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UTAH STATE BAR MISSION

Lawyers serving the public and legal profession with excellence, civility, and integrity.

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**Utah State Bar Commission Meeting
Friday, August 23, 2024
Snowpine Lodge Ballroom - Alta, Utah**

AGENDA

- | | | | |
|----------------------|---|--|-----------------|
| 1. 10:00 a.m. | President's Welcome and Retreat Schedule: Cara Tangaro | | |
| 2. 10:30 a.m. | Action Items | | |
| 05 Mins. | 2.1 | Appoint Commission Ex Officio Members: Cara Tangaro | (TAB 1, Page 4) |
| 05 Mins. | 2.2 | Appoint Jackrabbit Bar Committee Chairs | |
| 05 Mins. | 2.3 | Approve Purchase of a Table at the Legal Aid Society Gala | (TAB 2, Page 6) |
| 20 Mins. | 2.4 | Approve Changes to Admissions Rules and Updates on Alternative Path to Licensure: Michael Barnhill and Emily Lee | (TAB 3, Page 9) |
| 3. 11:15 a.m. | Reports | | |
| 05 Mins. | 3.1 | National Conference of Bar Presidents Meeting | |
| 01 Mins. | 3.2 | Admissions Ceremony - October 3 rd @ Salt Palace | |
| 01 Mins. | 3.3 | Access to Justice Summitt - October 4 th @ Law and Justice Center: Aubrey Schade | |
| 01 Mins. | 3.4 | Fall Forum: November 14-15 th @ Little America | |
| 01 Mins. | 3.5 | Lawyer-Legislator Breakfast - Wednesday, November 20 th 7:30 am @ State Capitol | |
| 01 Mins. | 3.6 | Committee Volunteers Needed for Character and Fitness, Bar Awards and Bar Exam Grading | |
| 08 Mins. | 3.7 | ABA House of Delegates Meeting and ABA Annual Meeting: Erik Christiansen | |
| 4. 11:30 a.m. | Lunch | | |
| 5. 12:00 p.m. | Retreat Presentation: Stacy Bernal | | |
| 3:00 p.m. | Adjourn | | |
| 6:30 p.m. | Cocktails on the Pool Lawn | | |
| 7:00 p.m. | Dinner in the Ballroom | | |

Saturday Morning Activity Options

Commissioners & Companions Friendly Hike

(Optional. Please let Cara know if you would like to join the fun.)

Oktoberfest @ Snowbird

See Oktoberfest Events Calendar: <https://www.snowbird.com/oktoberfest/>

CONSENT AGENDA

(TAB 4, Page 52)

(Approved without discussion by policy if no objection is raised.)

1. Approve minutes of June 21, 2024 Commission Meeting
2. Approve Fund for Client Protection Payment Recommendations

ATTACHMENTS

(TAB 5, Page 61)

1. June 2024 Utah State Bar Financial Statements

2024 CALENDAR

August 27-28	LPP Examination		Law & Justice Center
September 13	Fall Forum Award Nominations Due		
September 19	Executive Committee Meeting	Noon	Video Conference
September 20	Legal Aid Society Gala	6:00 p.m.	Little America Hotel
September 27	Bar Commission Meeting	Noon	Law & Justice Center
October 3	Admission Ceremony	Noon	Salt Palace Convention Center
October 4	Access to Justice Summit		Law & Justice Center
October 31	Executive Committee Meeting	Noon	Video Conference
November 8	Bar Commission Meeting	9:00 a.m.	Law & Justice Center
November 14-15	Fall Forum		Little America Hotel
November 14	Utah Minority Bar Association Dinner		Little America Hotel
November 20	Lawyer Legislator Breakfast	7:30 a.m.	Utah State Capitol Building

2025

January 2	Executive Committee Meeting	Noon	Video Conference
January 10	Bar Commission Meeting	9:00 a.m.	Law & Justice Center
February 3	Bar Commission Election Petitions Due		

Utah State Bar Commission Meeting

T A B 1

2024-25 Utah State Bar “Ex-officio” Members of the Utah State Bar Commission:

Nate Alder

ABA Members’ Representative

Erik Christiansen

Immediate Past President

ABA Delegate - 1

Kim Cordova

ABA Delegate - 2

Andy Gonzalez

Utah Minority Bar Association Representative

Eli McCann

LGBTQ & Allied Lawyers Representative

Brit Merrill

Women Lawyers of Utah Representative

Ezzy Khaosanga

Young Lawyers Division Representative

Young Lawyers Division Delegate to the ABA

Jennifer Carver

Paralegal Division Representative

Elizabeth Kronk Warner

Dean, S. J. Quinney College of Law

David Moore

Dean, J. Reuben Clark Law School

Margaret Plane (until October 2024)

Judicial Council Representative

Kristin “Katie” Wood (after October 2024)

Judicial Council Representative

Nick Stiles

Utah Courts Representative

Utah State Bar Commission Meeting

T A B 2

SPONSORSHIP FOR LEGAL AID SOCIETY'S *CELEBRATION OF JUSTICE OVER DOMESTIC VIOLENCE GALA*

Friday, September 20, 2024
Little America Hotel
6:00 – 9:00 pm

LEGAL AID SOCIETY OF SALT LAKE'S annual *Celebration of Justice over Domestic Violence Gala* fundraiser provides support for our Domestic Violence Victim Assistance and family law programs. Gala sponsorship goes directly to support our programs and also provides match and leverage for federal, state, and local grants enabling Legal Aid to provide legal support to domestic violence victims and their dependents.

DEMOGRAPHICS:

Legal Aid Society's annual fundraising gala brings together a group of more than 450 people with one goal—to support access to justice for victims of domestic violence in Salt Lake County. Approximately 60% of attendees are attorneys or are associated with the legal system in leadership positions. During the event Gala attendees gather for complimentary cocktails or soft drinks, an impressive silent auction, a short program, and a live auction.

COMPANY SPONSORSHIPS:

\$15,000 -- Benefits include:

- 10 guests with premier seating closest to stage—a great meal, open bar, premier parking
- Name sponsor on all promotional and marketing materials
- Full page ad in gala program/auction catalog (finished program is color, 5 1/2" x 8 1/2")
- Gala name placement on all event signage
- Full page slide on video banner displayed throughout the evening
- Primary display of your company logo on the Legal Aid Society website
- Recognition at gala of your sponsorship & your representative by program emcee
- Opportunity for a representative from your company to speak to the audience
- Opportunity to place your brochure and company promotional items at each place setting

\$10,000 -- Benefits include:

- 10 guests with premier seating closest to stage—a great meal, open bar, premier parking
- Full page ad in gala program/auction catalog (finished program is color, 5 1/2" x 8 1/2")
- Prominent placement in all event signage
- Full page slide on video banner displayed throughout the evening
- Primary display of your company logo on the Legal Aid Society website
- Recognition at gala of your sponsorship & your representative by program emcee
- Opportunity for a representative from your company to speak to the audience
- Opportunity to place your brochure and company promotional items at each place setting
- Option to sponsor one of the following parts of the Gala: Bar, parking, silent auction or live auction

\$5,000 -- Benefits include:

- 10 guests with prominent seating for the event—a great meal and open bar
- 1/2 page ad in program/auction catalog (finished program is color, 5 1/2" x 8 1/2")
- Placement in event signage and 1/4 page ad on slide on video banner displayed throughout the evening
- Recognition at gala of your sponsorship & your representative by program emcee

\$2,500 -- Benefits include:

- Entry for 10 guests to the event—a great meal and open bar
- 1/4 page ad in program/auction catalog (finished program is color, 5 1/2" x 8 1/2")
- Company logo on slide on video banner displayed throughout the evening
- Recognition at gala of your sponsorship & your representative by program emcee

All sponsorship levels include the company name and logo displayed on table sign and on the Legal Aid Society website.

INDIVIDUAL SUPPORTERS:

Individual Table Supporter -- \$1,500 -- Benefits include:

- Entry for 10 guests to the event—a great meal and open bar

Individual tickets: \$150, includes great meal and open bar

Utah State Bar Commission Meeting

T A B 3

FROM: Admissions Committee; Emily A. Lee, Deputy General Counsel for Admissions
 DATE: August 15, 2024
 RE: Changes to Rules Governing Admissions: 14-701 to 14-721

The following are the proposed rule changes and requests for consideration recommended by the Admissions Committee. Changes are grouped into three categories: stylistic/clarifying changes, changes to match current practice, and substantive changes.

Stylistic/Clarifying Changes

In addition to changing multiple uses of *shall* to *will* or *must*, the following changes are recommended:

14-701

- (d) - Updated language referring to delicensed attorneys
- (o) - Updated language referring to delicensed attorneys

14-706

- (a) - Clarify rule language
- (c)(2) - Clarify how to submit new accommodation requests

14-707

- (a) - Fixed language
- (b)(1) - Fixed language
- (c) - Fixed language
- (d) - Fixed language
- (e) - Fixed language
- (f) - Fixed language
- (g) - Fixed language

14-708

- (b)(2), (b)(3), (b)(4)(A)(iv) - Fixed language
- (h) - Update OPC rule reference

14-709

- (a) - Fixed language

14-711

- (a) - Fixed language
- (f) - Fixed language

14-712

- (c) - Fixed language

14-714

- (a) - Fixed language

14-715

- Other provisions - Updated numbering
- (e) - Fixed language

14-717

- (a) - Changed language for clarification.
- (b) - Fixed language

14-718

- (e) - Fixed language referring to OPC rules
- (h) - Fixed language referring to OPC rules

14-719

- (c)(3) - Fixed language
- (f) - Fixed language referring to OPC rules

14-721

- Reworked language and clarified under which applications an applicant could be admitted.

Changes to Match Current Practice

14-701

- (d)
 - Added UBE Transfer Applicant to the definition of Applicant
- (l)
 - Updated language defining a complete application to remove character references and a criminal background check. Because the NCBE does the investigation reports, all that is required at the time of application is the character and fitness report which is encompassed in the “required supporting documentation.”
- (k)(k)
 - Removed language imputing the drafting and reviewing of the bar examination to any individual since that is not what occurs in practice.
- (l)(l)
 - Removed the requirement to submit a new criminal background check since we no longer require an applicant to submit one upon an initial application. Office of Admissions can run a background check on a person who reapplies to verify that there are no new issues.

14-706

- (c)(1)
 - The practice is to issue one written decision from the Test Accommodations Committee, so the language changed to reflect the current practice.

14-707

- (b)(2)
 - Removed the requirement to submit a background check. That is no longer the practice now that we use the NCBE to perform the investigation. Simply requires the applicant to complete the procedures as prescribed by the Admissions Committee.

14-715

- (a)
 - Changed language to clearly indicate that a Request for Review is filed with the Deputy General Counsel.

14-716

- (a)
 - Removed language referring to sending enrollment fees to federal court. That is not the current practice.
- (b)
 - The practice is not to file a motion to the US District Court because of changes to their requirements for admission. However, they are still very much involved in the admissions ceremony. This language is meant to more clearly explain the motion for admission process.

14-720

- (b)(3)
 - The practice currently is not to disclose the name of applicants without permission. The rule as written seems to allow otherwise. Changed language to remove the permission to disclose the names of Applicants without restriction. This means that moving forward, the Bar will reveal names of Applicants only pursuant to the restrictions of (f).

Substantive Changes

14-701

- (b)
 - Added language allowing pro bono work under Rule 14-803 to count as the Active Practice of Law
- (t)
 - The MCLE Board is redoing their rules to add a provision that someone who has not complied with their MCLE requirements for more than 3 years must comply with the admissions rule for Formerly-admitted attorneys. Therefore, added language referring to MCLE compliance.
- (k)(k)
 - Added language to specifically define the NCBE investigative report as Privileged Information.

14-704

- (d)(4)
 - Changes requirement of 2 years of practice in the English Common Law jurisdiction to more specifically require 3 of the last 5 years of practice be in an English Common Law jurisdiction.

14-705

- (a)(3)
 - Added language allowing the admission of an individual by motion who was admitted to another jurisdiction by means other than a bar examination. The

alternate path must be approved by the Admissions Committee in order to qualify under this rule.

- (b)(1)
 - Added that time spent in Utah under 14-803 would qualify as practice eligible for admission by motion.

14-707

- (b)
 - Removed late deadlines. Because of the current practice in using the NCBE to provide background check services, those who file applications within the late month sometimes do not get their reports back in time to be approved before the bar examination date. The financial impact of this change is discussed in the fee modification proposal.
- (e)(4)
 - Removed specific language referring to deadlines for the same reasoning as (a).
- (g)
 - Clarified that the Deputy General Counsel will close the application.
 - Added language allowing the character and fitness committee or the admissions committee to authorize the deputy general counsel to hold an application open for more than one year. This allows some flexibility to remedy deficiencies under some circumstances that may take longer than one year from the time an application is submitted.

14-708

- (f)(1)
 - Added that an application review may be held in abeyance by the Character and Fitness Committee or by the Deputy General Counsel for Admissions.
- (f)(1)(a)
 - Added this section to reflect the Committee's view of financial obligations in the review of an applicant's character and fitness.

14-711

- (f)(1)
 - Added language that a written decision would issue pursuant to 14-709(a) within 30 days. This clearly outlines that a decision under this rule is directly appealed to the Supreme Court and places a time limit on decision on the petition.

14-715

- (b), (d)
 - Changed position of (d) to now be (b).
 - Added language to clearly indicate the process when Deputy General Counsel receives a request for review.
 - Adds specific language that the Admissions Committee will convene a review panel.

14-717

- (a)(1)
 - Specifically states that applying as a Formerly-Admitted Attorney under Rule 14-704 does not include a requirement to retake the bar examination. However, that applicant would have to enroll in the NLTP and would not be eligible for a waiver or exemption.
- (a)(2)
 - Simplifies the process for applying based on practice elsewhere by requiring the applicant to file as a motion applicant under Rule 14-705.

14-720

- (d)
 - Allows the Character and Fitness Committee to disclose privileged information in a formal hearing under Rule 14-708(c). This applies mostly to parts of the NCBE report but may otherwise be privileged information.
- (f)(5)
 - Adds that the Bar will grant a request for Confidential Information if ordered by a Utah court.

Attorney Admissions

Rule 14-701. Definitions.

Effective: 12/9/2022

As used in this article:

(a) "ABA" means the American Bar Association;

(b) "Active Practice" means work performed by an attorney holding an "active" status law license and having professional experience and responsibilities involving the Full-time Practice of Law as defined in paragraphs (u) and (jj). The Active Practice of law includes any of the following activities provided that such employment is available only to licensed attorneys:

- (1) sole practitioner, or partner, shareholder, associate, or of counsel in a law firm;
- (2) an organization's employee whose principal responsibility is to provide legal advice or service;
- (3) government employee whose principal duties are to provide legal advice or service;
- (4) service in the United States armed forces as a lawyer or judge;
- (5) judge of a court of general or appellate jurisdiction provided that such employment requires admission to the bar for the appointment thereto and for the performance of the duties thereof; or
- (6) law clerk to a judge of a court of general or appellate jurisdiction;

(7) pro bono work done under authorization of Rule 14-803; and

~~(87)~~ the Active Practice of law does not include work that, as undertaken, constitutes the unauthorized practice of law in the jurisdiction in which it was performed or in the jurisdiction in which the clients receiving the unauthorized services were located, nor does it include work completed in advance of any bar admission.

(c) "Admissions Committee" means those Utah State Bar members or others appointed by the Board or president of the Bar who are charged with recommending standards and procedures for admission to the Bar and with implementation of this article. The Admissions Committee is responsible for supervising the work of the Bar Examiner Committee, the Test Accommodations Committee, and the Character and Fitness Committee, handling requests for review as provided herein and performing other work relating to Applicant admissions.

(d) "Applicant" means each person requesting admission to the Bar. For purposes of this article, an Applicant is classified as a Student Applicant, a Foreign Law School Applicant, an Attorney Applicant, a Motion Applicant, an UBE Transfer Applicant a ~~Disbarred-Delicensed~~ Attorney Applicant, a Foreign Legal Consultant Applicant, a House Counsel Applicant, a Formerly-Admitted Applicant, a Military Lawyer Applicant, or a Military Spouse Attorney Applicant.

(e) "Approved Law School" means a law school which is fully or provisionally approved by the ABA pursuant to its Standards and Rules of Procedure for Approval of Law Schools. To qualify

as approved, the law school must have been fully or provisionally approved at the time of the Applicant's graduation, or at the time of the Applicant's enrollment, provided the Applicant graduated within a typical and reasonable time.

(f) "Attorney Applicant" means any person who satisfies the requirements of Rule 14-704.

(g) "Bar" means the Utah State Bar, including its employees, committees and the Board.

(h) "Bar Examination" means the Bar Examination as defined in Rules 14-710 and 14-711.

(i) "Bar Examiner Committee" means those Bar members or others appointed by the Board or president of the Bar who are charged with grading the Bar Examination.

(j) "Board" means the Board of Bar Commissioners.

(k) "Character and Fitness Committee" means those Bar members or others appointed by the Board or president of the Bar who are charged with assessing the character and fitness of Applicants and making determinations thereon.

(l) "Complete Application" means an application that includes all fees and necessary application forms, along with any required supporting documentation, ~~character references, a criminal background check,~~ a photo, an official certificate of law school graduation and if applicable, a test accommodation request with supporting medical documentation, a certificate of admission and/or good standing, and a certificate of discipline.

(m) "Confidential Information" is defined in Rule 14-720(a).

(n) "Deputy General Counsel for Admissions" or "Deputy General Counsel" are terms used interchangeably to mean the Bar's attorney in charge of admissions or her or his designee.

(o) "~~Disbarred-Delicensed~~ Attorney Applicant" means a person who has previously been licensed to practice law in Utah and who is no longer licensed to practice law because of ~~delicensure~~ ~~isbarment~~ or resignation with discipline pending or their equivalent and who satisfies the requirements of Rule 14-708(g) and 14-717.

(p) "Executive Director" means the executive director of the Utah State Bar or her or his designee.

(q) "First Professional Degree" means a degree that prepares the holder for admission to the practice of law (e.g. juris doctorate) by emphasizing competency skills along with theory and analysis. An advanced, focused, or honorary degree in law is not recognized as a First Professional Degree (e.g. master of laws or doctor of laws).

(r) "Foreign Law School" means any school located outside of the United States and its protectorates, that is accredited by that jurisdiction's legal accreditation body, if one exists, where principles of English Common Law form the predominant basis for that country's system of jurisprudence, and whose graduates are otherwise permitted by that jurisdiction's highest court to practice law.

(s) "Foreign Legal Consultant Applicant" means any Applicant who satisfies the requirements of Rule 14-718.

(t) "Formerly-Admitted Applicant" means a person who has previously been licensed to practice law in Utah who is no longer licensed to practice law because of resignation without discipline pending, ~~or failure to pay licensing fees for three or more years under Rule 14-107(b)(4), or failure to comply with MCLE requirements for three or more years under Rule~~ and who satisfies the requirements of Rule 14-717.

(u) "Full-time Practice" means the Active and lawful Practice of Law for no fewer than 80 hours per month. Time spent on administrative or managerial duties, continuing legal education, or client development and marketing does not qualify as part of the required 80 hours of legal work.

(v) "General Counsel" means the General Counsel of the Utah State Bar or her or his designee.

(w) "House Counsel Applicant" means any Applicant who satisfies the requirements of Rule 14-719.

(x) "House Counsel" means a person granted a license under Rule 14-719.

(y) "Inactive" means an attorney's law license is held in "inactive status" or an equivalent term.

(z) "MBE" means the Multistate Bar Examination prepared by the NCBE.

(aa) "MEE" means the Multistate Essay Examination prepared by the NCBE.

(bb) "Military Lawyer Applicant" means any Applicant who satisfies the requirements of Rule 14-804.

(cc) "Military Spouse Attorney Applicant" means any Applicant who satisfies the requirements of Rule 14-805.

(dd) "Motion Applicant" means any person who satisfies the requirements of Rule 14-705.

(ee) "MPRE" means the Multistate Professional Responsibility Examination prepared by the NCBE.

(ff) "MPT" means the Multistate Performance Test prepared by the NCBE.

(gg) "NCBE" means the National Conference of Bar Examiners, an organization that develops, maintains, and applies reasonable and uniform standards of bar examination education and testing.

(hh) "OPC" means the Office of Professional Conduct.

(ii) "Person" includes the plural as well as the singular and legal entities as well as natural persons.

(jj) "Practice of Law" means employment available only to licensed attorneys where the primary duty of the position is to represent the interests of another person by informing, counseling, advising, assisting, advocating for or drafting documents for that person through application of the law and associated legal principles to that person's facts and circumstances. The Practice of Law constitutes more than merely working with legally-related matters.

(kk) "Privileged Information" in this article includes: information subject to the attorney-client privilege, attorney work product, test materials, investigative reports from the National Conference of Bar Examiners ("NCBE"), and applications of examinees; correspondence and written decisions of the Board, Admissions Committee, Bar Examiner Committee, Character and Fitness

Committee, and Test Accommodations Committee; and the identity of individuals participating in the ~~drafting, reviewing,~~ grading and scoring of the Bar Examination.

(ll) "Reapplication for Admission" means that for two years after the filing of an original application, an Applicant may reapply by completing a Reapplication for Admission form updating any information that has changed since the prior application was filed ~~and submitting a new criminal background check.~~

(mm) "Student Applicant" means any person who satisfies the requirements of Rule 14-703(a) who has never been admitted as an attorney in any jurisdiction.

(nn) "Supreme Court" means the Utah Supreme Court.

(oo) "Test Accommodations Committee" means those Bar members or others appointed by the Board or president of the Bar who are charged with the review of requests from Applicants seeking to take the Bar Examination with test accommodations and who make determinations thereon.

(pp) "Unapproved Law School" means a law school that is not fully or provisionally approved by the ABA. For an Unapproved Law School's graduates to be eligible for admission, the law school must be accredited in the jurisdiction where it exists, provide legal education that is the substantial equivalent of the legal education provided by an Approved Law School, and not be based on correspondence or internet study.

(qq) "UBE" means the Uniform Bar Examination as prepared by the NCBE.

(rr) "UBE Transfer Applicant" means any person who satisfies the requirements of Rule 14-712.

(ss) "Updated Application" means that an Applicant is required to amend and update their application on an ongoing basis and correct any information that has changed since the application was filed.

(tt) "Written Component" means that portion of the Bar Examination that consists of MEE and MPT questions.

Rule 14-702. Board - general powers.
Effective: 6/13/2012

(a) Admission to the Bar. The Board ~~will~~shall recommend and certify to the Supreme Court for admission to the Bar persons who possess the necessary qualifications of learning, ability and character which are a prerequisite to the privilege of engaging in the Practice of Law, and who fulfill the requirements for admission to the Bar as provided by this article.

(b) Subpoena power. The Executive Director, the General Counsel and the Deputy General Counsel ~~shall~~ have power to issue subpoenas for the attendance of witnesses or for the production of documentary evidence before the Board or before anyone authorized to act on its behalf.

(c) Administration of oaths. Members of the Board, the Executive Director and their designees ~~shall~~ have power to administer oaths in furtherance of this article.

(d) Taking of testimony. Members of the Board, the Executive Director and their designees ~~shall~~ have the power to take testimony in furtherance of this article.

(e) Regulations. The Board is empowered to appoint committees or persons who may adopt and enforce reasonable regulations and policies in furtherance of this article.

(f) Waiver of rules. Neither the Bar nor its representatives has authority to waive any rule. Waiver of any rule may only be obtained by petitioning the Supreme Court.

Rule 14-703. Qualifications for admission of Student Applicants.

Effective: 5/1/2016

(a) Requirements of Student Applicants. The burden of proof is on the Applicant to establish by clear and convincing evidence that she or he:

(a)(1) has paid the prescribed fees and timely filed the required Complete Application as a Student Applicant in accordance with Rule 14-707;

(a)(2) is at least 21 years old;

(a)(3) has graduated with a First Professional Degree in law from an Approved Law School;

(a)(4) is of good moral character and satisfies the requirements of Rule 14-708;

(a)(5) has successfully passed the MPRE and the Bar Examination;

(a)(6) has a proven record of ethical, civil and professional behavior; and

(a)(7) complies with the provisions of Rule 14-716 concerning licensing and enrollment fees.

Rule 14-704. Qualifications for admission of Attorney Applicants.

Effective: 5/1/2018

(a) Requirements of Attorney Applicants. The burden of proof is on the Applicant to establish by clear and convincing evidence that she or he:

(a)(1) has paid the prescribed fees and filed the required Complete Application as an Attorney Applicant in accordance with Rule 14-707;

(a)(2) is at least 21 years old;

(a)(3) has graduated with a First Professional Degree in law from an Approved Law School;

(a)(4) has been admitted to the practice of law before the highest court of a U.S. state, territory, or the District of Columbia;

(a)(5) is of good moral character and satisfies the requirements of Rule 14-708;

(a)(6) has successfully passed the MPRE and the Bar Examination;

(a)(7) is a member in good standing in all jurisdictions where currently admitted;

(a)(8) has a proven record of ethical, civil and professional behavior and has never been ~~delicensed~~ ~~disbarred~~ or resigned with discipline pending, or their equivalent, in any

jurisdiction and is not currently subject to lawyer discipline or the subject of a pending disciplinary matter; and

(a)(9) complies with the provisions of Rule 14-716 concerning licensing and enrollment fees.

(b) Only persons who are active, licensed members of the Bar in good standing may engage in the practice of law in Utah. However, an Attorney Applicant with a pending Bar application may be eligible to practice for a limited period upon satisfaction of all of the requirements of Rule 14-809 and receipt of a Practice Pending Admission Certificate.

(c) Attorney Applicants from Unapproved Law Schools. An Applicant who does not meet the educational qualifications in Rule 14-704(a)(3) is qualified provided the Applicant establishes by clear and convincing evidence that she or he:

(c)(1) complies with the requirements in (a)(1) and (a)(2) and (a)(4) through (a)(9);

(c)(2) has graduated with a First Professional Degree in law from an Unapproved Law School located within a U.S. state, territory or the District of Columbia;

(c)(3) has been admitted to the practice of law before the highest court of a U.S. state, territory or the District of Columbia for no fewer than ten years, and has been Actively and lawfully engaged in the Full-time Practice of Law in one or more jurisdictions where licensed for any ten of the eleven years immediately preceding the filing of the application.

(d) Attorney Applicants from Foreign Law Schools. The burden of proof is on the Applicant to establish by clear and convincing evidence that she or he:

(d)(1) graduated from a Foreign Law School in a country where principles of English common law form the predominant basis for that country's system of jurisprudence;

(d)(2) complies with the requirements in (a)(1), (a)(2) and (a)(5) through (a)(9);

(d)(3) has been admitted to practice law in an English common law jurisdiction;

(d)(4) has been Actively and lawfully engaged in the Full-time Practice of Law in an English common law jurisdiction for no fewer than ~~two (2) years~~ 3 of the last 5 years;

(d)(5) has completed with a minimum grade of "C" or its passing equivalent no less than 24 semester hours, or a corresponding amount in quarter hours, at an Approved Law School, within 24 consecutive months. The 24 semester hours must include no less than one course each in a core or survey course of constitutional law, civil procedure, criminal procedure or criminal law, legal ethics and evidence;

(d)(6) is of good moral character and satisfies the requirements of Rule 14-708;

(d)(7) has successfully passed the MPRE and the Bar Examination; and

(d)(8) complies with the provisions of Rule 14-716 concerning licensing and enrollment fees.

(e) Foreign Attorneys not meeting the requirements of paragraph (c). Attorneys not meeting the requirements of paragraph (c) may be eligible for admission only if they meet the requirements of paragraph (a).

Rule 14-705. Admission by motion.

Effective: 11/7/2022

(a) **Reciprocal admission.** An Applicant is eligible to be admitted by motion if the Applicant meets all the requirements of this rule. Admission by Motion is not a right; the burden of proof is on the Applicant to establish by clear and convincing evidence that the Applicant:

- (1) has paid the prescribed nonrefundable fee and filed the required Complete Application as a Motion Applicant;
- (2) is at least 21 years old;
- (3) has been admitted ~~by bar examination~~ to practice law before the highest court of a U.S. state, territory or the District of Columbia by bar examination or by an alternate path approved by the Admissions Committee;
- (4) holds a First Professional Degree in law from an Approved Law School;
- (5) has successfully passed the MPRE;
- (6) has demonstrated that the U.S. state, territory or the District of Columbia that licenses the Applicant reciprocally allows the admission of licensed Utah lawyers under terms and conditions similar to those set forth in this rule;
- (67) has been licensed and engaged in the Full-time Practice of Law, as defined in [Rule 14-701\(b\), \(u\), and \(jj\)](#), for 36 of the 60 months immediately preceding the date the application for admission is filed;
- (8) was engaged in the Full-time Practice of Law in the reciprocal jurisdiction, whether remotely or in-person, during the time period described in (a)(7);
- (79) is a member in good standing in all jurisdictions where currently admitted;
- (840) has a proven record of ethical, civil, and professional behavior and has never been ~~disbarred-delicensed~~ or resigned with discipline pending, or their equivalent, in any jurisdiction and is not currently subject to lawyer discipline or the subject of a pending disciplinary matter; and
- (944) is of good moral character and satisfies the requirements of [Rule 14-708](#).

(b) **Exceptions.**

- (1) **Time practicing in Utah.** Any time practicing at an office located in Utah will not be counted as time practicing in a reciprocal jurisdiction except to the extent that the lawyer

has complied with [Rule 5.5](#) of the Utah Rules of Professional Conduct or has complied with Rule 14-803.

(2) **House counsel.** Lawyers licensed in Utah as House Counsel may count time practicing in Utah toward the requirements of this rule.

(3) **Full-time law professors in Utah.** Law professors at an Approved Law School in the state of Utah who have worked full-time as a law professor for 36 of the 60 months immediately preceding the date the application for admission is filed are exempt from the requirement of being engaged in the Full-time Practice of Law. Working full-time as a law professor means working as a law professor at least 80 hours per month.

(c) **Application form and content.** The Board may require additional proof of any facts stated in the application. If the Applicant fails or refuses to furnish any information or proof, or to answer any Board inquiry pertinent to the pending application, the Board may deny the application without hearing.

(d) **Timing of application and admission.** An application may be filed at any time but the Applicant must be able to demonstrate that the Applicant satisfies the requirements of this rule as of the date the application is filed. Processing of the application and the character and fitness investigation require a minimum of four months to complete.

(1) An Applicant not eligible for admission pursuant to this rule may qualify for admission as an Attorney Applicant pursuant to [Rule 14-704](#).

(2) Upon approval the Applicant must comply with [Rule 14-716](#) concerning licensing and enrollment fees.

(e) **Practice pending admission.** Only persons who are active, Bar licensees in good standing may engage in the practice of law in Utah. However, a Motion Applicant with a pending Bar application may be eligible to practice for a limited period upon satisfaction of all the requirements of Rule 14-809 and receipt of a Practice Pending Admission Certificate.

Rule 14-706. Test accommodations.

Effective: 5/1/2016

(a) Disabilities and impairments. An Applicant [for admission by examination and](#) who has mental, physical, or cognitive disabilities as defined by the Americans with Disabilities Act ("ADA") may request test accommodations. The request, including all supporting medical documentation, ~~shall~~ must be made in writing at the time of application in the format prescribed by the Bar. The decision on such requests ~~shall~~ must be made by the Test Accommodations Committee. Test accommodation requests received after the application filing deadline ~~shall~~ will not be considered until the review period ~~prior to the immediately following examination~~ for the examination immediately following the one for which the deadline has passed. An Applicant requesting test accommodations who withdraws within 60 days prior to the examination date may be charged a fee equivalent to any nonrefundable expenses the Bar has incurred responding to the accommodation request. The Applicant must demonstrate that:

(a)(1) she or he is disabled as defined by the ADA; and

(a)(2) the disability impacts her or his ability to take the Bar Examination; and

(a)(3) the accommodation requested is necessary to meet the limitation caused by the disability.

(b) English as a second language. English as a second language is not a cognitive disability or impairment.

(c) Review. An Applicant may request a review of the decision. The review will be conducted in accordance with Rule 14-715.

(c)(1) The review will only reexamine the documentation the Applicant submitted at the time she or he requested accommodation, ~~the written opinion of the Committee's psychologist, the written recommendation of the Test Accommodations Committee and the Bar's written decision, and the written determination of the Test Accommodations Committee.~~

(c)(2) Any attempt to change the original accommodations request or submit new medical documentation will be considered a new request for accommodation. The new request must be resubmitted to the Test Accommodations Committee via the Deputy General Counsel for review and is subject to the deadlines set forth in Rule 14-706(a).

Rule 14-707. Application; deadlines; withdrawals; postponements and fees.

Effective: 9/1/2020

(a) Form. Each Applicant must submit a Complete Application for admission in accordance with the instructions prescribed by the Bar. ~~Such~~ The application ~~shall~~ will include an authorization and release enabling the Bar to obtain information concerning the Applicant.

(b) Filing deadlines generally. Except as otherwise provided herein, ~~the Bar shall receive an Applicant must file a~~ Complete Applications by October 1 preceding the February Bar Examination and by March 1 preceding the July Bar Examination. ~~A Complete Application will be accepted up to 15 calendar days after the filing deadline if accompanied by the prescribed 15-day late fee. A Complete Application will be accepted up to November 1 for the February Bar Examination if accompanied by the prescribed 30-day late fee and up to April 1 for the July Bar Examination if accompanied by the prescribed 30-day late fee.~~ In accordance with the filing instructions and information for the application, the Bar will not accept late or incomplete applications ~~will not be accepted with the following exceptions~~ An applicant requesting permission to file a late application may make such request in writing to the Admissions Committee by 5 days prior to the application deadline.

(b)(1) An Applicant who will complete all law school academic requirements prior to the Bar Examination, but whose law degree will not be conferred until after the application filing deadline may file the certificate of law school graduation after the application has been submitted. The Bar must receive ~~C~~certificates of law school graduation ~~must be received by the Bar no later than thirty (30) calendar days~~ prior to the Bar Examination. In the event the Bar does not timely receive the certificate of law school graduation ~~is not timely received by the Bar~~, an Applicant will not be permitted to take the Bar Examination.

(b)(2) ~~An Applicant who has not received the criminal background report may submit the application without a criminal background report provided the Applicant provides proof that a criminal background request has been filed prior to submission of the application. Sufficient proof~~

of submission of the criminal background request shall be by declaration in the form prescribed by the Bar. In order for the Applicant's name to be included on a motion for admission the criminal background report must be submitted to the Bar no later than thirty (30) calendar days prior to the date the motion is submitted to the Court. The Character and Fitness Committee may withdraw or modify its approval based upon information contained in the criminal background report. In the event the criminal background report is not timely received by the Bar, an Applicant will not be included on the motion for admission. An Applicant must complete a background investigation as prescribed by Rule 14-708 and procedures prescribed by the Admissions Committee.

(c) Filing deadlines for ~~Disbarred-Delicensed~~ Attorneys. ~~Disbarred-Delicensed~~ Attorneys may not file an application for admission until the later of five years after the effective date of the license revocation or the date specified in the disciplinary order. ~~Disbarred-Delicensed~~ Attorneys must comply with Rule 14-717(b), if applicable. The Bar must complete an Applications for Disbarred Delicensed Attorneys shall be received by the Bar by September 1 preceding the February Bar Examination and by February 1 preceding the July Bar Examination. Late applications for ~~Disbarred-Delicensed~~ Attorneys are not permitted.

(d) Withdrawal of applications and refunds. To withdraw an application, ~~written notice must be provided~~ an applicant must provide written notice. If ~~the Admissions Office receives~~ written notice of withdrawal ~~is received by the Admissions Office~~ 30 calendar days or more before the examination date, the Applicant will receive one-half of the filing fee ~~shall be refunded~~, unless the Applicant withdraws after appearing before the Character and Fitness Committee or after the Bar has incurred nonrefundable expenses related to a test accommodation request. Late fees, computer fees, and the application fees of Applicants not taking the Bar Examination are nonrefundable.

(e) Postponement of application. An Applicant may only postpone or transfer ~~her or his~~ an application for admission by examination due to emergency circumstances or pursuant to Rule 14-708(b)(4)(A). ~~Emergency transfers are subject to the following restrictions~~ The Bar may grant an emergency transfer if:

(e)(1) The Applicant ~~must provide~~ provides a written request, including payment of the prescribed transfer fee, prior to the conclusion of the Bar Examination, ~~and~~

(e)(2) The Applicant provides Pproof of the emergency ~~must be provided~~. ~~The reasons for the transfer are~~ An emergency under this rule is limited to two circumstances:

(e)(2)(A) a personal medical emergency, or

(e)(2)(B) a death in the immediate family.

(e)(3) The transferring Applicant must specify which future Bar Examination she or he plans to take. The ~~exam~~ Applicant must be taken take the exam within the next two scheduled Bar Examinations ~~or the Bar will close the application~~

(e)(4) The Applicant must provide an Updated Application by filing a Reapplication for Admission form, updating any information that has changed since the prior application was filed. The Applicant may have to complete a new background investigation ~~and a new criminal background check~~. The Applicant must file the Reapplication for Admission form ~~should be submitted by the date prescribed by the Admissions Committee~~ initial application deadline of October 1 preceding the February Bar Examination and March 1 preceding the July Bar Examination. ~~A~~ The Bar will

~~accept a~~ Reapplication for Admission ~~will be accepted~~ up to 15 calendar days after the filing deadline if accompanied by the prescribed 15-day late fee, or up to 30 calendar days after the filing deadline if accompanied by the prescribed 30-day late fee. ~~A Reapplication for Admission form will be accepted up to November 1 for the February Bar Examination if accompanied by the 30-day late fee and up to April 1 for the July Bar Examination if accompanied by the prescribed 30-day late fee.~~

(e)(5) An Applicant is entitled to one transfer only.

(f) Retaking the Bar Examination. An Applicant ~~failing who fails~~ the Bar Examination ~~who wishes to may~~ retake the examination ~~must file by filing an Updated Application by filing a~~ Reapplication for Admission form by the date prescribed by the Bar, updating any information that has changed since the application was filed. The Applicant may have to complete a new background investigation, and a new criminal background check. Late applications will not be accepted.

(g) Closure of application. An Applicant must resolve all application deficiencies and ~~gain receive~~ character and fitness approval within one year of filing the application or the Deputy General Counsel will close the application ~~will be closed.~~ The Character and Fitness Committee or the Admissions Committee may authorize the Deputy General Counsel to hold an application open beyond the one-year deadline.

Rule 14-708. Character and fitness.

Effective: 9/1/2020

(a) Standard of character and fitness. An attorney's conduct should conform to the requirements of the law, both in professional service to clients and in the attorney's business and personal affairs. An attorney should be one whose record of conduct justifies the trust of clients, adversaries, courts, and others with respect to the professional duties owed to them. An Applicant whose record manifests a significant deficiency in honesty, trustworthiness, diligence, or reliability ~~shall will~~ be denied admission. The Applicant has the burden of proof to establish by clear and convincing evidence her or his fitness to practice law. Applicants must be approved by the Character and Fitness Committee prior to sitting for the Bar Examination. At any time before being admitted to the Bar, the Character and Fitness Committee may withdraw or modify its approval.

(b) Investigative process; investigative interview. Investigations into the character and fitness of Applicants may be informal, but ~~shall be~~ thorough, with the object of ascertaining the truth.

(b)(1) The Character and Fitness Committee may conduct an investigation and may act with or without requiring a personal appearance by an Applicant.

(b)(2) At the discretion of the Character and Fitness Committee, an Applicant may be required to attend an investigative interview conducted by one or more members of the Committee. The investigative interview ~~shall be~~ informal but the Applicant ~~shall have~~ has the right to counsel and ~~shall will~~ be notified in writing of the general factual areas of inquiry. Documentary evidence may be provided as part of the investigation, but no witnesses will be permitted to appear during the interview. The interview ~~shall be~~ is a closed proceeding.

(b)(3) After an investigative interview has been conducted, the Applicant ~~shall will~~ be notified regarding whether or not her or his application has been approved. Applicants who

are not approved will be notified regarding those areas that are of concern to the Committee. An Applicant seeking review of the decision must request a formal hearing within ten calendar days of notice of the Committee's decision. The request must be made in writing and provided to the Deputy General Counsel. The hearing will be conducted in accordance with Rule 14-708(c).

(b)(4) Corrective action. The Committee may determine that an Applicant must take corrective action before approval of her or his application can be granted. The Applicant ~~shall~~ will be notified in writing of the action required. The Applicant must provide written documentation to the Deputy General Counsel proving that the required corrective action has been completed by the deadline specified by the Character and Fitness Committee.

(b)(4)(A) If the documentation is not provided as required by the date specified by the Character and Fitness Committee, the Applicant must, instead, submit to the Deputy General Counsel, a written request to transfer, including the payment of the prescribed transfer fee.

(b)(4)(A)(i) An Applicant who must sit for the Bar Examination must specify which of the next two scheduled Bar Examinations the Applicant intends to take.

(b)(4)(A)(ii) An Applicant who is not required to sit for the Bar Examination does not need to transfer unless her or his application is due to be closed under Rule 14-707(g). If an Applicant transfers to prevent closure of her or his application under Rule 14-707(g), closure will be postponed for one year.

(b)(4)(A)(iii) An Applicant is entitled to one transfer only.

(b)(4)(A)(iv) The application of an Applicant who neither takes corrective action nor requests a transfer ~~shall~~ will be ~~considered~~ withdrawn.

(c) Formal hearing. In matters where the Character and Fitness Committee decides to convene or an Applicant so requests, the Character and Fitness Committee ~~shall~~ must hold a formal hearing. The formal hearing ~~shall~~ will be a closed proceeding and may be scheduled whether or not preceded by an investigative interview.

(c)(1) A formal hearing ~~shall~~ will be attended by no fewer than three Character and Fitness Committee members. Five calendar days before the hearing, the Applicant and the Committee must provide a list of witnesses and a copy of any exhibits to be offered into evidence. If an Applicant chooses to submit a written statement, it must also be filed five calendar days before the hearing.

(c)(2) Written notice of the formal hearing ~~shall~~ will be given at least ten calendar days before the hearing. Notice ~~will~~ shall be sent to the Applicant at the address in the application. The notice ~~shall~~ will include a statement of the preliminary factual matters of concern. The matters inquired into at the hearing are not limited to those identified in the notice, but may include any concerns relevant to making a determination regarding the Applicant's character and fitness.

(c)(3) The formal hearing will have a complete stenographic record made by a certified court reporter or an electronic record made by means acceptable in the courts of Utah. All

testimony ~~shall~~ will be taken under oath. Although no formal rules of evidence or civil procedure will apply, an Applicant has the right to counsel, the right to cross-examine witnesses, the right to examine the evidence and the right to present witnesses and documentary evidence. An Applicant is entitled to make reasonable use of the Bar's subpoena powers to compel attendance of witnesses and to adduce relevant evidence relating to matters adverse to the applicant.

(c)(4) Written findings of fact and conclusions of law ~~shall~~ will be issued no later than 45 calendar days after the formal hearing and any subsequent inquiries have been concluded. In computing the period of time, the last day of the period ~~shall~~ will be included, unless it is a Saturday, a Sunday, or a legal holiday, in which event the period extends until the end of the next day that is not a Saturday, Sunday, or a legal holiday. "Legal holiday" includes days designated as holidays by the state or federal governments.

(d) Factors related to character and fitness. In addition to the standards set forth in Rules 14-708(a), and 14-708(f) and Rule 14-717 if applicable, the Character and Fitness Committee may use the following factors to decide whether an Applicant possesses the requisite character and fitness to practice law:

- (d)(1) the Applicant's lack of candor;
- (d)(2) unlawful conduct;
- (d)(3) academic misconduct;
- (d)(4) making of false or misleading statements, including omissions;
- (d)(5) misconduct in employment;
- (d)(6) acts involving dishonesty, fraud, deceit or misrepresentation;
- (d)(7) abuse of legal process;
- (d)(8) neglect of financial responsibilities;
- (d)(9) neglect of professional obligations;
- (d)(10) violation of a court order;
- (d)(11) evidence of mental or emotional instability;
- (d)(12) evidence of drug or alcohol dependency;
- (d)(13) lack of diligence or reliability;
- (d)(14) lack of civility;
- (d)(15) denial of admission to the bar in another jurisdiction on character and fitness grounds;
- (d)(16) past or pending disciplinary action by a lawyer disciplinary agency or other professional disciplinary agency of any jurisdiction; and
- (d)(17) other conduct bearing upon character or fitness to practice law.

(e) Assigning weight and significance to prior conduct. In making a determination as to the requisite character and fitness, the following factors should be considered in assigning weight and significance to prior conduct:

- (e)(1) age at the time of conduct;
- (e)(2) recency of the conduct;
- (e)(3) reliability of the information concerning the conduct;
- (e)(4) seriousness of the conduct;
- (e)(5) factors underlying the conduct;
- (e)(6) cumulative effect of conduct or information;
- (e)(7) evidence of rehabilitation;
- (e)(8) positive social contributions since the conduct;
- (e)(9) candor in the admissions process;
- (e)(10) materiality of any omission or misrepresentations; and
- (e)(11) acceptance of responsibility for past conduct.

(f) Civil, criminal, or disciplinary charges.

(f)(1) Where bar complaints, civil cases, or criminal charges are pending, the Deputy General Counsel or the Committee may hold an Applicant's character and fitness review ~~may be held~~ in abeyance until the matter has been resolved by the authority in question.

(f)(1)(a) The Committee considers defaulted debt obligations and debt subject to collections as reflecting poorly on an Applicant's character and fitness. In reviewing the financial situation of an Applicant, the Committee will consider, among other things, whether the Applicant is currently and actively engaged in a payment plan and the circumstances leading to the debt and its subsequent default.

(f)(2) An Applicant convicted of a misdemeanor offense or who has entered a plea in abeyance to any criminal offense may be asked to appear before members of the Character and Fitness Committee for an investigation interview or a formal hearing. In determining whether the Applicant is of good character, the Committee will consider the nature and seriousness of the criminal conduct resulting in the conviction(s), mitigating and aggravating factors including completion of terms and conditions of any sentence imposed, payment of restitution if applicable, and demonstration of clearly proven rehabilitation.

(f)(3) A rebuttable presumption exists against admission of an Applicant convicted of a felony offense. For purposes of this rule, a conviction includes entry of a nolo contendere (no contest) plea. An Applicant who has been convicted of a felony offense is not eligible to apply for admission until after the date of completion of any sentence, term of probation or term of parole or supervised release, whichever occurred last. Upon an Applicant's eligibility, a formal hearing may be held as set forth in Rule 14-708(c). Factors to be considered by the Committee include, but are not limited to, the nature and seriousness of

the criminal conduct resulting in the conviction(s), mitigating and aggravating factors including completion of terms and conditions of a sentence imposed and demonstration of clearly proven rehabilitation.

(g) Review. An Applicant may request a review of a formal hearing decision. The review will be conducted in accordance with Rule 14-715.

(h) Reapplication. Reapplication after denial in a character and fitness determination may not be made prior to one year from the date of the final decision (including the appellate decision, if applicable), unless a different time period is specified in the final decision. If just cause exists, the Character and Fitness Committee may require an Applicant to wait up to three years from the date of the final decision to reapply. If a reapplication period longer than one year is set for a ~~Disbarred~~ Delicensed Attorney, then the time period is subject to approval by the district court hearing the petition for reinstatement. See Rule ~~14-525~~ 14-525.

Rule 14-709. Application denial.

Effective: 5/1/2016

(a) Notice from Bar. An Applicant whose application is denied because ~~it is determined that~~ the Applicant does not meet the qualifications for admission under this article will receive written notice from the Bar that her or his application has been denied, along with a statement explaining the deficiency and reason(s) for denial.

(b) Review. An Applicant may request a review of a denial under subsection (a). The review will be conducted in accordance with Rule 14-715.

Rule 14-710. Administration of the Bar Examination.

Effective: 5/1/2016

(a) Bar Examination. The Bar Examination consists of the UBE. All components of the Bar Examination must be taken in the same examination administration and given according to the standards established by the NCBE.

(b) Exam components. The Bar Examination components are the MEE, MPT, and MBE.

(c) The Bar Examination is administered only for the purpose of admission to the Bar.

Rule 14-711. Grading and passing the Bar Examination.

Effective: 6/28/2023

(a) **Grading the Written Component of the Bar Examination.** MEE and MPT answers ~~must~~ be are uniformly graded on a scale from zero to five points. In order to assure maximum fairness and uniformity in grading, the Board or its designees must prescribe procedures and standards for grading to be used by all graders.

(b) **Scoring the Written Component of the Bar Examination.** The MEE and MPT scores added together constitute the raw Written Component score. The raw Written Component score is scaled to the MBE portion of the examination using the standard deviation method.

(c) **Weighting of exam components.** The MBE score is weighted 50%, the MEE score is weighted 30% and the MPT score is weighted 20% in calculating the Applicant's total score.

(d) **Passing grade.** The Applicant's total score is the sum of the scaled MBE score and the scaled Written Component score. The total score is based on a 400-point scale. A total score of 270 or above is required to pass any Bar Examination administered prior to July 2023. A total score of 260 or above is required to pass the July 2023 Bar Examination and any Bar Examination administrations thereafter.

(e) **Bar Examination results are final.** Bar Examination answers will not be reread, reevaluated or regraded by the Bar or its designees.

(f) **Number of attempts.** An Applicant who, after having taken six examinations in this or any other jurisdiction of a U.S. state, territory, or the District of Columbia, has failed to earn a score equivalent to or above the passing UBE score in Utah ~~or above~~ at the time the Applicant took the examination is not ~~be~~ permitted to sit for the Bar Examination nor be admitted by transferred UBE score in this state except upon permission of the Admissions Committee for good cause shown. A petition providing clear and convincing evidence of good cause must be filed with the Deputy General Counsel by the retake deadline. Late applications will not be accepted.

(f)(1) A written decision will be issued pursuant to Rule 14-709(a) within 30 days of the Deputy General Counsel receiving a petition. An Applicant may appeal the written decision directly to the Supreme Court pursuant to Rule 14-715(e).

Rule 14-712. Qualifications for admission based on UBE.

Effective: 6/28/2023

(a) **Application and admission timing.** An application may be filed at any time. Processing of the application and the character and fitness investigation require a minimum of four months to complete.

(b) **UBE score transferability.** An Applicant who has taken and completed the UBE in a single administration in a jurisdiction other than Utah may transfer the UBE score by filing an application provided:

- (1) the Applicant meets all the requirements of Rule 14-703 or Rule 14-704;
- (2) the Applicant has not been denied by any jurisdiction on character and fitness grounds;
- (3) the Applicant's UBE score from a pre-July 2023 Bar Examination administration is 270 or above, or the applicant's UBE score from the July 2023 or later Bar Examination administration is 260 or above; and

(4) the Bar receives the Applicant's UBE score no later than nine months after the filing of the application. To transfer a UBE score, an Applicant must send a written transfer request, along with the prescribed fee, to the NCBE.

(c) **Time limits on transferability.** The UBE score is transferable for all Applicants ~~only if the application is filed within~~ for 36 months ~~after of~~ the administration of the UBE in which the passing score was earned.

Rule 14-713. MPRE.

Effective: 5/1/2018

(a) MPRE requirements. In conjunction with the requirements of Rule 14-716(d), an Applicant must receive a passing score on the MPRE prior to admission to the Bar. A scaled score of 86 is passing. It is the Applicant's responsibility to ensure that a passing MPRE score is reported to the Bar.

(b) Administration of the MPRE. The MPRE is administered by the NCBE. To take the MPRE, an Applicant must file an application with and pay the prescribed fee to the NCBE.

Rule 14-714. Unsuccessful Applicants disclosure and right of inspection.

Effective: 9/1/2020

(a) Inspection of the Written Component. The Written Component of the Bar Examination ~~shall~~ will be retained for no fewer than six months after the date that examination's results have been announced. An unsuccessful Applicant ~~shall~~ will be entitled to a reasonable inspection of the Applicant's answers to the MEE and MPT questions.

(b) The MEE and MPT questions and analyses are available from the NCBE.

(c) Privileged Information is not subject to disclosure.

(d) Inspection of MBE. This rule does not permit an Applicant to inspect MBE questions or her or his answers. Neither copies of the MBE questions nor answers are retained by the Bar.

(e) All disclosure under this rule is governed by Rule 14-720.

Rule 14-715. Requests for Review.

Effective: 11/12/2020

(a) **Request for Review.** A request for review of a final decision, along with the prescribed filing fee, must be filed with the ~~Bar~~ Deputy General Counsel in writing within 10 calendar days of the date on the written notice of the decision. The request for review ~~shall~~ must be addressed to the Admissions Committee and contain a short and plain statement of the reasons that the Applicant is entitled to relief. Any of the following decisions qualify as final and are therefore subject to appeal:

(1) a decision issued by the Test Accommodations Committee in accordance with Rule 14-706(a);

(2) a decision issued by the Character and Fitness Committee after a formal hearing in accordance with Rule 14-708(c)(4);

(3) a decision denying an application in accordance with Rule 14-709(a).

(bd) Review process. Upon receipt of a Request for Review, Deputy General Counsel will forward the request to the Admissions Committee, who will convene a review panel. An Applicant's appearance at the review will only be permitted if deemed necessary. The review will be a closed proceeding and will be limited to consideration of the record, the Applicant's memorandum, and the Bar's responsive memorandum, if any. Requests for review setting forth common issues may be consolidated in whole or in part. After the completion of the review, a written decision shall will be issued.

(1) Payment of Transcript. An Applicant appealing a decision of the Character and Fitness Committee issued after a formal hearing is responsible for paying for and submitting a duly certified copy of the transcript of the formal hearing proceedings or other electronic record copy made by means acceptable in the courts of Utah.

(2) Memoranda. After filing a written request for review, an Applicant must file a written memorandum citing to the record to show that the evidence does not support the decision. The issues in the memorandum must be limited to matters contained in the record. The review panel will not consider issues raised for the first time in the request for review. The memorandum must be filed within 30 calendar days of the filing of the request for review. The Bar may file a response, but no reply memorandum will be permitted.

(cb) Rule waivers. The review panel does not have authority to waive admission rules.

(de) Burden of Proof. The Applicant bears the burden of proof by clear and convincing evidence. Harmless error does not constitute a basis to set aside the decision. On appeal, the decision may be affirmed, modified, or reversed. The decision, whether based on testimony or documentary evidence, shall will not be set aside unless clearly erroneous, and deference shall will be given to those making the decision to judge the credibility of witnesses.

~~(d) Review process. An Applicant's appearance at the review will only be permitted if deemed necessary. The review will be a closed proceeding and will be limited to consideration of the record, the Applicant's memorandum, and the Bar's responsive memorandum, if any. Requests for review setting forth common issues may be consolidated in whole or in part. After the completion of the review, a written decision shall be issued.~~

~~(1) Payment of Transcript. An Applicant appealing a decision of the Character and Fitness Committee issued after a formal hearing is responsible for paying for and submitting a duly certified copy of the transcript of the formal hearing proceedings or other electronic record copy made by means acceptable in the courts of Utah.~~

~~(2) Memoranda. After filing a written request for review, an Applicant must file a written memorandum citing to the record to show that the evidence does not support the decision. The issues in the memorandum must be limited to matters contained in the record. The review panel will not consider issues raised for the first time in the request for review. The memorandum must be filed within 30 calendar days of the filing of the request for review. The Bar may file a response, but no reply memorandum will be permitted.~~

(e) **Supreme Court appeal.** Within 30 calendar days of the date on the panel's written decision, the Applicant may appeal to the Supreme Court by filing a notice of appeal with the clerk of the Supreme Court and serving a copy upon the General Counsel for the Bar. At the time of filing the notice of appeal, the Applicant ~~shall~~ will pay the prescribed filing fee to the clerk of the Supreme Court. The clerk will not accept a notice of appeal unless the filing fee is paid.

(1) **Record of proceedings.** A record of the proceedings ~~shall~~ will be prepared by the Bar and ~~shall~~ will be filed with the clerk of the Supreme Court within 21 calendar days following the filing of the notice of appeal.

(2) **Appeal petition.** An appeal petition ~~shall~~ must be filed with the Supreme Court 30 calendar days after a record of the proceedings has been filed with the Supreme Court. The appeal petition ~~shall~~ must state the name of the petitioner and ~~shall~~ will designate the Bar as respondent. The appeal petition must contain the following:

- (A) a statement of the issues presented and the relief sought;
- (B) a statement of the facts necessary to an understanding of the issues presented by the appeal;
- (C) the legal argument supporting the petitioner's request; and
- (D) a certificate reflecting service of the appeal petition upon the General Counsel.

(3) **Format of appeal and response petitions.** Except by permission of the Court, the appeal petition and the Bar's response ~~shall~~ must contain no more than 14,000 words or, if it uses a monospaced face, it ~~shall~~ must contain no more than 1,300 lines of text.

(4) **Response petition.** Within 30 calendar days after service of the appeal petition on the Bar, the Bar, as respondent, ~~shall~~ must file its response with the clerk of the Supreme Court. At the time of filing a copy of the response ~~shall~~ must be served upon the petitioner. The petitioner may file a reply brief. A reply brief must be limited to responding to the facts and arguments raised in the Bar's response.

(5) The clerk of the Supreme Court will notify the parties if any additional briefing or oral argument is permitted. Upon entry of the Supreme Court's decision, the clerk ~~shall~~ will give notice of the decision.

Rule 14-716. License fees; enrollment fees; oath and admission.

Effective: 9/1/2020

(a) Court enrollment fees and Bar license fee. After notification that the Board has approved the Applicant for admission, the Applicant must pay to the Bar the applicable Bar license fee for either Active or Inactive status. The Bar also collects and transmits the ~~federal and~~ state court enrollment fees. The Applicant must pay to the Bar the mandatory Supreme Court enrollment fee, regardless of whether the Applicant elects Active or Inactive attorney status.

(b) Motion for admission and enrollment. Upon satisfaction of the requirements of Rule 14-716(a), the Board will submit a written motions to the Utah Supreme Court ~~and the United States District Court for the District of Utah~~ for admission certifying that the Applicants have satisfied all qualifications and requirements for admission to the Bar. The Board will submit four motions for admission per year: February, May, August, and October. After the motions ~~is~~ are submitted and

upon approval by the Utah Supreme Court and the United States District Court for the District of Utah and upon taking the required oath, an Applicant is eligible to be enrolled into Utah's state courts and federal courts. Pursuant to the admission requirements of the United States District Court for the District of Utah, an Applicant in good standing with the Utah State Bar may enroll into Utah's federal courts by directly registering with and paying a fee to the federal court.

(c) Oath of attorney and certificate of admission. Every Applicant must take an oath. The oath must be administered by the clerk of the Supreme Court, the clerk of a court of the United States, a Utah state judge of district or juvenile court level or higher, a judge of a court of the United States or a judge of a court of general jurisdiction or higher of a state of the United States. In the event of military assignment, a military court judge may administer the oath. After administration of the oath, each Applicant must sign the roll of attorneys maintained by the clerk of the Supreme Court at which time the Applicant receives a certificate of admission. If the oath is administered other than at a regularly scheduled ceremony conducted by the Court, the Applicant must contact the clerk of the Supreme Court for information on administration of the oath, and if applicable, the clerk of the United States District Court for the District of Utah.

(d) Time limit for admission. After receiving notice of approval for admission, an Applicant must pay the prescribed license and enrollment fees and take the oath as required by Rule 14-716(c) within six months or approval for admission is automatically withdrawn. Failure to timely satisfy the provisions of this rule requires an Applicant to recommence the application process including the submission of a new application, the payment of application fees, a new character and fitness investigation and the retaking of the Bar Examination, if applicable.

Rule 14-717. Readmission of Utah attorneys after resignation without discipline, administrative suspension for three or more years, resignation with discipline, or disbarment.

Effective: 9/1/2020

(a) Requirements of Formerly-Admitted Applicants. An Applicant for readmission after resignation without discipline or after an administrative suspension for three or more years bears the burden of proof to establish that she or he meets all necessary requirements by clear and convincing evidence. To qualify for readmission, a Formerly-Admitted Applicant must file for admission by filing an application as:

(a)(1) an Attorney Applicant under Rule 14-704, except the applicant is not required to retake the Bar Examination but must enroll in the New Lawyer Training Program under Rule 14-808 without eligibility for an exemption or waiver; or

(a)(2) a Motion Applicant under 14-705:

~~(a)(1) apply for admission as an Attorney Applicant in accordance with Rule 14-704, or~~

~~(a)(2) provide clear and convincing evidence of the Full-time Active Practice of Law for at least 60 of the 84 months immediately preceding the date of application, and demonstrate that she or he:~~

~~(a)(2)(A) has remained in good standing in the jurisdiction(s) where practicing throughout the time in practice;~~

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~~(a)(2)(B) has paid the prescribed fees and filed the required Complete Application in accordance with Rule 14-707;~~

~~(a)(2)(C) is a member in good standing in all jurisdictions where currently admitted;~~

~~(a)(2)(D) is of good moral character and satisfies the requirements of Rule 14-708;~~

~~(a)(2)(E) has a proven record of ethical, civil, and professional behavior and has never been disbarred or resigned with discipline pending or their equivalent, in any jurisdiction, and is not currently subject to lawyer discipline or the subject of a pending disciplinary matter; and~~

~~(a)(2)(F) complies with the requirements of Rule 14-716 concerning licensing and enrollment fees.~~

(b) Requirements of ~~Disbarred-Delicensed~~ Attorney Applicants. An Applicant for readmission to the Bar after disbarment or resignation with discipline pending ~~shall~~must satisfy all requirements of this article, including Rules 14-703, 14-707(c), 14-708 and 14-716, and ~~shall~~must satisfy all other requirements imposed by Rule ~~14-525~~ _____, the OPC, and Utah courts. A report and recommendation ~~shall~~must be filed by the Character and Fitness Committee in the district court in which the Applicant has filed his or her petition for readmission. The district court must approve the Applicant's petition for readmission under Rule ~~14-525~~ _____ before an Applicant can be admitted and licensed under Rule 14-716 to practice law.

(b)(1) A ~~Disbarred-Delicensed~~ Attorney Applicant must undergo a formal hearing as set forth in Rule 14-708(c). A ~~Disbarred-Delicensed~~ Attorney Applicant has the burden of proving rehabilitation by clear and convincing evidence. No ~~Disbarred-Delicensed~~ Attorney Applicant may take the Bar Examination prior to being approved by the Character and Fitness Committee as provided in Rule 14-708(a). In addition to the requirements set forth in this rule and in conjunction with the application, an Applicant under this rule must:

(b)(1)(A) file an application for admission in accordance with the requirements and deadlines set forth in Rule 14-707(c).

(b)(1)(B) provide a comprehensive written explanation of the circumstances surrounding her or his disbarment or resignation;

(b)(1)(C) provide copies of all relevant documents including, but not limited to, orders containing findings of fact and conclusions of law relating to disbarment or resignation; and

(b)(1)(D) provide a comprehensive written account of conduct evidencing rehabilitation. To prove rehabilitation, the Applicant must demonstrate and provide evidence of the following:

(b)(1)(D)(i) strict compliance with all disciplinary and judicial orders;

(b)(1)(D)(ii) full restitution of funds or property where applicable;

(b)(1)(D)(iii) a lack of malice toward those who instituted the original proceeding against the Applicant;

(b)(1)(D)(iv) unimpeachable character and moral standing in the community;

(b)(1)(D)(v) acceptance of responsibility for the conduct leading to the discipline;

(b)(1)(D)(vi) a desire and intent to conduct one's self in an exemplary fashion in the future;

(b)(1)(D)(vii) treatment for and current control of any substance abuse problem and/or psychological condition, if such were factors contributing to the disbarment or resignation; and

(b)(1)(D)(viii) positive action showing rehabilitation by such things as a person's occupation or community or civic service. Merely showing that the Applicant is now living as and doing those things she or he should have done throughout life, although necessary to prove rehabilitation, does not prove that the individual has undertaken a useful and constructive place in society.

Rule 14-718. Licensing of Foreign Legal Consultants.

Effective: 9/1/2020

(a) Requirements of Foreign Legal Consultants. The burden of proof is on the Applicant to establish by clear and convincing evidence that the Applicant:

(a)(1) is a member in good standing of a recognized legal profession in a foreign country, the members of which are admitted to practice as attorneys or counselors at law or the equivalent and are subject to effective regulation and discipline by a duly constituted professional body or a public authority; and

(a)(2) has paid the prescribed fee and filed a Complete Application as a Foreign Legal Consultant Applicant;

(a)(3) is of the good moral character and satisfies the requirements of Rule 14-708;

(a)(4) intends to practice as a legal consultant in this state and to maintain an office in this state for that purpose; and

(a)(5) has passed the MPRE.

(b) Proof required. An Applicant must file with the Bar's Admissions Office:

(b)(1) a certificate from the professional body or public authority in such foreign country having final jurisdiction over professional discipline, certifying as to the Applicant's admission to practice and the date, and the Applicant's good standing as such attorney or counselor at law or the equivalent;

(b)(2) a duly authenticated English translation of such certificate, if it is not in English; and

(b)(3) such other evidence as to the Applicant's educational and professional qualifications, good moral character and general fitness, and compliance with the requirements of this rule as the Bar may require.

(c) Scope of practice. A person licensed to practice as a Foreign Legal Consultant under this rule may render legal services in this state with respect to the law of the foreign country in which such person is admitted to practice law. The Foreign Legal Consultant may not violate any provision of Rule 14-802 and may not:

(c)(1) appear for a person other than herself or himself as attorney in any court, or before any magistrate or other judicial officer, in Utah other than as permitted under Rule 14-802 or upon qualified admission pro hac vice pursuant to Rule 14-806; or

(c)(2) render professional legal advice on the law of this state or of the United States;

(c)(3) be, or in any way hold herself or himself out as a member of the Bar; or

(c)(4) carry on practice under, or use in connection with such practice, any name, title or designation other than the following:

(c)(4)(A) the Foreign Legal Consultant's own name;

(c)(4)(B) the name of the law firm or other entity with which the Foreign Legal Consultant is affiliated, in each case only in conjunction with the title "Foreign Legal Consultant" as set forth below;

(c)(4)(C) the Foreign Legal Consultant's authorized title in the foreign country in which the Foreign Legal Consultant is admitted to practice, in each case only in conjunction with the title "Foreign Legal Consultant" as set forth below; and

(c)(4)(D) the title "Foreign Legal Consultant," which must be used in conjunction with the words "admitted to the practice of law only in [name of the foreign country in which the Foreign Legal Consultant is admitted to practice]."

(d) Rights and obligations. A person licensed as a Foreign Legal Consultant will be considered a lawyer affiliated with the Bar as permitted by this rule and will be entitled and subject to:

(d)(1) the rights and obligations set forth in the Utah Rules of Professional Conduct or arising from the other conditions and requirements that apply to a member of the Bar under rules adopted by the Supreme Court; and

(d)(2) attorney-client privilege, work-product privilege and similar professional privileges.

(e) Subject to disciplinary proceedings. A person licensed to practice as a Foreign Legal Consultant is subject to professional discipline in the same manner and to the same extent as members of the Bar and specifically is subject to discipline by the Supreme Court as delegated by rule and is otherwise governed by the Utah Rules of Professional Conduct, the ~~rules of Lawyer Discipline and Disability, the Standards for Imposing Lawyer Sanctions~~ Rules of Discipline, Disability, and Sanctions, and other applicable Supreme Court rules.

(f) Requirements for licensure. Every person licensed to practice as a Foreign Legal Consultant must:

(f)(1) attend the OPC ethics school before receiving a license to practice as a Foreign Legal Consultant, and;

(f)(2) must execute and file with the Bar, in such form and manner as the Supreme Court may prescribe:

(f)(2)(A) their understanding of, and commitment to observe, the Utah Rules of Professional Conduct and the other rules adopted by the Supreme Court, and to the extent applicable to the legal services authorized under paragraph (c) of this rule;

(f)(2)(B) written notice to the OPC of any change in the Foreign Legal Consultant's membership status, good standing, or authorization to practice law in any jurisdiction where licensed, including the commencement of all formal disciplinary proceedings and of all final disciplinary actions taken in any other jurisdiction.

(g) License fees. A person licensed as a Foreign Legal Consultant must pay annual license fees equal to the fees paid by a member of the Bar on Active status.

(h) Revocation of license. If a licensed Foreign Legal Consultant no longer meets the requirements for licensure set forth in paragraph (a) or (g), their license will be revoked following the procedures set forth in the ~~Rules for Lawyer Discipline and Disability, and the Standards for Imposing Lawyer Sanctions~~ Rules of Discipline, Disability, and Sanctions.

(i) Admission to Bar. If a Foreign Legal Consultant is subsequently admitted as a member of the Bar under Chapter 14, Article 7, Admission to the Utah State Bar, the license granted to such person to practice law as a member of the Bar supersedes the Foreign Legal Consultant license.

Rule 14-719. Qualifications for admission of House Counsel Applicants.

Effective: 11/12/2020

(a) **Scope of practice.** An attorney admitted to the Bar as House Counsel ~~shall will~~ limit her or his practice of law including legal representation to the business of her or his employer. However, House Counsel can provide pro bono legal services under the auspices of an approved sponsoring entity consistent with Rule 14-803 of the Utah Rules of Lawyer Discipline and Disability. House Counsel ~~shall not~~ is not permitted to:

(1) Appear before a court of record or not of record as an attorney or counselor in the State of Utah except as otherwise authorized by law or rule; or

(2) Offer legal services or advice to the public or hold herself or himself out as being so engaged or authorized. An attorney granted a House Counsel license is not prevented from appearing in any matter pro se, performing pro bono services under Rule 14-803, or from fulfilling the duties of a member of the active or reserve components of the armed forces or the National Guard.

(b) **Requirements of House Counsel Applicants.** To be recommended for admission to the Bar as House Counsel, a person must establish by clear and convincing evidence that she or he:

(1) has filed a Complete Application for admission and paid the prescribed application fee;

(2) is at least 21 years old;

(3) graduated with a First Professional Degree in law from an Approved Law School, or from an Unapproved Law School located within a U.S. state, territory or the District of Columbia;

(4) is licensed to practice law and in active status in a U.S. state, territory or the District of Columbia;

(5) is employed and practices law exclusively as house counsel for a non-governmental corporation, its subsidiaries or affiliates, an association, a business, or other legal entity whose lawful business consists of activities other than the practice of law or the provision of legal services;

(6) is either (A) a bona fide resident of the State of Utah or (B) house counsel for an employer located in Utah;

(7) has provided an affidavit signed by both the Applicant and the employer that the Applicant is employed exclusively as house counsel and that Applicant has disclosed to the employer the limitations on House Counsel's license of practicing under this rule;

(8) is of good moral character and satisfies the requirements of Rule 14-708;

(9) has presented satisfactory proof both of admission to the practice of law and that she or he is a member in good standing in all jurisdictions where currently admitted;

(10) has a proven record of ethical, civil and professional behavior and has never been ~~disbarred~~ ~~delicensed~~ or resigned with discipline pending, or their equivalent, in any jurisdiction, and is not currently subject to lawyer discipline or the subject of a pending disciplinary matter;

(11) has received a passing MPRE score; and

(12) has complied with the oath and enrollment provisions of Rule 14-716 and paid the licensing fees required for active status.

(c) **Timing of application and admission.** An application under this rule may be filed at any time but the Applicant must be able to demonstrate that she or he satisfies the requirements of this rule as of the date the application is filed.

(1) The processing of the application and the character and fitness investigation require a minimum of four months to complete.

(2) Upon approval the Applicant must comply with the provisions of Rule 14-716 concerning licensing and enrollment fees.

(3) A person licensed as House Counsel ~~shall~~ ~~must~~ pay annual license fees which ~~shall~~ ~~bare~~ equal to the fees required to be paid by a member of the Bar on Active status.

(d) **Unauthorized practice of law.**

(1) It is the unauthorized practice of law for an attorney not licensed in Utah to practice law in the state except as otherwise provided by law.

(2) An attorney who complies with the requirements of subsection (b)(1) may provide services to an employer in Utah while the application is pending as long as the application is filed within six months of the out-of-state attorney accepting a house counsel position.

(3) An attorney who provides legal advice to her or his employer but is not an active member of the Bar or licensed as House Counsel pursuant to this rule may be referred for investigation for the unauthorized practice of law.

(e) **Continuing legal education requirement.** House Counsel ~~shall~~must pay the designated filing fee and file with the MCLE Board by July 31 of each year a Certificate of Compliance from the jurisdiction where House Counsel maintains an active license establishing that she or he has completed the hours of continuing legal education required of active attorneys in the jurisdiction where House Counsel is licensed.

(f) **Subject to disciplinary proceedings.** A person licensed as House Counsel ~~shall~~will be subject to professional discipline in the same manner and to the same extent as members of the Bar and specifically ~~shall be~~are subject to discipline by the Supreme Court as delegated by rule and ~~shall~~are otherwise be governed by ~~Chapter 13, the Rules of Professional Conduct, Chapter 14 Article 5, Lawyer Discipline and Disability, Article 6, Standards for Imposing Lawyer Sanctions~~the Rules of Discipline, Disability, and Sanctions, and other applicable rules adopted by the Supreme Court, and all applicable statutory provisions.

(g) **Notification of change in standing.**

(1) House Counsel ~~shall~~must execute and file with the Licensing Office a written notice of any change in that person's membership status, good standing or authorization to practice law in any jurisdiction where licensed.

(2) House Counsel ~~shall~~must execute and file with the OPC a written notice of the commencement of all formal disciplinary proceedings and of all final disciplinary actions taken in any other jurisdiction.

(h) **No Solicitation.** House Counsel is not authorized by anything in this rule to hold out to the public or otherwise solicit, advertise, or represent that he or she is available to assist in representing the public in legal matters in Utah.

(i) **Cessation of activity as house counsel.** A House Counsel license terminates, and the House Counsel ~~shall~~will immediately cease performing all services under this rule and ~~shall~~will cease holding herself or himself out as House Counsel upon:

(1) termination of employment with the qualified employer as provided in subsection (b)(6);

(2) termination of residence, or the maintenance of his or her office in the State of Utah as provided in subsection (b)(5);

(3) failure to maintain active status in a sister state or United States territory or the District of Columbia, or to satisfy the Bar's annual licensing requirements, including compliance with mandatory continuing legal education requirements as provided for in this rule;

(4) completion of any disciplinary proceeding in Utah or any other jurisdiction, which warrants suspension or termination of the House Counsel license.

(j) **Reinstatement after temporary lapse in license.** An attorney whose House Counsel license is terminated pursuant to subsection (i)(1), (i)(2), or (i)(3) ~~shall~~ will be reinstated to practice law as a House Counsel if within six months from the termination the attorney is able to demonstrate to the Bar that she or he has:

- (1) transferred to inactive status in accordance with subsection (k); or
- (2) employment with a qualified employer and has provided the required verification of employment pursuant to subsection (b)(7);
- (3) established a residence or maintains an office for the practice of law as House Counsel for the employer within the State of Utah; and
- (4) active status in a U.S. state, territory or the District of Columbia and has complied with the Bar's annual licensing and MCLE requirements for House Counsel.

(k) **Inactive status.** House Counsel who is not currently practicing may transfer to inactive status under Rule 14-203(a)(4). Doing so will prevent the lapse of the license as long as the inactive status is maintained.

- (1) Inactive House Counsel may return to active status upon demonstration of compliance with requirements (j)(1) through (j)(4) and payment of the necessary fees in accordance with Rule 14-203(b).

(l) **Notice of change of employment.** House Counsel ~~shall~~ must notify, in writing, the Licensing Office of the termination of the employment pursuant to which the House Counsel license was issued.

(m) **Full admission to the Utah State Bar.** A House Counsel license will be terminated automatically once the attorney has been otherwise admitted to the practice of law in Utah as an active member of the Bar. Any person who has been issued a House Counsel license may qualify for full membership by establishing by clear and convincing evidence that she or he:

- (1) has applied as an Attorney Applicant or Motion Applicant by filing a Complete Application; any application must be filed in accordance with the filing deadlines set forth in Rule 14-707(b);
- (2) has successfully passed the Bar Examination under Rule 14-704, has transferred a passing UBE score under Rule 14-712, or qualifies for admission under Rule 14-705; and
- (3) has complied with the provisions of Rule 14-716 concerning licensing and enrollment fees.

Rule 14-720. Confidentiality.
Effective: 6/13/2012

(a) Confidentiality. Confidential Information relating to admissions ~~shall~~will not be disclosed other than as permitted by this article. Confidential Information includes but is not limited to all records, documents, reports, letters and sources whether or not from other agencies or associations, relating to admissions and the examination and grading process.

(b) Disclosure of Confidential Information in admissions process. Nothing in this article limits disclosure of Confidential Information to the Board and the Bar's employees, committees and their agents in connection with the performance of and within the scope of their duties. The Bar is authorized to disclose information relating to Applicants as follows:

(b)(1) records pertaining to an Applicant as authorized by the Applicant in writing for release to others;

(b)(2) information to the NCBE regarding persons who have filed applications for admission;

(b)(3) ~~the names of Applicants and~~ the names of Applicants who are eligible for admission to the Bar; and

(b)(4) the Applicant's exam results to the law school from which the Applicant graduated.

(c) Disclosure of Confidential Information to Applicant. An Applicant and an Applicant's attorney are entitled to Confidential Information directly related to the Applicant:

(c)(1) which is to be considered by the Character and Fitness Committee in conjunction with a formal hearing in accordance with Rule 14-708(c); and

(c)(2) as permitted by Rule 14-714.

(d) Privileged Information. Neither an Applicant nor an Applicant's attorney nor any person is entitled to Privileged Information except as released by the Character and Fitness Committee in conjunction with a formal hearing under Rule 14-708(c).

(e) Communications relating to applications. Letters or information relating to an Applicant in which the writer requests confidentiality ~~shall~~will not be placed into evidence or otherwise made available to the decision-making body or anyone else involved in a decision-making capacity with respect to the admission of the Applicant. Such material will be destroyed by the admissions office. Any person having knowledge of the content of the information ~~shall~~must withdraw from participation in the matter, and if necessary persons ~~shall~~will be appointed to replace those required to withdraw from the decision-making process.

(f) Release of information. Except as otherwise authorized by order of the Supreme Court, the Bar ~~shall~~will deny requests for Confidential Information but may grant the request if made by one of the following entities:

(f)(1) an entity authorized to investigate the qualifications of persons for admission to practice law;

(f)(2) an agency or entity authorized to investigate the qualifications of persons for government employment;

(f)(3) a lawyer discipline enforcement agency; ~~or~~

(f)(4) an agency or entity authorized to investigate the qualifications of judicial candidates;
or-

(f)(5) as otherwise ordered by a Utah court.

(g) Release of Confidential Information. If the request for Confidential Information is granted, it ~~shall-will~~ be released only upon certification by the requesting agency or entity that the Confidential Information ~~shall-will~~ be used solely for authorized purposes. If one of the above-enumerated entities requests Confidential Information, the Bar ~~will~~~~shall~~ give written notice to the Applicant that the Confidential Information will be disclosed within ten calendar days unless the Applicant obtains an order from the Supreme Court restraining such disclosure.

(h) Immunity from civil suits. Participants in proceedings conducted under this article ~~shall-be~~~~are~~ entitled to the same protections for statements made in the course of the proceedings as participants in judicial proceedings. The admissions-related committee members, the Deputy General Counsel, the General Counsel and admissions staff ~~shall-be~~~~are~~ immune from suit for any conduct committed in the course of their official duties, including the investigatory stage. There is no immunity from civil suit for intentional misconduct.

(i) Persons providing information to admission office or admissions-related committees. Every person or entity ~~shall-be-is~~ immune from civil liability for providing, in good faith, documents, statements of opinion, records or other information regarding an Applicant or potential Applicant for admission to the Bar to the admissions office or to those members of the admissions-related committees.

Rule 14-721. Admission of Deferred Action for Childhood Arrivals recipients.

Effective: 1/29/2020

An applicant ~~who-is~~ will be eligible for admission to the Utah Bar if the applicant meets the following requirements:

(a) is a recipient of:

- (i) deferred action status pursuant to the United States' Policy of Deferred Action for Childhood Arrivals, or
- (ii) deferred action status, whether granted on an individualized, case by case basis or pursuant to national policy, based in part upon such applicant having arrived in the United States as a minor; ~~and~~

(b) is authorized by the United States to accept employment at the time of application; ~~and~~

(c) meets the requirements for admission under Rule 14-703, 14-704, 14-705, or 14-712.

~~will be eligible for admission to the Utah Bar if the applicant meets all other requirements for admission.~~

MEMORANDUM

To: Utah State Bar Board of Bar Commissioners
From: Admissions Committee; Emily A. Lee, Deputy General Counsel for Admissions
Date: August 15, 2024
Re: Fee Modification

Part of the recommended changes to the Rules Governing Admissions is a proposal to remove the late filing deadline for applications for admission by examination. The financial impact of that change, caused by the loss of revenue generated by the late filing fees, will be an average yearly loss of \$26000.00. After evaluating the application fees for all types of applications since the last change in 2009, we propose modifying the examination application fees and the application fee for those who apply by UBE transfer to offset the loss of the late filing fees.

Current State of Application Fees

Currently, the Utah State Bar charges the following fees for admission:

Student Exam - \$550
Attorney Exam - \$850
Late fee - \$100-\$300

UBE transfer - \$550
Motion - \$850
House Counsel - \$850

Former attorneys - \$1000
Disbarred attorney - \$5000

Attached as Exhibit 1 is a chart showing where Utah ranks among other jurisdictions based on fees charged for student examinees, attorney examinees, and for use of a laptop during the bar examination. Currently, Utah is the 19th lowest among 56 jurisdictions for student examination fees and is 37th out of 56 jurisdictions for attorney examination fees. Utah charges the highest amount for laptop fees.

Attached as Exhibit 2 are three charts showing Utah's rank among other jurisdictions for fees charged on applications for UBE transfers, admission by motion, and admission as in-house counsel. Notably, Utah ranks 10th lowest among 41 jurisdictions who allow UBE transfers in terms of fees charged.

Utah is certainly not the highest charging jurisdiction and, except for in-house counsel applications, is at or below the average.

Proposed Fee Modification

The revenue for the office of admissions is dictated largely by how many applicants seek admission to Utah. Expenses also are dictated by how many applicants we have to accommodate

for the bar examination and increased costs overall in administering the admissions processes due to the increasing number of applicants and the increasing cost of goods overall.

The proposed fees are as follows:

Remove late filing fee –	loss of \$26,000
Student Examination -	\$650
(increase \$100)	
Application for UBE transfer -	\$650
(increase \$100)	

The proposed fee change was calculated using both the average revenue for the last two years and the 2024 revenue. The 2024 revenue is significant because there is a marked increase in the number of student examinees and UBE transfer applicants from previous years.¹

The proposed changes would, based on the average from the last two years, net roughly \$12000 per year. If based on the numbers from 2024, the changes would net roughly \$25000 a year. Removing the late fee from the rule would not result in a loss when coupled with the proposed increase in fees for student exam applications and UBE transfer applications. The additional net revenue resulting from the increased fees would provide a financial buffer to account for fluctuating costs in administering the admissions processes.

Conclusion

The proposed increases are not exorbitant and, when weighed against the decrease in late filing fees, the increases are necessary for the Office of Admissions to continue operating at status quo. Changes in the coming years to the bar exam and the potential for administrative costs associated with alternative paths to licensure may necessitate relooking at the costs of the office as well as the fees charged. However, the proposed changes would allow admissions to continue with the immediate need to remove the late filing deadlines.

¹ The number of student examinees in fiscal year ending 2022 was 259. For year ending 2023, the number was 261. For year ending 2024, that number rose to 353. The average revenue generated from student exam fees for fiscal years 2022 and 2023 was \$142,887.00. For year ending 2024, that revenue rose to \$194,175.00.

The number of UBE transfer applications, on average, for years ending 2022 and 2023 was 121. For year ending 2024 – an entire year with the lowered cut score – there were 164 UBE transfer applications.

Jurisdiction	Student Examinee	Jurisdiction	Attorney Examinee	Jurisdiction	Laptops
North Dakota	\$150	North Dakota	\$150	Vermont	0.00 \$
Indiana	250.00 \$	Indiana	250.00 \$	New Jersey	0.00 \$
Puerto Rico	250.00 \$	Puerto Rico	250.00 \$	Kansas	0.00 \$
New York	\$250	New York	\$250	Colorado	0.00 \$
Palau	300.00 \$	Palau	300.00 \$	Rhode Island	0.00 \$
Vermont	\$300	Vermont	\$300	Arkansas	0.00 \$
Texas	\$300	Michigan	\$400	New Hampshire	52.50 \$
Michigan	\$400	District of Columbia	\$405	Wyoming	77.00 \$
Georgia	\$400	South Dakota	450.00 \$	Texas	90.00 \$
District of Columbia	\$405	Wisconsin	\$450	New York	100.00 \$
South Dakota	450.00 \$	Ohio	452.00 \$	South Dakota	100.00 \$
Wisconsin	\$450	Nebraska	\$490	Nebraska	100.00 \$
Ohio	452.00 \$	Hawaii	\$500	Minnesota	100.00 \$
Nebraska	\$490	Georgia	\$550	Tennessee	100.00 \$
Northern Mariana Islands	500.00 \$	Missouri	\$560	Delaware	100.00 \$
West Virginia	\$500	Alabama	\$575	New Mexico	100.00 \$
Hawaii	\$500	Arizona	\$580	Georgia	105.00 \$
Mississippi	\$525	Wyoming	\$600	Alabama	107.00 \$
Utah	550.00 \$	Washington	\$620	North Dakota	110.00 \$
Iowa	\$550	Tennessee	\$625	Maine	110.00 \$
Missouri	\$560	Pennsylvania	650.00 \$	Pennsylvania	115.00 \$
Alabama	\$575	Maine	\$650	Washington	119.00 \$
Arizona	\$580	New Jersey	675.00 \$	Illinois	120.00 \$
Washington	585.00 \$	Kansas	700.00 \$	Ohio	121.00 \$
Idaho	600.00 \$	Colorado	710.00 \$	Iowa	122.00 \$
Maine	600.00 \$	New Hampshire	725.00 \$	Wisconsin	125.00 \$
Minnesota	600.00 \$	Maryland	750.00 \$	West Virginia	125.00 \$
Wyoming	\$600	New Mexico	750.00 \$	Missouri	125.00 \$
Montana	\$620	Iowa	800.00 \$	Arizona	125.00 \$
Tennessee	\$625	Idaho	800.00 \$	Idaho	125.00 \$
Pennsylvania	650.00 \$	Connecticut	800.00 \$	Montana	125.00 \$
Oklahoma	\$650	Guam	800.00 \$	Oklahoma	125.00 \$
New Jersey	675.00 \$	West Virginia	\$800	Connecticut	125.00 \$
Kansas	700.00 \$	Delaware	\$800	Alaska	125.00 \$
Delaware	\$700	Massachusetts	815.00 \$	North Carolina	125.00 \$
Colorado	710.00 \$	Mississippi	\$825	Louisiana	125.00 \$
New Hampshire	725.00 \$	Utah	850.00 \$	Florida	125.00 \$
Maryland	750.00 \$	Alaska	850.00 \$	Virginia	125.00 \$
New Mexico	750.00 \$	Montana	875.00 \$	South Carolina	125.50 \$
Oregon	750.00 \$	Illinois	\$950	Maryland	130.00 \$
Nevada	755.00 \$	Louisiana	975.00 \$	Hawaii	133.50 \$
Connecticut	800.00 \$	Northern Mariana Islands	1,000.00 \$	Oregon	150.00 \$
Guam	800.00 \$	Arkansas	1,000.00 \$	Nevada	150.00 \$
Massachusetts	815.00 \$	South Carolina	\$1,000	Virgin Islands	150.00 \$
Alaska	850.00 \$	Texas	\$1,040	California	153.00 \$
North Carolina	850.00 \$	Minnesota	1,050.00 \$	Massachusetts	175.00 \$
California	850.00 \$	Nevada	1,055.00 \$	Utah	200.00 \$
Louisiana	\$850	Virgin Islands	\$1,100	Puerto Rico	—
Kentucky	\$875	Virginia	1,150.00 \$	Palau	—
Illinois	\$950	Kentucky	\$1,200	Northern Mariana Islands	—
Rhode Island	975.00 \$	Oklahoma	\$1,250	Guam	—
Arkansas	1,000.00 \$	Oregon	1,350.00 \$	Indiana	fee varies
Florida	1,000.00 \$	Rhode Island	1,475.00 \$	District of Columbia	fee varies
South Carolina	1,000	California	1,500.00 \$	Kentucky	fee varies
Virgin Islands	\$1,100	Florida	\$1,600	Michigan	varies
Virginia	1,150.00 \$	North Carolina	1,650.00 \$	Mississippi	varies

UBE jurisdiction	UBE Transfer Fee
Montana	155
New York	250
Michigan	400
North Dakota	400
District of Columbia	405
Texas	490
Indiana	500
Vermont	525
Utah	550
Washington	585
Idaho	600
Wyoming	600
Tennessee	625
Pennsylvania	650
Arizona	675
New Jersey	675
New Hampshire	725
Connecticut	750
Maryland	750
Ohio	750
Oregon	750
West Virginia	750
Colorado	810
Massachusetts	815
Alabama	875
Kentucky	875
Iowa	900
Maine	900
Nebraska	925
Rhode Island	975
Alaska	1000
South Carolina	1000
Virgin Islands	1100
Minnesota	1150
Missouri	1240
Illinois	1250
Kansas	1250
Oklahoma	1250
North Carolina	1275
Arkansas	1500
New Mexico	1700

Jurisdiction	Admission on motion fee
New York	400
North Dakota	400
South Carolina	400
Hawaii	500
Guam	500
Northern Mariana Islands	500
District of Columbia	595
Wyoming	600
Washington	620
South Dakota	650
Maryland	700
Michigan	800
Vermont	800
Utah	850
Wisconsin	850
Alabama	875
Indiana	875
Texas	890
Iowa	900
Maine	900
Nebraska	925
Palau	1000
Massachusetts	1015
Tennessee	1100
Minnesota	1150
Oregon	1175
Idaho	1200
New Hampshire	1225
Missouri	1240
Illinois	1250
Kansas	1250
Georgia	1300
Pennsylvania	1325
Alaska	1500
Arkansas	1500
Kentucky	1500
Mississippi	1500
New Jersey	1500
Ohio	1500
Arizona	1800
Colorado	1800
Connecticut	1800
North Carolina	2000
Oklahoma	2000
West Virginia	2000
Montana	2500
New Mexico	2500
Virginia	2500
Virgin Islands	2500

Jurisdiction	House Counsel Fee
Delaware	100
Rhode Island	200
Massachusetts	220
Wisconsin	250
Arizona	345
North Dakota	380
South Carolina	400
Ohio	500
Virgin Islands	500
Tennessee	600
Washington	620
Minnesota	700
Nebraska	700
Alabama	725
New Jersey	750
Idaho	800
Iowa	800
Michigan	800
Utah	850
Louisiana	975
Colorado	1000
Connecticut	1000
Nevada	1000
California	1075
Oregon	1175
Missouri	1240
Kansas	1250
Pennsylvania	1325
Illinois	1500
Kentucky	1500
Virginia	1500
Florida	1600
New Mexico	2500
New York	

Utah State Bar Commission Meeting

T A B 4

UTAH STATE BAR COMMISSION MEETING

MINUTES

Friday, June 21, 2024

In Attendance: President Erik Christiansen, President-elect Cara Tangaro, and Commissioners Brett Chambers, Kim Cordova, Matt Hansen, Chrystal Mancuso-Smith, Mark Morris, John Rees, and Tyler Young.

Ex-Officio Members: Ezzy Khaosanga, Dean David Moore, Nick Stiles, and Katie Woods.

Not in Attendance: Tom Bayles, Rick Hoffman, Greg Hoole, Shawn Newell: Ex-Officio members Nate Alder, Anaya Gayle, Ashley Biehl, Dean Kronk-Warner, Katie Lawyer, Tony Graf, and Margaret Plane.

Also in Attendance: Executive Director Elizabeth A. Wright, Assistant Executive Director Aubrey Schade, Finance Director Nathan Severin, IT Director David Clark, Christine Hashimoto, David Duncan, and Eric Bunderson.

1. President's Welcome and Reports

1.1 Report on Budget Meeting with Court

Ms. Wright reported on the meeting with the Supreme Court regarding our budget. This was the first year that we were required to have the Supreme Court approve the Bar budget. OPC's budget was also reviewed including salaries that the new Disciplinary Chief Counsel and the OPC Oversight Committee requested be adjusted. Mr. Severin discussed how there is sufficient cash reserve to cover the additional OPC expenses. Will meet with the Court in the fall/early in the new year to discuss licensing fees, and then at the May Commission meeting approve the budget before meeting with the court.

1.2 Annual Meeting and Social

Mr. Christiansen discussed the Annual Meeting and Summer Social, which will be hosted at the Law & Justice Center on July 12. The Annual Meeting will start at 3 and the party will begin at 4.

1.3 50-Year Award Recipients and Past Bar Presidents Luncheon

Mr. Christiansen reminded the group of the luncheon following the meeting at noon.

1.4 Pomeroy Update

Mr. Christiansen informed the Commission that the Bar's motion to dismiss was granted in the case. The plaintiffs have appealed to the 10th Circuit, but there is no briefing schedule yet. Ms. Wright reported that the 10th Circuit requested a mediation meeting that was not fruitful considering the plaintiff's request is dissolution of the Bar.

1.5 Jackrabbit Bar

Ms. Woods provided an update on the Jackrabbit Bar meeting she attended as the Bar's representative in June., Utah will be hosting the conference next year in June. Considering

focus on water law.

1.6 Bar Updates

a. New OPC Chief: Ms. Wright reported that the Court appointed Christine Greenwood as the new OPC Chief. Ms. Wright praised Ms. Greenwood's qualifications for the job, including extensive experience and knowledge of Utah's attorney discipline process. She discussed that the office has a backlog and that each attorney has over 100 cases.

b. New Ethics and Discipline Committee Chair: The Court appointed Beth Kennedy chair the Committee, beginning July 1. Ms. Kennedy will replace Christine Greenwood. Ms. Kennedy is former Ethics Counsel at the Bar, so the that position has just been posted.

c. New Communications Director: Ms. Wright introduced Jennifer Weaver, the new director of communications.

d. Audit Status: No update – the court person working on our audit is on medical leave and we haven't heard from them since May. Will begin our annual financial audit with Tanner at the end of the fiscal year.

2. Action Items

2.1 Vote to transfer designated reserves to pay for Unmind and Euclid/Clearvantage database cloud migration.

Mr. Severin discussed designated reserves. Last year, the Bar designated funds for migration of the Bar's member management database from on-site servers to the cloud. Funds were also designated to pay for the Bar's well-being contracts with TAVA and Unmind. Mr. Severin reported that those expenses were incurred and paid and recommended that the Board undesignate the funds.

Mr. Rees made a motion to undesignate the funds. Mr. Chambers seconded, and the motion was unanimously approved.

2.2 Approve Annual Meeting Awards

Ms. Woods stated the need for more people on the awards committee in order to get more feedback and insight into the nominees. Mr. Hansen suggested getting leaders from all regional bars on the committee.

Lawyer of the Year: recommend Margaret Plane

Ms. Cardova made a motion to award Margaret Plane as lawyer of the year. Mr. Christiansen seconded, and the motion was unanimously approved.

Judge of the Year: had two nominees and the committee was split.

Ms. Cardova made a motion to award Judge Bazell as Judge of the Year. Mr. Chambers seconded, and the motion carries with a vote of 5 to 3.

Section of the Year: recommend Young Lawyers Division

Ms. Cardova made a motion to award YLD as Section of the Year. Ms. Marcuso-Smith seconded, and the motion was unanimously approved.

Committee of the Year: Character and Fitness Committee

Ms. Cardova made a motion to award the Character and Fitness Committee as Committee of the Year. Mr. Hansen seconded, and the motion was unanimously approved.

The Board then discussed generally if we have the right awards. The Commission discussed adding additional judges awards, as well as awards for committee chairs. The Commission discussed the need for new members on the awards committee and that the committee should review the awards and whether some should be discontinued and new ones added.

2.3 Appoint Commission Judicial Council Representative

Margaret Plane is the current representative and her 3-year term is coming to an end. Ms. Woods is the nominee to replace Ms. Plane on the Judicial Council.

Mr. Young made a motion to appoint Ms. Woods as Judicial Council Representative. Mr. Chambers seconded, and the motion was unanimously approved.

2.4 Modify Scope of Ethics Advisory Opinion Committee

Ms. Kennedy told the Commission that the committee had been getting lots of ethics questions about 3rd party payment processors (venmo, cashapp, etc.). The Bar Foundation had made a request to the Ethics Advisory Opinion Committee asking if it is ethical for lawyers to use payment processors which hold client funds when the IOLTA rules requires all client funds to be held in IOLTA accounts. The Committee declined to answer the Fund's question because their authority applies only to the Rules of Professional Conduct and not the IOLTA rule or any other rules implicating the Rules of Professional Conduct.

Ms. Kennedy suggested expanding the committee's scope to all ethical rules governing the Bar, not just rules of professional conduct. This would include unauthorized practice, paralegal rules, etc. Mr. Christiansen suggested excluding admission rules.

The Commission had several comments on the draft provided in the materials, and asked Ms. Kennedy to make revisions for review at a subsequent meeting. **Approve 2023-2024 Executive Committee**

As the president elect, Ms. Tangaro presented her executive committee for next year for the Commission's review. The Executive Committee will be Cara Tangaro, Kim Cordova, Erik Christiansen, Matthew Hansen, Tyler Young, and Olivia Shaugnessy.

Mr. Morris made a motion to approve the executive committee; Mr. Rees seconded, and the motion was unanimously approved.

2.5 Adopt a Resolution on Bank Signatures

Ms. Wright explained that every Bar payment over \$1000 must be signed by Ms. Wright and a member of the executive committee. Therefore, we need to change the names of the secondary signatures to reflect the members of the newly approved executive committee.

Mr. Rees made a motion to update the bank signatures; Mr. Chambers seconded, and the motion was unanimously approved.

2.6 Authorize to File Complaint in UPL Action

Mr. Harward presented to the Commission regarding Curtis Olsen, against whom the Unauthorized Practice of Law Committee has received numerous complaints. Mr. Harward described the nature of Mr. Olsen's business, and his frequent return to the same business model after being admonished by the Committee.

Mr. Christiansen made a motion authorizing the UPL Committee to file a complaint; Mr. Rees seconded, and the motion was unanimously approved.

2.7 Legislation Regarding Unauthorized Practice of Law

Mr. Harward discussed difficulties facing the UPL Committee given their limited enforcement mechanism. Some possible suggestions would be adding penalties on the civil side, getting the Bar's attorney's fees covered if the Bar prevails, sanctions, disgorgement of profits, returning the money to victims. The UPL Committee is deferential to the Commission and the Courts as to what would be the best path forward, but requests permission to take next steps.

Mr. Christiansen made a motion authorizing the UPL Committee to explore changes to expand their enforcement ability; Mr. Chambers seconded, and the motion was unanimously approved.

3. Information Items

3.1 Update from the J. Reuben Clark School of Law

Dean David Moore discussed updates and current events at BYU law, which celebrated its 50-year anniversary last year. He discussed LSAT and GPA's of incoming class and bar passage rates, as well as placement of graduates.

3.2 Update regarding the Legislative Justice Court Reform Task Force

Mr. Eric Bunderson, West Valley City Attorney and the Bar's representative on the Task Force, provided an update on the Justice Court Reform Task Force. Mr. Christiansen asked about reporting function between Court and Legislature. Mr. Bunderson stated that the Task Force wants to do a pilot program next year, and that will be a few years before the whole thing is in place.

4. Commission Thank-Yous and Recognition

Mr. Christiansen thanked the Commission and Ms. Wright as his term as president draws to an end.

Adjournment.

The Commission adjourned at 11:58 am.

Consent Agenda.

The Commission approved by consent the following items:

- Minutes of the March 14, 2024 Commission Meeting
- 2024-2025 Committee Chairs

Board of Bar Commissioners
 Attention: Cara Tangaro
 Utah State Bar
 645 South 200 East, Suite 310
 Salt Lake City, Utah 84111-3834

Re: ***Fund for Client Protection
 Meeting of July 19, 2024***

Dear President Christiansen:

The following is a report of the meeting of the Fund for Client Protection a/k/a Client Security Fund which was held July 19, 2024 at the Law and Justice Center. The members of the Committee who were present are Steve Farr, Kaitlyn Gibbs, Linda Barclay Mount, Robert Harrison, David Leta, Brad Mumford, and Mickell Jimenez. Also present were Barbara Townsend and Diane Akiyama, Office of Professional Conduct Assistant Disciplinary Counsel, and Staff Liaison Christine Critchley. ASL interpreter Crystal Cutler with InterWest Interpreting, and Stephanie Arroyo, Spanish interpreter Utah State Bar. The Committee considered various claims and provides the following summary and recommendations:

A.	Claimant: Involved Attorney: Disciplinary Status:	Suzan Ostberg-Wilkinson Dale H. Boam Resigned w/ discipline pending
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FACTS: Mr. Boam was hired by Ms. Ostberg-Wilkinson to represent her on a probate/estate matter. She paid Mr. Boam the sum of \$3,000 for his services. No meaningful work was done her case.

RECOMMENDATION: The committee recommended that Ms. Ostberg-Wilkinson be awarded the sum of \$3,000.

B.	Claimant: Involved Attorney: Disciplinary Status:	Frances Sorrentino Dale H. Boam Resigned w/ discipline pending
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FACTS: Ms. Sorrentino retained Mr. Boam to represent her on a legal matter. She paid Mr. Boam the sum of \$1,800. No meaningful work was done on her case.

RECOMMENDATION: The committee recommended that Ms. Sorrentino be awarded the sum of \$1,800.

C. **Claimant:** **Steve Mastrobuono**
 Involved Attorney: **Dale H. Boam**
 Disciplinary Status: **Resigned w/ discipline pending.**

FACTS: Mr. Mastrobuono hired Mr. Boam to represent him in a legal matter. He paid to Mr. Boam the sum of \$2,000, however \$500 had been paid as a loan to Mr. Boam. Thereafter, Mr. Boam failed to communicate and perform any other services.

RECOMMENDATION: The committee recommended that Mr. Mastrobuono be awarded the sum of \$1,500.

D. **Claimant:** **Jay Shetlin**
 Involved Attorney: **Dale H. Boam**
 Disciplinary Status: **Resigned w/ discipline pending.**

FACTS: Mr. Shetlin hired Mr. Boam to handle two cases for him. Mr. Boam performed no legal services whatsoever but had been paid \$5,000 by the claimant.

RECOMMENDATION: The Committee recommends that Mr. Shetlin be awarded the sum of \$5,000.

E. **Claimant:** **Pedro Gomez**
 Involved Attorney: **Joseph Poulton**
 Disciplinary Status: **Disability since 2/01/24**

FACTS: Mr. Gomez hired Mr. Poulton to represent him in a personal injury case. Mr. Poulton did secure a settlement for Mr. Gomez for \$55,000. Mr. Poulton received a contingency fee of \$18,333.33. Mr. Poulton agreed to pay medical and other costs. Mr. Poulton failed to account for the total amount of the settlement as there was some money not accounted for when adding up the attorney fees, medical bills and the payment that Mr. Gomez had received, leaving Mr. Gomez \$228.57 short.

RECOMMENDATION: The Committee recommends that Mr. Gomez be awarded \$228.57.

F. **Claimant:** **Yareli (Sotelo) Avila**
 Involved Attorney: **Joseph Poulton**
 Disciplinary Status: **Disability since 2/01/24**

FACTS: Ms. Sotelo hired Mr. Poulton to represent her on a U Visa immigration matter. She paid \$5,000 to him. She only had receipts for \$4,750. Mr. Poulton failed to perform any meaningful legal services and as a result she has missed the time limit she had to obtain the U Visa.

RECOMMENDATION: The Committee recommends that Ms. Sotelo be awarded the sum of \$4,750.

G. **Claimant:** **Rosa Ramirez**
 Involved Attorney: **Joseph Poulton**
 Disciplinary Status: **Disability since 2/01/24**

FACTS: Ms. Ramirez paid Mr. Poulton the sum of \$2,000 to help with immigration matters regarding her mother. Mr. Poulton performed no legal services on her behalf.

RECOMMENDATION: The Committee recommends that Ms. Ramirez be awarded the sum of \$2,000.

H. **Claimant:** **Husham Shammar**
 Involved Attorney: **Joseph Poulton**
 Disciplinary Status: **Disability since 2/01/24**

FACTS: Mr. Shammar claimed that he paid approximately \$12,000 to an entity known as Active Language Services. It is unknown at this time the relationship between Joseph Poulton and Active Language Services. The Committee voted unanimously to table his claim until he furnishes additional information. A letter has been written to the claimant which outlines exactly what he needs to furnish to the committee. The committee will table this matter for a future hearing when the claimant is able to submit more information and evidence.

RECOMMENDATION: The Committee recommends that this matter be tabled and considered at a future hearing.

The Committee has made recommendations that \$18,278.57 be paid out as compensation for the above-referenced claims. With these payments, the Fund's balance would be approximately \$283,428.17. Please contact me with any comments or questions.

Sincerely,

UTAH STATE BAR FUND FOR CLIENT PROTECTION

/s/ Steve Farr

Acting Committee Chair

SWF/

cc: Committee Members in Attendance

Utah State Bar Commission Meeting

T A B 5

UTAH STATE BAR
Budget and Finance Committee
Financial Results as of June 30, 2024
and for the twelve months then ended

UNAUDITED

FINANCIAL STATEMENT HIGHLIGHTS

Year-to-Date (YTD) Net Profit – Accrual Basis:

	Actual	Budget	Fav (unfav) \$ Variance	Fav (unfav) % Variance
YTD Revenue	7,915,082	7,799,143	115,940	1%
YTD Expenses	7,912,172	8,099,469	188,437	2%
YTD Net Profit/(Loss)	2,910	(300,326)	304,377	101%

YTD net profit is \$2,910 and is \$303,236 more than budgeted.

YTD Net Profit –Cash Basis: Adding back year-to-date depreciation expense of \$156,112 and deducting capital expenditures of \$190,604, the cash basis year-to-date net profit is approximately \$(30,492) lower.

Explanations for Departments with Net Profit Variances more than \$10k and 5% Over/Under Budget:

Admissions: The Admissions department reported an unfavorable variance compared to the budget. Revenues were up 2% from budget, or \$15,928. Expenses are 15%, or \$78,952 over budget, attributable to Program Services, Salaries & Benefits, and General & Administrative equally. Although unfavorable compared to budgeted, the Admissions department reported a profit of \$56,161 for the year.

NLTP: NLTP revenues are at 131% of the budget, and expenses are favorable at 63% of budget among all three functional expenses categories, creating a \$24,892 favorable variance. The NLTP Program reported a net profit of \$1,737

Fall Forum/Spring Convention: Both the Fall Forum and the Spring Convention were budgeted to net \$0.00; however, each netted \$18,214 and \$13,801, respectively. This helps to cover the negative variances seen elsewhere in the budget.

Public Services: Fiscal year 2024 budgeted grant revenue of \$109,539 in July 2023, which required recognition in fiscal year 2023. This was recognized as required and is corrected itself in June. Revenues are over budget by 17% with the addition of a \$20,000 grant from the Utah Bar Foundation, and expenses come in at 85% of budget, creating a net \$143,351 favorable variance.

Bar Operations: Bar Operations has seen a \$79,076 favorable variance to budgeted expenses. Netted against a very favorable investment income, there is currently \$315,871 favorability compared to budget.

Facilities: With a combination of rental revenues being at 76%, or \$(50,861) less than budgeted, and a current overspend for Program Services and G&A, an unfavorable variance of \$(110,913) is being recognized.

UTAH STATE BAR
Budget and Finance Committee
Financial Results as of June 30, 2024
and for the twelve months then ended

Legal Services Innovation: The Sandbox has hired an additional full-time employee, and thus is reporting an unfavorable result of (\$26,289). However, application forms are now being processed. Albeit small, admissions revenues are expected to start covering some costs of the Sandbox moving forward.

ADDITIONAL COMMENTS

Board Designated Reserves: In consultation with Bar Management and the Budget & Finance Committee, the Commission informally targeted the following reserve amounts:

Operations Reserve - 4 Months' Operations	\$2,699,823
Capital Replacement Reserve – Equipment	200,000
Capital Replacement Reserve – Building	600,000
Technology/Contracts Reserve - Database & Tava Contracts	<u>154,375</u>
Total	\$3,654,198
 Estimated current cash reserve as of June 30, 2024	 <u>\$4,472,823</u>
Sufficient/ (Deficient) Cash Reserve	<u>\$ 818,625</u>

**Utah State Bar
Income Statement
June 30, 2024**

UNAUDITED

	Actual LYTD	Actual YTD	Budget YTD	Fav (Unfav) variance	% of Budget	Total Budget	YTD % of Tot Budget
Revenue							
Licensing	4,805,875	4,911,253	4,968,948	(57,696)	99%	4,968,948	99%
Admissions	550,275	657,715	641,787	15,928	102%	641,787	102%
NLTP	55,989	80,866	61,899	18,967	131%	61,899	131%
OPC	31,399	30,615	38,800	(8,185)	79%	38,800	79%
CLE	763,328	767,563	818,011	(50,448)	94%	818,011	94%
Summer Convention	171,058	56,087	85,000	(28,913)	66%	85,000	66%
Fall Forum	47,275	93,925	72,792	21,133	129%	72,792	129%
Spring Convention	115,495	127,735	119,200	8,535	107%	119,200	107%
Member Services	300,836	321,484	344,881	(23,397)	93%	344,881	93%
Public Services	97,362	132,168	113,303	18,865	117%	113,303	117%
Bar Operations	245,813	431,913	194,716	237,197	222%	194,716	222%
Facilities	146,417	159,945	210,806	(50,861)	76%	210,806	76%
Innovation in Law	-	143,814	129,000	14,814	111%	129,000	111%
Total Revenue	7,331,124	7,915,082	7,799,143	115,939	101%	7,799,143	101%
Expenses							
Licensing	195,664	337,776	277,027	(60,749)	122%	277,027	122%
Admissions	503,197	601,554	522,602	(78,952)	115%	522,602	115%
NLTP	60,495	79,129	85,054	5,925	93%	85,054	93%
OPC	1,589,267	1,615,471	1,693,689	78,218	95%	1,693,689	95%
CLE	786,227	734,003	781,283	47,280	94%	781,283	94%
Summer Convention	270,256	23,524	42,623	19,099	55%	42,623	55%
Fall Forum	80,587	75,711	72,793	(2,918)	104%	72,793	104%
Spring Convention	108,496	114,654	119,199	4,545	96%	119,199	96%
Member Services	820,022	981,337	1,051,348	70,011	93%	1,051,348	93%
Public Services	651,918	685,307	809,793	124,486	85%	809,793	85%
Bar Operations	1,974,336	2,035,846	2,113,518	77,672	96%	2,113,518	96%
Facilities	378,522	457,757	397,705	(60,052)	115%	397,705	115%
Innovation in Law	-	170,102	132,835	(37,267)	128%	132,835	128%
Total Expenses	7,418,987	7,912,172	8,099,469	187,297	98%	8,099,469	98%
Other							
Net Profit (Loss)	\$ (87,863)	2,910	\$ (300,326)	\$ 303,236	-1%	\$ (300,326)	-1%
Depreciation	135,510	156,112	158,246	2,134	99%	158,246	
Cash increase (decrease) from operations	47,646	159,022	(142,080)	301,102	-112%	(142,080)	
Changes in operating assets/liabilities	(3,042,682)	(354,344)	(354,344)	-	100%	20,000	
Capital expenditures	(58,589)	(190,604)	(100,000)	(90,604)	191%	(157,000)	
Net change in cash	\$ (3,053,624)	\$ (385,926)	\$ (596,424)	\$ 210,498	65%	\$ (279,080)	138%

Utah State Bar
Income Statement - Consolidated By Account
June 30, 2024

	Actual LYTD	Actual YTD	Budget YTD	Fav (Unfav) variance	% of Budget	Total Budget	YTD % of Tot Budget
Revenue							
4001 · Admissions - Student Exam Fees	142,400	194,175	146,472	47,703	133%	146,472	133%
4002 · Admissions - Attorney Exam Fees	58,925	65,225	71,069	(5,844)	92%	71,069	92%
4003 · Admissions - Retake Fees	27,175	24,275	39,729	(15,454)	61%	39,729	61%
4004 · Admissions - Laptop Fees	65,530	96,458	101,129	(4,672)	95%	101,129	95%
4005 · Admissions - Application Forms	6,000	14,325	20,099	(5,774)	71%	20,099	71%
4006 · Transfer App Fees	52,250	90,100	69,972	20,128	129%	69,972	129%
4008 · Attorney - Motion	145,775	128,375	141,219	(12,844)	91%	141,219	91%
4009 · House Counsel	29,750	22,100	32,028	(9,928)	69%	32,028	69%
4010 · Section/Local Bar Support fees	103,174	107,281	104,713	2,568	102%	104,713	102%
4011 · Admissions LPP	2,200	2,300	2,602	(302)	88%	2,602	88%
4012 · Admissions Military Spouse	-	-	-	-	0%	-	0%
4020 · NLTP Fees	52,950	79,950	62,883	17,067	127%	62,883	127%
4021 · Lic Fees > 3 Years	3,871,325	3,930,105	3,967,112	(37,007)	99%	3,967,112	99%
4022 · Lic Fees < 3 Years	206,155	230,425	238,702	(8,277)	97%	238,702	97%
4023 · Lic Fees - House Counsel	55,930	62,310	62,149	161	100%	62,149	100%
4024 · Lic Fees LPP	4,250	6,160	5,202	958	118%	5,202	118%
4025 · Pro Hac Vice Fees	213,275	231,050	222,539	8,511	104%	222,539	104%
4026 · Lic Fees - Inactive/FS	119,845	120,095	123,058	(2,963)	98%	123,058	98%
4027 · Lic Fees - Inactive/NS	224,020	221,760	229,337	(7,577)	97%	229,337	97%
4029 · Prior Year Lic Fees	-	-	-	-	0%	-	0%
4030 · Certs of Good Standing	19,920	21,140	23,338	(2,198)	91%	23,338	91%
4039 · Room Rental-All parties	56,078	50,100	92,443	(42,343)	54%	92,443	54%
4042 · Food & Beverage Rev-All Parties	67,071	82,183	97,929	(15,746)	84%	97,929	84%
4043 · Setup & A/V charges-All parties	4,236	1,161	1,402	(241)	83%	1,402	83%
4051 · Meeting - Registration	254,844	196,362	216,742	(20,380)	91%	216,742	91%
4052 · Meeting - Sponsor Revenue	88,650	94,014	76,600	17,414	123%	76,600	123%
4053 · Meeting - Vendor Revenue	22,250	24,525	27,450	(2,925)	89%	27,450	89%
4054 · Meeting - Material Sales	-	-	-	-	0%	-	0%
4055 · Meeting - Sp Ev Registration	2,700	1,650	1,400	250	118%	1,400	118%
4060 · E-Filing Revenue	14,992	17,061	6,483	10,578	263%	6,483	263%
4061 · Advertising Revenue	204,024	211,853	241,960	(30,107)	88%	241,960	88%
4062 · Subscriptions	30	-	60	(60)	0%	60	0%
4063 · Modest Means revenue	9,050	8,725	10,000	(1,275)	87%	10,000	87%
4071 · Mem Benefits - Lexis	1,380	947	1,379	(432)	69%	1,379	69%
4072 · Royalty Inc - Bar J, MBNA, LM,M	9,602	16,031	14,033	1,998	114%	14,033	114%
4081 · CLE - Registrations	454,804	563,637	449,231	114,406	125%	449,231	125%
4082 · CLE - Video Library Sales	144,469	91,575	233,106	(141,531)	39%	233,106	39%
4090 · Tenant Rent	19,032	26,500	19,032	7,468	139%	19,032	139%
4093 · Law Day Revenue	1,500	-	2,952	(2,952)	0%	2,952	0%
4095 · Miscellaneous Income	10,335	32,379	23,902	8,477	135%	23,902	135%
4096 · Late Fees	87,800	90,400	106,600	(16,200)	85%	106,600	85%
4200 · Seminar Profit/Loss	159,462	91,666	114,060	(22,394)	80%	114,060	80%
Investment income	228,466	409,531	185,488	224,043	221%	185,488	221%
Total Revenue	7,241,624	7,657,910	7,585,604	72,306	101%	7,585,604	101%
Program Service Expenses							
5001 · Meeting Facility-external only	127,949	79,103	104,128	25,025	76%	104,128	76%
5002 · Meeting facility-internal only	24,064	26,086	26,456	370	99%	26,456	99%
5013 · ExamSoft	17,623	29,929	17,623	(12,306)	170%	17,623	170%
5014 · Questions	73,983	65,836	73,982	8,146	89%	73,982	89%
5015 · Investigations	929	983	1,629	646	60%	1,629	60%
5016 · Credit Checks	2,464	3,670	2,169	(1,501)	169%	2,169	169%
5017 · Medical Exam	640	1,120	320	(800)	350%	320	350%
5020 · Exam Scoring	-	-	-	-	0%	-	0%
5025 · Temp Labor/Proctors	3,522	8,002	3,772	(4,230)	212%	3,772	212%
5030 · Speaker Fees & Expenses	70,194	22,772	54,400	31,628	42%	54,400	42%
5031 · Speaker Reimb. - Receipt Req'd	1,367	22,178	9,148	(13,030)	242%	9,148	242%
5035 · Awards	13,588	10,818	11,492	674	94%	11,492	94%
5037 · Grants/ contributions - general	41,500	39,650	35,500	(4,150)	112%	35,500	112%
5040 · Witness & Hearing Expense	2,178	641	2,756	2,115	23%	2,756	23%
5041 · Process Serving	645	894	569	(325)	157%	569	157%
5046 · Court Reporting	30	3,593	1,470	(2,123)	244%	1,470	244%
5047 · Casemaker	50,876	53,722	50,000	(3,722)	107%	50,000	107%
5055 · Legislative Expense	63,134	63,708	62,134	(1,574)	103%	62,134	103%
5060 · Program Special Activities	1,207	(2,086)	-	2,086	0%	-	0%
5061 · LRE - Bar Support	60,000	60,000	60,000	-	100%	60,000	100%
5062 · Law Day	14,206	447	13,159	12,712	3%	13,159	3%
5063 · Special Event Expense	65,455	21,727	49,947	28,220	43%	49,947	43%
5064 · MCLE Fees Paid	58,595	62,638	58,017	(4,621)	108%	58,017	108%
5070 · Equipment Rental	13,313	45,052	15,217	(29,835)	296%	15,217	296%
5075 · Food & Bev-external costs only	552,096	433,083	360,097	(72,986)	120%	360,097	120%
5076 · Food & beverage - internal only	38,764	52,901	41,948	(10,953)	126%	41,948	126%
5079 · Soft Drinks	6,038	8,111	5,649	(2,462)	144%	5,649	144%
5085 · Misc. Program Expense	5,426	4,465	9,853	5,388	45%	9,853	45%
5090 · Commission Expense	39,800	35,095	40,067	4,972	88%	40,067	88%
5095 · Wills for Heroes	1,352	2,082	1,315	(767)	158%	1,315	158%
5096 · UDR Support	-	-	-	-	0%	-	0%
5099 · Blomquist Hale	180,306	364,998	391,000	26,002	93%	391,000	93%
5702 · Travel - Lodging	55,727	38,342	58,184	19,842	66%	58,184	66%

Utah State Bar
Income Statement - Consolidated By Account
June 30, 2024

	Actual LYTD	Actual YTD	Budget YTD	Fav (Unfav) variance	% of Budget	Total Budget	YTD % of Tot Budget
5703 · Travel - Transportation/Parking	36,956	15,779	40,125	24,346	39%	40,125	39%
5704 · Travel - Mileage Reimbursement	12,970	6,647	10,112	3,465	66%	10,112	66%
5705 · Travel - Per Diems	6,551	4,639	6,250	1,611	74%	6,250	74%
5706 · Travel - Meals	-	-	900	900	0%	900	0%
5707 · Travel - Commission Mtgs	71,432	29,256	27,000	(2,256)	108%	27,000	108%
5805 · ABA Annual Meeting	5,582	4,309	4,554	245	95%	4,554	95%
5810 · ABA Mid Year Meeting	4,780	5,877	4,378	(1,499)	134%	4,378	134%
5815 · Commission/Education	7,700	425	10,200	9,775	4%	10,200	4%
5820 · ABA Annual Delegate	7,019	-	7,241	7,241	0%	7,241	0%
5830 · Western States Bar Conference	17,154	20,626	26,459	5,833	78%	26,459	78%
5840 · President's Expense	18,000	18,000	18,000	-	100%	18,000	100%
5841 · President's Reimbursement	-	-	-	-	0%	-	0%
5845 · Reg Reform Task Force	-	-	-	-	0%	-	0%
5850 · Leadership Academy	12,440	7,259	10,000	2,741	73%	10,000	73%
5855 · Bar Review	53	-	-	-	0%	-	0%
5865 · Retreat	32,051	41,519	45,300	3,781	92%	45,300	92%
5866 · Wellbeing Committee	149,094	120,269	101,100	(19,169)	119%	101,100	119%
5867 · Bar Membership Survey	7,750	-	-	-	0%	-	0%
5868 · UCLI Support	2,000	-	3,000	3,000	0%	3,000	0%
5960 · Overhead Allocation - Seminars	(0)	-	704	704	0%	704	0%
5970 · Event Revenue Sharing - 3rd Pty	83,770	97,294	86,939	(10,355)	112%	86,939	112%
Total Program Service Expenses	2,088,421	1,931,461	1,964,263	32,802	98%	1,964,263	98%
Salaries & Benefit Expenses							
5510 · Salaries/Wages	3,146,405	3,472,826	3,543,762	70,936	98%	3,543,762	98%
5605 · Payroll Taxes	245,619	282,113	281,711	(402)	100%	281,711	100%
5610 · Health Insurance	278,661	309,888	309,533	(355)	100%	309,533	100%
5620 · Health Ins/Medical Reimb	8,580	12,170	5,659	(6,511)	215%	5,659	215%
5630 · Dental Insurance	15,998	16,787	18,608	1,821	90%	18,608	90%
5640 · Life & LTD Insurance	19,656	20,781	22,421	1,640	93%	22,421	93%
5645 · Workman's Comp Insurance	1,680	3,154	1,680	(1,474)	188%	1,680	188%
5650 · Retirement Plan Contributions	266,035	260,825	288,770	27,945	90%	288,770	90%
5655 · Retirement Plan Fees & Costs	13,153	17,316	13,966	(3,350)	124%	13,966	124%
5660 · Training/Development	8,198	7,146	13,828	6,682	52%	13,828	52%
Total Salaries & Benefit Expenses	4,003,985	4,403,026	4,499,937	96,911	98%	4,499,937	98%
General & Administrative Expenses							
6680 · Commercial Credit Card Rebate	-	(4,337)	-	4,337	-	-	0%
7025 · Office Supplies	16,017	21,783	21,985	202	99%	21,985	99%
7015 · Office Equip Repairs	-	95	-	(95)	-	-	0%
7033 · Operating Meeting Supplies	3,480	5,338	2,338	(3,000)	228%	2,338	228%
7035 · Postage/Mailing, net	34,690	53,938	52,816	(1,122)	102%	52,816	102%
7040 · Copy/Printing Expense	139,112	137,747	138,367	620	100%	138,367	100%
7041 · Copy/Print revenue	(16,455)	(17,789)	(15,137)	2,652	118%	(15,137)	118%
7045 · Internet Service	21,721	20,215	22,386	2,171	90%	22,386	90%
7050 · Computer Maintenance	221,787	226,157	262,786	36,629	86%	262,786	86%
7055 · Computer Supplies & Small Equip	19,747	12,389	35,414	23,025	35%	35,414	35%
7089 · Membership Database Fees	74,408	149,410	112,450	(36,960)	133%	112,450	133%
7095 · Fax Equip & Supplies	-	-	-	-	0%	-	0%
7100 · Telephone	62,963	45,548	63,334	17,786	72%	63,334	72%
7105 · Advertising	22,884	9,627	47,414	37,787	20%	47,414	20%
7106 · Public Notification	-	-	-	-	0%	-	0%
7107 · Production Costs	4,981	-	15,106	15,106	0%	15,106	0%
7110 · Publications/Subscriptions	25,170	12,729	30,241	17,512	42%	30,241	42%
7115 · Public Relations	-	-	-	-	0%	-	0%
7120 · Membership/Dues	15,428	14,828	16,188	1,360	92%	16,188	92%
7135 · Bank Service Charges	551	658	790	132	83%	790	83%
7136 · ILM Service Charges	19,990	20,083	20,239	156	99%	20,239	99%
7138 · Bad debt expense	-	-	-	-	0%	-	0%
7140 · Credit Card Merchant Fees	73,070	210,819	148,940	(61,879)	142%	148,940	142%
7141 · Credit Card surcharge	(20,286)	(3,944)	(4,988)	(1,044)	79%	(4,988)	79%
7145 · Commission Election Expense	3,050	-	3,050	3,050	0%	3,050	0%
7150 · E&O/Off & Dir Insurance	70,388	74,664	68,103	(6,561)	110%	68,103	110%
7160 · Audit Expense	41,031	42,586	42,031	(555)	101%	42,031	101%
7170 · Lobbying Rebates	65	14	336	322	4%	336	4%
7175 · O/S Consultants	25,473	90,679	64,778	(25,901)	140%	64,778	140%
7176 · Bar Litigation	34,798	8,735	29,213	20,479	30%	29,213	30%
7177 · UPL	10,434	-	15,867	15,867	0%	15,867	0%
7178 · Offsite Storage/Backup	-	-	-	-	0%	-	0%
7179 · Payroll Adm Fees	3,617	8,207	3,603	(4,604)	228%	3,603	228%
7180 · Administrative Fee Expense	1,766	1,567	1,666	99	94%	1,666	94%
7190 · Lease Interest Expense	3,205	2,882	2,581	(301)	112%	2,581	112%
7191 · Lease Sales Tax Expense	-	-	-	-	0%	-	0%
7195 · Other Gen & Adm Expense	17,000	14,594	17,273	2,679	84%	17,273	84%
Total General & Administrative Expenses	930,087	1,163,558	1,219,170	55,612	95%	1,219,170	95%
In Kind Expenses							
7103 · InKind Contrib-UDR & all other	19,835	15,584	19,998	4,414	78%	19,998	78%
Total In Kind Expenses	19,835	15,584	19,998	4,414	78%	19,998	78%

Utah State Bar
Income Statement - Consolidated By Account
June 30, 2024

UNAUDITED

	Actual LYTD	Actual YTD	Budget YTD	Fav (Unfav) variance	% of Budget	Total Budget	YTD % of Tot Budget
Building Overhead Expenses							
6015 · Janitorial Expense	30,794	29,543	32,407	2,864	91%	32,407	91%
6020 · Heat	30,003	32,843	28,356	(4,487)	116%	28,356	116%
6025 · Electricity	44,563	48,930	45,489	(3,441)	108%	45,489	108%
6030 · Water/Sewer	7,943	12,757	7,550	(5,207)	169%	7,550	169%
6035 · Outside Maintenance	31,579	30,739	29,801	(938)	103%	29,801	103%
6040 · Building Repairs	14,727	17,238	12,146	(5,092)	142%	12,146	142%
6045 · Bldg Mtncn Contracts	28,634	24,904	28,089	3,185	89%	28,089	89%
6050 · Bldg Mtncn Supplies	-	-	-	-	0%	-	0%
6055 · Real Property Taxes	28,688	24,820	30,156	5,336	82%	30,156	82%
6060 · Personal Property Taxes	1,136	1,675	444	(1,231)	377%	444	377%
6065 · Bldg Insurance/Fees	23,083	22,915	23,417	502	98%	23,417	98%
6070 · Building & Improvements Depr	86,796	97,423	86,658	(10,765)	112%	86,658	112%
6075 · Furniture & Fixtures Depr	8,855	19,338	6,487	(12,851)	298%	6,487	298%
7065 · Computers, Equip & Sftwre Depr	39,859	39,351	65,101	25,750	60%	65,101	60%
Total Building Overhead Expenses	376,659	402,476	396,101	(6,375)	102%	396,101	102%
Total Expenses	7,418,987	7,911,769	8,099,469	187,700	98%	8,099,469	98%
Other							
4300 · Gain (Loss) - Disposal Of Assets	-	(403)	-	403	0%	-	0%
4120 · Grant Income	89,500	257,173	213,539	(43,634)	120%	213,539	120%
	89,500	256,770	213,539	(43,231)	120%	213,539	120%
Net Profit (Loss)	\$ (87,863)	\$ 2,910	\$ (300,326)	\$ 303,236	-1%	\$ (300,326)	-1%

**Utah State Bar
Licensing
June 30, 2024**

UNAUDITED

	Actual LYTD	Actual YTD	Budget YTD	Fav (Unfav) variance	% of Budget	Total Budget	YTD % of Tot Budget
Revenue							
4010 · Section/Local Bar Support fees	17,200	19,620	17,662	1,958	111%	17,662	111%
4004 · Admissions - Laptop Fees	230	58	235	(178)	24%	235	24%
4006 · Transfer App Fees	-	-	-	-	0%	-	0%
4011 · Admissions LPP	2,200	2,300	2,500	(200)	92%	2,500	92%
4021 · Lic Fees > 3 Years	3,871,325	3,930,105	3,967,112	(37,007)	99%	3,967,112	99%
4020 · NLTP Fees	300	-	-	-	0%	-	0%
4022 · Lic Fees < 3 Years	206,155	230,425	235,702	(5,277)	98%	235,702	98%
4023 · Lic Fees - House Counsel	55,930	62,310	62,149	161	100%	62,149	100%
4025 · Pro Hac Vice Fees	213,275	231,050	222,539	8,511	104%	222,539	104%
4024 · Lic Fees LPP	4,250	6,160	5,202	958	118%	5,202	118%
4026 · Lic Fees - Inactive/FS	119,845	120,095	123,058	(2,963)	98%	123,058	98%
4027 · Lic Fees - Inactive/NS	224,020	221,760	229,337	(7,577)	97%	229,337	97%
4029 · Prior Year Lic Fees	-	-	-	-	0%	-	0%
4030 · Certs of Good Standing	19,920	21,140	23,338	(2,198)	91%	23,338	91%
4061 · Advertising Revenue	140	-	143	(143)	0%	143	0%
4081 · CLE - Registrations	200	-	204	(204)	0%	204	0%
4095 · Miscellaneous Income	185	230	67	163	343%	67	343%
4096 · Late Fees	70,700	66,000	79,700	(13,700)	83%	79,700	83%
Total Revenue	4,805,875	4,911,253	4,968,948	(57,696)	99%	4,968,948	99%
Expenses							
Program Services	29,389	20,217	29,405	9,188	69%	29,405	-
Salaries & Benefits	117,830	126,535	118,727	(7,808)	107%	118,727	107%
General & Administrative	36,432	178,023	116,365	(61,658)	153%	116,365	153%
Building Overhead	12,013	13,001	12,530	(471)	104%	12,530	104%
Total Expenses	195,664	337,776	277,027	(60,749)	122%	277,027	122%
Net Profit (Loss)	\$ 4,610,211	\$ 4,573,477	\$ 4,691,921	\$ (118,444)	97%	\$ 4,691,921	97%

Note: Includes LPP staff time and exam expense

Utah State Bar
Admissions
June 30, 2024

UNAUDITED

Revenue

	Actual LYTD	Actual YTD	Budget YTD	Fav (Unfav) variance	% of Budget
4001 · Admissions - Student Exam Fees	142,400	194,175	146,472	47,703	133%
4002 · Admissions - Attorney Exam Fees	58,925	65,225	71,069	(5,844)	92%
4003 · Admissions - Retake Fees	27,175	24,275	39,729	(15,454)	61%
4004 · Admissions - Laptop Fees	65,300	96,400	100,894	(4,494)	96%
4005 · Admissions - Application Forms	6,000	6,575	7,599	(1,024)	87%
4006 · Transfer App Fees	52,250	90,100	69,972	20,128	129%
4008 · Attorney - Motion	145,775	128,375	141,219	(12,844)	91%
4009 · House Counsel	29,750	22,100	32,028	(9,928)	69%
4011 · Admissions LPP	-	-	102	(102)	0%
4095 · Miscellaneous Income	5,840	6,090	5,947	143	102%
4096 · Late Fees	17,100	24,400	26,900	(2,500)	91%
4200 · Seminar Profit/Loss	(240)	-	(144)	144	0%
Total Revenue	550,275	657,715	641,787	15,928	102%

Expenses

Program Services	137,981	162,195	143,133	(19,062)	113%
Salaries & Benefits	259,573	323,557	275,322	(48,235)	118%
General & Administrative	84,342	92,748	81,930	(10,818)	113%
Building Overhead	21,300	23,054	22,217	(837)	104%
Total Expenses	503,197	601,554	522,602	(78,952)	115%

Net Profit (Loss)

\$ 47,078	\$ 56,161	\$ 119,185	\$ (63,024)	47%
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Total Budget	YTD % of Tot Budget
146,472	133%
71,069	92%
39,729	61%
100,894	96%
7,599	87%
69,972	129%
141,219	91%
32,028	69%
102	0%
5,947	102%
26,900	91%
(144)	0%
641,787	86%
143,133	113%
275,322	118%
81,930	113%
22,217	104%
522,602	115%
\$ 119,185	47%

Utah State Bar
NLTP
June 30, 2024

UNAUDITED

Revenue

4020 · NLTP Fees
 4081 · CLE - Registrations
 4095 · Miscellaneous Income
 4096 · Late Fees
 4200 · Seminar Profit/Loss
 Total Revenue

Actual LYTD	Actual YTD	Budget YTD	Fav (Unfav) variance	% of Budget
52,650	79,950	62,883	17,067	127%
-	-	-	-	
-	-	404	(404)	0%
-	-	-	-	
3,339	916	(1,388)	2,304	-66%
55,989	80,866	61,899	18,967	131%
-	1,607	5,700	4,093	28%
38,254	54,693	49,636	(5,057)	110%
17,701	17,915	24,982	7,067	72%
4,540	4,914	4,736	(178)	104%
60,495	79,129	85,054	5,925	93%
Net Profit (Loss)	\$ (4,506)	\$ 1,737	\$ (23,155)	\$ 24,892 -8%

Total Budget	YTD % of Tot Budget
62,883	127%
-	
404	0%
-	
(1,388)	-66%
61,899	131%
5,700	28%
49,636	110%
24,982	72%
4,736	104%
85,054	93%
\$ (23,155)	-8%

**Utah State Bar
OPC
June 30, 2024**

UNAUDITED

Revenue

4095 · Miscellaneous Income
4200 · Seminar Profit/Loss
Total Revenue

Actual LYTD	Actual YTD	Budget YTD	Fav (Unfav) variance	% of Budget
1,400	3,269	5,000	(1,732)	65%
29,999	27,346	33,800	(6,454)	81%
31,399	30,615	38,800	(8,185)	79%
12,027	9,466	13,235	3,769	72%
1,346,427	1,373,982	1,418,860	44,878	97%
151,856	146,568	179,240	32,672	82%
78,956	85,456	82,354	(3,102)	104%
1,589,267	1,615,471	1,693,689	78,218	95%
\$ (1,557,868)	\$ (1,584,856)	\$ (1,654,889)	\$ 70,033	96%

Expenses

Program Services
Salaries & Benefits
General & Administrative
Building Overhead
Total Expenses

Total Budget	YTD % of Tot Budget
5,000	65%
33,800	81%
38,800	79%
13,235	72%
1,418,860	97%
179,240	82%
82,354	104%
1,693,689	95%
\$ (1,654,889)	96%

Net Profit (Loss)

**Utah State Bar
CLE
June 30, 2024**

	Actual LYTD	Actual YTD	Budget YTD	Fav (Unfav) variance	% of Budget	Total Budget	YTD % of Tot Budget
Revenue							
4051 · Meeting - Registration	(285)	-	-	-		-	
4052 · Meeting - Sponsor Revenue	35,700	58,814	43,700	15,114	135%	43,700	135%
4053 · Meeting - Vendor Revenue	-	-	1,500	(1,500)	0%	1,500	0%
4054 · Meeting - Material Sales	-	-	-	-		-	
4055 · Meeting - Sp Ev Registration	-	-	-	-		-	
4081 · CLE - Registrations	454,234	561,024	448,577	112,447	125%	448,577	125%
4082 · CLE - Video Library Sales	144,469	91,575	233,106	(141,531)	39%	233,106	39%
4083 · CLE - Material Sales	-	-	-	-		-	
4084 · Business Law Book Sales	-	-	-	-		-	
4093 · Law Day Revenue	1,500	-	2,952	(2,952)	0%	2,952	0%
4095 · Miscellaneous Income	100	20	100	(80)	20%	100	20%
4200 · Seminar Profit/Loss	127,611	56,129	88,076	(31,947)	64%	88,076	64%
Total Revenue	763,328	767,563	818,011	(50,448)	94%	818,011	94%
Expenses							
Program Services	558,579	488,369	528,380	40,011	92%	528,380	92%
Salaries & Benefits	153,339	161,588	171,075	9,487	94%	171,075	94%
General & Administrative	59,862	70,146	66,911	(3,235)	105%	66,911	105%
Building Overhead	14,447	13,901	14,917	1,016	93%	14,917	93%
Total Expenses	786,227	734,003	781,283	47,280	94%	781,283	94%
Net Profit (Loss)	\$ (22,899)	\$ 33,560	\$ 36,728	\$ (3,168)	91%	\$ 36,728	91%

**Utah State Bar
Summer Convention
June 30, 2024**

UNAUDITED

Revenue

4051 · Meeting - Registration
4052 · Meeting - Sponsor Revenue
4053 · Meeting - Vendor Revenue
4054 · Meeting - Material Sales
4055 · Meeting - Sp Ev Registration
4095 · Miscellaneous Income
Total Revenue

Actual LYTD	Actual YTD	Budget YTD	Fav (Unfav) variance	% of Budget
124,858	50,077	55,000	(4,923)	91%
33,700	1,000	15,000	(14,000)	7%
11,300	-	15,000	(15,000)	0%
-	-	-	-	
1,200	-	-	-	
-	5,010	-	5,010	
171,058	56,087	85,000	(28,913)	66%
256,658	21,353	27,107	5,754	79%
2,247	736	3,996	3,260	18%
11,351	1,436	11,520	10,084	12%
-	-	-	-	
270,256	23,524	42,623	19,099	55%
\$ (99,198)	\$ 32,563	\$ 42,377	\$ (9,814)	77%

Total Budget	YTD % of Tot Budget
55,000	91%
15,000	7%
15,000	0%
-	
-	
-	
85,000	66%
27,107	79%
3,996	18%
11,520	12%
-	
42,623	55%
\$ 42,377	77%

Expenses

Program Services
Salaries & Benefits
General & Administrative
Building Overhead
Total Expenses

Net Profit (Loss)

**Utah State Bar
Fall Forum
June 30, 2024**

UNAUDITED

Revenue

4051 · Meeting - Registration
4052 · Meeting - Sponsor Revenue
4053 · Meeting - Vendor Revenue
4054 · Meeting - Material Sales
4055 · Meeting - Sp Ev Registration
4095 · Miscellaneous Income
Total Revenue

Actual LYTD	Actual YTD	Budget YTD	Fav (Unfav) variance	% of Budget
42,875	56,150	67,492	(11,342)	83%
1,000	23,900	1,900	22,000	1258%
3,400	8,875	3,400	5,475	261%
-	-	-	-	-
-	-	-	-	-
-	5,000	-	5,000	0%
47,275	93,925	72,792	21,133	129%
72,460	70,542	63,201	(7,341)	112%
2,060	1,879	2,162	283	87%
6,067	3,291	7,430	4,139	44%
-	-	-	-	-
80,587	75,711	72,793	(2,918)	104%
\$ (33,312)	\$ 18,214	\$ (1)	\$ 18,215	-1821424%

Total Budget	YTD % of Tot Budget
67,492	83%
1,900	-
3,400	261%
-	-
-	-
-	-
72,792	129%
63,201	112%
2,162	87%
7,430	44%
-	-
72,793	104%
\$ (1)	-1821424%

Expenses

Program Services
Salaries & Benefits
General & Administrative
Building Overhead
Total Expenses

Net Profit (Loss)

**Utah State Bar
Spring Convention
June 30, 2024**

UNAUDITED

	Actual LYTD	Actual YTD	Budget YTD	Fav (Unfav) variance	% of Budget	Total Budget	YTD % of Tot Budget
Revenue							
4051 · Meeting - Registration	88,195	90,135	94,250	(4,115)	96%	94,250	96%
4052 · Meeting - Sponsor Revenue	18,250	10,300	16,000	(5,700)	64%	16,000	64%
4053 · Meeting - Vendor Revenue	7,550	15,650	7,550	8,100	207%	7,550	207%
4054 · Meeting - Material Sales	-	-	-	-	0%	-	0%
4055 · Meeting - Sp Ev Registration	1,500	1,650	1,400	250	118%	1,400	118%
4095 · Miscellaneous Income	-	10,000	-	10,000	0%	-	0%
Total Revenue	115,495	127,735	119,200	8,535	107%	119,200	107%
Expenses							
Program Services	98,326	103,135	103,810	675	99%	103,810	99%
Salaries & Benefits	4,362	6,864	6,201	(663)	111%	6,201	111%
General & Administrative	5,808	4,655	9,188	4,533	51%	9,188	51%
Building Overhead	-	-	-	-	0%	-	0%
Total Expenses	108,496	114,654	119,199	4,545	96%	119,199	96%
Net Profit (Loss)	\$ 6,999	\$ 13,081	\$ 1	\$ 13,080	1308074%	\$ 1	1308074%

Utah State Bar
Member Services
June 30, 2024

UNAUDITED

Revenue

	Actual LYTD	Actual YTD	Budget YTD	Fav (Unfav) variance	% of Budget
4010 · Section/Local Bar Support fees	85,974	87,661	87,051	610	101%
4051 · Meeting - Registration	(375)	-	-	-	
4052 · Meeting - Sponsor Revenue	-	-	-	-	
4061 · Advertising Revenue	203,884	211,853	241,817	(29,964)	88%
4062 · Subscriptions	30	-	60	(60)	0%
4071 · Mem Benefits - Lexis	1,380	947	1,379	(432)	69%
4072 · Royalty Inc - Bar J, MBNA, LM,M	9,602	16,031	14,033	1,998	114%
4081 · CLE - Registrations	370	2,613	450	2,163	581%
4093 · Law Day Revenue	-	-	-	-	
4095 · Miscellaneous Income	-	-	119	(119)	0%
4200 · Seminar Profit/Loss	(29)	2,380	(28)	2,408	-8500%
Total Revenue	300,836	321,484	344,881	(23,397)	93%

Expenses

Program Services	421,215	576,092	611,630	35,538	94%
Salaries & Benefits	189,502	185,542	199,069	13,527	93%
General & Administrative	192,559	203,313	223,307	19,994	91%
Building Overhead	16,746	16,389	17,342	953	95%
Total Expenses	820,022	981,337	1,051,348	70,011	93%

Net Profit (Loss)

\$ (519,186) (659,853) \$ (706,467) \$ 46,614 93%

Total Budget	YTD % of Tot Budget
87,051	101%
-	
241,817	88%
60	0%
1,379	69%
14,033	114%
450	581%
-	
119	0%
(28)	-8500%
344,881	93%
611,630	94%
199,069	93%
223,307	91%
17,342	95%
1,051,348	93%
\$ (706,467)	93%

**Utah State Bar
Public Services
June 30, 2024**

UNAUDITED

Revenue

4010 · Section/Local Bar Support fees
4051 · Meeting - Registration
4063 · Modest Means revenue
4093 · Law Day Revenue
4095 · Miscellaneous Income
4120 · Grant Income
4200 · Seminar Profit/Loss
Total Revenue

Actual LYTD	Actual YTD	Budget YTD	Fav (Unfav) variance	% of Budget
-	-	-	-	
-	-	-	-	
9,050	8,725	10,000	(1,275)	87%
-	-	-	-	
30	10	20	(10)	50%
89,500	121,109	109,539	11,570	111%
(1,218)	2,324	(6,256)	8,580	-37%
97,362	132,168	113,303	18,865	117%
176,653	207,945	181,785	(26,160)	114%
386,082	377,859	508,601	130,742	74%
74,723	83,853	104,324	20,471	80%
14,460	15,651	15,083	(568)	104%
651,918	685,307	809,793	124,486	85%
\$ (554,555)	\$ (553,139)	\$ (696,490)	\$ 143,351	79%

Expenses

Program Services
Salaries & Benefits
General & Administrative
Building Overhead
Total Expenses

Total Budget	YTD % of Tot Budget
-	
10,000	87%
-	
20	50%
109,539	111%
(6,256)	-37%
113,303	117%
181,785	114%
508,601	74%
104,324	80%
15,083	104%
809,793	85%
\$ (696,490)	79%

**Utah State Bar
Bar Operations
June 30, 2024**

UNAUDITED

Revenue

4031 · Enhanced Web Revenue	-
4051 · Meeting - Registration	(425)
4052 · Meeting - Sponsor Revenue	-
4053 · Meeting - Vendor Revenue	-
4060 · E-Filing Revenue	14,992
4061 · Advertising Revenue	-
4103 · In - Kind Revenue - UDR	-
4095 · Miscellaneous Income	2,780
4200 · Seminar Profit/Loss	-
4300 · Gain (Loss) - Disposal Of Assets	-
Investment Income	228,466
Total Revenue	245,813

Actual LYTD	Actual YTD	Budget YTD	Fav (Unfav) variance	% of Budget
-	-	-	-	-
(425)	-	-	-	-
-	-	-	-	-
-	-	-	-	-
14,992	17,061	6,483	10,578	263%
-	-	-	-	-
-	-	-	-	-
2,780	2,750	2,745	5	100%
-	2,571	-	2,571	-
-	(403)	-	(403)	-
228,466	409,531	185,488	224,043	221%
245,813	431,510	194,716	236,794	222%

Total Budget	YTD % of Tot Budget
-	-
-	-
-	-
-	-
6,483	263%
-	-
-	-
2,745	100%
-	-
-	-
185,488	221%
194,716	126%

Expenses

Program Services	257,865
Salaries & Benefits	1,341,325
General & Administrative	311,736
In Kind	1,508
Building Overhead	61,901
Total Expenses	1,974,336

257,865	181,035	196,661	15,626	92%
1,341,325	1,465,829	1,489,029	23,200	98%
311,736	319,597	361,449	41,852	88%
1,508	1,390	1,496	106	93%
61,901	67,591	64,883	(2,708)	104%
1,974,336	2,035,443	2,113,518	78,075	96%

196,661	92%
1,489,029	98%
361,449	88%
1,496	93%
64,883	104%
2,113,518	96%

Net Profit (Loss)

\$ (1,728,925)	(1,603,932)	\$ (1,918,802)	\$ 314,870	84%
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\$ (1,918,802)	84%
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**Utah State Bar
Facilities
June 30, 2024**

	Actual LYTD	Actual YTD	Budget YTD	Fav (Unfav) variance	% of Budget	Total Budget	YTD % of Tot Budget
Revenue							
4039 · Room Rental-All parties	56,078	50,100	92,443	(42,343)	54%	92,443	54%
4042 · Food & Beverage Rev-All Parties	67,071	82,183	97,929	(15,746)	84%	97,929	84%
4043 · Setup & A/V charges-All parties	4,236	1,161	1,402	(241)	83%	1,402	83%
4090 · Tenant Rent	19,032	26,500	19,032	7,468	139%	19,032	139%
4095 · Miscellaneous Income	-	-	-	-		-	
4103 · In - Kind Revenue - UDR	-	-	-	-		-	
Total Revenue	146,417	159,945	210,806	(50,861)	76%	210,806	76%
Expenses							
Program Services	67,268	88,933	54,166	(34,767)	164%	54,166	164%
Salaries & Benefits	162,983	175,634	168,779	(6,855)	104%	168,779	104%
General & Administrative	(22,350)	16,476	(3,350)	(19,826)	-492%	(3,350)	-492%
In Kind	18,327	14,194	18,502	4,308	77%	18,502	77%
Building Overhead	152,295	162,519	159,608	(2,911)	102%	159,608	102%
Total Expenses	378,522	457,757	397,705	(60,052)	115%	397,705	115%
Net Profit (Loss)	\$ (232,104)	\$ (297,812)	\$ (186,899)	\$ (110,913)	159%	\$ (186,899)	159%

**Utah State Bar
Innovation in Law
June 30, 2024**

UNAUDITED

Revenue

4005 · Admissions - Application Forms
4022 · Lic Fees < 3 Years
4095 · Miscellaneous Income
4120 · Grant Income
4103 · In - Kind Revenue - UDR
Total Revenue

Actual LYTD	Actual YTD	Budget YTD	Fav (Unfav) variance	% of Budget
-	7,750	12,500	(4,750)	62%
-	-	3,000	(3,000)	0%
-	-	9,500	(9,500)	0%
-	136,064	104,000	32,064	131%
-	-	-	-	
-	143,814	129,000	14,814	111%
-	-	-	-	
-	571	6,050	5,479	9%
-	148,330	88,480	(59,850)	168%
-	21,202	35,874	14,672	59%
-	-	-	-	
-	-	2,431	2,431	0%
-	170,102	132,835	(37,267)	128%
-	-	-	-	
\$	-	\$ (26,289)	\$ (3,835)	\$ (22,454) 685%

Expenses

Program Services
Salaries & Benefits
General & Administrative
In Kind
Building Overhead
Total Expenses

Total Budget	YTD % of Tot Budget
12,500	62%
3,000	0%
9,500	0%
104,000	131%
-	
129,000	111%
-	
6,050	9%
88,480	168%
35,874	59%
-	
2,431	0%
132,835	128%
-	
\$ (3,835)	685%

Net Profit (Loss)

**Utah State Bar
Balance Sheet**

UNAUDITED

6/30/2024

6/30/2023

ASSETS

Current Assets		
Petty Cash	-	492
Cash in Bank	3,849,334	1,615,702
Invested Funds	5,228,377	7,846,747
Total Cash/Investments	9,077,710	9,462,941
Accounts Receivable	163,419	87,469
Prepaid Expenses	296,716	301,765
A/R - Sections	135,852	80,113
Total Other Current Assets	595,988	469,347
Total Current Assets	9,673,699	9,932,288
Fixed Assets		
Property & Equipment	5,189,469	5,107,752
Accumulated Depreciation	(4,276,965)	(4,229,508)
Land	633,142	633,142
Total Fixed Assets	1,545,646	1,511,385
TOTAL ASSETS	\$ 11,219,344	\$ 11,443,673

LIABILITIES & EQUITY

Liabilities		
Current Liabilities		
AP Trade	179,017	324,674
Other Accounts Payable	136,455	215,334
Accrued Payables	555,584	521,733
Cap Lease Oblig - ST	2,193	1,669
A/P - Sections	226,225	306,425
Deferred Revenue	3,662,167	3,617,316
Total Current Liabilities	4,761,641	4,987,151
Long Term Liabilities		
Capital Lease Oblig	6,666	8,859
Total Long Term Liabilities	6,666	8,859
Total Liabilities	4,768,306	4,996,010
Equity		
Unrestricted Net Assets (R/E)	6,448,128	6,601,662
Fund Balance - Current Year	2,910	(153,998)
Total Equity	6,451,038	6,447,663
TOTAL LIABILITIES & EQUITY	\$ 11,219,344	\$ 11,443,673

Balance Sheet Classification

ILM-UT ST BAR (3176)

Base Currency: USD As of 06/30/2024

Dated: 07/09/2024

CE

Identifier	Description	Current Units	Rating	Coupon	Effective Maturity	Book Yield	Yield	Base Book Value	Base Net Total Unrealized Gain/Loss	Market Price	Base Accrued Balance	Base Market Value + Accrued
38141W273	GOLDMAN:FS GOVT INST	2,786,328.05	AAA	5.200	06/30/2024	5.210	5.210	2,786,328.05	0.00	1.0000	0.00	2,786,328.05
CCYUSD	Receivable	12,996.18	AAA	0.000	06/30/2024	0.000	0.000	12,996.18	0.00	1.0000	0.00	12,996.18
---	---	2,799,324.23	AAA	---	06/30/2024	5.186	5.186	2,799,324.23	0.00	1.0000	0.00	2,799,324.23

ST

Identifier	Description	Current Units	Rating	Coupon	Effective Maturity	Book Yield	Yield	Base Book Value	Base Net Total Unrealized Gain/Loss	Market Price	Base Accrued Balance	Base Market Value + Accrued
3130AQUU5	FEDERAL HOME LOAN BANKS	500,000.00	AAA	1.610	09/04/2024	5.415	5.453	496,728.16	-241.16	99.2974	2,616.25	499,103.25
3130APDV4	FEDERAL HOME LOAN BANKS	500,000.00	AAA	0.650	10/07/2024	5.414	5.349	493,790.11	-168.11	98.7244	758.33	494,380.33
3130AUEK6	FEDERAL HOME LOAN BANKS	400,000.00	AAA	5.000	12/27/2024	5.550	5.424	398,953.61	223.99	99.7944	222.22	399,399.82
74256LET2	PRINCIPAL LIFE GLOBAL FUNDING II	350,000.00	A+	1.375	01/10/2025	5.921	5.462	341,902.60	676.00	97.8796	2,285.94	344,864.54
637639AB1	NATIONAL SECURITIES CLEARING CORP	350,000.00	AAA	1.500	04/23/2025	5.630	5.275	338,709.99	821.16	97.0089	991.67	340,522.82
---	---	2,100,000.00	AA+	---	12/02/2024	5.560	5.395	2,070,084.46	1,311.89	---	6,874.41	2,078,270.76

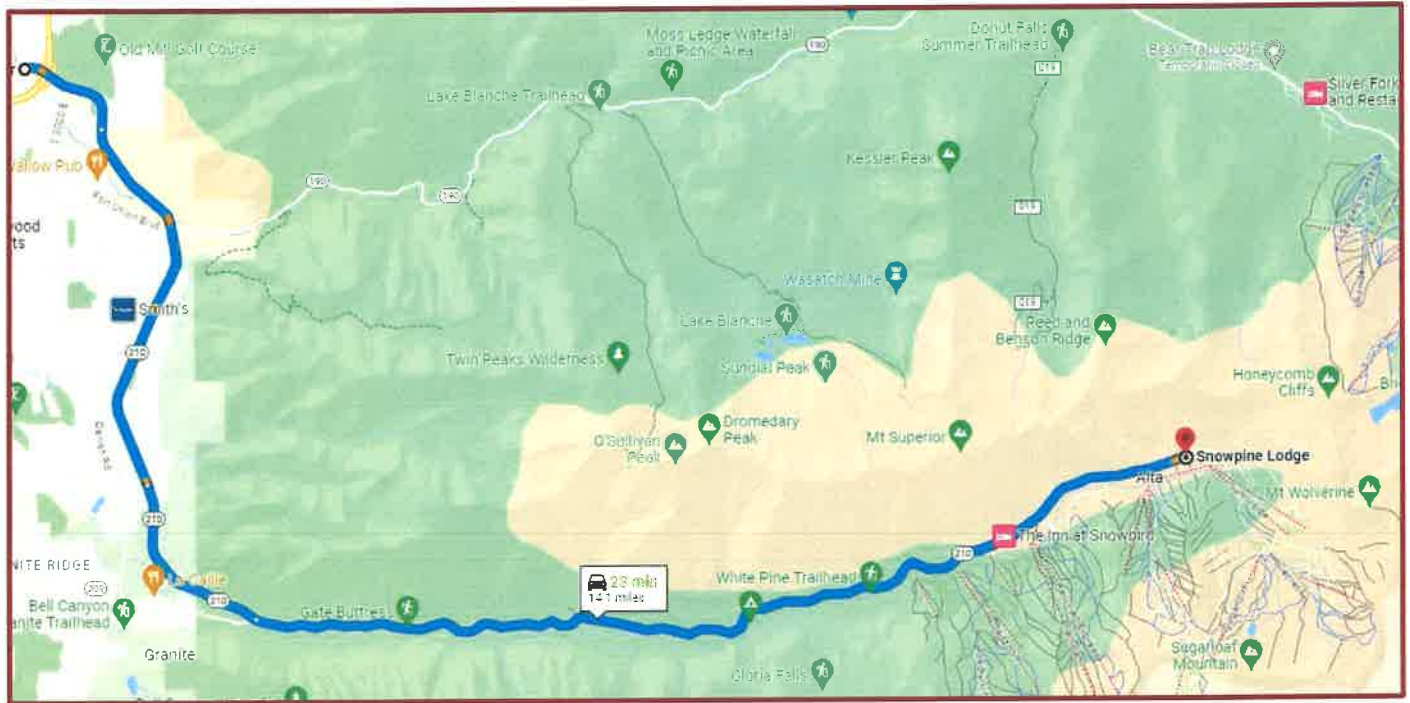
LT

Identifier	Description	Current Units	Rating	Coupon	Effective Maturity	Book Yield	Yield	Base Book Value	Base Net Total Unrealized Gain/Loss	Market Price	Base Accrued Balance	Base Market Value + Accrued
525ESC1Y5	LEHMAN ESCROW	300,000.00	NA	0.000	01/01/2049	---	6,796.328	0.00	180.00	0.0600	0.00	180.00
949764HB3	Wells Fargo Bank, National Association	250,000.00	AA+	5.400	10/31/2025	5.453	5.452	249,833.45	0.00	99.9334	36.99	249,870.43
254676BR9	Discover Bank	100,000.00	A	5.400	11/07/2025	5.453	5.441	99,932.33	0.00	99.9323	798.90	100,731.23
---	---	650,000.00	AA	---	11/06/2025	5.453	8.933	349,765.78	180.00	---	835.89	350,781.67

Summary

Identifier	Description	Current Units	Rating	Coupon	Effective Maturity	Book Yield	Yield	Base Book Value	Base Net Total Unrealized Gain/Loss	Market Price	Base Accrued Balance	Base Market Value + Accrued
---	---	5,549,324.23	AAA	---	10/03/2024	5.352	5.520	5,219,174.47	1,491.89	---	7,710.30	5,228,376.66

* Grouped by: BS Class 2. * Groups Sorted by: BS Class 2. * Weighted by: Base Market Value + Accrued, except Book Yield by Base Book Value + Accrued. * Holdings Displayed by: Lot.



Directions to Snowpine Lodge, Alta

- Drive I-215 to 6200 S. Exit
- Head EAST on 6200 S/Big Cottonwood Road toward Holladay Blvd. E (.9 Miles)
- Continue onto Wasatch Blvd. E (3.3 Miles)
- Continue onto UT-210 S/N Little Cottonwood Road (1.6 Miles)
- Continue straight onto UT-210 Little Cottonwood Canyon Road E (Little Cottonwood Canyon - 8.3 Miles)
- **Snowpine Lodge will be on the right.**
10420 Little Cottonwood Road, Alta, UT 84092

No charge for parking.

