



## Utah Supreme Court's Advisory Committee on the Rules of Professional Conduct

### Meeting Minutes

March 5, 2024

Utah Law and Justice Center & Zoom

4:00 pm Mountain Time

*Cory Talbot, Chair*

#### **Attendees:**

Cory Talbot (Co-Chair)  
Jurhee Rice (Co-Chair)  
Ashley Gregson  
Adam Bondy  
Ian Quiel  
Alyson McAllister  
Robert Gibbons  
Hon. Amy Oliver  
Hon. James Gardner  
Hon. Craig Hall  
Hon. Trent Nelson (emeritus)  
Mark Nickel  
Mark Hales  
Dane Thorley  
Lynda Viti  
Gary Sackett (emeritus)  
Christine Greenwood (ex officio)  
Sheradee Fleming (ex officio)  
Hon. M. Alex Natt, Recording  
Secretary

#### **Staff:**

Beth Kennedy

#### **Guests:**

Excused: Austin Riter, Jacqueline  
Carlton, Julie Nelson

## **1. Welcome, Approval of the February 4, 2024 meeting minutes (Chair Talbot)**

Chair Talbot recognized the existence of a quorum and called the meeting to order at 4:02 p.m.

Chair Talbot asked for a Motion to approve the February 4, 2024 meeting minutes. Mr. Quiel moved for approval. Ms. McAllister seconded. The Motion passed unanimously.

Mr. Talbot announced that the Utah Supreme Court had appointed Jurhee Rice as Co-Chair of this committee. The Committee offered its congratulations to Ms. Rice.

## **2. Possible Amendments to Rule 14-301 (Judge Oliver)**

Judge Oliver was asked to present her subcommittee's work on the matter. Mr. Talbot informed the Committee that in his recent meeting with the Supreme Court the Court informed him that changes of the nature proposed by the Committee were no longer necessary. The Committee decided to table any proposed changes to Rule 14-301 at this time and instead focus on Rule 8.4.

## **3. Rule 8.4 (Chair Talbot)**

The Chair noted that the Supreme Court has asked the Committee to re-visit prior suggested changes to Rule 8.4. Ms. Kennedy suggested she will compile all proposed revisions to the Rule since 2015 for consideration going forward. Ashley Gregson was asked to Chair a Subcommittee with Judge Nelson, Lynda Viti and Ms. Greenwood joining. Chair Talbot suggested that guidance from the Court regarding 8.4(d) and the comment would be desirable.

## **4. Update on Rule 7.1 Discussions (Robert Gibbons)**

Mr. Gibbons updated the Committee on Rule 7.1. The Committee noted that Senate Bill 202 was passed in the recent legislative session and that Bill contains similar language to that which the subcommittee has proposed. It was noted that the phrase "pecuniary gain" does not appear in the Bill. The Committee considered whether it was now necessary or desirable to have a rule whose language differs from and/or is more permissive to that codified in statute. After discussion the Committee decided to inform the Supreme Court that it was not prepared to take action at this time.

The next meeting of the Committee is April 2, 2024.

The meeting adjourned at 5:10 p.m.