

SUPREME COURT OF LOUISIANA

ORDER

Acting in accordance with Article V, Sections 1 and 5 of the Louisiana Constitution of 1974, and the inherent power of this Court, and considering the recommendations of the Louisiana Attorney Disciplinary Board,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED THAT:

Part 1. Louisiana Supreme Court Rule XIX, §12A be and is hereby amended to read as follows:

Section 12. Immunity.

A. From Civil Suits. Communications to the board, hearing committees, or disciplinary counsel relating to lawyer misconduct or disability and testimony given in the proceedings shall be absolutely privileged, and no lawsuit predicated thereon may be instituted against any complainant or witness. Members of the board, members of the hearing committees, disciplinary counsel, staff, probation monitors and monitoring lawyers appointed pursuant to this rule or its appendices, inventorying lawyers appointed pursuant to Section 27, members of the Ethics Advisory Committee adopted by resolution to the House of

Delegates and approved by the Board of Governors of the Louisiana State Bar Association on November 2, 1991 and members of the Lawyer Advertising Advisory Service Committee adopted by resolution to the House of Delegates and approved by the Board of Governors of the Louisiana State Bar Association on June 9, 1995, shall be immune from suit for any conduct in the course of their official duties or reasonably related to their official duties.

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Part 2. Rule 1(e) of Louisiana Supreme Court Rule XIX, Appendix C, entitled “Procedural Rules for Probation Monitors,” be and is hereby amended to read:

APPENDIX C. PROCEDURAL RULES FOR PROBATION MONITORS

Rule 1. Selection

* * *

e) All terms of probation shall be written and agreed to by the probation monitor and the respondent prior to the commencement of the probation period. Probation shall be terminated upon the filing of an affidavit by respondent showing compliance with the conditions and an affidavit by the probation monitor stating that probation is no longer necessary and summarizing the basis for that statement.

These rule changes shall become effective upon signing and shall remain in full force and effect thereafter, until amended or changed through future Order of this Court.

New Orleans, Louisiana, this _____ day of _____, 2006.

FOR THE COURT:

Pascal F. Calogero, Jr., Chief Justice