

Rule 5.6. Restrictions on Right to Practice.

1 A licensed paralegal practitioner shall not participate in offering or making:

2 (a) a partnership, shareholder, operating, employment, or other similar type of agreement that
3 restricts the right of a licensed paralegal practitioner to practice after termination of the
4 relationship, except an agreement concerning benefits upon retirement; or

5 (b) an agreement in which a restriction on the licensed paralegal practitioner's right to
6 practice is part of the settlement of a client controversy.

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8 Comment

9 [1] An agreement restricting the right of licensed paralegal practitioners to practice after
10 leaving a firm not only limits their professional autonomy but also limits the freedom of clients
11 to choose a licensed paralegal practitioner. Paragraph (a) prohibits such agreements except for
12 restrictions incident to provisions concerning retirement benefits for service with the firm.

13 [2] Paragraph (b) prohibits a licensed paralegal practitioner from agreeing not to represent
14 other persons in connection with settling a claim on behalf of a client.

15 [3] This Rule does not apply to prohibit restrictions that may be included in the terms of the
16 sale of a licensed paralegal practitioner practice pursuant to Rule 1.17.

Effective November 1, 2018