

Tracy, Mary

From: OFFICE RECEPTIONIST, CLERK
Sent: Tuesday, October 28, 2014 11:58 AM
To: Tracy, Mary
Subject: FW: Proposed LLLT RPC 1.5 comment 3

From: OFFICE RECEPTIONIST, CLERK
Sent: Tuesday, October 28, 2014 11:58 AM
To: 'Samia Khudari'
Subject: RE: Proposed LLLT RPC 1.5 comment 3

Received 10-28-2014

Supreme Court Clerk's Office

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From: Samia Khudari [mailto:samiakhudari@icloud.com]
Sent: Tuesday, October 28, 2014 11:28 AM
To: OFFICE RECEPTIONIST, CLERK
Subject: Proposed LLLT RPC 1.5 comment 3

Greetings,

I would like to make a suggestion for Proposed LLLT RPCs.

I would like to suggest that fifteen additional words be added to the **Comment 3** of Proposed Comment 3 to Proposed LLLT RPC **1.5**.

Currently, proposed Comment 3 states: "section (e) of this Rule categorically prohibits an LLLT from dividing a fee."

However, in fact, Section (e) of Proposed LLLT RPC 1.5 does **not** categorically prohibit an LLLT from dividing a fee.

Rather, Section (e) categorically prohibits an LLLT from dividing a fee with another LLLT or Lawyer who is not in the same firm as the LLLT.

I have included, above, the language from Section (e) of the rule, exactly.

Therefore, I suggest that Comment 3 to Proposed LLLT RPC 1.5 should include that language, exactly, as well, and should read:

"[3] Under the circumstances specified in Lawyer RPC 1.5(e), a lawyer may agree to a division of a fee either with another lawyer who is not in the same firm or with an authorized lawyer referral service. By contrast, section (e) of this Rule categorically prohibits an LLLT from dividing a fee with another LLLT or lawyer who is not in the same firm as the LLLT. An LLLT may pay the usual charges of an LLLT referral service. *See* Rule 7.2(e)."

My proposed addition is underlined, above. The addition of those fifteen words: "with another LLLT or lawyer who is not in the same firm as the LLLT" will ensure the correct interpretation of the rule and will help to avoid confusion.

Many thanks,

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