

IN THE SUPREME COURT OF THE STATE OF DELAWARE

IN RE §
BOARD OF BAR EXAMINERS §
OF THE DELAWARE SUPREME §
COURT RULE 5 §

Before **STEELE**, Chief Justice, **HOLLAND**, **BERGER**, **JACOBS**, and **RIDGELY**, Justices (constituting the Court *en Banc*).

ORDER

This 21st day of January 2010, it appears to the Court that it is desirable to amend the Board of Bar Examiners of the Delaware Supreme Court Rule 5. The following amendment shall be effective immediately.

NOW, THEREFORE, IT IS ORDERED that Rule 5 is amended by deleting it in its entirety and substituting in lieu thereof a new Rule 5 as follows:

APPLICATION PROCESS

Rule 5 – Filing of Application and Fee

(a) **Time:**

An applicant who desires to take the Bar Examination shall electronically file with the Board, on forms provided by the Board, an application for admission to the Bar. The application shall be filed with the Board no later than May 15 of the year in which an applicant seeks to take the examination. Notwithstanding anything to the contrary contained herein, under no circumstances will an application be accepted after May 15.

(b) **Fees:**

A timely application shall be accompanied by a non-refundable application fee as follows:

(i) **For Applications filed on or before April 1:**

Applicants not yet admitted in another jurisdiction	\$700
Applicants admitted to practice in another jurisdiction	\$800

(ii) **For Applications filed after April 1 but on or before May 15:**

Applicants not yet admitted in another jurisdiction	\$1400
Applicants admitted to practice in another jurisdiction	\$1600

(c) **Application:**

The application form shall identify all information and documents that must be filed with the application. No application shall be deemed filed until (i) it includes all such information and documents; and (ii) the application fee is paid in full. The application fee shall be paid online as provided in the application form, unless prior to the filing of the application, the applicant receives written authorization from the Executive Director of the Board to pay by certified check or money order. The applicant must also file with the Board certain additional documents in support of the application that need not be submitted at the time of the filing of the application, but which must be filed with the Board on or before July 1 of the year in which the applicant seeks to take the examination. These documents are set forth in subsection (d) of this Rule 5.

(d) **Submission of Additional Paper Materials:**

- (i) Within ten (10) days of filing electronically an application, an applicant must file with the Board originals of all documents filed with the application that are identified in the application as "official forms."
- (ii) On or before July 1, the applicant shall file with the Board the following:
 - The applicant's Preceptor's Certificate as described in Rule 10(e); and

- A transcript of the applicant's final law school grades with evidence that the applicant has been regularly graduated with a juris doctor degree from a law school which at the time of conferring such degree was listed in the American Bar Association list of approved law schools.

(e) **Applicant's Duty to Update Application:**

The applicant is under an ongoing duty until the applicant is admitted to update the application, as necessary, to ensure that all of the applicant's answers are at all times current, complete, and accurate. Updated information must be filed with the Board within ten (10) days of the event triggering the need to update the application.

BY THE COURT:

A handwritten signature in black ink, appearing to be 'T. L. ...', written over a horizontal line.

Justice