider which is approved by the Access to Justice Commission or its designee.

(a) *Minimum requirements for approval as an EAPB provider:*

(1) *Provides legal services in civil matters, without charge only, to indigent persons; or*

(2) *Provides legal training, legal technical assistance, or advocacy support, without charge only, to qualified legal services projects; and*

(3) *Files a completed application with the State Bar of Nevada Access to Justice Coordinator, on a form to be provided by the State Bar, which includes:*

(i) *The contact information required by SCR 79; and*

(ii) *Whether the EAPB provider maintains professional liability insurance and, if so, the name and address of the carrier.*

(4) *The commission or its designee may establish additional rules and procedures for approving EAPB providers under this rule as it deems necessary and proper.*

(b) *Court awarded fees. An approved EAPB provider is entitled to receive all court awarded attorney fees arising from representation provided by emeritus attorneys under its services.*

3. Requirements to apply for certification as an emeritus attorney. *Any inactive member of the State Bar of Nevada in good standing, or any active or inactive attorney in good standing in any other jurisdiction, who meets the requirements of this rule may apply for certification as an emeritus attorney.*

(a) **Exceptions.** *Attorneys with a record of public discipline for professional misconduct imposed within the immediately preceding ten years or who resigned from the practice of law with charges pending are not eligible for certification under this rule.*

4. Application. *Application for certification to practice law in this state under the provisions of this rule shall be filed with the admissions director of the state bar on forms provided by the state bar and shall be accompanied by:*

(a) *A completed EAPB application and EAPB provider declaration;*

(b) *A certificate of good standing indicating that the attorney has been admitted to practice law in another jurisdiction and is a member in good standing in such jurisdiction;*

(c) *A statement of discipline history from the jurisdiction(s) in which the attorney has been admitted to practice; and*

(d) *Any other information deemed necessary and proper to the administration of this rule.*

5. **Termination.** *Certification to practice under this rule shall terminate whenever the attorney ceases to provide services for an approved EAPB provider. When an attorney certified under this rule ceases to provide services for an approved EAPB provider, a statement to that effect shall be filed immediately with the admissions director of the state bar by the EAPB provider.*

6. **Renewal of certification.** *On or before the anniversary date of the original filing for certification under this rule, an attorney shall reapply annually with the admissions director of the state bar.*

7. **Limited practice.** *An emeritus attorney certified under this rule may practice law only through an approved EAPB provider under subsection 2 and must complete any training required by the EAPB provider.*

8. **Discipline; bar membership.** *Attorneys certified under this rule do not qualify for active membership in the State Bar of Nevada, but may be disciplined or suspended from practice in the manner now or hereinafter provided by rule for discipline or suspension of attorneys generally. Pending final disposition of any such matter, the court or the state bar may suspend any right to practice that is granted hereunder, without notice or hearing.*