

1 **Rule 14-704. Qualifications for admission of Attorney Applicants.**

2 (a) Requirements of Attorney Applicants. The burden of proof is on the Applicant to
3 establish by clear and convincing evidence that she or he:

4 (a)(1) has paid the prescribed fees and filed the required Complete Application as an
5 Attorney Applicant in accordance with Rule 14-707;

6 (a)(2) is at least 21 years old;

7 (a)(3) has graduated with a First Professional Degree in law from an Approved Law
8 School;

9 (a)(4) has been admitted to the practice of law before the highest court of a U.S. state,
10 territory, or the District of Columbia;

11 (a)(5) is of good moral character and satisfies the requirements of Rule 14-708;

12 (a)(6) has successfully passed the MPRE and the Bar Examination;

13 (a)(7) is a member in good standing in all jurisdictions where currently admitted;

14 (a)(8) has a proven record of ethical, civil and professional behavior and has never been
15 disbarred or resigned with discipline pending, or their equivalent, in any jurisdiction and
16 is not currently subject to lawyer discipline or the subject of a pending disciplinary
17 matter; and

18 (a)(9) complies with the provisions of Rule 14-716 concerning licensing and enrollment
19 fees.

20 (b) Attorney Applicants from Unapproved Law Schools. An Applicant who does not
21 meet the educational qualifications in Rule 14-704(a)(3) is qualified provided the
22 Applicant establishes by clear and convincing evidence that she or he:

23 (b)(1) complies with the requirements in (a)(1) and (a)(2) and (a)(4) through (a)(9);

24 (b)(2) has graduated with a First Professional Degree in law from an Unapproved Law
25 School located within a U.S. state, territory or the District of Columbia;

26 (b)(3) has been admitted to the practice of law before the highest court of a U.S. state,
27 territory or the District of Columbia for no fewer than ten years, and has been Actively
28 and lawfully engaged in the Full-time Practice of Law in one or more jurisdictions where
29 licensed for any ten of the eleven years immediately preceding the filing of the
30 application.

- 31 (c) Attorney Applicants from Foreign Law Schools. The burden of proof is on the
32 Applicant to establish by clear and convincing evidence that she or he:
- 33 (c)(1) graduated from a Foreign Law School in a country where principles of English
34 common law form the predominant basis for that country's system of jurisprudence;
- 35 (c)(2) complies with the requirements in (a)(1), (a)(2) and (a)(5) through (a)(9);
- 36 (c)(3) has been admitted to practice law in an English common law jurisdiction;
- 37 (c)(4) has been Actively and lawfully engaged in the Full-time Practice of Law in an
38 English common law jurisdiction for no fewer than two (2) years;
- 39 (c)(5) has completed with a minimum grade of "C" or its passing equivalent no less than
40 24 semester hours, or a corresponding amount in quarter hours, at an Approved Law
41 School, within 24 consecutive months. The 24 semester hours must include no less than
42 one course each in a core or survey course of constitutional law, civil procedure, criminal
43 procedure or criminal law, legal ethics and evidence;
- 44 (c)(6) is of good moral character and satisfies the requirements of Rule 14-708;
- 45 (c)(7) has successfully passed the MPRE and the Bar Examination; and
- 46 (c)(8) complies with the provisions of Rule 14-716 concerning licensing and enrollment
47 fees.
- 48 (d) Foreign Attorneys not meeting the requirements of paragraph (c). Attorneys not
49 meeting the requirements of paragraph (c) may be eligible for admission only if they
50 meet the requirements of paragraph (a).
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52 **Rule 14-705. Admission by Motion.**

53 (a) Reciprocal admission. An Applicant is eligible to be admitted by motion if the
54 Applicant meets all the requirements of this rule. Admission by Motion is not a right; the
55 burden of proof is on the Applicant to establish by clear and convincing evidence that she
56 or he:

57 (a)(1) has paid the prescribed nonrefundable fee and filed the required Complete
58 Application as a Motion Applicant;

59 (a)(2) is at least 21 years old;

60 (a)(3) has been admitted by bar examination to practice law before the highest court of a
61 U.S. state, territory or the District of Columbia;

62 (a)(4) holds a First Professional Degree in law from an Approved Law School;

63 (a)(5) has successfully passed the MPRE;

64 (a)(6) has demonstrated that the U.S. state, territory or the District of Columbia that
65 licenses the Applicant reciprocally allows the admission of licensed Utah lawyers under
66 terms and conditions similar to those set forth in this rule;

67 (a)(7) has been Actively licensed and lawfully engaged in the Full-time Practice of Law
68 as defined in Rule 14-701(b), (t) and ~~(f)ee~~ in the reciprocal jurisdiction(s) where licensed
69 for 60 of the 84 months immediately preceding the date of the filing of the application for
70 admission in one or more reciprocal jurisdictions where licensed for at least five of the
71 previous seven years immediately preceding the date of the filing of the application for
72 admission under this rule. For purposes of admission under this rule, any time practicing
73 at an office located in Utah will not be counted as time practicing in a reciprocal
74 jurisdiction;

75 (a)(8) is a member in good standing in all jurisdictions where currently admitted;

76 (a)(9) has a proven record of ethical, civil, and professional behavior and has never been
77 disbarred or resigned with discipline pending, or their equivalent, in any jurisdiction and
78 is not currently subject to lawyer discipline or the subject of a pending disciplinary
79 matter;

80 (a)(10) is of good moral character and satisfies the requirements of Rule 14-708;

81 (b) Continuing legal education requirement. All Applicants admitted to practice law
82 pursuant to this rule shall complete and certify no later than six months following the
83 Applicant's admission that she or he has attended at least 15 hours of continuing legal
84 education on Utah practice and procedure and ethics requirements.

85 (b)(1) The Board may by regulation specify the number of the required 15 hours that
86 must be in particular areas of practice, procedure, and ethics. Included in this mandatory
87 15 hours is attendance at the Bar's OPC ethics school.

88 (c) Form and content of application. The Board may require additional proof of any facts
89 stated in the application. In the event of the failure or the refusal of the Applicant to
90 furnish any information or proof, or to answer any inquiry of the Board pertinent to the
91 pending application, the Board may deny the application without hearing.

92 (d) Timing of application and admission. An application may be filed at any time but the
93 Applicant must be able to demonstrate that she or he satisfies the requirements of this
94 rule as of the date the application is filed. Processing of the application and the character
95 and fitness investigation require a minimum of four months to complete.

96 (d)(1) An Applicant not eligible for admission pursuant to this rule may qualify for
97 admission as an Attorney Applicant pursuant to Rule 14-704.

98 (d)(2) Upon approval the Applicant must comply with the provisions of Rule 14-716
99 concerning licensing and enrollment fees.

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