

IN THE SUPREME COURT OF THE STATE OF DELAWARE

In re: 2021 ADMINISTRATION OF THE
DELAWARE BAR EXAMINATION

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ORDER MODIFYING BOARD OF BAR EXAMINERS RULE 13

WHEREAS, the Board of Bar Examiners has recommended the adoption of certain adjustments to the scoring methodology for the 2021 Delaware Bar Examination to mitigate recorded instances of software interruptions during the remote administration of the exam;

NOW, THEREFORE, it is ORDERED this 20th day of October, 2021 that, solely for the 2021 administration of the Delaware Bar Examination, “total scale scores” will be computed as follows:

- (a) the raw score on any of the eight essay questions and any of the two MPT questions during which an applicant experienced a recorded software interruption is adjusted from the applicant’s score on the affected question to the applicant’s average score on questions on which the applicant had no recorded software interruptions, modified by an adjustment constant that accounts for the relative difficulty of the question, provided that the average score is higher than the original score,
- (b) the raw scores on each of the eight essay questions are converted to a score distribution that has a mean of 50 and a standard deviation of 7,
- (c) the raw scores on each of the two MPT questions are converted to a score distribution that has a mean of 50 and a standard deviation of 14,
- (d) a given applicant’s “total converted score” is the sum of that applicant’s converted essay and converted MPT scores,
- (e) the MBE score of an applicant who experienced a recorded software interruption during the MBE is adjusted upward by 4.5 points, which represents the difference between the mean MBE score of the applicant population that experienced one or more recorded software interruptions during the MBE and the mean MBE score of the unaffected applicant population,

(f) the distribution of the “total converted scores” is scaled to the MBE to yield a “total written scale score,” and

(g) the applicant’s “total written scale score” is combined with that applicant’s MBE scale score (with the written score weighted at 60% and the MBE score weighted at 40%) to produce a “total scale score.”

FOR THE COURT:

/s/ Collins J. Seitz, Jr.
Chief Justice