

IN THE SUPREME COURT OF THE STATE OF DELAWARE

IN RE DELAWARE LAWYERS' §
RULES OF DISCIPLINARY §
PROCEDURE RULES 5 and 10 §

Before **STEELE**, Chief Justice, **HOLLAND**, **BERGER**, **JACOBS** and **RIDGELY**, Justices, constituting the Court *en Banc*.

ORDER

This 15th day of July 2008, it appears to the Court that it is desirable to amend Rules 5(a) and 10 of the Delaware Lawyers' Rules of Disciplinary Procedure.

NOW, THEREFORE, IT IS ORDERED that the following changes shall be effective immediately:

(1) That Rule 5(a) of the Delaware Lawyers' Rules of Disciplinary Procedure be and hereby is amended by deleting the present rule and restating it, as follows:

(a) *Lawyers admitted to practice.* Any lawyer admitted to practice law in this jurisdiction, including any formerly admitted lawyer with respect to acts committed prior to suspension, disbarment, transfer to inactive status or retirement, or with respect to later acts which amount to the practice of law or constitute a violation of these Rules or of the Delaware Lawyers' Rules of Professional Conduct, or any rules or code the Court adopts later; any lawyer specially admitted by a court of this jurisdiction for a particular proceeding; and any lawyer not admitted in this jurisdiction who practices law or renders or

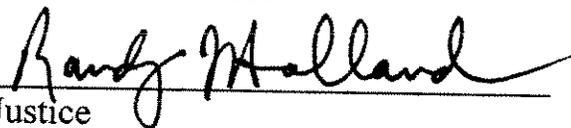
offers to render any legal services in this jurisdiction, is subject to this Court and the Board's disciplinary jurisdiction.

(2) That Rule 10 of the Delaware Lawyers' Rules of Disciplinary Procedure be and hereby is amended by deleting the present rule and restating it, as follows:

All communications to and from the Board, PRC, or the ODC relating to lawyer misconduct or disability, and all testimony given in related proceedings, shall be absolutely privileged, and no civil suit predicated on those proceedings may be instituted against any complainant, witness or lawyer. Members of the Board, members of the PRC, and members of the ODC and its agents and staff; Special Disciplinary Counsel and his or her agents and staff; the Administrative Assistant and staff; and receivers and their agents and staff shall be immune from civil suit for any conduct in the discharge of their official duties.

(3) The Clerk of this Court is directed to transmit forthwith a certified copy of this Order to the clerk of each trial court in each county.

BY THE COURT:


Justice