

Committee on Disciplinary Rules and Referenda

Agenda

Date and Time: 10:30 a.m., Thursday, January 16, 2020

Location: Texas Law Center – Room 101
1414 Colorado Street, Austin, Texas 78701

1. Call to Order; Roll Call
2. Comments from the Chair
3. Update on Rule Proposals Submitted to State Bar Board of Directors
 - A. Proposed Rule 1.01. Competent and Diligent Representation, Texas Disciplinary Rules of Professional Conduct (TDRPC)
 - B. Proposed Rule 6.05. Conflict of Interest Exceptions for Nonprofit and Limited Pro Bono Legal Services, TDRPC
 - C. Proposed Part XII. Information about Legal Services (Lawyer Advertising and Solicitation Rules), TDRPC
4. Public Hearing and Discussion: Proposed Rules 3.01 (Disciplinary Petition), 3.02 (Assignment of Judge), and 3.03 (Filing, Service and Venue), Texas Rules of Disciplinary Procedure (TRDP) – Relating to the Assignment of Judges and Related Procedures when a Respondent in a Disciplinary Complaint Elects to Proceed in District Court
5. Approval of the Minutes of the Last Meeting
6. Part XIII. Cessation of Practice, TRDP
 - A. Discussion and Possible Action: Supreme Court of Texas Request for a Recommendation on a Comment to Part XIII, TRDP – Relating to the Voluntary Appointment of Custodian Attorneys to Assist with the Cessation of Practice, Including Issues Related to Liability and the Attorney-Client Privilege
 - B. Discussion and Possible Action: Draft Proposed Rule 13.04, TRDP – Relating to the Voluntary Appointment of Custodian Attorneys to Assist with the Cessation of Practice, Including Issues Related to Liability and the Attorney-Client Privilege
7. Discussion: Rule 3.06. Maintaining Integrity of Jury System, TDRPC – Addressing Post-Trial Communications with Jurors

8. Discussion and Possible Action: Commission for Lawyer Discipline Request to Initiate the Rule Proposal Process for Rule 1.05, TDRPC – Relating to the Disclosure of Confidential Information and Clients Contemplating Suicide
9. Discussion and Possible Action: Commission for Lawyer Discipline Request to Initiate the Rule Proposal Process for Rule 8.03(f), TDRPC, along with Rule 1.06 and/or Rule 9.01, TRDP – Relating to Reciprocal Discipline for Federal Court or Federal Agency Discipline
10. Proposed Rule Timelines
11. Agenda Items for Next Meetings
12. Adjourn

Under the Americans with Disabilities Act, an individual with a disability is entitled to have an equal opportunity for effective communication and participation in public meetings. Reasonable modifications and equal access to communications will be provided upon request. An individual with a disability who may need an accommodation is requested to notify Chelsey Barber at (800) 204-2222 or (512) 427-1463 at least two days before the scheduled meeting so that appropriate arrangements can be made; TTY users route through RELAY Texas at 7-1-1.