

**Proposed Amendment to D.N.M.LR-Civ 83.2, 83.3, 83.4 and 83.8**  
**(Redline Version)**

**83.2 Bar Admissions, Membership and Annual Dues.** *[amended\_(date)]*

- (a) **Admission.** To become a member of the Federal Bar, an attorney:
- (1) must be a member in good standing of the State Bar of New Mexico; or
  - (2) if the attorney represents the United States Government or any agency thereof in an official capacity or is a Federal Public Defender, but is not licensed in New Mexico, must be a member in good standing of the bar of another state, a territory, or the District of Columbia; and
  - (3) must complete the application form available from the Clerk, be approved by the Clerk, pay the admission fee to the Clerk, and take the prescribed oath.
- (b) **Admission Fees.** A fee schedule is available at the Clerk's Office. The admission fee is deposited into the Treasury of the United States as mandated by the Judicial Conference of the United States.
- (c) **Annual Bar Dues.** A fee schedule is available at the Clerk's Office. A member of the Federal Bar must pay annual dues to the Clerk on or before January 31 of the year following admission and every year thereafter.
- (d) **Failure to Pay Annual Dues.** An attorney who fails to pay annual dues on time will be put on delinquent status and will not be allowed to practice in this District. The attorney will be reinstated upon payment of the delinquent annual dues.
- (e) **Temporary Waiver of Membership.** An eligible attorney who has applied for membership, but has not yet been admitted, may seek leave of the Court to represent a party in a specific action.

**83.3 Appearance and Admission of Attorneys Licensed Outside the District.** An attorney who is not a member of the Federal Bar may appear in an action, and may file and serve documents electronically under these rules, if:

- the attorney is a member in good standing of the bar of a state, a territory, or the District of Columbia and associates with a member of the Federal Bar; or
- the attorney applies to practice in accordance with D.N.M.LR-Civ. 83.2.

The Federal Bar member must sign the first pleading, accept service, and continue in the action unless another Federal Bar member is substituted.

**83.4 Entry of Appearance.**

- (a) **Individual Attorney.** To participate in a pending proceeding, an attorney must enter an appearance or obtain leave of the Court to sign and file any pleading, motion, or other document. The attorney must:
- be eligible to appear under D.N.M.LR-Civ. 83.2 or 83.3;
  - file a written entry of appearance which includes the attorney's name, address, and telephone number; and

- sign the initial pleading or motion filed on behalf of a party.

**(b) Appearance by Law Firm (Including Governmental Entity or Agency Attorney's Office and Public Defenders).** Entry of appearance by a law firm allows any member of that firm to participate in the action; however, each attorney in the firm wishing to receive documents from the Clerk must make a written entry of appearance in the action. A member of a firm may file a withdrawal of appearance from a particular case without meeting the requirements of D.N.M.LR-Civ. 83.8, provided that at least one member remains in the case.

**83.8 Withdrawal of Appearance.** In addition to the provisions of D.N.M.LR-Civ. 83.4(b), an attorney may withdraw from an action as follows: