

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

ADMINISTRATIVE ORDER NO. 95-52

IN RE:

**ADOPTION OF NEW RULES GOVERNING THE
ADMISSION AND PRACTICE OF ATTORNEYS**

This District, in conjunction and agreement with the United States District Court for the Northern District of Florida, has adopted a uniform rule on the admission of attorneys. Therefore, in order to implement that agreement, the Court unanimously adopts the following changes to our Local Rules:

Effective January 1, 1996, Local Rules 1-4 of the *Special Rules Governing the Admission and Practice of Attorneys* Qualifications for Admission, Procedure for Applying for Admission and Proof of Qualifications, Procedure for Admission, and Appearances are hereby **RESCINDED**, and the attached new provisions are substituted in their stead. **The Court specifically notes that the new rules no longer require Trial Bar membership.**

DONE AND ORDERED in chambers at the United States Federal Building and Courthouse, 299 East Broward Boulevard, Fort Lauderdale, Florida this 22 day of December, 1995.



NORMAN C. ROETTGER, CHIEF JUDGE
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

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SOUTHERN DISTRICT OF FLORIDA

Administrative Order No. 95-52
Adoption of New Rules Governing
the Admission and Practice of Attorneys

cc: Chief Judge Gerald B. Tjoflat, Eleventh Circuit
Chief Judge Maurice M. Paul, Northern District of Florida
All Southern District Judges and Magistrate Judges
Carlos Juenke, Court Administrator/Clerk of Court
All Local Rules Committee Members
Barry Davidson, Esquire
Library

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

SPECIAL RULES GOVERNING THE ADMISSION
AND PRACTICE OF ATTORNEYS

RULE 1. Qualifications for Admission

An attorney is qualified for admission to the bar of this district if the attorney is (1) currently a member in good standing of The Florida Bar; and (2) has received a passing score on the Uniform Examination, approved and adopted by the District Examination Committees of the Southern and Northern Districts of Florida and by the respective Courts, testing knowledge of the Federal Rules of Criminal and Civil Procedure, the Federal Rules of Evidence, and the law of federal jurisdiction and venue. The Examination shall also contain sections testing knowledge of the local rules of the Southern and Northern Districts. Admission to the Southern and Northern Districts requires successful completion of the applicable local rules section either at the time the Uniform Examination is given or at such subsequent time that the applicant takes the applicable local rules section(s). An applicant may take the Examination three times in any calendar year. However, if the applicant fails to pass the Examination after three attempts, he or she must wait a full calendar year before reapplying.

2. Procedure for Applying for Admission and Proof of Qualifications

Each applicant for admission shall submit a verified petition setting forth the information specified on the form provided by the Clerk of this Court, together with an application fee in the amount set by the court and payable to "U.S. Courts". A showing of good standing shall be made by The Florida Bar. The Clerk shall examine such petition to determine that the applicant is qualified for admission and upon successful completion of the Uniform Examination together with the local rule section for the Southern District, the Clerk shall require the applicant to sign the oath of admission, receive the admission fee for the Southern District and shall place such applicant on the roll of attorneys of the bar of this District. If such applicant has successfully completed the local rules sections for the Northern District, the Clerk shall provide a sealed copy of the petition for admission as completed by the

applicant with the signed oath, which the applicant may then forward to the Clerk of the Northern District, together with the appropriate admission fee for admission to the Northern District.

RULE 3. Retention of Membership in the Bar of This Court

To remain an attorney in good standing of the bar of this Court, each member must remain an active attorney in good standing of the Florida Bar, specifically including compliance with all requirements of the Rules Regulating the Florida Bar, as promulgated by the Supreme Court of Florida.

RULE 4. Appearances

A. Who May Appear Generally. Except when pro hac vice appearance is permitted by the Court, only members of the Bar of this District may appear as attorneys in the Courts of this District. Attorneys residing and practicing within this District are expected to be members of the bar of this Court.

B. Special or Limited Appearance. Any attorney who is a member in good standing of the bar of any United States Court, or of the highest Court of any State or Territory or Insular Possession of the United States, but is not admitted to practice in the Southern District of Florida may, upon written application, be permitted to appear and participate in a particular case. A certification that the applicant has studied the local rules shall accompany application together with such appearance fee as may be required by administrative order. If granted, such limited appearance shall not constitute formal admission. The application shall designate a member of the bar of this Court who maintains an office in this District for the practice of law with whom the Court and opposing counsel may readily communicate regarding the conduct of the case and upon whom papers shall be served. The application must be accompanied by a written statement consenting to the designation, and the address and telephone number of the named designee. Provided, however, that upon written motion and for good cause shown the Court may waive or modify the requirements of such designation.

C. Government Attorneys. Any full-time U.S. Attorney, Assistant U.S. Attorney, Federal Public Defender and Assistant Federal Public Defender and attorney employed full time by and representing the United States government, or any agency thereof, and any Attorney General and Assistant Attorney General of the

State of Florida may appear and participate in particular actions or proceedings on behalf of the attorney's employer in the attorney's official capacity without petition for admission. Any attorney so appearing is subject to all rules of this Court.