

IN THE SUPREME COURT OF THE STATE OF MONTANA

AF 19-0073

IN THE MATTER OF THE UNIFORM RULES
FOR THE JUSTICE AND CITY COURTSO R D E R

This Court proposed revising the representation rule in the Montana Uniform Rules for the Justice and City Courts to make the rule consistent with the current version of § 25-31-601, MCA. On January 30, 2019, the Court announced that it would accept written comments on the proposed changes to the M. U. R. J. C. C. for a period of 90 days.

New Rule 14 will read as follows:

Rule 14. Representation.

(a) A party may represent oneself, or be represented by counsel.

(b) Except as provided in (c) below, no representation can be made on behalf of a party by another person except an attorney duly licensed by the State of Montana. A nonresident attorney may be permitted to represent a party upon motion of a licensed resident attorney as allowed under Section IV, Pro Hac Vice, of the 1998 Rules for Admission to the Bar of Montana.

(c) Unless the articles of organization state otherwise, a member with a majority interest in a limited liability company may represent the limited liability company as an attorney in justice's court as provided in 25-31-601.

(d) Death or removal of an attorney shall be governed by Rule 10 of the Uniform District Court Rules.

This Court received and considered two written comments, one in favor of the proposed revision and one opposed. Having considered the comments, this Court has concluded that good cause exists for the adoption of the revisions.

IT IS THEREFORE ORDERED that Rule 14 of the Montana Uniform Rules for the Justice and City Courts is revised as set forth herein. The revision is effective immediately.

IT IS FURTHER ORDERED that copy of this Order and the attached rules shall be posted on the Court's website. In addition, the Clerk is directed to provide copies of this Order and the attachment to the State Law Library, to Todd Everts and Connie Dixon at Montana Legislative Services, to Timothy Lester and the Thomson Reuters Rules department at Thomson Reuters, to Patti Glueckert and the Statute Legislation department at LexisNexis, and to the State Bar of Montana, with the request that the State Bar provide notice of the new rule on its website and in the *Montana Lawyer*.

DATED this 25th day of June, 2019.

/S/ MIKE McGRATH

/S/ JIM RICE

/S/ LAURIE McKINNON

/S/ BETH BAKER

/S/ JAMES JEREMIAH SHEA

/S/ INGRID GUSTAFSON

/S/ DIRK M. SANDEFUR

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