



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

### Meeting Minutes

October 1, 2024

Via Webex

4:00 pm Mountain Time

*Cory Talbot, Chair*

#### **Attendees:**

Cory Talbot (Chair)  
Jurhee Rice (Vice Chair)  
Ian Quiel  
Robert Gibbons  
Hon. Amy Oliver  
Hon. Trent Nelson (emeritus)  
Mark Nickel  
Lynda Viti  
Mark Hales  
Christine Greenwood (ex officio)  
Hon. M. Alex Natt (Recording  
Secretary)

Excused: Austin Riter, Julie Nelson,  
Ashley Gregson, Adam Bondy, Alyson  
McAllister, Hon. James Gardner, Hon.  
Craig Hall, Dane Thorley

#### **Staff:**

Stacy Haacke

#### **Guests:**

Beth Kennedy

### **1. Welcome, Approval of the August 6, 2024 meeting minutes (Chair Talbot)**

Chair Talbot recognized the existence of a quorum and called the meeting to order at 4:03 p.m.

Chair Talbot asked for a Motion to approve the August 6, 2024 meeting minutes. Judge Oliver moved for approval. Ms. Rice seconded. The Motion passed unanimously.

### **2. Rule 3.3 (Beth Kennedy)**

Ms. Kennedy recommended changes to Rule 3.3 to correct an error in the current version of the rule. The Committee had previously restructured the rule to change the applicable *mens rea* for each kind of disclosure. In the restructure, the Committee misnumbered a portion of the rule. The Committee agreed to renumber the rule to correct the oversight as suggested in the materials appended to the agenda. Mr. Gibbons moved to adopt the proposed change to the Rule. Mr. Quiel seconded the motion. The motion carried unanimously.

The Committee also noted that line 125 of the Comment is incorrect in referencing “(b)” which must be corrected to “c.”

### **3. Standard 16 (Stacy Haacke)**

The Committee reviewed questions submitted by the URCP drafting committee regarding Standard 16. The Committee felt that the questions posed were outside the purview of the Committee as it did not draft Standard 16 and the questions are not related to the Rules of Professional Conduct. The Committee decided to inquire with the Supreme Court as to next steps.

The next meeting of the Committee is November 5, 2024.

The meeting adjourned at 4:48 p.m.