Resignation Application

Applicant does not have Nevada clients.

*Please make sure the exhibit and page numbers stay on current page before submitting the application.
IN THE MATTER OF THE
RESIGNATION APPLICATION OF

_______________________________

Bar Number:

SCR 98(5) APPLICATION FOR RESIGNATION

WHEREAS SCR 98(5) states:

Any member of the state bar who is not actively engaged in the practice of law in this state, upon written application on a form approved by the state bar, may resign from membership in the state bar if the member: (a) has no discipline, fee dispute arbitration, or clients’ security fund matters pending and (b) is current on all membership fee payments and other financial commitments relating to the member’s practice of law in Nevada. Such resignation shall become effective when filed with the state bar, accepted by the board of governors, and approved by the supreme court.

Attorney ____________________ , Bar Number _________ submits this application requesting resignation from membership in the State Bar of Nevada and relinquishes the right to practice law in this state.

Applicant verifies that, upon best information and belief, Applicant is current on all membership fee payments and other financial commitments relating to Applicant’s practice of law in Nevada. (NOTE: The State Bar of Nevada retains the right of final review of Applicant’s status in this regard prior to the matter being reviewed by the Board of Governors and, if applicable, referred to the Supreme Court of Nevada.)
In accordance with SCR 98(5), attached hereto are:

1. The approval of Bar Counsel, including confirmation that no discipline is pending against Applicant (Exhibit A); and

2. Verification there are no pending fee dispute arbitration or clients’ security fund claims against the Applicant (Exhibit B), and

3. Verification that Applicant is current on all membership fee payments and other financial commitments relating to the Applicant’s practice of law in Nevada (Exhibit C).

4. Affidavit of Compliance (Exhibit D) or Supreme Court Rule 115 (Notice of Change in License Status.)

Pursuant to SCR 98(5)(b), **resignation under this rule is irrevocable.** By signing below, Applicant verifies and understands that:

1. **Applicant may only return to the active practice of law by making application as a new admittee,** subject to the provisions of Supreme Court rules and applicable law, including the requirements that Applicant:

   (a) **Demonstrates that Applicant is of good character and is willing and able to abide by the high ethical standards required of attorneys and counselors at law;** and

   (b) **Takes and passes the Nevada State Bar Examination;** AND

2. That as a member with no pending matter before the State Bar, Applicant is eligible to transfer to/remain in “inactive” status pursuant to SCR 98(4) and knowingly elects instead to file the instant application for resignation pursuant to § 5; AND

3. That in accordance with SCR 98(5)(c), “The state bar shall retain jurisdiction to investigate and take action with respect to matters involving a past member’s conduct
prior to the member resigning from the State Bar.” AND

4. That Applicant has read and understands the appendix attached hereto entitled “Notice to Applicant of Manner of Approval.”

Submitted this ______ day of ______________, 2013.

________________________________________
*, Bar No. *
ADDRESS
CITY/STATE/ZIP

STATE OF ______________________ ) §
COUNTY OF _________________ )

SUBSCRIBED AND SWORN to
before me this _____ day of ______, 2013.

________________________________________
NOTARY PUBLIC
APPENDIX: NOTICE TO APPLICANT OF MANNER OF APPROVAL

1. In accordance with SCR 98(5), this application will be brought before the State Bar Board of Governors at its next regularly-scheduled meeting.

2. Applicant will be notified of the Board’s decision, in writing, at the Applicant’s last-reported address of record to the State Bar.

3. If the Board approves this application, State Bar Counsel will forward the matter to the Supreme Court of Nevada for a final determination in accordance with SCR 98(5).

4. **NOTE: APPLICANT’S RESIGNATION SHALL NOT BE EFFECTIVE UNLESS AND UNTIL THE SUPREME COURT OF NEVADA ENTERS AN ORDER APPROVING THE RESIGNATION.**
BEFORE THE
STATE BAR OF NEVADA BOARD OF GOVERNORS

IN THE MATTER OF THE
RESIGNATION APPLICATION OF

_______________________________

Bar Number: ________________________

APPROVAL OF BAR COUNSEL

Having confirmed Applicant has no pending disciplinary matters and having reviewed applicant’s SCR 98(5) Application for Resignation submitted herewith and being satisfied with it, Bar Counsel hereby recommends the Supreme Court of Nevada approve Applicant’s resignation under the terms and conditions set forth in SCR 98(5).

DATED this ___ day of ________, 2013.

STATE BAR OF NEVADA

By: ________________________

DAVID A. CLARK
Bar Counsel
Nevada Bar No. 4443
600 East Charleston Boulevard
Las Vegas, Nevada  89104
(702) 382-2200
BEFORE THE
STATE BAR OF NEVADA BOARD OF GOVERNORS

IN THE MATTER OF THE
RESIGNATION APPLICATION OF

________________________________________

_______________________________  
Bar Number: ________________________

STATEMENT OF FEE DISPUTE/CLIENTS’ SECURITY FUND MANAGER

The undersigned, in her official capacity as Manager for the State Bar Fee Dispute Arbitration and Clients’ Security Fund programs, hereby confirms that there are no pending claims against the Applicant before either the Fee Dispute or Clients’ Security Committees.

DATED this ____ day of ________, 2013.

STATE BAR OF NEVADA

By: ________________________

THERESA FREEMAN
Client Protection Manager
600 East Charleston Boulevard
Las Vegas, Nevada 89104
(702) 382-2200

Exhibit B
BEFORE THE
STATE BAR OF NEVADA BOARD OF GOVERNORS

IN THE MATTER OF THE
RESIGNATION APPLICATION OF

_______________________________
Bar Number: ____________________

STATEMENT OF EXECUTIVE DIRECTOR

The undersigned, in her official capacity as Executive Director of the State Bar of Nevada, hereby confirms that the above-named applicant is current on all membership fee payments and other financial commitments relating to the applicant’s practice of law in Nevada.

DATED this ____ day of ________, 2013.

STATE BAR OF NEVADA

By: ____________________________

KIMBERLY K. FARMER
Executive Director
600 East Charleston Boulevard
Las Vegas, Nevada 89104
(702) 382-2200

Exhibit C

IN THE SUPREME COURT OF THE STATE OF NEVADA

7
AFFIDAVIT OF COMPLIANCE WITH SUPREME COURT RULE 115

STATE OF _____________ )
COUNTY OF ___________ ) §

__________________________, being duly sworn under oath, deposes and says:

1. That I am the attorney in the above entitled matter and am filing this Affidavit in accordance with Supreme Court Rule 115(4).

2. That when the Order granting petition for resignation is filed in this matter in accordance with Supreme Court Rule 115(7) it will become effective immediately.

3. That I will fully comply with the provisions of said Order granting petition for resignation and these rules.

4. That I do not have Nevada clients.

5. That I have been admitted in the past to the following state bars:___________________ and the following courts:_____________________________________________________________.

6. That I have served on Bar Counsel a copy of this affidavit, along with a mailing matrix of all clients and adverse attorneys notified under Supreme Court Rule 115(2) and 115(3) on Bar Counsel.

Exhibit D
7. That I may be reached at the following address:

_____________________________________________________________________

___.

8. The address and telephone number of a contact person designated for client files is:

_____________________________________________________________________

___.

______________________________________________

ATTORNEY

Subscribed and sworn to before me this
_____ day of _______________, 2013

__________________________

NOTARY PUBLIC of and for said County and State

Exhibit D