

1 **Rule 86. Licensed paralegal practitioners.**

2 (a) **Application of the Rules of Business and Chancery Procedure to licensed**
3 **paralegal practitioners.** To the extent consistent with their limited license, licensed
4 paralegal practitioners must be treated in the same manner as attorneys for purposes of
5 interpreting and implementing these rules. If a rule permits or requires an attorney to
6 sign or file a document, a licensed paralegal practitioner may do so only if there is an
7 applicable court-approved form available and the practice is consistent with the scope
8 of the licensed paralegal practitioner's license.

9 (b) **Terms "attorney" and "counsel."** Throughout these rules, where the terms
10 "attorney," "lawyer," and "counsel" are used, they refer to legal professionals. Legal
11 professionals include licensed paralegal practitioners in the practice areas for which
12 licensed paralegal practitioners are authorized to practice. Those practice areas are set
13 forth in Utah Special Practice Rule 14-802 unless specifically carved out in this rule.

14 (c) **Disclosures under Rule 26.** Licensed paralegal practitioners are permitted to
15 prepare and serve initial, supplemental, and pretrial disclosures under Rule 26.

16 (d) **Licensed paralegal practitioner fees.** Where these rules refer to attorney fees, they
17 also mean licensed paralegal practitioner fees. Under Rule 73 of the Utah Rules of Civil
18 Procedure, licensed paralegal practitioners may recover fees with a supporting
19 affidavit. Rule 73(f)(1)-(3) of the Utah Rules of Civil Procedure does not apply to
20 licensed paralegal practitioners.

21 (e) **Appearances.**

22 (1) Under Rule 75 of the Utah Rules of Civil Procedure, a licensed paralegal
23 practitioner whose agreement with a party is limited to the preparation, but not the
24 filing, of a pleading or other paper is not required to enter an appearance.

25 (2) A licensed paralegal practitioner who has entered a general appearance is
26 obligated to inform the client of any papers filed, regardless of whether the paper
27 falls within the scope of the licensed paralegal practitioner's representation.

28 *Effective May/November 1, 20__*

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