

1 Hon. Ann A. Scott Timmer, Chair
2 Attorney Regulation Advisory Committee
3 1501 W. Washington St.
4 Phoenix, AZ 85007

5 **IN THE SUPREME COURT**
6 **STATE OF ARIZONA**

7 In the Matter of:

Supreme Court No. R-20-0020

8 PETITION R-20-0020 TO AMEND
9 RULES 34 THROUGH 37, RULES
10 OF THE SUPREME COURT OF
11 ARIZONA

Comment of Attorney Regulation
Advisory Committee

12 The Arizona Supreme Court’s Attorney Regulation Advisory Committee
13 (“ARC”) supports the petition to amend Rules 34 through 37 of the Rules of the
14 Supreme Court of Arizona, with two members (Judge Lawrence Winthrop and
15 Attorney Member Scott Rhodes) opposing proposed Rule 34(m).
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17 In all but one instance, ARC unanimously supports the proposed changes to
18 Rules 34 through 37. The proposed amendments are appropriate refinements of the
19 rules governing admission to the practice of law in Arizona and ARC recommends
20 the Supreme Court approve them. As to proposed Rule 34(m), a majority of ARC
21 supports the proposed amendment to allow the Committee on Character and Fitness
22 to decline to allow the withdrawal or deferral of an application for admission once
23 an applicant has submitted an associated Character and Fitness Application. In the
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1 rare instance where an applicant has been deceitful in his or her application, the
2 Committee should have the authority to make a decision on the application based on
3 the submitted information rather than allowing the applicant to unilaterally withdraw
4 his or her application and reapply with a new application at a later date. Rule 34(1)
5 allows an applicant to abandon an application before it is considered complete by
6 the Committee.
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9 RESPECTFULLY SUBMITTED this **21st** day of April, 2020.

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