



HOW PRO BONO PROGRAMS SUPPORT VOLUNTEERS

SOUTHERN ARIZONA LEGAL AID, INC.
VOLUNTEER LAWYERS PROGRAM

Susan Daicoff, Esq. VLP Director

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Where do we go? APPROVED LEGAL SERVICES ORGANIZATIONS



There are **18** on the approved list!

<https://www.azcourts.gov/clerkofcourt>



Supreme Court

STATE OF ARIZONA

ROBERT BRUTINEL
CHIEF JUSTICE

TRACIE K. LINDEMAN
CLERK OF THE COURT

LEGAL SERVICES ORGANIZATIONS APPROVED BY THE SUPREME COURT PURSUANT TO RULE 38(d)(1)

- **Administer Justice** SB-21-0029-M
5534 W. Palmitre Avenue, Glendale, AZ 85301
- **Arizona Center for Disability Law** SB-21-0018-M
Phoenix Location
5025 East Washington Street, Suite 202, Phoenix, AZ 85034
Tucson Location
177 North Church Avenue, Suite 800, Tucson, AZ 85701
- **American Civil Liberties Union Foundation of Arizona** SB-21-0015-M
P.O. Box 17148, Phoenix, AZ 85011
- **Arizona Justice Center** SB-16-0065-M
5534 W. Palmitre Avenue, Glendale, AZ 85301
- **Arizona Legal Center, Inc.** SB-21-0016-M
111 E. Taylor Street, Suite 340, Phoenix, AZ 85004
- **Arizona Senior Citizen Law Project** SB-14-0028-M
2720 E. Thomas, Suite B190, AZ 85016

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WE ASSIST WITH THE PROCESS OF RULE 38 CERTIFICATION



We help with:

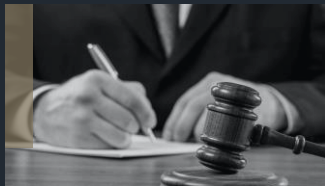
- Requesting Certificates of good standing from all jurisdictions of admission
 - may cover cost of certificates
- Preparing Pleadings & Affidavit
- Filing same with Arizona Supreme Court
- Filing annual update w/Court
- Keeping track of deadlines for you



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WE PROVIDE CLE CREDIT



Up to 5 hours CLE credit annually -

For 25 hours of pro bono legal work

LSO/Pro Bono Program usually keep track of your hours and report them to you at years' end

FREE OR LOW COST CLE PROGRAMS

LSO/Pro Bono Programs often provide CLE for their volunteer attorneys, too

5 hours

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WE PROVIDE MALPRACTICE INSURANCE COVERAGE ON ALL PRO BONO CASES, CLIENTS, ADVICE



Check with your private malpractice insurer if retiring from a private practice to coordinate transition

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WE PROVIDE CLIENTS: THE NEED - VLP/SALA ALONE

5,381 REQUESTS FOR HELP FROM SALA IN 2020
~45 STAFF ATTORNEYS

9 COUNTIES SERVED

11 TRIBAL COMMUNITIES

10-35% ARE RURAL CLIENTS

872 CLIENTS SERVED IN VLP IN 2020 - NO DROP IN CASES

314 CLINICS: MORE THAN 1 A DAY IN VLP

\$261,625 IN LEGAL SERVICES IN 2020 IN VLP

AVG 3 PEOPLE LIVING ON \$600/MO EACH

80% FAMILY LAW

49% DV SURVIVORS IN VLP

10-35% ARE RURAL CLIENTS IN VLP

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WE PROVIDE CLIENTS & SUPPORT CLIENT INTERACTIONS



THE NEED

In 2020, SALA provided direct legal aid to meet the fundamental unmet civil legal needs of more than 10,726 individuals & obtained over \$606,000 in benefits for clients.

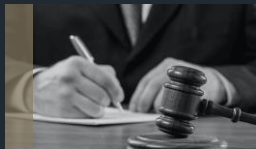
Volunteer Lawyers assisted nearly 1,000 individuals in clinics, classes, & direct representation in 2020. Services included:

- *Assistance with family law cases, obtaining qualified domestic relations orders, child support, parenting time, legal decision making, often increasing safety and protection for children and adults who are victimized by domestic violence
- *48.5% of our clients were survivors of violence
- *Empowering employees whose jobs were terminated, with advice about legal claims and rights
- *Advising those facing debt collection efforts or bankruptcy about their options
- *Helping individuals stay in their homes when threatened with eviction or title claims or foreclosure
- *Helping family members caring for children get legal guardianships and rights
- *Helping individuals in rural areas -- 10-18% of VLP's 2020 clients were outside Tucson

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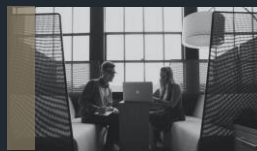
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What you can do:



Educate

- empowering clients to help themselves
- educating & advising
- building confidence



Empower

- helping eligible clients access legal advice
- self represented litigants get better processes in court
- fairer process
- more procedural justice
- more access to justice
- therapeutic jurisprudence



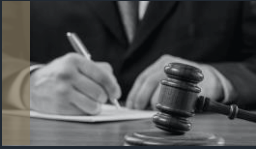


Advocate for

- giving eligible clients access to a lawyer
- giving clients access to justice

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What you can do:

<p>Educate</p> 	<p>Empower</p> 	<p>Advocate for</p> 
<p>Community education classes</p> <ul style="list-style-type: none"> -remote -in person 	<p>One stop legal advice only clinics</p> <ul style="list-style-type: none"> -remote -in person -at court -referred by law libraries and self help centers -no continuing duty to client 	<p>Direct full or limited scope representation</p> <ul style="list-style-type: none"> -in court -out of court <p>LSO/Pro Bono Program may assist w/representation agreement</p>

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SAMPLE OF PROGRAMS

CLASSES	CLINICS	COURT PROGRAMS	MORE
<ul style="list-style-type: none"> Divorce With Children Divorce Without Children Paternity Divorce-Spanish Minor Guardianship Employment Law 	<ul style="list-style-type: none"> -Family Law -Pima Co. Superior Court -Minor Guard. -Adult Guard. -Debt Relief -Employment 	<ul style="list-style-type: none"> -Federal Bankruptcy Court -Probate Court 	<ul style="list-style-type: none"> -Direct Referrals/ Full or Limited Scope Representation -Rural Clinics

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WHAT LSO/PRO BONO PROGRAMS CAN DO FOR YOU:

ACCESS CLIENTS, ESPECIALLY IN RURAL AREAS FOR LEGAL HELP & OUTREACH

MEDICAL-LEGAL PARTNERSHIPS ACCESS CLIENTS IN NEW WAYS

SCREEN ALL CLIENTS FOR ELIGIBILITY & MORE:

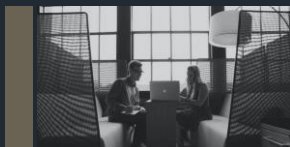
-PROGRAM ELIGIBILITY
-APPROPRIATENESS TO WORK WITH A VOLUNTEER

MENTORING TRAINING & CLE CO-COUNSEL ACCESS TO EXPERT ATTORNEYS IN VARIOUS LEGAL AREAS: FAMILY LAW, HOUSING, BENEFITS, DOMESTIC VIOLENCE, IMMIGRATION

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BENEFITS OF VOLUNTEERING:



FULFILLMENT & PURPOSE

LIMITED SCOPE WORK

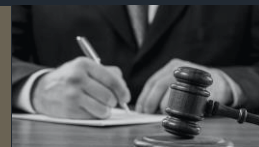
AWARDS & RECOGNITIONS, MONTHLY & ANNUALLY & STATEWIDE



MALPRACTICE COVERAGE FOR ALL CASES

COSTS ARE COVERED

WORK WITH LAW STUDENTS



CLE CREDIT:

- 25 HOURS = 5 HOURS CLE CREDIT WITH STATE BAR
- CLE PROGRAMS

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THE VOLUNTEER LAWYERS PROGRAM®
a division of SOUTHERN ARIZONA LEGAL AID, INC.

Visit us at our Virtual Booth— Meet the VLP Team







Volunteer Benefits

- Give back — give legal assistance to people who cannot afford an attorney, in ways that empower them
- Malpractice insurance coverage provided by SALA
- CLE credit for pro bono hours served
- Collegial support from SALA attorneys, paralegals, and student interns
- SALA covers case costs, administrative and interpreting support
- Volunteer mentoring, training, and recognition
- Client relationship management provided by SALA staff

VLP currently offers fourteen programs in multiple areas of the law, with regular programs in **family law, minor & adult guardianship, employment law, bankruptcy, and consumer debt.**



SOUTHERN ARIZONA
LEGAL AID, INC.



LSC
America's Partner
for Equal Justice
LEGAL SERVICES CORPORATION

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OUR APPROACH TO CLIENTS



EMPOWERMENT

- helping clients help themselves
- educating & advising
- building confidence
- unlimited help in family law



PROBLEM SOLVING

- custom approaches to clients' problems
- meeting clients where they are
- solving access issues



SEAMLESS

- remote, virtual, multiple ways to deliver legal services
- managing the connection
- team approach

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VLP/SALA's Main Legal Practice Areas

-  Family Law
-  Minor & Adult Guardianships
-  Employment Law
-  Bankruptcy/Debt Relief

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WE PROVIDE SUPPORT FOR YOUR WORK:

- BELEN GONZALEZ**
Paralegal, Family Law 
- ILKA TREVIZO**
Paralegal, Guardianship, Employment, Debt Advice, Family Law 
- OLIVIA SANDERS**
Bankruptcy Court & Service Center Coordinator, Interpreter/Translator, Class Coordinator 
- TISH LIGGETT, ESQ.**
Staff Attorney, Intern Coordinator, Direct Referrals, Rural Clinics 
- SUSAN DAICOFF, ESQ.**
Program Director 

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Nuts & Bolts of New Rule 38 **Ariz. R. Sup. Ct. 38**



as amended through December 15, 2020

Rule 38 - Certifications and Limited Admissions to Practice Law

- a. In House Counsel
- b. Foreign Legal Consultant
- c. Law Professors
- d. Approved Legal Services Organizations &
Certification of Pro Bono Counsel**

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Rule 38(d)

Approved Legal Services Organizations (Pro Bono Programs)

- **R. 38(d)(1) *Approved Legal Service Organizations.***
- An "approved legal services organization" is a:
 - **non-profit** legal entity
 - that has as one of its **primary purposes**
 - the provision of **free civil legal assistance**
 - to **low income individuals.**
- **R. 38(d)(1)(C) *Annual Notice to Court.***
- By 2/1 annually, the organization must file a **notice** with the Clerk and with the State Bar:
- **listing all volunteer lawyers certified under this rule**
- certifying that the *organization has provided*, and will insure that volunteer *pro bono* lawyers providing services pursuant to this rule have been offered
- **appropriate training and continuing legal education**
- as it relates to the **pro bono work** being performed under the auspices of the organization



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Eligible Retired Attorneys Rule 38(d)(1)(B)(i)

- Attorney actively licensed or retired, admitted to practice in Arizona
- Has practiced law for 5 years
- Is now on inactive or retired status
- Member in good standing of all jurisdictions where admitted to practice
- No professional misconduct discipline for last 5 years
- No pending disciplinary or disability proceedings
- Limits their practice to pro bono counsel with LSO
- takes and expects no compensation or direct or indirect pecuniary gain for legal services given

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Eligible Out of State Attorneys Rule 38(d)(1)(B)(ii)

- Attorney actively licensed, inactive, or equivalent status in another jurisdiction
- Domiciled in Arizona
- Not admitted to practice in Arizona
- Has *been* licensed to practice (does not say practiced) law for 5 years
- Member in good standing of all jurisdictions where admitted to practice
- No professional misconduct discipline for last 5 years
- No pending disciplinary or disability proceedings
- ***Has taken the course on Arizona law under Rule 34(j) – 6-hour course online***
- ***Has read and agrees to abide by Arizona Rules of Prof. Conduct***
- Limits their practice to pro bono counsel with LSO
- Takes and expects no compensation or direct or indirect pecuniary gain for legal services given

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Miscellany

- **R. 38(d)(2)(A)** "*Pro bono services*" are
 - civil legal services
 - provided without charge
 - to low income clients.
- **In house counsel** registered under Rule 38(a) in Arizona can provide pro bono services with an LSO under Rule 38(d)(1), R. 38(d)(1)(B)(iv)
- **Full time and parttime employees** of LSOs can provide pro bono services once certified under Rule 38(d)(1)(B)(iii)



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Rule 38 Certification Process



- Obtain certificates of good standing from all your jurisdictions of admission
- Obtain disciplinary history from all your jurisdictions of admission
- Sign affidavit and pleading provided to you by LSO
- LSO files petition with Arizona Supreme Court
- Wait about 3 weeks
- Receive notice from LSO that your certification is approved via an Arizona Supreme Court Order
- Keep a copy of that Order
- Use your new Certification # (not old bar #) on all pleadings filed in courts
- Make your annual dues statement filing by 2/1 to avoid de-licensure/de-certification
- Only work with that LSO and only provide pro bono civil services

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Contact Information

PIMA COUNTY ADDRESS

2343 E Broadway Blvd, Ste 200
Tucson, AZ 85719

WEBSITE

www.sazlegalaid.org

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EMAIL

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