

SUPREME COURT OF NORTH CAROLINA

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In the Matter of an Emergency )  
Petition of the North Carolina State )  
Bar )  
 )  
Re: Emergency Rule Amendment in )  
Response to Hurricane Florence )  
Permitting Temporary Pro Bono )  
Practice by Out-of-State Lawyers )  
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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 1D 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 Florence.

The Court has studied the amended 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 amended 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 amended petition and approves the proposed amendment to 27 N.C. Admin. Code 1D Rule .0905. This rule amendment is effective immediately.

By Order of the Court in Conference, this the 2nd day of October, 2018.



Mark Martin  
Chief Justice  
For the Court

WITNESS my hand and the seal of the Supreme Court of North Carolina, this the 2nd day of October, 2018.

AMY L. FUNDERBURK  
Clerk, Supreme Court of North Carolina



M.C. Hackney  
Assistant Clerk, Supreme Court of North  
Carolina



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

27 N.C.A.C Chapter ID - 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;

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(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 Florence 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 Hurricane Florence 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 16, 2019. A lawyer practicing law under Rule .0905(h) who desires to continue to provide pro bono services after January 16, 2019 must submit a petition to the State Bar Council pursuant to paragraphs (a) through (g) of this rule on or before January 4, 2019 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.

**NORTH CAROLINA STATE BAR  
REGISTRATION FOR TEMPORARY PRO BONO PRACTICE OF  
NORTH CAROLINA LAW – RULE .0905(h)**

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**Instructions to Registrant**

Return this completed form to the North Carolina State Bar via mail, fax, or email.

North Carolina State Bar  
ATTN: Membership Dept.  
P.O. Box 26088  
Raleigh, NC 27611.

Fax: (919) 821-9168  
ATTN: Hurricane Florence

Email: [HurricaneFlorence@ncbar.gov](mailto:HurricaneFlorence@ncbar.gov)  
(signed copy)

Questions? Contact the State Bar at (919) 828-4620 or by email to [PBolac@ncbar.gov](mailto:PBolac@ncbar.gov)

**Registration Form**

1. Registrant:

(a) Full name \_\_\_\_\_

(b) Mailing Address: Street \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

(c) Telephone number: Work \_\_\_\_\_ Home \_\_\_\_\_ Cell \_\_\_\_\_

(d) Email address \_\_\_\_\_

2. List all jurisdictions in which registrant is or has ever been licensed to practice law. Provide date of licensure and license number for each jurisdiction.

\_\_\_\_\_  
\_\_\_\_\_

3. By executing and submitting this form, you acknowledge all of the following:

- Registrant is in good standing with the entity that governs the practice of law in each jurisdiction where registrant has ever been licensed to practice law;
- Registrant's license has not been revoked or suspended in any jurisdiction in which registrant has ever been licensed to practice law;
- Registrant 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 registrant related to the practice of law in North Carolina;
- Registrant will only engage in the limited pro bono practice of law authorized by Rule .0905(h);
- Permission to practice law in North Carolina under Rule .0905(h) terminates on January 16, 2019. If registrant desires to continue pro bono services after January 16, 2019, registrant must submit a petition to the State Bar Council pursuant to paragraphs (a) through (g) of Rule .0905 on or before January 4, 2019; and
- Registrant certifies that all information contained on this form is true and complete.

\_\_\_\_\_  
Signature of Registrant

\_\_\_\_\_  
Date