

## STATE OF WEST VIRGINIA

At a Regular Term of the Supreme Court of Appeals continued and held at Charleston, Kanawha County, on the 6th day of September, 2013, the following order was made and entered:

**RE: REQUEST FOR PUBLIC COMMENT ON PROPOSED AMENDMENTS TO THE RULES OF LAWYER DISCIPLINARY PROCEDURE TO INCREASE MEMBERSHIP OF THE LAWYER DISCIPLINARY BOARD**

On a former day, July 30, 2013 Rachael L. Fletcher Cipoletti, Chief Lawyer Disciplinary Counsel, presented to the Court a proposal to amend the RULES OF LAWYER DISCIPLINARY PROCEDURE, to increase the membership of the Lawyer Disciplinary Board by three members, one being a lay member and two being lawyer members, as well as to automatically reappoint members to the second term, absent a showing of cause.

Whereupon the Court considered the proposed amendments on August 27, 2013, and the Court is of opinion to and does hereby approve a period of public comment on the proposed amendment to increase the membership of the Lawyer Disciplinary Board. The Court is not considering the proposal for automatic reappointment at this time. Justice Ketchum would amend the rule to provide for members to serve for three three-year terms. **Comments may be filed, in writing, with the Clerk of the Court on or before October 7, 2013.** The proposed insertions are indicated by underscoring, deletions by strikethrough, as follows:

### **"West Virginia Rules of Lawyer Disciplinary Procedure**

#### **Rule 1.1. Membership.**

The Board shall consist of ~~nineteen~~ twenty-two members, ~~thirteen~~ fifteen of whom shall be active members of The West Virginia State Bar and ~~six~~ seven of whom shall be members of the public.


...

#### **Rule 3.1. Membership.**

The Hearing Panel shall consist of ~~twelve~~ fifteen members, with ~~eight~~ ten members of The West Virginia State Bar and ~~four~~ five members of the public. The Hearing Panel shall be divided into ~~four~~ five Hearing Panel Subcommittees, with two members of the West Virginia State Bar and one member of the public."

...

A True Copy

Attest:   
Deputy Clerk, Supreme Court of Appeals