

**DISTRICT OF COLUMBIA COURT OF APPEALS
BOARD ON PROFESSIONAL RESPONSIBILITY**

In the Matter of:

Amendments to D.C. Bar Rule XI, No. M-230-07 (D.C. Apr. 3, 2008)

ORDER OF THE BOARD ON PROFESSIONAL RESPONSIBILITY

On August 1, 2008, the amendments to D.C. Bar Rule XI, promulgated by order of the District of Columbia Court of Appeals (the “Court”) on April 3, 2008, become effective. Upon consideration of and pursuant to the Court’s order, the Board hereby prescribes the manner in which the procedural changes set forth in the amendments to Rule XI will be applied to cases that straddle the effective date of August 1, 2008, as follows:

Section 3(c). *Temporary suspension or probation.*

The amended rule is effective August 1, 2008, and governs noncompliance with orders of the Board that is ongoing as of August 1, 2008, or occurs on or after that date.

Section 8(f). *Failure to answer and default.*

The amended rule is effective August 1, 2008, and governs petitions for formal discipline filed on or after August 1, 2008, as well as petitions for formal discipline that are pending on that date for which the hearing has not commenced.

Section 9(a). *Hearing Committee report.*

The amended rule providing that the Hearing Committee’s report is due 120 days after the conclusion of the hearing is effective August 1, 2008, and governs petitions for formal discipline filed on or after that date and pending petitions, except those where the hearing record has closed prior to August 1, 2008.

Section 9(g). *Suspension pending final action by the Court.*

The amended rule is effective August 1, 2008, and governs petitions for formal discipline filed on or after that date.

Section 11. *Reciprocal discipline.*

The amended rule is effective August 1, 2008, and governs any order of a disciplining court filed by Bar Counsel with the Court on or after that date and disciplining court orders that are then pending at the Court but have not yet been referred to the Board for its reciprocal discipline recommendation. It does not govern reciprocal discipline cases that are pending before the Board or a Hearing Committee on August 1, 2008.

Section 12.1. *Negotiated discipline other than disbarment by consent.*

The amended rule is effective August 1, 2008, and governs all complaints pending investigation by Bar Counsel and all complaints and petitions for formal discipline filed on or after that date. The amended rule also governs pending petitions for formal discipline, unless the Hearing Committee has submitted its report to the Board prior to August 1, 2008.

Section 16 § (d) *Contested petitions for reinstatement.*

Section 16 § (e) *Uncontested petitions for reinstatement.*

The amended rule is effective August 1, 2008, and governs petitions for reinstatement filed on and after that date, as well as petitions for reinstatement that are pending on that date for which the hearing has not commenced.

Section 16(f). *Conditions of reinstatement.*

The amended rule providing that failure to comply with conditions of reinstatement may result in revocation of the reinstatement order is effective August 1,

2008, and governs all violations of conditions of reinstatement that are ongoing as of that date or that occur on or after that date.

Section 17(a). Confidentiality.

The amended rule is effective August 1, 2008, and governs all complaints, petitions for formal discipline and other confidential matters under Rule XI that are pending or filed on or after that date.

Section 17(f). Cooperation with law enforcement and other disciplinary authorities.

The amended rule is effective August 1, 2008, and governs all written requests filed by Bar Counsel with the Board that are pending or filed on or after that date.

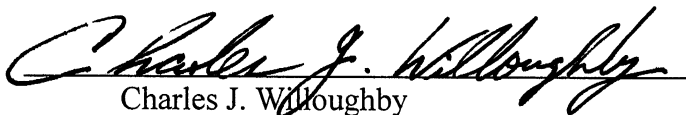
Section 19 (a). Immunity.

The amended rule providing immunity to “all persons engaged in counseling, evaluating or monitoring other attorneys and their assistants or employees” is effective August 1, 2008.

The Executive Attorney is hereby directed to publish this Order on the website of the District of Columbia Bar, www.dcbbar.org.

It is so ORDERED.

BOARD ON PROFESSIONAL RESPONSIBILITY

By: 
Charles J. Willoughby
Chair

Dated: JUL 21 2008