

**STATE BAR OF CALIFORNIA**  
**CALIFORNIA RULES OF PROFESSIONAL CONDUCT**  
**NOTICE OF PUBLIC HEARING**

Tuesday, November 10, 2009  
State Bar of California – San Francisco Office  
180 Howard Street, San Francisco, CA 94105  
10:30 am - 1:30 pm

The State Bar of California’s Commission for the Revision of the Rules of Professional Conduct will hold a public hearing to receive testimony on eleven (11) proposed new or amended Rules of Professional Conduct of the State Bar of California (“California Rules”) which are currently circulating for a public comment and ending on November 13, 2009. The California Rules are rules approved by the Supreme Court, the violation of which will subject an attorney to discipline (see Bus. & Prof. Code, § 6076, § 6077). The Commission has been assigned to evaluate the existing California Rules, in light of developments in the attorney professional responsibility field since the last comprehensive revision of the rules occurred in 1989.

This hearing is the fifth of several planned over the course of this multi-year rule revision project. It will be held at the State Bar of California’s San Francisco Office on Tuesday, November 10th, from 10:30 am – 1:30 pm. Please complete and submit the attached registration form if you wish to testify. Speakers are encouraged to submit written comments in advance of the hearing, and no later than the hearing date. The time to testify may be limited based on the number of requests received. All efforts will be made to accommodate all requests to testify. Please be prepared to take questions from representatives of the Commission. Please note that the hearing will run until all speakers have had an opportunity to speak, or until 1:30 pm, whichever occurs first. Generally the order of speakers will be based upon the order in which registrations are received.

Those who plan on testifying and/or presenting written materials should contact: Audrey Hollins, (415) 538-2167, 180 Howard Street, San Francisco, CA 94105, [audrey.hollins@calbar.ca.gov](mailto:audrey.hollins@calbar.ca.gov), no later than Friday, November 6, 2009. A copy of the Discussion Draft providing the rule proposals is available from the State Bar’s website at [www.calbar.ca.gov](http://www.calbar.ca.gov) (from the Public Comment link).

Comments on the following 11 rules or issues related to these rules are the focus of this fifth hearing. Rule amendment issues not raised by the 11 identified rules may be the subject of future hearings, or past public hearings previously held.

<u>Rule</u>	<u>Title</u>
Rule 1.2	Scope of Representation [N/A]
Rule 1.6	Confidentiality of Information [3-100, B&P 6068(e)]
Rule 1.8.2	Use of Confidential Information [3-100, 3-310]
Rule 1.8.13	Imputation of Personal Conflicts [N/A]
Rule 1.9	Duties to Former Clients [3-310]
Rule 1.10	Imputation of Conflicts: General Rule [N/A]
Rule 1.12	Former Judge, Arbitrator, Mediator [N/A]
Rule 1.14	Client with Diminished Capacity [N/A]
Rule 2.1	Advisor [N/A]
Rule 3.8	Responsibilities of a Prosecutor [5-110]
Rule 8.5	Choice of Law [1-100(D)]

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**PUBLIC HEARING REGISTRATION FORM**

Tuesday, November 10, 2009  
10:30 am - 1:30 pm

State Bar of California  
180 Howard Street  
San Francisco, CA 94105

Name: \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Phone: \_\_\_\_\_ FAX: \_\_\_\_\_

E-mail: \_\_\_\_\_

Speaking on behalf of: \_\_\_\_\_  
(if applicable) Organization/Firm

Topic or topics you intend to discuss: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

Written comment attached.       Written comment to be submitted at hearing.

The deadline for advance hearing registration is Friday, November 6, 2009 at 5:00 pm.

Please send this form to:

Audrey Hollins  
Professional Competence  
State Bar of California  
180 Howard Street  
San Francisco, CA 94105  
415-538-2167  
FAX: 415-538-2171  
[audrey.hollins@calbar.ca.gov](mailto:audrey.hollins@calbar.ca.gov)

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