

**AMENDMENTS TO THE SUPREME COURT RULES  
FOR THE GOVERNMENT OF THE BAR OF OHIO**

The following amendments to the Supreme Court Rules for the Government of the Bar of Ohio (Gov. Bar R. VII, Section 7(D) and Gov. Bar R. XII, Sections 2 through 6) were adopted by the Supreme Court of Ohio. The history of these amendments is as follows:

November 15, 2022    Final adoption by conference  
December 1, 2022    Effective date of amendments

Key to Adopted Amendments:

1.     Unaltered language appears in regular type. Example: text
2.     Language that has been deleted appears in strikethrough. Example: ~~text~~
3.     New language that has been added appears in underline. Example: text

**SUPREME COURT RULES FOR THE GOVERNMENT OF THE BAR OF OHIO**

**RULE VII. UNAUTHORIZED PRACTICE OF LAW**

[Existing language unaffected by the amendments is omitted to conserve space]

**Section 7. Filing and Investigation of Unauthorized Practice of Law Allegations**

[Existing language unaffected by the amendments is omitted to conserve space]

**(D) Time for investigation**

(1) Upon written request of disciplinary counsel or a certified unauthorized practice of law committee, the secretary may extend the time to complete an investigation beyond ~~two~~ one year in the event of pending litigation, appeals, unusually complex investigations, including the investigation of multiple allegations, time delays in obtaining evidence or testimony of witnesses, or for other good cause shown. If an investigation is not completed within one year from the date of filing of the allegations or a good cause extension of that time, the secretary may refer the matter either to a geographically appropriate certified unauthorized practice of law committee or disciplinary counsel.

~~(3)~~(2) Time limits set forth in this rule are not jurisdictional. No investigation or complaint shall be dismissed unless it appears that there has been an unreasonable delay and that the rights of the respondent to have a fair hearing have been violated. Investigations that extend beyond one year from the date of filing are prima facie evidence of unreasonable delay.

[Existing language unaffected by the amendments is omitted to conserve space]

[Not analogous to former Rule VII, effective October 20, 1975; amended effective April 13, 1977; November 6, 1978; April 25, 1983; July 1, 1983; November 30, 1983; June 6, 1988; January 1, 1989; January 1, 1990; January 1, 1992; January 1, 1993; January 1, 1995; June 16, 2003; January 1, 2005; November 1, 2007; January 1, 2008; September 1, 2008; September 1, 2010; January 1, 2011; January 1, 2013; January 1, 2015; July 1, 2021; December 1, 2022.]

**RULE XII. PRO HAC VICE ADMISSION**

[Existing language unaffected by the amendments is omitted to conserve space]

**Section 2. Requirements for Permission to Appear Pro Hac Vice**

(A) A tribunal of this state may grant permission to appear pro hac vice to an attorney who is admitted to practice in the highest court of a state, commonwealth, territory, or possession

43 of the United States or the District of Columbia, or who is admitted to practice in the courts of a  
44 foreign state and is in good standing to appear pro hac vice in a proceeding.

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46 **[Existing language unaffected by the amendments is omitted to conserve space]**

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48 (3) Prior to being granted permission to appear pro hac vice by a tribunal, the attorney  
49 shall have applied for registration with the Supreme Court Office of ~~Attorney Services~~ Bar  
50 Admissions, paid ~~an~~ a registration fee of ~~\$300.00~~ \$500.00, and been issued a certificate of pro hac  
51 vice registration. The application for registration shall include the following information:

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53 **[Existing language unaffected by the amendments is omitted to conserve space]**

54  
55 (4) Of the ~~\$300~~ \$500.00 pro hac vice registration fee collected pursuant to Section  
56 2(A)(3) of this rule, \$150 shall be deposited into the Attorney Services Fund for use to fund civil  
57 legal aid services for low-income or disadvantaged populations in Ohio.

58  
59 (5) An attorney representing an amicus curiae in support of an indigent defendant in a  
60 criminal matter may file with the Office of ~~Attorney Services~~ Bar Admissions an application for a  
61 waiver of the pro hac vice registration fee. The waiver shall not apply to other proceedings in  
62 which the attorney seeks permission to appear pro hac vice.

63  
64 (6) An attorney who has been granted permission to appear pro hac vice may  
65 participate in no more than three proceedings under this rule in the same calendar year the  
66 application is filed. In the event a proceeding continues to the next or subsequent calendar years,  
67 the proceeding will not count toward the annual limitation. An appeal from a trial court or court  
68 of appeals, an appeal of an administrative agency order or ruling, a transfer of an action to a court  
69 of competent jurisdiction, or the consolidation of two or more cases, where the attorney  
70 participated in the initial proceeding, shall not be counted toward the annual limitation.  
71 Participation for the first time by an attorney at any stage during a proceeding shall count toward  
72 the annual limitation.

73  
74 (7) The attorney may file a motion for permission to appear pro hac vice accompanied  
75 by a copy of the certificate of pro hac vice registration furnished by the Office of ~~Attorney Services~~  
76 Bar Admissions, and includes the following information:

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78 **[Existing language unaffected by the amendments is omitted to conserve space]**

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80 **Section 3. Leave to File a Motion Instanter**

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82 An attorney may file a motion to be granted permission to appear pro hac vice instanter  
83 with a tribunal if the attorney has previously filed an application with the Office of ~~Attorney~~  
84 ~~Services~~ Bar Admissions and the attorney is required to appear in a proceeding fewer than five  
85 business days from the date of filing the application. The attorney shall attach a time stamped  
86 copy of the application to the motion to be granted permission to appear pro hac vice instanter.

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89           **Section 4.     Notice of Permission to Appear Pro Hac Vice**  
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91           All attorneys granted permission to appear pro hac vice by a tribunal shall file a Notice of  
92 Permission to Appear Pro Hac Vice with the Office of ~~Attorney Services~~ Bar Admissions within  
93 thirty days after a tribunal grants permission to appear in a proceeding. The Notice of Permission  
94 to Appear Pro Hac Vice shall include copies of the court or administrative order granting  
95 permission. Failure to file the notice within the time specified shall result in automatic exclusion  
96 from practice within this state. The Office of ~~Attorney Services~~ Bar Admissions shall, by certified  
97 mail, notify all tribunals in which the attorney has appeared of the attorney's exclusion.  
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99           **Section 5.     Renewal of Registration**  
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101           (A)     If an attorney continues to appear on the basis of permission to appear pro hac vice  
102 in any proceeding pending as of the first day of a new calendar year, the attorney shall pay a  
103 renewal fee equal to the registration fee set forth in Section 2(A)(3) of this rule. This renewal fee  
104 shall be due within thirty days of the start of that calendar year and shall be tendered to the Office  
105 of ~~Attorney Services~~ Bar Admissions and accompanied by an updated registration form.  
106

107           (B)     Failure to pay the required renewal fee and file a new registration form within the  
108 time specified shall result in automatic exclusion from practice within this state. The Office of  
109 ~~Attorney Services~~ Bar Admissions shall, by certified mail, notify all tribunals in which the attorney  
110 has appeared of the attorney's exclusion. If the proceeding has concluded or if the attorney has  
111 withdrawn from the proceeding, the attorney must so notify the Office of ~~Attorney Services~~ Bar  
112 Admissions by the deadline for renewal of registration.  
113

114           **Section 6.     Reinstatement**  
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116           An attorney automatically excluded from practice in Ohio for failing to file a Notice of  
117 Permission to Appear Pro Hac Vice under Section 4 of this rule, or failing to pay a renewal  
118 registration fee required under Section 5 of this rule, may file a Petition for Reinstatement with the  
119 Office of ~~Attorney Services~~ Bar Admissions. The petition shall describe the circumstances that  
120 resulted in the automatic exclusion, and a list of all proceedings in which the attorney had been  
121 permitted to appear pro hac vice, and shall be accompanied by the appropriate Notice of Permission  
122 to Appear Pro Hac Vice if the exclusion is under Section 4 of this rule, or a renewal registration  
123 fee if the exclusion is under Section 5 of this rule. The Office of ~~Attorney Services~~ Bar Admissions  
124 shall inform all tribunals where the attorney appeared by certified mail if the attorney is reinstated.  
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126           **[Existing language unaffected by the amendments is omitted to conserve space]**  
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128 [Effective: January 1, 2011; January 1, 2013; January 1, 2014; July 1, 2016; January 1, 2017; July  
129 1, 2017; July 1, 2019; September 1, 2021; December 1, 2022.]  
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135 **RULE XX. TITLE AND EFFECTIVE DATES**

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[Existing language unaffected by the amendments is omitted to conserve space]

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139 **Section 2. Effective Dates.**

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[Existing language unaffected by the amendments is omitted to conserve space]

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143 **(Insert division letter)** The amendments to Gov. Bar R. VII, Section 7(D) and Gov.  
144 Bar R. XII, Sections 2 through 6, adopted by the Supreme Court on November 15, 2022, shall take  
145 effect on December 1, 2022.