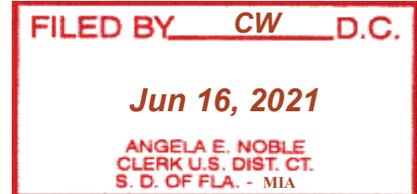


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

ADMINISTRATIVE ORDER 2021-56

**IN RE: INTERIM AMENDMENT TO THE
STUDENT PRACTICE RULE FOR APPROVED
BANKRUPTCY CLINICAL PLACEMENT PROGRAMS**



THIS MATTER came before the Court upon the petition of the Southern District of Florida Bankruptcy Judges for an amendment to Rule 5(b)(2) of the Rules Governing the Admission, Practice, Peer Review, and Discipline of Attorneys (“Attorney Rules”), Local Rules of the United States District Court for the Southern District of Florida, for law students participating in this Court’s approved Bankruptcy Clinical Placement Programs. For the reasons set forth below and under the authority granted in Rule 5(g) of the Attorney Rules, the petition is **GRANTED.**

Rule 5 of the Attorney Rules outlines the requirements to allow law students in the Court’s approved clinical placement programs to appear in the Southern District of Florida. Specifically, Rule 5(b)(2) requires that an eligible law student must “have completed at least four semesters of legal studies or the equivalent.” The clinical bankruptcy professors have discovered that many third-year law students want to participate in clinics that allow them to appear in court with minimal supervision and these logically require four semesters of legal study. As a consequence, this has caused a significant drop in the number of students signing up for bankruptcy clinics, which still require students to work with a practicing attorney, who not only supervises all their work, but also attends court with the student. To facilitate greater participation in this Court’s approved bankruptcy clinical placement programs, the Bankruptcy Judges petitioned the Court to modify Rule 5(b)(2), to allow law students who have completed two semesters of legal studies or

the equivalent to appear in Bankruptcy Court only.

This Court amends its various Local Rules on an annual cycle corresponding to the amendments to the Federal Rules of Civil Procedure and Federal Rules of Criminal Procedure, after a period of notice, public comment, and an opportunity to be heard in accordance with Fed. R. Civ. P. 83 and Fed. R. Crim. P. 57. Any changes to this Court's Local Rules, will not go into effect until December 1, 2021.

In order to implement this amendment to Rule 5(b)(2) prior to the amendment cycle, the Court hereby modifies Rule 5(b)(2) as outlined above to be in effect from the date of this Administrative Order until December 1, 2021. The Court has determined that this is appropriate, and it is

ORDERED that the modification to Rule 5(b)(2) outlined in this Administrative Order shall be effective from the date of this Administrative Order until December 1, 2021. It is further

ORDERED that this modification to Rule 5(b)(2) applies only to law students participating in this Court's approved Bankruptcy Clinical Placement Programs, and in all other respects, Rule 5(b)(2) remains in full force and effect.

DONE AND ORDERED in Chambers at Miami, Miami-Dade County, Florida, this 16th day of June, 2021.



K. MICHAEL MOORE
CHIEF UNITED STATES DISTRICT JUDGE

c: All Southern District Judges
All Southern District Bankruptcy Judges
Angela E. Noble, Court Administrator · Clerk of Court
Joe Falzone, Clerk of Court, Bankruptcy Court
Library