

Rule 8.xx Expungement of Private Reprovals

(a) Private reprovals that are imposed by the State Bar Court or this Court shall be removed from the State Bar website when the member has complied with all condition of the reprovail.

(b) The State Bar shall promulgate rules for the annual expungement of private reprovals, where five years has passed since the member complied with all conditions of reprovail.

(c) The member shall not qualify for expungement if

(1) the member is presently the subject of disciplinary investigation or proceedings; or

(2) the member is under involuntary inactive enrollment; or

(3) the member is under an interim suspension

(d) The expungement shall require removal of all references to the member's private reprovail from the public records of the State Bar Court and the State Bar.

ADDC
Draft Rule of Court
Expungement of Private Reprovals
Version 04 (10-31-10)
Page 2 of 2

(e) The reprovial expunged under this rule is deemed not to have occurred and the member may answer accordingly any question relating to his or her membership record.

(f) Notwithstanding any other provision of this rule, the State Bar must maintain such internal records as are necessary to apply the terms of (b) and (d) of this rule and to report to the Commission on Judicial Nominees Evaluation or appropriate governmental entities involved in judicial elections the member's eligibility for a judgeship under the California Constitution, article VI, section 15.