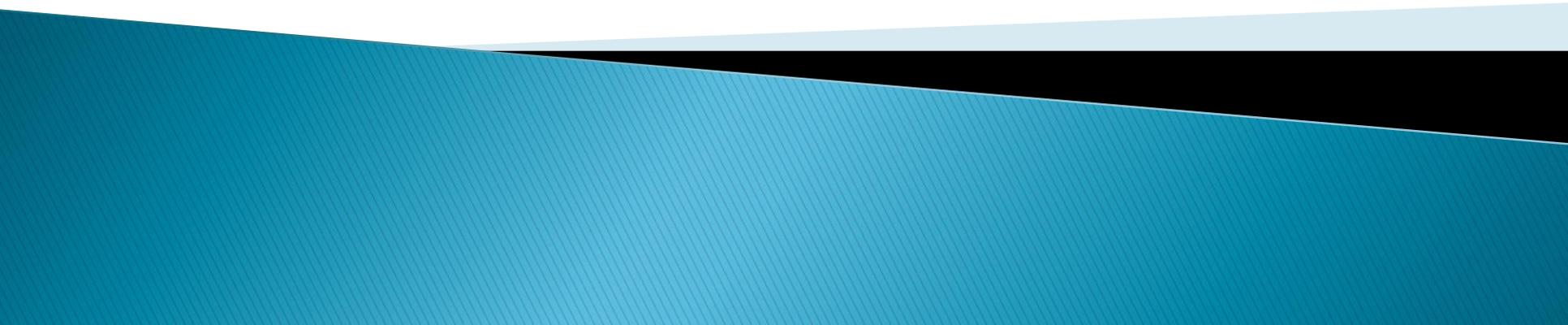


Periodic Pro Hac Vice Fee

(Fee Payable Every 5 Years)

October, 2015



Concept

- ▶ Register, pay \$250 pro hac vice fee at OPR site
- ▶ Registration, fee payment good for five years
- ▶ Registrants appear in OPR database, internal and external, as “Pro Hac Vice” attorneys
- ▶ Deposit fee in Client Security Trust Fund (CSTF)
- ▶ Require allegation of registration, fee payment in applications to appear pro hac vice
- ▶ Clerks confirm registration, fee payment by checking public OPR database
- ▶ At expiration of 5 year period, registration lapses, attorney reclassified as Expired Pro Hac Vice; new registration required for any new filing
- ▶ Pro hac vice attorneys who gain full admission still pay initial, regular, special assessments for CSTF

Considerations

- ▶ Online payment – no handling of checks by court clerks or OPR
- ▶ Fee paid directly to CSTF – complies with Iowa Code section 602.10137
- ▶ Fee supports CSTF coverage of theft by pro hac vice attorneys
- ▶ \$250 is equal to 5 regular annual CSTF assessment payments by fully admitted attorneys
- ▶ \$250 is proportionate to cost of processing 10 pro hac vice appearances
- ▶ Average pro hac vice fee in 5 neighboring states is \$170 *per case*
- ▶ Clerks need to confirm registration by checking OPR database
- ▶ Estimate \$10,000 – \$15,000 programming cost, recoverable first year

Implementing Rule Changes

31.14(5) *Required information for application.* An application filed by the out-of-state lawyer shall contain all of the following information:

. . .

r. A statement that the out-of-state lawyer has registered with the office of professional regulation and paid the fee as required by rule 31.14(11).

31.14(11) *Periodic fee.* An applicant for admission to appear pro hac vice in any Iowa court must first register with the office of professional regulation and pay a fee of \$250 to the client security trust fund. The office of professional regulation may prescribe an electronic format for the registration and require submission of the registration and payment in that form.

a. Registration and payment of the fee required by this rule qualifies the out-of-state lawyer to file applications for admission pro hac vice in any Iowa court for a period of five years commencing with the date of registration. Upon expiration of the five year period, the out-of-state lawyer becomes ineligible to file an application for admission pro hac vice in any Iowa court without first registering and paying another fee as required by this rule.

b. An out-of-state lawyer admitted pro hac vice after registration and payment of the fee as required by this rule, who later is fully admitted to the bar of Iowa, must pay initial, special, and regular assessments to the client security trust fund as required by rule 39.6.