

**From:** Sherry Hieber [<mailto:shieber@nhoba.org>]  
**Sent:** Tuesday, January 21, 2020 10:45 AM  
**To:** Timothy Gudas  
**Subject:** Rule 42 Amendment

Hi Tim,

Attached is a draft of proposed changes to New Hampshire Supreme Court Rule 42 which eliminates the provision that prohibits applicants who have failed the bar examination four times from being eligible for admission by motion without examination. I believe that elimination of this one sentence in Rule 42 (X)(f) will be sufficient to make the change.

Happy to discuss.

Best, Sherry

Sherry M. Hieber  
General Counsel  
N.H. Supreme Court Office of Bar Admissions  
4 Chenell Drive, Suite 102  
Concord, New Hampshire 03301  
(603) 224-8806  
(603) 224-8728 (fax)  
[shieber@nhoba.org](mailto:shieber@nhoba.org)

Proposed amendment to NH Supreme Court Rule 42 (XI)(f):

(f) An applicant who has failed the New Hampshire bar examination within five years of the date of filing a motion for admission without examination shall not be eligible for admission by motion. ~~An applicant who is not permitted to retake the New Hampshire bar examination pursuant to Rule 42(VIII)(c) shall not be eligible for admission by motion.~~ An applicant who has resigned from the New Hampshire bar shall not be eligible for admission by motion, but may be eligible for readmission upon compliance with the requirements of Rule 37(15).