

IN THE SUPREME COURT
OF THE
STATE OF SOUTH DAKOTA
* * * *

OCT 07 1994

Maria J. Engel
Clerk

IN THE MATTER OF THE AMENDMENT)
OF SDCL 16-19-67)

RULE 94-11

Pursuant to a hearing held on September 22, 1994, at Pierre, South Dakota, relating to the amendment of SDCL 16-19-67, the Court having considered the proposed amendment, the correspondence and oral presentations relating thereto, if any, and being fully advised in the premises, now, therefore, it is ORDERED that SDCL 16-19-67 be and it is hereby amended to read in its entirety as follows:

16-19-67. Findings of fact, conclusions of law, and recommendation of investigating agency shall constitute a formal accusation.

After investigation as provided in this chapter, the investigating agency may file with the Supreme Court, findings of fact, conclusions of law or conclusions pertaining to violations of applicable Rules of Professional Conduct, and a recommendation of disposition. Such filing constitutes a formal accusation against the respondent attorney. A copy of the formal accusation shall be served upon the respondent attorney by either registered or certified mail. Unless otherwise directed by the Supreme Court, the investigating agency shall continue to prosecute the formal proceedings.

IT IS FURTHER ORDERED that this rule shall become effective November 1, 1994.

DATED at Pierre, South Dakota, this 7th day of October, 1994.

BY THE COURT:

ATTEST:

Maria J. Engel
Clerk of the Supreme Court
(SEAL)

Robert A. Miller
Robert A. Miller, Chief Justice