

IN THE SUPREME COURT

OF THE

STATE OF SOUTH DAKOTA

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IN THE MATTER OF THE AMENDMENT)  
OF RULE 8.4, RULES OF )  
PROFESSIONAL CONDUCT )

RULE 02-06

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A hearing was held on May 29, 2002, at Pierre, South Dakota, relating to the amendment of Rule 8.4, and the Court having considered the proposed amendment, the correspondence and oral presentations relating thereto and being fully advised in the premises, now, therefore, it is

ORDERED that Rule 8.4 be and it is hereby amended to read in its entirety as follows:

It is professional misconduct for a lawyer to:

- (a) violate or attempt to violate the rules of professional conduct, knowingly assist or induce another to do so, or do so through the acts of another;
- (b) commit a criminal act that reflects adversely on the lawyer's honesty, trustworthiness or fitness as a lawyer in other respects;
- (c) engage in conduct involving dishonesty, fraud, deceit or misrepresentation;
- (d) engage in conduct that is prejudicial to the administration of justice;
- (e) state or imply an ability to influence improperly a government agency or official;
- (f) knowingly assist a judge or judicial officer in conduct that is a violation of applicable rules of judicial conduct or other law; or

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(g) to offer evidence knowing that it is defamatory within the meaning of SDCL chap. 20-1.

IT IS FURTHER ORDERED that this rule shall become effective July 1, 2002.

IN THE MATTER OF THE AMENDMENT

DATED at Pierre, South Dakota, this 26th day of June, 2002.

BY THE COURT:

David Gilbertson, Chief Justice

ATTEST:

Clerk of the Supreme Court

(SEAL)

SUPREME COURT  
STATE OF SOUTH DAKOTA  
FILED

JUN 26 2002

Clerk