

IN THE SUPREME COURT, STATE OF WYOMING

April Term, A.D. 2016

In the Matter of Amendments to)
Rules 10 and 11 of the Wyoming State)
Board of Continuing Legal Education)

**ORDER AMENDING RULES 10 AND 11 OF THE RULES OF THE
WYOMING STATE BOARD OF CONTINUING LEGAL EDUCATION**

This Court, following consultation with the Wyoming State Board of Continuing Legal Education, has concluded that Rules 10 and 11 of the Rules of the Wyoming State Board of Continuing Legal Education should be amended. It is, therefore,

ORDERED that the Amendments to Rules 10 and 11 of the Rules of the Wyoming State Board of Continuing Legal Education, attached hereto, be, and hereby are, adopted by the Court to be effective January 1, 2017; and it is further

ORDERED that this order and the attached amendments shall be published in the advance sheets of the Pacific Reporter; the attached amendments shall be published in the Wyoming Court Rules Volume; and that this order and the attached amendments shall be published online at the Wyoming Judicial Branch's website, <http://www.courts.state.wy.us>. The amendments shall also be recorded in the journal of this Court.

DATED this 23rd day of August, 2016.

BY THE COURT:

/s/

E. JAMES BURKE
Chief Justice

Rules of the Wyoming State Board of Continuing Legal Education

Rule 10. Penalties for failure to satisfy continuing legal education requirement.

(a) An attorney who has not complied with the applicable continuing legal education requirement by January 15 of the year following the reporting period shall be delinquent and shall be subject to a \$300.00 delinquency fee. As soon as possible after January 15, the Wyoming State Bar shall send a Notice of Delinquency to each delinquent attorney. The Notice of Delinquency shall be sent by United States mail and email to the attorney at the official address listed with the Wyoming State Bar. Attorneys who are delinquent shall have until March 1 to submit applications for adequate credits to cure the delinquency, along with payment of a \$300.00 delinquency fee payable to the Wyoming State Bar.

(b) As soon as possible after March 15, the Board, upon certification from the Wyoming State Bar that the requirements of Rule 4(a) and/or Rule 10(a) have not been met by the attorney, and that the Notice of Delinquency required by Rule 10(a) was timely sent to the attorney, shall forward a Recommendation for Suspension for Noncompliance with continuing legal education requirement to the Court for each attorney who failed to comply with the continuing legal education requirement for the previous calendar year, or for any delinquent attorney who has failed to pay the delinquency fee. For attorneys who have not complied with the Pathways requirement set forth in Rule 4(a)(4) within 12 months from the date of admission, the Recommendation for Suspension for Noncompliance shall be forwarded to the Court as soon as possible after the expiration of the 12 months. A copy of the Recommendation for Suspension for Noncompliance shall be sent by certified mail, return receipt requested, addressed to the attorney at the official address listed with the Wyoming State Bar.

(c) Upon receipt of the Recommendation for Suspension for Noncompliance with the continuing legal education requirement, the Court shall issue an Order to Show Cause as to why the delinquent attorney's license to practice law in the State of Wyoming should not be suspended, sent by certified mail, return receipt requested, addressed to the attorney at the official address listed with the Wyoming State Bar. The delinquent attorney may file a response with the Court within 30 days of the date of the order to show cause by filing an original and six copies of such response with the clerk of the Court. The delinquent attorney shall also serve a copy of the response on the Board, together with a \$300.00 noncompliance fee payable to the Wyoming State Bar. The \$300.00 noncompliance fee is in addition to the delinquency fee provided in subsection (a) of this rule.

(d) If the attorney files a response to the Order to Show Cause and mails a copy of the response to the Board, the Wyoming State Bar shall submit any additional information to the Court within five (5) days of filing of the attorney's response. The Wyoming State Bar shall serve such submission on the attorney.

(e) ~~In the absence of good cause shown, an order of suspension from the practice of law for a period of one (1) year shall issue from the Court~~ the Court may in its discretion impose a one year administrative suspension from the practice of law. It may also, in its discretion, not suspend an attorney who provides, in the attorney's response to the order to show cause, a specific plan to correct any noncompliance, with such plan to be completed within 60 days of the filing of the attorney's response to the order to show cause.

Rule 11. Duties of Suspended Attorneys.

(i) Suspension under these rules shall be considered an administrative suspension and shall not be considered as a disciplinary infraction.
