

FEMA APPEALS SUPPLEMENTAL MATERIALS



January 29, 2008

New Orleans Legal Assistance Project

CONTENTS

Application for Out of State Attorneys for Admission Under LA Emergency Pro Bono Civil Assistance Rule

Application for Certificate of Good Standing from Massachusetts Supreme Judicial Court

Pro Bono Project Registration Form

Pro Bono Project Volunteer Timekeeping Form

Pro Bono Project Fact Sheet

Pro Bono Project Newsletter (excerpt)

**APPLICATION FOR OUT-OF-STATE ATTORNEYS
SEEKING TO RENDER *PRO BONO* ASSISTANCE PURSUANT TO
SUPPLEMENTAL EMERGENCY *PRO BONO* CIVIL LEGAL ASSISTANCE RULE**

1. Attorney's Full Name: _____
2. Firm Name: _____
3. Permanent Residence Address: _____

4. Principal Business Address: _____

5. Business and Residence Telephone Numbers: _____
6. Fax Number: _____
7. E-mail Address: _____
8. List every state in which you are licensed and in good standing and provide your registration or bar number:

State	Bar Number
_____	_____
_____	_____
_____	_____

9. Have you ever been publicly disciplined by any lawyer disciplinary committee, state or federal court, or lawyer disciplinary agency in any other jurisdiction:

yes no

If you answered affirmatively, as to each such discipline, please provide on a separate sheet a summary of the allegations against you, the name of the state or federal authority bringing such proceeding, the date the discipline was imposed, the style of the proceedings, and the findings made and discipline imposed in connection with the proceedings. (A copy of any public Order of lawyer discipline imposed against the applicant shall be appended to this application.)

10. Please attach to this application a current certificate of good standing and a disciplinary certificate from the state(s) you are presently licensed to practice in.

AFFIRMATION

I certify that (1) the information on this form is true and accurate; (2) I am duly licensed and in good standing with the authority regulating the practice of law in the state or states listed above; (3) My license(s) are not the subject of suspension, disbarment, or other restrictions; (4) I will be temporarily practicing law in Louisiana on a volunteer basis in association with one of the six legal service providers listed in the Supplemental Rule; (5) All services to be performed will be under the authorization of the Supplemental Rule and will be at no charge, fee or expense to the client; (6) I am familiar with and have read the Louisiana Rules of Professional Conduct and the Emergency/Disaster Training Manual for Volunteer Lawyers; (7) I will not undertake to represent any person other than a client of one of the six legal service providers listed in the Supplemental Rule; (8) I shall not hold myself out in this state to be authorized to provide legal services to any person other than through the programs identified in the Supplemental Rule; (9) I will faithfully perform the duties of an attorney and I will not place my personal interests ahead of my client's interests; and (10) I will abide by and am subject to the Rules of Professional Conduct and I consent to the lawyer disciplinary jurisdiction of the State of Louisiana.

Signature of Attorney

Name of Attorney

Date:

Please return a copy of your completed application to the Office of Disciplinary Counsel, Louisiana Attorney Disciplinary Board, 4000 S. Sherwood Forest Boulevard, Suite 607, Baton Rouge, Louisiana 70816.



The Commonwealth of Massachusetts

SUPREME JUDICIAL COURT

FOR SUFFOLK COUNTY
JOHN ADAMS COURTHOUSE
ONE PEMBERTON SQUARE, SUITE 1300
BOSTON, MASSACHUSETTS 02108-1707
www.sjccountyclerk.com

MAURA S. DOYLE
CLERK

CASE INFO (617) 557-1100
FACSIMILE (617) 557-1117

BAR INFO (617) 557-1050
FACSIMILE (617) 557-1055

IN RE: INSTRUCTIONS FOR OBTAINING A CERTIFICATE OF ADMISSION AND GOOD STANDING

To obtain a Certificate of Admission and Good Standing, it will be necessary for you to comply with the procedure established by the Supreme Judicial Court.

You must complete the attached application. Once the application is completed, kindly return the application with a check made payable to Clerk Maura S. Doyle in the amount of \$15.00 (per certificate) and a self-addressed stamped envelope to this office at the below address:

Clerk Maura S. Doyle
Supreme Judicial Court for Suffolk County
John Adams Courthouse, 1st Floor
One Pemberton Square - Suite 1300
Boston, MA 02108-1707

If your application discloses an informal admonition, you should request this office to place your affidavit in a non-public file.

Once this office receives the completed application with the fee, this office will process the application and issue the Certificate of Admission and Good Standing. Please be advised that the application is valid for a period of 30 days. If the application becomes invalid, the application will be disposed of and the check will be returned to you. Should you need further assistance, please do not hesitate to contact Paul Shea of this office at Paul.Shea@sjc.state.ma.us 617-557-1174 or at

Very truly yours,

A handwritten signature in black ink, appearing to read "Maura S. Doyle".

Maura S. Doyle
Clerk
Supreme Judicial Court for Suffolk County

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

SUPREME JUDICIAL COURT

APPLICATION FOR A CERTIFICATE OF GOOD STANDING

I, _____

of _____
(Business name and complete address)

in the County of _____ was admitted to the

Massachusetts Bar on: _____
(Date of Admission)

I, on Oath, depose and say:

1. That since my admission, I have practiced law in the following Jurisdictions:

_____	_____
(City and State)	(Year to Year)
_____	_____
(City and State)	(Year to Year)

2. That there are no charges now pending against me or any charges against me that have resulted in discipline before any Bar Association, the Board of Bar Overseers, or the Court of this Commonwealth, or any where else, except:

<u>Case</u>	<u>Pending or Disposed</u>	<u>Disposition</u>	<u>Date of Disposition</u>
-------------	----------------------------	--------------------	----------------------------

I am requesting a certification of admission and good standing for the purpose of:

This statement is made under the penalties of perjury. G.L. c. 268, section 1A.*

Date

Signature

*Massachusetts General Laws, Chapter 268, section 1A provides: "No written statement required by law shall be required to be verified by oath or affirmation before a magistrate if it contains or is verified by a written declaration that is made under the penalties of perjury. Whoever signs and issues such a written statement containing or verified by such a written declaration shall be guilty of perjury and subject to the penalties thereof if such statement is willfully false in a material matter."

Pro Bono Project Registration Form



THE PRO BONO PROJECT
VOLUNTEER LAWYERS PROVIDING ACCESS TO JUSTICE

Date _____ Recruited By _____

Name _____

Firm _____

Address _____

Telephone _____ Fax _____

Bar Number _____ Years in Practice _____

Foreign Languages _____ Email _____

Areas of Practice _____

Starting Date _____

Referral Areas: Check all that apply.

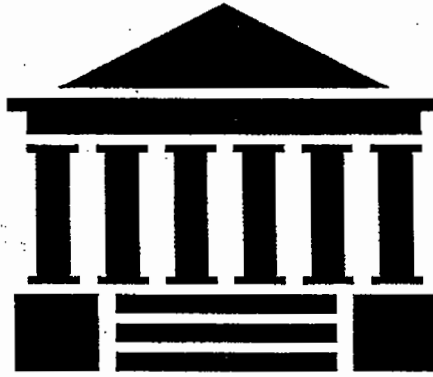
Family Law	Administrative Law	General Law	
<input type="checkbox"/> Adoption <input type="checkbox"/> Custody <input type="checkbox"/> Divorce <input type="checkbox"/> Name Change <input type="checkbox"/> Paternity <input type="checkbox"/> Child Support <input type="checkbox"/> Other Family <input type="checkbox"/> Spousal Abuse	<input type="checkbox"/> Medicare/Medicaid <input type="checkbox"/> Unemployment <input type="checkbox"/> Veteran's Benefits <input type="checkbox"/> SSI <input type="checkbox"/> Social Security <input type="checkbox"/> Education <input type="checkbox"/> Other Welfare <input type="checkbox"/> Workers Comp.	<input type="checkbox"/> Wage Claims <input type="checkbox"/> Other Employment Law <input type="checkbox"/> Tort Defense <input type="checkbox"/> Non-Profit Incorp. <input type="checkbox"/> Disabled Rights <input type="checkbox"/> Individual Rights <input type="checkbox"/> Immigration <input type="checkbox"/> License <input type="checkbox"/> Mental Health <input type="checkbox"/> Miscellaneous <input type="checkbox"/> Prisoner's Rights	<input type="checkbox"/> Elderly Legal Problems <input type="checkbox"/> Disabled Legal Causes <input type="checkbox"/> Mediations
Juvenile Law	Real Estate & Housing	Consumer Law	
<input type="checkbox"/> Delinquent <input type="checkbox"/> Neglect/Abuse <input type="checkbox"/> Termination Of Parental Rights <input type="checkbox"/> Other Juvenile	<input type="checkbox"/> Landlord/Tenant <input type="checkbox"/> Home Ownership/Real Property <input type="checkbox"/> Public Housing <input type="checkbox"/> Other Housing <input type="checkbox"/> Fed. Subsidized Housing.	<input type="checkbox"/> Bankruptcy <input type="checkbox"/> Collection Defense <input type="checkbox"/> Contracts/Warranties <input type="checkbox"/> Consumer Protection <input type="checkbox"/> Public Utilities <input type="checkbox"/> Other Consumer	<input type="checkbox"/> Immigration <input type="checkbox"/> FEMA Appeals

I am willing to assist in these other areas. Check all that apply

<input type="checkbox"/> Mentor a Case <input type="checkbox"/> Curator <input type="checkbox"/> Clinic Volunteer <input type="checkbox"/> Elderly Clinic <input type="checkbox"/> Homeless Clinic <input type="checkbox"/> Succession Clinic <input type="checkbox"/> Volunteer Lawyer of the Day <input type="checkbox"/> Divorce Workshop	<input type="checkbox"/> Speaker at CLE (topic) _____ <input type="checkbox"/> Subcommittees <input type="checkbox"/> Fundraising <input type="checkbox"/> Recruiting <input type="checkbox"/> Vol. Recognition <input type="checkbox"/> Law Firm Outreach <input type="checkbox"/> Community Education <input type="checkbox"/> CINC <input type="checkbox"/> Newsletter/Publications <input type="checkbox"/> Justice for All Ball <input type="checkbox"/> Marketing
---	--

I wish to receive training in the following areas: _____

RETURN FORM BY FAX: 504-566-0518 ATTN: Sandie McCarthy-Brown



THE PRO BONO PROJECT

VOLUNTEER LAWYERS PROVIDING ACCESS TO JUSTICE

615 Baronne St., Suite 201
New Orleans LA 70113
(504) 581-4043
probono@probono-no.org

FACT SHEET

I. What is the New Orleans Pro Bono Project?

- ◆ A volunteer lawyers program originally established by the Louisiana Bar Foundation in 1986 to provide free civil legal services to indigent residents of the city and surrounding parishes.
- ◆ In affiliation with Jefferson, Orleans, St. Bernard and Covington Bar Associations.
- ◆ Presently 1300+ attorneys volunteer their time, representing 25% of the private bar of the greater metro area.
- ◆ Funding by grants from IOLTA, NOLAC, Jefferson Council on Aging, SLLS and private donations.

II. What types of cases can I expect to be referred?

- ◆ The Project handles civil matters only. Referral areas include: Family Law, Administrative Law, Housing Law, legal problems of the elderly, homeless and Juvenile (abuse/neglect) cases.

III. How does the Project work?

- ◆ Potential clients are screened to determine income eligibility and to assure that the case has legal merit.
- ◆ The case is then matched with a volunteer attorney according to his/her expressed area of interest.
- ◆ The Project sends written confirmation of the referral to the attorney, client and referral agency.
- ◆ Follow-up and resources are provided by the Project as needed until the case is closed.

IV. What are the benefits of being on the pro bono panel?

- ◆ Pro Bono provides an equitable distribution of cases among the members of the Bar and allows lawyers to share equally in their ethical pro bono obligation.
- ◆ Affords practitioners an opportunity to expand and sharpen their legal skills

through "hands on" experience.

- ◆ CLE training is offered for free or at a reduced fee.
- ◆ Professional liability insurance is provided.
- ◆ Reimbursement is available for reasonable and necessary litigation expenses.
- ◆ Helps promote a more favorable image of the Bar.
- ◆ Personal and professional satisfaction.

V. How much paperwork do I have to fill out?

- ◆ The Project uses a simple case reporting system.
- ◆
 - (a) The initial disposition card includes a retainer agreement, which notifies the referral office whether the client has followed through on the referral. This card is to be returned after the initial interview.
 - (b) The status of a pending case is summarized on the case update form. The office forwards the case update on a regular basis for your convenience until a case closure.
 - (c) When the case is closed, the attorney returns the closing and reimbursement cards to the office. Attorneys should be careful to note the number of hours devoted to the case.

VI. What kinds of problems should I inform the Project about?

- ◆ *Loss of financial eligibility after referral.*
- ◆ Situations change and some

clients may become ineligible for no-cost service after being accepted or referred. Also, cases that do not originally appear fee generating may become so upon closer investigation.

- ◆ *Pro Bono clients returning for additional services.*

Attorneys should note that Pro Bono clients are told that a pro bono referral is only for help with the problem(s) specified on the referral letter to the client. If the attorney is interested in handling a new or different problem for the client, the attorney or the client should contact the office so that the new case(s) can be opened and the client's financial eligibility rechecked.

- ◆ *Appeals.*

Attorneys are asked to notify the office for statistical purposes when an appeal is taken on behalf of a pro bono client.

Please notify the Project if you suspect your client appears ineligible for free legal assistance.

We will then investigate and if appropriate, notify both attorney and client of the ineligibility, and that the client is free to seek representation at an agreed fee from the pro bono referred attorney or another attorney of choice. The pro bono attorney may then affect withdrawal if necessary, so long as ethical considerations are satisfied.

You should feel free to call the office any time if you have questions or concerns about a pro bono referred client. For more information, call the Project office at (504) 581-4043



THE PRO BONO PROJECT

VOLUNTEER LAWYERS PROVIDING ACCESS TO JUSTICE

www.probono-no.org

PRO BONO PRESS

Spring 2007

PROJECT FORECAST: PRO BONO PUBLICO

A. Wendel Stout, Chair, The Pro Bono Project

This issue celebrates the efforts of the many different types of volunteers who have given time, talent and funds to support the rebuilding process of New Orleans' citizens by working with **The Pro Bono Project**.

Enjoy their stories, as we applaud them and express our heartfelt gratitude for their efforts! — *The Editor*

Inside this issue:

Editorial — About 2
Volunteers

So What Did You 3
Do Over Spring
Break?

Volunteers Speak 4
Out ... &
5

Wondering Why 6
You Became An
Attorney ...

Around the Office 7

JFAB News 8

Adams & Reese 8
Steps Out for Pro
Bono

Pro Bono Publico, "for the public good," has taken on a greater meaning for those of us who have returned to re-build our lives in the post-Katrina metro area.

The national interest in our work remains high, and out-of-state resources of law students, attorneys and contributions continue to offer the continuity our programs need.

Spring break has brought students in droves to our door offering additional support for both staff and clients and expanding our ability to continue to be a working resource in our community.

However, we find our local attorney volunteer ranks in need of reinforcement. **The Pro Bono Project** depends in large part upon volunteer attorneys from the community to handle its cases.

Prior to Katrina more than 1,600 attorneys had volunteered their services on one or more occasion. However, the ranks of our

volunteers have been significantly reduced since Katrina due to forced dislocations and the increased personal and professional demands we all face.

Ironically, the very same factors that impact our ability to volunteer create a greater need for our services in the community.

Since Katrina, the demand for civil legal services in our low income population has sky rocketed.

Volunteers are needed to handle such diverse areas as FEMA appeals, child custody, divorce, successions, wills, bankruptcy, landlord-tenant and evictions.

With new emerging needs to be addressed, we have begun to look at how The Project can expand our offerings.

To that end, many of you have received an e-mail survey about our efforts.

If you were unable to complete the survey, or did not receive a link, please go

to our website at www.probono-no.org and take the survey. It will be available to you through July 4th. Your input is important to our future as we continue to respond to our community's greatest needs.

The initial problems and concerns created or worsened by the storms have been compounded by the slow pace of recovery.

I am reminded of Winston Churchill's speech given in November of 1942 at the Lord Mayor's Luncheon after the victory at Alamein in North Africa. Knowing that the conclusion of the war was years away, Churchill stated:

Now this is not the end. It is not even the beginning of the end. But it is, perhaps, the end of the beginning.

We too are only arriving at the end of the early stages of recovery even though we are twenty months on our path. There is a long road ahead and we must all do our part. **PBP**

**The Pro Bono Project
2007 Board of Directors**

**A. Wendel Stout, Esq.,
Chair**

Deutsch, Kerrigan, & Stiles, LLP

**Mark Surprenant, Esq.,
First Vice-Chair**

Adams & Reese, LLP

**Mark Cunningham, Esq.,
Second Vice-Chair**

Jones Walker

**Justin I. Woods, Esq.,
Secretary -Treasurer**

Gainsburg Benjamin

**David J. Krebs, Esq.,
Immediate Past Chair**

Krebs, Farley & Pelletier, L.L.C.

E. Phelps Gay, Esq.

Christovich & Kearney, LLP

Judge Robin Giarrusso

Orleans Civil District Court

Jan M. Hayden, Esq.

*Heller, Draper, Hayden, Patrick
& Horn*

Catherine E. Lasky, Esq.

Phelps Dunbar, LLP

Bernadette Lee, Esq.

Morris, Lee & Bayle

William Lurye, Esq.

Robein, Urann & Lurye

Mark Moreau, Esq.

New Orleans Legal Assistance

Carol C. Neff, Esq.

Sessions, Fishman & Nathan

Judge Jay Zainey

*US District Court
Eastern District of Louisiana*

Ex-Officio Members

H. Bruce Shreves, Esq.

*Past Chair—2004 — Simon,
Peragine, Smith & Redfearn*

Marion Floyd, Esq.

Jefferson Bar Association

John E. McAuliffe, Jr., Esq.

New Orleans Bar Association

Cindy Petry, Esq.

22nd JDC District Representative

Van Robichaux, Esq.

St. Bernard Bar Association

Rachel Piercey

Executive Director

EDITORIAL: SALUTING STUDENTS AND OUT OF STATE ATTORNEYS

Since Katrina rained down on our parade — nothing in the City of New Orleans has been quite the same. But 400+ years of history says that we are a determined citizenry. We keep coming back from seeming disasters — destined to rebuild this City again and again.

That's the way most people feel about New Orleans. Even those who no longer live here continue to be connected to the City long after they've left. It's like we are "home" to everyone who has ever been here — either as visitors or long-time residents who have moved for various reasons.

During the past twenty months, New Orleans has become home to hundreds of law professors and their students, as well



as out-of state attorneys from far and wide. From the East and West coasts, the Heartland, New England — countless states and cities have sent their legal currency to **The Pro Bono Project**.

These folks have stepped into the shoes of volunteers who no longer live here. They've become part of the story of recovery and are as involved in this rebirth as anyone who lives here.

They came not really knowing what to expect and they often left much richer for the experience of working in this recovery environment. They learned about the Napoleonic Code and so many aspects of Louisiana law that exists in France and many of the former and present French-influenced countries.

These working visitors became part of the rich history that makes up the New Orleans culture and many understand now why we are so determined to rebuild. It's a hard place to leave once they've been captured by the magic and mystique of the Crescent City.



So in this issue, we celebrate these working visitors and let them tell their stories — our stories really.

We are grateful for their patience and persistence and for their willingness to stretch beyond their capabilities and provide solace for clients who are struggling to find their lives again.

It's funny how we always seem to pull together as a nation in times of disaster. Though New Orleans has fallen from the top of the news headlines in many places, it continues to be a top priority for law firms and law schools across the country — a laboratory for learning about the legal consequences of natural disasters.

With heartfelt gratitude on behalf of our clients and our City — **The Pro Bono Project** salutes these warriors for justice.

— The Editor



ADAMS & REESE COMMITTS TO PRO BONO IN A BIG WAY!

Adams and Reese has implemented mandatory pro bono hours for nearly 300 attorneys and projects more than 5,000 hours of volunteer legal services in 2007.

Attorneys are expected to perform 10 hours of pro bono service in 2007, increasing to 20 in 2008.

"Community service is part of being an Adams and Reese attorney; it's a core component of our corporate culture," said managing partner **Charles Adams**.

Brian Faughnan, pro bono partner, said each attorney must propose work and select an initiative.

This bodes well for **The Project** and its clients.

Bravo to Adams and Reese for taking this strong initiative. **PBP**



THE PRO BONO PROJECT

VOLUNTEER LAWYERS PROVIDING ACCESS TO JUSTICE



2007 JUSTICE FOR ALL BALL ON A ROLL

Save the date — **October 5, 2007** from **8 pm** until the cows come home or your feet fall off from dancing!

We're back at **Gallier Hall** this year, with the **Patron Party**, from **6 pm to 8 pm**, right next door courtesy of **Celeste Gauthier's** mother, **Anne Gauthier** and **Dr. Perry Rigby** and **Steve** and **Patty Murray**.

Board Vice President, **Mark Cunningham** of **Jones Walker** is Committee Chairman and with the help of the Ball Committee, plans are well underway for an exciting event.

"We've really decided to step out this year and have added a Benefactor level to our fundraising efforts, as well as several corporate sponsorship packages for those companies interested in supporting **The Project** in a bigger way," explained Cunningham.

Executive Director, **Rachel Piercey** recently announced the first corporate sponsor, **Lexis-Nexis**, who has graciously made a generous investment in **The Project's** fundraiser.

"We're finding other ways of bringing funds into **The Project** — this is just the first of many — so stay tuned," said Piercey. For de-

tails on Corporate Sponsorship packages, please contact Rachel at **probono@probono-no.org** or see the website at **www.probono-no.org**.

2007 JFAB Chairpersons

William Hines, Managing Partner at **Jones Walker**, along with his spouse, **Mary**, have agreed to serve as **Honorary Chairpersons** for this year's Ball festivities.

Quite active in civic, professional and arts groups throughout New Orleans, Bill knows all too well the post-Katrina challenges facing the City, and organizations such as The Pro Bono Project, having recently co-chaired the Economic Development Committee of the City of New Orleans Bring New Orleans Back Commission. He currently serves as Board Chairman for PBS affiliate WYES-TV 12, the New Orleans Arts Council, and the New Orleans Jazz Orchestra.

The 2007 Justice For All Ball Chairman and **Committee** and **The Project Executive Director** and **Staff** offer a big welcome to **Bill** and **Mary**. We appreciate their efforts and look forward to working with them to create a spectacular 2007 event. **PBP**

The Pro Bono Project
615 Baronne Street, Suite 201
New Orleans, LA 70113
504.581.4043 • Fax 504.566.0518
www.probono-no.org

Non-Profit Org.
U. S. Postage
PAID
New Orleans, LA
Permit No. 1411