

## **RULE 83.1 - ATTORNEYS - ADMISSION**

**(As amended July 1, 2010)**

### **(a) Eligibility for Admission**

Any attorney who is of good personal and professional character, who is an active member in good standing of the bar of the State of Maine and who is not currently under any order of disbarment, suspension or any other discipline in any court of record in the United States, is eligible for admission to the bar of this Court upon compliance with the provisions of subsection (b).

### **(b) Procedure for Admission**

Each applicant for admission to the bar of this Court shall file with the Clerk an application on a form to be furnished by the Clerk. The application shall include the applicant's state bar number and a certification that the applicant has read and will comply with the Local Rules of this Court. The Clerk shall cause to be made such investigation of the applicant's eligibility under subsection (a) as necessary.

If the Clerk is satisfied that the applicant is eligible under subsection (a), a member of the bar of this Court shall move the applicant's admission. The Court will grant the motion if it is satisfied that the applicant is eligible under subsection (a), and the applicant shall take and subscribe to the following oath, or affirmation in lieu thereof:

I solemnly [swear or affirm] that I will conduct and demean myself as an attorney and counselor of this the United States District Court for the District of Maine uprightly and according to law; that I will support the Constitution of the United States and the Constitution of the State of Maine; that I will maintain the respect due to Courts of Justice and judicial officers; that I will never reject, for any personal considerations, the cause of the defenseless or oppressed; and that I will strive at all times to uphold the honor and maintain the dignity of the legal profession, and to serve justice, [SO HELP ME GOD or and I do this under the pains and penalty of perjury].

The applicant shall then be a member of the bar of this Court.

**(c) Attorneys Who Are Not Members of the Bar of this Court**

No person who is not a member in good standing of the bar of this Court shall appear or practice before this Court on behalf of another person except in accordance with the following:

(1) Visiting Lawyers. Leave of Court is granted to any attorney who is not a member of the bar of this Court to appear and practice in this Court provided that the attorney files with the Clerk a certificate for admission to be admitted pro hac vice for each case in which the attorney will enter an appearance on a form to be provided by the Clerk certifying that he/she is admitted to practice in any other United States federal court or the highest court of any State and is not currently under any order of disbarment, suspension or any other discipline in any court of record in the United States and that no proceedings that might lead to such discipline are pending before a court, bar association, grievance committee or any other administrative body. Visiting attorneys who will appear pro hac vice in the District Court must also pay the Clerk a fee in the amount of \$100.00. Visiting attorneys who will appear pro hac vice in the Bankruptcy Court are not required to pay a fee. The Clerk shall cause to be made such an investigation of the requesting attorney's eligibility as necessary. Any such attorney shall have at all times associated with him/her a member of the bar of this Court, upon whom all process, notices and other papers may be served and who shall sign all papers filed with the Court. Local counsel's and whose attendance at any proceeding before a judicial officer may be is required by the Court unless excused by the Court, which should freely grant such leave upon request. The Court may at any time for good cause and without hearing revoke the right of a visiting lawyer to practice.

(2) Government Attorneys and Federal Public Defenders. Any member in good standing of the bar of any court of the United States or of the highest court of any State, who is employed by the United States or by the State of Maine, or any department or agency thereof, and whose duties involve the representation of the United States or of the State of Maine, or any department or agency thereof, or indigent criminal defendants, in actions in courts of the United States, is permitted to practice before this court in any such action. The Court may at any time for good cause revoke such permission without hearing.