

VIRGINIA:

In the Supreme Court of Virginia held at the Supreme Court Building in the City of Richmond on Friday *the* 13th *day of* December, 2013.

On October 15, 2013 came the Virginia State Bar, by Sharon D. Nelson, its President, and Karen A. Gould, its Executive Director and Chief Operating Officer, and presented to the Court a petition, approved by the Council of the Virginia State Bar, praying that Comments 5 and 13 concerning Rule 5.5, Section II, of the Rules for Integration of the Virginia State Bar, Part Six of the Rules of Court, be amended. The petition is approved and Part Six is amended to read as follows:

Amend Part Six, Section II, Rule 5.5 to read as follows:

RULE 5.5. Unauthorized Practice of Law; Multijurisdictional Practice of Law.

* * *

COMMENT

* * *

[5] Paragraph (d)(4) identifies circumstances in which a Foreign Lawyer may provide legal services on a temporary basis in Virginia that do not create an unreasonable risk to the interests of their clients, the public, or the courts. The fact that conduct is not so identified does not imply that the conduct is or is not authorized. Except as authorized by this rule or other law, a Foreign Lawyer may not establish an office or other systematic and continuous presence in Virginia without being admitted to practice

generally here.

* * *

[13] Paragraph (d)(4)(iv) permits a Foreign Lawyer to provide certain legal services on a temporary basis in Virginia that arise out of or are reasonably related to that lawyer's practice in a jurisdiction in which the Foreign Lawyer is admitted but are not within paragraphs (d)(4)(ii) or (d)(4)(iii). These services include both legal services and services that nonlawyers may perform but that are considered the practice of law when performed by lawyers.

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Upon consideration whereof, it is ordered that the Rules for Integration of the Virginia State Bar, Part Six of the Rules of Court, be and the same hereby are amended in accordance with the prayer of the petition aforesaid, effective immediately.

A Copy,

Teste:

Pat L Haminger

Clerk