

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,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED THAT:

Rule 1.15, Sections (g)(8) and (h) of the Louisiana Rules of Professional Conduct be and are hereby amended to read as follows:

Rule 1.15. Safekeeping Property

* * * * *

1. Section (g)(8) is hereby added to read as follows:

(g)(8) “Unclaimed Funds” are client or third person funds on deposit in an IOLTA account for at least two years that after reasonable due diligence the owner cannot be located or the owner refused to accept the funds.
2. The first sentence in the first paragraph of Section (h) is hereby amended to add the words “or Unclaimed” following the word “Unidentified.”
3. The second paragraph of Section (h) is hereby deleted in its entirety and replaced with the following:

A lawyer who either remits funds in error or later ascertains the ownership of remitted funds, or the owner thereof, may make a

claim to the Louisiana Bar Foundation, which after verification of the claim will return the funds to the lawyer or owner, as appropriate.

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

New Orleans, Louisiana, this _____ day of November, 2018

FOR THE COURT:

Bernette Joshua Johnson, Chief Justice