

IN THE SUPREME COURT OF THE STATE OF HAWAI'I

In the Matter of the Amendment
of the
RULES OF THE SUPREME COURT OF THE STATE OF HAWAI'I

ORDER AMENDING RULES 1.3, 1.9, 1.15, 2.16, 2.25, and 8.16
OF THE RULES OF THE SUPREME COURT OF THE STATE OF HAWAI'I
(By: Moon, C.J., Nakayama, Acoba, Duffy, and Recktenwald, JJ.)

IT IS HEREBY ORDERED that Rules 1.3, 1.9, 1.15, 2.16, 2.25, and 8.16 of the Rules of the Supreme Court of the State of Hawai'i are amended, effective September 27, 2010, as follows (deleted material is bracketed and stricken; new material is underscored):

Rule 1. ADMISSION TO THE BAR.

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1.3. Requirements for admission.

(a) Applications.

(1) Each applicant for admission to the bar shall file either:

(i) a verified, typewritten or machine printed application with the Clerk on the forms furnished by the Board in accordance with Board's Rules of Procedure or

(ii) a completed electronic application through the Judiciary Electronic Filing System.

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1.9. *Pro hac vice* appearance of counsel.

Any attorney actively licensed to practice law by the highest court of a state or territory of the United States or the District of Columbia who is not a resident of Hawai'i may be permitted to associate himself or herself with a member or members of the Hawai'i bar (local counsel) in the presentation of a specific case at the discretion of the

presiding judge or judges. The petition or motion for *pro hac vice* appearance and any subsequent documents submitted on behalf of a party must be filed by local counsel.

An attorney allowed to appear *pro hac vice* shall, for each year the order is effective, pay to the Hawai'i State Bar an annual Disciplinary Board fee authorized by the supreme court, provided that if the attorney is allowed to appear in more than one case, only one fee shall be paid. The Hawai'i State Bar may assess a reasonable fee to register and collect this fee on an annual basis.

Failure to file proof of such payment in the record, within 10 days after entry of the order and in January of each subsequent year in which the case is pending, voids the order allowing the appearance *pro hac vice*.

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1.15. Effect of Hawai'i Electronic Filing and Service Rules.

Documents filed and notices given in accordance with the Hawai'i Electronic Filing and Service Rules shall be deemed to comply with the filing, mailing, certified mailing, notice, and service requirements of any part of this Rule 1.

Rule 2. DISCIPLINARY RULES.

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2.16. Disbarred or suspended attorneys.

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(e) The Board shall cause a notice of the suspension or disbarment to be published in a newspaper of general circulation in the judicial circuit in which the disciplined attorney maintained his or her practice or on the Board's or the Judiciary's public website.

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2.25. ~~[Deleted:]~~ Effect of Hawai'i Electronic Filing and Service Rules.

Documents filed and notices given in accordance with the Hawai'i Electronic Filing and Service Rules shall be deemed to comply with the filing, mailing, certified mailing, notice, and service requirements of any part of this Rule 2.

**Rule 8. STAYS, SUPERSEDEAS BONDS, OR
INJUNCTIONS PENDING APPEAL.**

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**8.16 Effect of Hawai'i Electronic Filing and Service
Rules.**

Documents filed and notices given in accordance with the
Hawai'i Electronic Filing and Service Rules shall be deemed to comply
with the filing, mailing, certified mailing, notice, and service
requirements of any part of this Rule 8.

DATED: Honolulu, Hawai'i, August 30, 2010.