

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF ALABAMA

FILED

JUL 26 1988

JAMES M. JONES, CLERK
U.S. BANKRUPTCY COURT
MONTGOMERY, ALABAMA

ORDER ON ADMISSION TO PRACTICE


Deputy Clerk

It is ORDERED that the Bar of this Court shall consist of those persons who are members of the Bar of the United States District Court for the Middle District of Alabama.


It is further ORDERED that Rule 1, Local Rules (M.D. Ala.), attached as Appendix I to this order, is adopted by this Court with respect to admission pro hac vice, ethical limitations and requirements, representation in cases filed in or removed to this Court, and duration of representation by attorneys of record.

It is further ORDERED that Rule 2, Local Rules (M.D. Ala.), attached as Appendix II to this order, is adopted by this Court for the discipline of attorneys practicing in this Court.

Dated at Montgomery, Alabama, this 22^d day of July, 1988.



Rodney R. Steele
Chief Bankruptcy Judge



A. Pope Gordon
United States Bankruptcy Judge

Local Rule 1

ADMISSION TO PRACTICE

(a) The Bar of this Court consists of those persons previously admitted to (and not removed from) the Bar of this Court and of those persons who hereafter are admitted under this rule.

(1) Any attorney who is admitted to practice before the Supreme Court of Alabama and who resides in Alabama or regularly engages in the practice of law in Alabama may be admitted to the Bar of this Court upon the submission of an application, payment of the prescribed admission fee, and

(A) the order of a district judge of this Court (on oral or written motion by a member of the Bar of this Court or on the Court's own motion), and the administering of the prescribed oath before any judge (or other designee) of this Court; or

(B) the filing of a certificate of good standing from the Clerk of the United States District Court located within the State of Alabama for the district in which the applicant resides or regularly practices law.

(2) Any attorney who is not a member of the Bar of this Court but who is admitted to practice before the United States District Court for the district in which (or before the highest court in the state in which) such person resides or regularly practices law, may, upon request, be admitted pro hac vice by an order of any district judge or bankruptcy judge of this Court. Any such attorney who appears as counsel by filing any pleading or paper in any case pending in this Court shall within ten days thereafter apply for admission pro hac vice as set out herein.

(3) Any attorney representing the United States or any agency thereof, having the authority of the government to appear as its counsel, may appear specially and be heard in any case in which the government or such agency is a party, without formal or general admission.

(4) Any attorney who is admitted to the bar of this court or who appears in this court pursuant to subsection (a)(2) or (a)(3) of this rule shall be deemed to be familiar with and governed by the Local Rules of this court, the ethical limitations and requirements governing the behavior of members of the Alabama State Bar, and, to the extent not inconsistent with the preceding, the American Bar Association Model Rules of Professional Conduct.

(5) In all cases filed in, or removed to this Court, parties may be represented of record only by a member of the Bar of this Court or by an attorney permitted to appear pursuant to subsection (a)(2) or (a)(3) of this rule.

(b) Unless disbarred or suspended, attorneys shall be held at all times to represent the parties for whom they appear of record in the first instance until, after formal motion and notice to such parties and to opposing counsel, they are permitted by order of court to withdraw from such representation. The Court may, however, permit withdrawal without formal motion and notice if other counsel have entered their appearance for the party.

Local Rule 2

DISBARMENT

For good cause shown and after an opportunity to be heard, a member of this Bar may, by a judge of the Court, be disbarred or suspended from practice in this Court, be reprimanded, or be subjected to such other discipline as the judge may deem proper. Whenever it is made to appear to the Court that any member of its bar has been disbarred or suspended from practice in any court or convicted of a felony in any court, such member shall forthwith be suspended from practice in this Court; and, unless, after notice mailed to his last known place of residence, he shows good cause to the contrary within thirty (30) days, there shall be entered an order of disbarment, of indefinite suspension or of suspension for such time as the Court shall fix. Any person suspended from practice in this Court for a definite period of time shall, in the absence of other order of this Court, be entitled to resume practice in this Court upon the expiration of the period of suspension. Any person disbarred or indefinitely suspended from practice in this Court may file a written petition for readmission or reinstatement. The petition shall include a full, objective statement of the background and basis of the discipline, if any, imposed on the petitioner by the appropriate bar association or court which might have preceded petitioner's disbarment or suspension in this Court. The petition shall be heard by a judge or a panel of judges of this Court appointed by the Chief Judge to consider such petition. Any person disbarred from practice in this Court and subsequently readmitted shall take the oath and pay the fee then prescribed and sign the roll of attorneys for this district.