

1 **17-202. Registration of attorneys; failure to register.**

2 [A. ~~Registration statement.~~

3 ~~————— (1) Within three (3) months of admission to practice in this state, and,~~
4 ~~thereafter, on or before January 1 of every year, every attorney admitted to practice in this state~~
5 ~~shall submit to the state bar and to the clerk of the Supreme Court, on forms provided by the state~~
6 ~~bar and approved by the Supreme Court, a registration statement setting forth the following:~~

7 ~~————— (a) the attorney’s address of record;~~

8 ~~————— (b) the street address where client files or other materials related to the~~
9 ~~attorney’s practice are located;~~

10 ~~————— (c) the attorney’s telephone number of record;~~

11 ~~————— (d) the attorney’s email address of record; and~~

12 ~~————— (e) such other information as the Supreme Court may from time to time~~
13 ~~direct.~~

14 ~~————— (2) The attorney’s “address of record” is the attorney’s official address for~~
15 ~~service of notices, pleadings, papers, and information. The “address of record” is a public record~~
16 ~~and upon request will be provided to any member of the public. The attorney may also maintain a~~
17 ~~separate address with the state bar for purposes of publications of the state bar and solicitations.~~

18 ~~————— (3) In addition to the annual registration statement, every attorney shall file a~~
19 ~~supplemental statement with the state bar and with the clerk of the Supreme Court showing any~~
20 ~~change in the information previously submitted within thirty (30) days of such change. Upon the~~
21 ~~request of any attorney providing a street address under the provisions of this rule that is not the~~
22 ~~“address of record,” the street address shall not be disclosed to any member of the public.~~

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1 ~~_____ (4) The attorney's email address of record may be used in the Supreme Court's~~
2 ~~electronic filing system in accordance with Rule 12-307.2 NMRA for the electronic service of any~~
3 ~~documents filed in the Supreme Court under the Rules Governing Discipline.~~

4 ~~_____ B. **Certificate of compliance.** In order to enable an attorney to demonstrate~~
5 ~~compliance with the requirements of Paragraph A of this rule, upon request of an attorney, the~~
6 ~~clerk of the Supreme Court shall issue a certificate of compliance to an attorney who has complied~~
7 ~~with the annual registration requirements of these rules.~~

8 ~~_____ C. **Failure to file.** [Any] An attorney who fails to file the registration statement, or~~
9 ~~supplement thereto, in accordance with the requirements of [Paragraph A of this rule, may be~~
10 ~~summarily suspended and barred from practicing law in this state until the attorney has complied~~
11 ~~therewith] Rule 24-102.1 NMRA, may be subject to discipline under these rules or administrative~~
12 ~~suspension under Rule 24-102 NMRA or Rule 24-102.2 NMRA.~~

13 ~~[D. **Inactive attorneys.** An attorney who has retired, or is not engaged in practice as~~
14 ~~provided in Paragraph A of this rule, may petition the Board of Bar Commissioners on forms~~
15 ~~provided by the state bar that the attorney desires to assume inactive status and to discontinue the~~
16 ~~practice of law. Upon the receipt of such petition by the Board of Bar Commissioners, the attorney~~
17 ~~shall no longer be eligible to practice law in any jurisdiction pursuant to the attorney's New Mexico~~
18 ~~license, except as provided by the Legal Service Provider Limited Law License under Rule 15-~~
19 ~~301.2 NMRA and as an emeritus attorney as authorized under Rule 24-111 and shall continue to~~
20 ~~file an annual inactive status registration statement with the state bar. The attorney will be relieved~~
21 ~~from the payment of the fee imposed by Rule 17-203 NMRA, and Rule 17A-003 NMRA, but is~~
22 ~~required to pay the inactive status fee set by the Board of Bar Commissioners, provided, however,~~
23 ~~that an emeritus attorney as authorized under Rule 24-111 shall not be required to pay the inactive~~

1 ~~status fee. Upon the filing of a petition to assume inactive status, the state bar shall notify the~~
2 ~~Supreme Court of the filing of the petition. Upon receipt of the notice, the Supreme Court shall~~
3 ~~change the membership status of the attorney on the official roll of attorneys effective as of the~~
4 ~~date on the petition submitted to the Board of Bar Commissioners.~~

5 ~~—— E. ——~~ **Reinstatement of inactive attorneys.** ~~The inactive attorney may petition for~~
6 ~~reinstatement on a form prescribed by the Board of Bar Examiners and may be granted~~
7 ~~reinstatement by the Supreme Court upon recommendation of the Board of Bar Examiners as~~
8 ~~provided in Rule 15-302(B) and (C) NMRA. A petition for reinstatement shall be granted as a~~
9 ~~matter of course, unless the Board of Bar Examiners shall determine for good cause that the~~
10 ~~petition should be denied, in which event the applicant shall have the right to a hearing as provided~~
11 ~~in Rule 15-301 NMRA of the Rules Governing Admission to the Bar. Prior to reinstatement, the~~
12 ~~Board of Bar Examiners shall inquire of the Disciplinary Board if it knows of any reason why the~~
13 ~~attorney should not be reinstated.~~

14 ~~—— F. ——~~ **Service.** ~~The Supreme Court or Disciplinary Board may serve any order, pleading,~~
15 ~~or other matter on an attorney by mailing or emailing a copy of such order, pleading, or other~~
16 ~~matter to the attorney at the address of record or email address of record shown on the latest~~
17 ~~registration statement on file with the Supreme Court and this shall constitute notice as required~~
18 ~~by these rules.~~

19 ~~—— G. ——~~ **Applicability of rule.** ~~The provisions of this rule shall not apply to justices of the~~
20 ~~Supreme Court, judges of the Court of Appeals, district judges, magistrate judges, metropolitan~~
21 ~~judges, or municipal judges who are prohibited by statute or ordinance from practicing law.]~~

22 [As amended, effective January 1, 1987; January 1, 1997; November 30, 2004; as amended by
23 Supreme Court Order No. 06-8300-32, effective January 15, 2007; as amended by Supreme Court

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1 Order No. 16-8300-035, effective for status changes on or after December 31, 2016; as amended
2 by Supreme Court Order No. 17-8300-004, effective for all cases pending or filed on or after July
3 1, 2017; as amended by Supreme Court Order No. 17-8300-022, effective for status changes on or
4 after December 31, 2017; as amended by Supreme Court Order No. 21-8300-030, effective
5 December 31, 2021.]