

FILED

NOV 07 11 21 AM

SUPREME COURT

IN THE SUPREME COURT OF GUAM

<p>6 <b>Re:</b></p> <p>7 <b>ADOPTION OF THE AMENDED RULES</b></p> <p>8 <b>GOVERNING ADMISSION TO THE</b></p> <p>8 <b>PRACTICE OF LAW</b></p>	<p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p>	<p>Supreme Court Case No. PRM06-007</p> <p><b>PROMULGATION ORDER</b></p> <p><b>NO. 06-007-07</b></p>
--	--	--

Pursuant to the authority to “make and promulgate rules governing the administration of the judiciary and the practice and procedure in the courts of the judicial branch of Guam,” 48 U.S.C. § 1424-1(a)(6), the Supreme Court hereby adopts the following rule to be known as Rule 9 of the Guam Rules Governing Admission to the Practice of Law relative establishing guidelines for temporary practice by foreign lawyers.<sup>1</sup>

Rule 9 shall read as follows:

**Rule 9 -- TEMPORARY PRACTICE BY FOREIGN LAWYERS**

**Rule 9.01. Certain Temporary Practice Authorized**

A lawyer who is admitted only in a non-United States jurisdiction shall not, except as authorized by this Rule or other law, establish an office or other systematic and continuous presence in this jurisdiction for the practice of law, or hold out to the public or otherwise represent that the lawyer is admitted to practice law in this jurisdiction. Such a lawyer does not engage in the unauthorized practice of law in this jurisdiction when on a temporary basis the lawyer performs services in this jurisdiction that:

<sup>1</sup> This rule was previously known as “Part H” of the Rules Governing Admission to the Practice of Law, and is now merely being renamed as Rule 9 for purposes of clarity and consistency.

36  
20120209

ORIGINAL

- 1 (a) are undertaken in association with a lawyer who is admitted to practice in this  
2 jurisdiction and who actively participates in the matter;
- 3 (b) are in or reasonably related to a pending or potential proceeding before a  
4 tribunal held or to be held in a jurisdiction outside the United States if the lawyer, or a  
5 person the lawyer is assisting, is authorized by law or by order of the tribunal to  
6 appear in such proceeding or reasonably expects to be so authorized;
- 7 (c) are in or reasonably related to a pending or potential arbitration, mediation or  
8 other alternative dispute resolution proceeding held or to be held in this or another  
9 jurisdiction, if the services arise out of or are reasonably related to the lawyer's  
10 practice in a jurisdiction in which the lawyer is admitted to practice;
- 11 (d) are not within paragraphs (b) or (c) and
- 12 i. are performed for a client who resides or has an office in a jurisdiction  
13 in which the lawyer is authorized to practice to the extent of that  
14 authorization; or
- 15 ii. arise out of or are reasonably related to a matter that has a substantial  
16 connection to a jurisdiction in which the lawyer is authorized to  
17 practice to the extent of that authorization;
- 18 (e) are governed primarily by international law or the law of a non-United States  
19 jurisdiction.

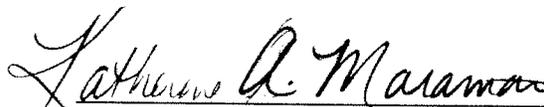
20 **Rule 9.02. Required Status of Lawyer in Foreign Jurisdiction**

21 For purposed of this grant of authority, the lawyer must be a member in good standing of a  
22 recognized legal profession in a foreign jurisdiction, the members of which are admitted to  
23 practice as lawyers or counselors at law or the equivalent and subject to effective regulation and  
24 discipline by a duly constituted professional body or a public authority.

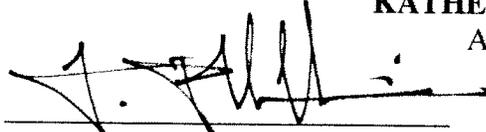
SO ORDERED this 24<sup>th</sup> day of January, 2012.



**ROBERT J. TORRES**  
Associate Justice



**KATHERINE A. MARAMAN**  
Associate Justice



**F. PHILIP CARBULLIDO**  
Chief Justice