

SUPREME COURT OF NEW JERSEY

It is ORDERED that the attached amendments to Rule 1:20-9(f) of the Rules Governing the Courts of the State of New Jersey are adopted to be effective September 1, 2017.

For the Court,



Chief Justice

Dated: August 2, 2017

1:20-9. Confidentiality; Access to and Dissemination of Disciplinary Information

(a) ... no change

(b) ... no change

(c) ... no change

(d) ... no change

(e) ... no change

(f) Disclosure of Evidence of Criminal Conduct; All Other Disclosure Including Subpoenas.

(1) ... no change

(2) Upon the request of a law enforcement agency seeking information in the possession of the Office of Attorney Ethics to assist the law enforcement agency with an ongoing criminal investigation, the Director of the Office of Attorney Ethics shall not release such information without the prior authorization of the Supreme Court. If requested by the law enforcement agency, the Supreme Court may, in its discretion, authorize the release of the information without notice to respondent or any other person.

(3) [(2)] In all other cases, including cases where civil or criminal subpoenas have been issued to disciplinary personnel, the Board may authorize the referral of any confidential documentary information to the appropriate authority only for good cause shown. When a requesting authority shall seek such information, it shall issue its subpoena, which shall be transmitted to the Board or shall file a motion seeking disclosure with the Board, on ten days' notice to the respondent and any known counsel, and the Director, both of whom shall be given an opportunity to be heard.

(g) ... no change

(h) ... no change

(i) ... no change

- (j) ... no change
- (k) ... no change
- (l) ... no change
- (m) ... no change
- (n) ... no change
- (o) ... no change
- (p) ... no change

Note: Former R. 1:20-9 redesignated R. 1:20-12, new text adopted January 31, 1995 to be effective March 1, 1995; paragraph (k) amended July 10, 1998 to be effective September 1, 1998; paragraphs (d) and (g) amended July 5, 2000 to be effective September 5, 2000; paragraphs (a), (b), (c), (f), (g), (i), (k), (l), (m), and (n) amended, and paragraphs (e) and (j) caption and text amended July 28, 2004 to be effective September 1, 2004; paragraph (a) caption and text amended, new paragraph (b) adopted, former paragraphs (b), (c), and (h) amended and redesignated as paragraphs (c), (d), and (i), former paragraphs (d), (e), (f), (g), (i), (j), (k), (l), (m), (n), and (o) redesignated as paragraphs (e), (f), (g), (h), (j), (k), (l), (m), (n), (o), and (p) July 27, 2006 to be effective September 1, 2006; corrective amendment to paragraph (b) adopted September 26, 2006 to be retroactive to September 1, 2006; paragraph (a), subparagraphs (d)(1) and (f)(1), and paragraph (k) amended July 9, 2008 to be effective September 1, 2008; subparagraphs (d)(4) and (d)(5) amended July 28, 2017 to be effective September 1, 2017; new subparagraph (f)(2) adopted and former subparagraph (f)(2) renumbered as (f)(3) August 2, 2017 to be effective September 1, 2017.