

In the Matter of the Amendment
of the
RULES OF THE SUPREME COURT OF THE
STATE OF HAWAII

ORDER AMENDING RULE 1.3 OF THE RULES OF THE
SUPREME COURT OF THE STATE OF HAWAII

(By: Moon, C.J., Levinson, Nakayama, Acoba, and Duffy, JJ.)

IT IS HEREBY ORDERED that Rule 1.3 of the Rules of the Supreme Court of the State of Hawaii is amended, effective January 1, 2006, as follows (deleted material is bracketed and stricken; new material is double underscored):

1.3. Requirements for admission.

* * *

(c) Good Character and Fitness.

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(2) BURDEN OF PROVING CHARACTER. The burden of proving good character and fitness is on the applicant.

(3) RESOLUTION OF CHARACTER AND FITNESS ISSUES. The supreme court may refuse to allow an applicant to sit for an examination pending resolution of character or fitness issues and may refuse to release or consider examination results until character and fitness issues are resolved.

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(g) Examinations.

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(5) Unless otherwise ordered by the supreme court, the files, records and proceedings of the Board are confidential and may not be disclosed except in furtherance of the Board's duties under this rule; provided that the Board may, without a court order, release files and records at the request of an attorney admission, or disciplinary authority or judicial selection authority of any jurisdiction in which the applicant is admitted to practice or seeks to practice and provided further that the

names of applicants shall not be confidential. The Board or the court may post the names of all applicants, including former names and aliases, and seek comment about the applicants.

DATED: Honolulu, Hawaii, December 7, 2005.