

FOREST COUNTY POTAWATOMI TRIBAL COURT

In re the Amendment of Court Rule 2 Rules for Admission to Practice

ORDER

Pursuant to its power under Sec. 1.04 of the Tribal Court Code the Court hereby orders as follows:

By Virtue Of The Authority Invested In The Court Under Section 1.04 Of The Forest County Potawatomi Tribal Court Code, Court Rule 2 governing Admission to Practice before the Courts of the Forest County Potawatomi Community is hereby amended as follows:

PURPOSE

The Court has legitimate interests in protecting prospective clients and in the quality of justice within the tribal system. Accordingly, the Court, by these rules, imposes requirements relative to these interests on anyone seeking to represent clients in the Court.

Rule I General Requirements

An applicant who meets the qualifications described below may be admitted to practice in this Court:

- (1) Is at least 18 years of age;
- (2) Demonstrates their competency to represent clients as described in Rule II;
- (3) Demonstrates their good character and fitness to represent clients as described in Rule III;
- (4) Takes the oath prescribed in Rule IX.

The burden of proof is on the applicant to establish that they meet the requirements for admission. Refusal to furnish available information or answer questions relating to their qualifications is sufficient reason to deny the application for admission to practice.

Rule II. Competence Requirements

An applicant shall demonstrate their competency by successfully passing a standard written examination provided by the Court. The exam can be taken by appointment. Applicants who do not pass the exam may re-apply in 30 days. Licensed attorney shall provide proof of admission to practice law and of their good standing in Wisconsin or another state.

Rule III. Character Requirements

An applicant shall demonstrate their good character and fitness to represent clients by:

- (1) submitting supporting affidavits from two people familiar with their integrity, honesty, moral character, judgment, courtesy and self-reliance; and
- (2) providing background information and permission to contact other references in the Court's discretion.

Any applicant who knowingly makes a false statement of material fact or fails to disclose a fact necessary to correct a misapprehension in connection with their application, shall not be admitted to practice in this court.

Any applicant who has been subjected to disciplinary action as an attorney may be denied admittance. The Court shall discuss the matter with the applicant, document all the facts and circumstances and make a determination whether the applicant is of sufficient character to be admitted to practice.

Rule IV. Application Process

The applicant shall submit to this Court their request for admission to practice, affidavits and other documentation described elsewhere in these rules, and their home and business addresses and telephone numbers in one filing. Failure to do so will result in no action taken on the request for admission.

The applicant shall respond to any additional requests for information or documentation from this Court within twenty (20) days of the date of the request.

The Court will request more information, deny the application or grant the application within thirty (30) days of receiving the last documentation.

Rule V. Adverse Decision

An applicant who is denied admission to practice shall receive written notice of the basis for the denial and may submit a response within twenty (20) days of the date of the notice.

The Court will review the application materials, basis for denial, and response and notify the applicant in writing of the subsequent decision. In the Court's discretion, a hearing may be held to elicit testimony bearing on the basis for the denial prior to making the subsequent decision.

There is no further appeal.

VI. Waiver of Requirements

The Court may waive any requirements in these rules, except those of Rules II and III, for good cause and where to do otherwise would be unjust.

The Court may permit an advocate or attorney to appear for one court appearance as long as his or her examination time is scheduled and the applicant submits an application to be admitted before or on the same day as the court appearance.

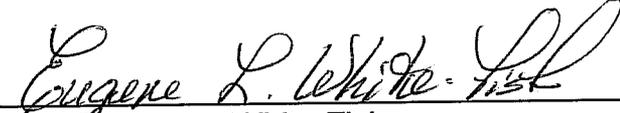
VII. Confidentiality

An applicant's files are confidential and will be released only upon written authorization of the applicant or by order of this Court.

VIII. Fees

Applicants for admittance to practice shall be charged a one-time fee of \$75. The fee includes sitting for the entrance exam, processing the application and admittance to practice.

REVISED AND EFFECTIVE this 27 day of OCTOBER, 2011.



Hon. Eugene L. White-Fish
Chief Judge