

Carrie Janto - Supreme Court Rule 11-07 Regarding Providing of Legal Services Following a Major Disaster

From: "Dean R. Dietrich" <ddietrich@ruderware.com>
To: "Susan.Gray@wicourts.gov" <Susan.Gray@wicourts.gov>, "julie.rich@wico...
Date: 10/18/2011 1:42 PM
Subject: Supreme Court Rule 11-07 Regarding Providing of Legal Services Following a Major Disaster
CC: Timothy Pierce <tpierce@wisbar.org>, "akorbitz@wisbar.org" <akorbitz@w...

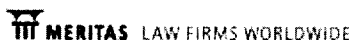
Dear Ms. Gray and Ms. Rich:

I have been forwarded documentation from Ms. Rich asking for additional information as the Supreme Court considers Rule Petition No. 11-07 relating to a Rule that would apply to "providing legal services following a determination of a major disaster." I will review this matter in further detail and will provide what additional information I have available in response to the queries from the Wisconsin Supreme Court.

I wanted to have some immediate communication with both of you about a major concern that I have about the proposed changes presented by the Legislative Reference Bureau. I realize that the LRB wishes to insure compliance with the Wisconsin Rule format, however, it appears that the LRB is making significant changes to the language that would exist in the proposed SCR 23.03. My concern arises because the language included in the Petition is language from the Model Rule that has been proposed in jurisdictions throughout the United States. Changing the language significantly as is being proposed will potentially cause the Wisconsin Rule to be interpreted and applied very differently than is applied in other states. While I understand there is need for uniformity in language, I am still concerned that these changes represent a significant rewrite of a Rule that has been proposed as a Model Rule for use throughout the country. I will review the proposed changes further to see if that concern warrants an effort to keep this language as proposed in the Model Rule.

Thank you for considering this.

Dean R. Dietrich



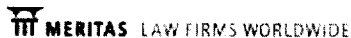
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