

1 **Rule ~~14-526~~11-570.** Notice of disability or suspension; return of clients' property;
2 refund of unearned fees.

3 (a) **Effective date of order; winding up affairs.** Each order that imposes ~~disbarment~~
4 delicensure or suspension is effective ~~30~~28 days after the order's ~~date-of-the-order~~, or at
5 such ~~other~~ time as the order provides. Each order that transfers a Respondent to
6 disability status is effective immediately ~~upon the date of the order~~, unless the order
7 otherwise provides. After the court ~~enters~~sy of any order of ~~disbarment~~delicensure,
8 suspension, or transfer to disability status, the Respondent ~~shall~~may not accept any
9 new retainer or employment as a Lawyer in any new case or legal matter; ~~provided,~~
10 ~~however~~except; that during any period between the date an order is entered ~~of entry of~~
11 ~~an order~~ and its effective date, the Respondent may, with the consent of the client after
12 full disclosure, wind up or complete any matters pending on the date the order is
13 entered ~~of entry of the order~~.

14 (b) **Notice to clients and others.** In every case in which a Respondent is ~~disbarred~~
15 delicensed or suspended for more than six months, the Respondent ~~shall~~must, within
16 201 days after the order is entered ~~of the entry of the order~~, accomplish the following
17 acts:

18 (1) notify each client and any co-counsel in every pending legal matter, litigation,
19 and non-litigation, that the Respondent has been ~~disbarred~~ delicensed or
20 suspended from the practice of law and is disqualified from further participation
21 in the matter;

22 (2) notify each client that, in the absence of co-counsel, the client should obtain a
23 new Lawyer, calling attention to the urgency to seek new counsel, particularly in
24 pending litigation;

25 (3) deliver to every client any papers or other property to which the client is
26 entitled or, if delivery cannot reasonably be made, make arrangements
27 satisfactory to the client or co-counsel of a reasonable time and place where

28 papers and other property may be obtained, calling attention to any urgency to
29 obtain the same;

30 (4) refund any part of any fee paid in advance that has not been earned as of the
31 order's effective date ~~of the discipline~~;

32 (5) in each matter pending before a court, agency, or tribunal, notify opposing
33 counsel or, in the absence of counsel, the adverse party, of the ~~Respondent's~~
34 ~~disbarment~~ delicensure or suspension and consequent disqualification to further
35 participate as a Lawyer in the matter;

36 (6) file with the court, agency, or tribunal before which any matter is pending a
37 copy of the notice given to opposing counsel or to an adverse party; and

38 (7) within ~~ten~~ 14 days after the effective date of ~~disbarment~~ delicensure or
39 suspension, file an unsworn declaration ~~an affidavit~~ with the OPC ~~counsel~~
40 showing complete performance of the foregoing requirements ~~of this rule~~. The
41 ~~Respondent~~ shall ~~must~~ keep and maintain for the OPC's inspection ~~by OPC~~
42 ~~counsel~~ all records of the steps taken to accomplish the requirements of this rule.

43 (c) **Lien.** Any attorney's lien for services rendered ~~which~~ that are not tainted by reason
44 of ~~disbarment~~ delicensure or suspension ~~shall~~ may not be rendered invalid merely
45 because of the order of discipline.

46 (d) **Other notice.** If a ~~Respondent~~ is suspended for six months or less, the district court
47 may impose conditions similar to those set out in paragraph (b). In any public
48 disciplinary matter, the district court may also require the Respondent to ~~issue~~ notice of
49 notice to others as it deems necessary to protect the interests of clients or the public.

50 (e) **Compliance.** Substantial compliance with the provisions of paragraphs (a), (b) and
51 (d) ~~shall~~ will be a precondition for reinstatement or ~~readmission~~ relicensure. Willful
52 failure to comply with paragraphs (a), (b) and (d) ~~shall~~ constitute contempt of court and
53 may be punished as such or by further disciplinary action.

54 Effective December 15, 2020