

# *Improving Access to Justice in Arizona*





# *The Problem*



Legal Fees Are Out of Reach  
Access to Lawyers is Difficult

# *More Attorneys Doing Corporate Work*

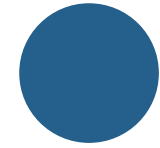
**Law Firm  
Income is Up**



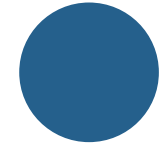
**Firm Income From Individuals  
is Down**



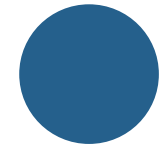




**76% of Cases involve at least one self-represented party**



**Median Judgement:  
\$2,441**



**Average Judgment:  
\$5,424**



# Client's Dilemma

Legal  
Costs  
Rising  
Faster  
Than CPI

Consumers  
are  
Skipping  
Legal  
Services

Growing  
DIY  
Services  
Not  
Connected  
to Bar

# *Lawyers' Dilemma*

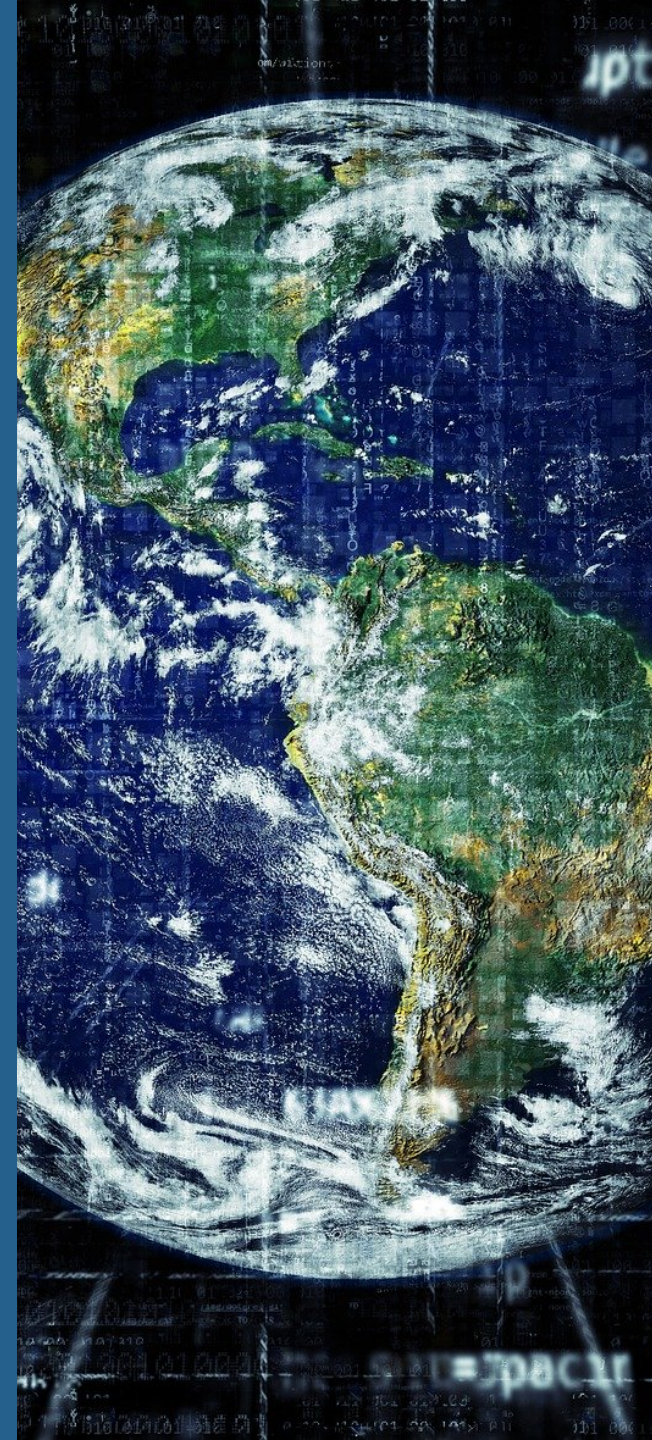
**Many  
Lawyers  
Billing  
Only 2.3  
Hours Per  
Day**

**Lack Skills/  
Resources  
to Build  
High  
Volume  
Practice**

**Fewer  
Attorney's  
Handling  
Individuals**

# ***Access to Justice***

According to the World Justice Project, the United States is presently tied for 99th out of 126 countries in terms of access to and affordability of civil justice.





*86% of civil legal matters reported by low-income Americans... received no or inadequate legal help.*



# *National Movement*



...the Conference of Chief Justices Urges its members to consider Regulatory Innovations to Improve the Accessibility, Affordability and Quality of Civil Legal Services





# *National Movement*



...the American Bar Association encourages U.S.  
jurisdictions to consider innovative approaches  
to the access to justice crisis...



# *Current Rules Stifle Innovation In Legal Services Delivery*





The background is a collage of various screenshots from the LegalZoom website. Visible elements include the LegalZoom logo, navigation menus, and several service advertisements. Advertisements include 'Copyright online in 3 easy steps', 'Starting a Business?' with options for LLC, Incorporation, and SBA, 'Benefits of filing your LLC with us', 'Legal questions? Get answers.', 'FREE Bankruptcy Evaluation', 'Avoid Foreclosure', 'Creditor Harrassment', 'Reduce or Eliminate your Debt', and 'Get Your "Patent Pending"'. There are also images of people, such as a man in a suit, a woman smiling, and a couple looking at documents.

*The Technology is  
already here.*

*People are finding  
it online and it is  
not regulated.*

# *Delivery of Legal Services Task Force*



**10 Recommendations  
to Improve Delivery  
of Legal Services**



# *Limited License Legal Practitioners*

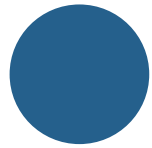
- Non-attorney with limited license to practice

- Required Education, examination, character and fitness, licensing

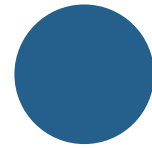
- Limited scope - Similar to nurse Practitioner model

- Services needs of low and middle-income individuals

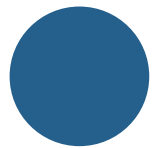
# *Limited License Legal Practitioners*



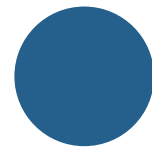
**Family Court**



**Limited Jurisdiction  
Courts - Civil**



**Limited  
Jurisdiction  
Courts - Criminal**



**Administrative  
Hearings**





# *Law Firm Ownership*



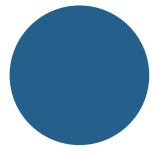
## **ER Rule 5.4**

**Prevents Non-Lawyers  
From Owning Law Firms**

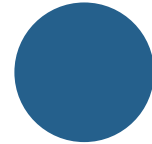
# *Current Rule 5.4*

- Limits law firm ownership
- Impedes innovation
- Protects lawyers - not the public
- Public is already protected

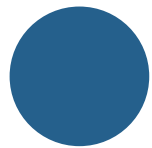
# *Changing Rule 5.4*



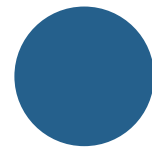
**Allows for more innovation**



**Allows for expanded investment and business models**



**Partner with other professionals for new services**



**Washington DC allows non-lawyer ownership**

# ***New Owner Guidelines***

- **Suspended or disbarred attorneys cannot participate**
- **Ownership will go through character and fitness**
- **Complaints against owners prosecuted by state bar**
- **Must include at least one AZ licensed attorney**





# *Other Proposed Changes*



Modify Legal Document  
Preparer Program



Allow LDP's to Answer  
Questions in Court



Permit Limited Legal  
Research by Licensed  
Document Preparers



# ***Additional Recommendations***

- Reemphasize use of unbundled legal services
- Allows Non-attorney DV Advocates to assist in courts
- Modify law firm advertising rules
- Allow law school grads waiting for bar results limited practice

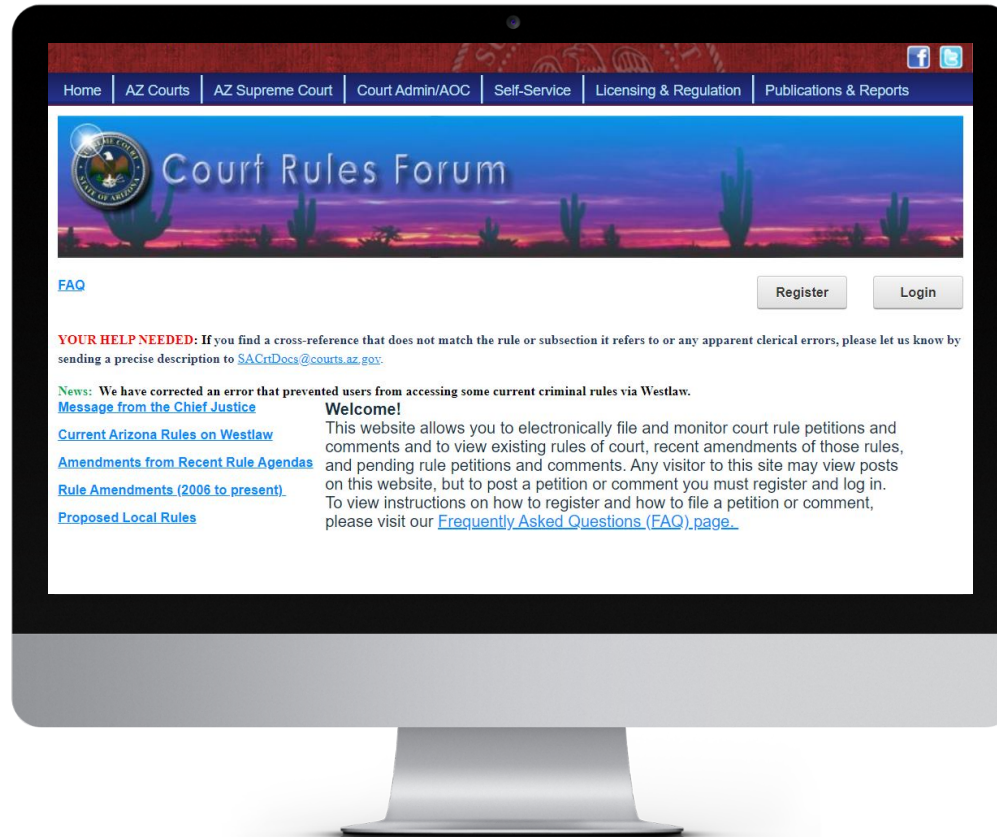
# *Time to Comment*



**Comments  
Due: March  
30**



**Workgroup  
Response:  
April 27**



**2<sup>nd</sup>  
Comments  
due: May 26**



**Final Reply:  
June 22**



***Thank You!***