



*Supreme Court
State of Arizona*

COMMITTEE ON CHARACTER AND FITNESS

1501 W. Washington Street, Suite 104
Phoenix, AZ 85007-3222
602-452-3971

**PRACTICE PENDING APPLICATION
RULE 39(b)**

This completed form will be used to assess whether or not you qualify pursuant to Rule 39(b), Rules of the Supreme Court, to practice while the Court's character investigation proceeds. Please review and initial each of the following conditions that are required by Rule 39(b) for this temporary permission to practice. Once you have completed this application and the Practice Pending Affidavit, please upload both to the portal and email them to attorneyadmissions@courts.az.gov.

Please verify the following is true:

- _____ Applicant currently holds and active license to practice law in another jurisdiction in the United States.
- _____ Applicant has been primarily engaged in the active practice of law for three of the last five years immediately preceding the date upon which the application for admission is filed.
- _____ Applicant acknowledges they may provide legal services in Arizona through an office or other place for the regular practice of law in Arizona for no more than 365 days. The Practice Pending effective date will be determined by the Committee on Character and Fitness after the application submission has been approved as complete and applicant has been notified in writing.
- _____ Applicant is a licensed attorney in good standing concerning discipline, payment of mandatory dues, and compliance with mandatory continuing legal education in all courts and jurisdictions in which they have been admitted to practice; although, if the applicant is not in good standing or did not resign in good standing in all jurisdictions solely because of unpaid mandatory fees or incomplete mandatory continuing legal education requirements, and the applicant has attempted to but cannot cure such deficiencies in the other jurisdiction(s), the Committee on Character and Fitness may evaluate the circumstances and make a recommendation to the Supreme Court for admission or denial of admission.
- _____ Applicant is not currently subject to an order of attorney discipline or the subject of a pending disciplinary or disability investigation in any jurisdiction.

- _____ Applicant has not previously been denied admission to practice law in Arizona.
- _____ Applicant has never been denied admission on character and fitness grounds in any jurisdiction.
- _____ Applicant has not failed to achieve a uniform bar examination score equivalent to the minimum passing score requirement for Arizona within the last three years.
- _____ Applicant has first submitted an application deemed complete by the Committee on Character and Fitness for admission on motion (Ariz. R. Sup. Ct. 34(f)), admission by transfer of uniform bar examination score (Rule 34(h)), or admission by Arizona bar examination (Rule 34), and has complied with the requirements of Rule 34 (f)(1)(B), (D), and (H).
- _____ Applicant reasonably expects to fulfill all of Arizona's requirements for the form of admission sought.
- _____ Applicant associates with and is supervised by an attorney licensed to practice in Arizona, and discloses the name, address, and membership status of that attorney. See "PRACTICE PENDING SUPERVISING ATTORNEY AFFIDAVIT"
- _____ Applicant provides a signed verification form from the Arizona attorney certifying the applicant's association with an supervision by that attorney. See "PRACTICE PENDING SUPERVISING ATTORNEY AFFIDAVIT"
- _____ Applicant affirmatively states in all written communications with the public and clients the following language: "Practice temporarily authorized pending admission under Rule 39(b). Supervision by [name of attorney], a member of the State Bar of Arizona."
- _____ Applicant affirms they will pay the annual assessment to the Client Protection Fund after Practice Pending is approved. The contact information will be provided within the approval letter.
- _____ Applicant acknowledges until the applicant's admission is granted, the applicant may appear before a court of record or tribunal in Arizona subject to the same requirements as a law graduate under subsection (c)(5)(C) of this rule without seeking pro hac vice admission.
- _____ Applicant affirms they will immediately notify the Committee on Character and Fitness in writing if the applicant becomes subject to a disciplinary or disability investigation, complaint, or sanctions in any other jurisdiction at any time during the 365 days of practice authorized by this rule and that the Committee shall take into account such information in determining whether to grant the attorney's application for admission to practice law in Arizona.
- _____ Applicant acknowledges that practicing under Rule 39(b) shall be subject to the Rules of Professional Conduct and the Rules of the Supreme Court regarding attorney discipline in the State of Arizona.

_____ Applicant acknowledges the authority given to applicant practicing law pending admission pursuant to Rule 39(b) shall terminate immediately if:

- A. the applicant withdraws the application for admission or the application is denied;
- B. the applicant fails to remain in compliance with paragraph (1) of Rule 39(b);
- C. the applicant is disbarred, suspended, or placed on disability inactive status or any other jurisdiction in which the applicant is licensed to practice law; or
- D. the applicant fails to comply with the notification requirements of paragraph (3) of Rule 39(b).

_____ Applicant acknowledges upon the termination of authority to practice law pursuant to 39(b), the applicant shall:

- A. immediately cease practicing law in Arizona;
- B. notify in writing all clients in pending matters, and opposing counsel and co-counsel in pending litigation, of the termination of the applicant's authority to practice law in Arizona; and
- C. take all other necessary steps to protect the interest of the applicant's clients.

_____ Applicant acknowledges upon subsequent admission to the practice of law in Arizona, the authorization will be superseded by the Arizona license to practice law.

In addition, each applicant must complete any remaining admission criteria, including completion of the Course on Arizona Law prior to final admission. You are required to update your application for admission on motion (Ariz. R. Sup. Ct. 34(f)), admission by transfer of uniform bar examination score (Rule 34(h)), or admission by Arizona bar examination (Rule 34) of any material changes to your application including, but not limited to, change of address, telephone number, or email address.

Print Name: _____

Signature: _____ **Date:** _____