

From: [OFFICE RECEPTIONIST, CLERK](#)
To: [Tracy, Mary](#)
Subject: FW: ATJ Pro Bono Council re: RPC 6.5
Date: Thursday, March 26, 2020 8:06:34 AM
Attachments: [image001.png](#)

Hi Mary, is this one yours? Happy Thursday!

From: Michael Heatherly [mailto:MichaelH@lawadvocates.org]
Sent: Wednesday, March 25, 2020 6:16 PM
To: OFFICE RECEPTIONIST, CLERK <SUPREME@COURTS.WA.GOV>
Subject: FW: ATJ Pro Bono Council re: RPC 6.5

Greetings:

I am a member of the Pro Bono Council. In the email thread below you advised that the counsel's message to defer a proposed change to the Rules of Professional Conduct had been forwarded to the rules committee. Is there any way we can confirm whether the Court has officially removed the proposal from consideration? A WSBA committee that had been involved in the proposal and needs to report to the WSBA Board of Governors about it needs to know the status as soon as possible. They noticed recently that the rule appeared to remain available for public comment.

Thank you for your assistance.

Sincerely,

Michael Heatherly

Michael Heatherly | Executive Director

Pronouns: he/him/his

LAW Advocates *in partnership with the Volunteer Lawyer Program of Island County*

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receive this communication in error, please advise me immediately by replying to the e-mail and calling (360) 671-6079 ext. 24. Then please delete the e-mail from your files. Thank you.

From: Elizabeth Fitzgearld [mailto:elizabethf@ccvlp.org]
Sent: Thursday, March 19, 2020 10:42 AM
To: Michael Heatherly <MichaelH@lawadvocates.org>; Bonnie Aslagson <attorney@tcvls.org>
Subject: Fwd: ATJ Pro Bono Council re: RPC 6.5

Elizabeth Fitzgearld
Executive Director
Clark County Volunteer Lawyers Program
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----- Forwarded message -----

From: OFFICE RECEPTIONIST, CLERK <SUPREME@courts.wa.gov>
Date: Thu, Mar 19, 2020 at 8:48 AM
Subject: RE: ATJ Pro Bono Council re: RPC 6.5
To: Elizabeth Fitzgearld <elizabethf@ccvlp.org>
Cc: Eloise Barshes-Executive Director <director@cdcvas.org>

We have forwarded your email to the chair of the Rules Committee. Thank you.

From: Elizabeth Fitzgearld [mailto:elizabethf@ccvlp.org]
Sent: Wednesday, March 18, 2020 5:36 PM
To: OFFICE RECEPTIONIST, CLERK <SUPREME@COURTS.WA.GOV>
Cc: Eloise Barshes-Executive Director <director@cdcvas.org>
Subject: ATJ Pro Bono Council re: RPC 6.5

Hello,

On behalf of the Washington State Access to Justice Board's Pro Bono Council, we'd like to formally defer our proposal for a rule change to RPC 6.5.

This began as a request for published comment, but it was ultimately recommended that we request a change to the rule.

Our original comment as submitted is attached for reference.

The primary contact for the proponent at the time of initial submission was Catherine Brown, Pro Bono Council manager.

She has since taken a position elsewhere, and myself and Eloise Barshes, as co-chairs of the Council, are now representative of the original proponent.

While the Council continues to support the proposed rule change and believes it is crucial to ensuring the continued safety of clients served by pro bono programs, given the current health crisis, it is in everyone's best interest if we defer our proposal.

We will be submitting a proposal in the fall based on feedback from the WSBA CPE, and thank everyone involved for the time and care that's been taken in providing guidance and reviewing our comment.

Best,

Elizabeth Fitzgearld (Pro Bono Council Co-Chair)

Executive Director

Clark County Volunteer Lawyers Program

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