

## Eastern District Student Practice Rule

(a) An eligible law student may appear in a criminal matter under the supervision of the U.S. Attorney's Office or the Federal Defenders Office (or its affiliated law school clinic), or in any civil matter, subject to the Court's approval and the conditions set forth below. A judge's decision to decline a student's request to appear shall not be considered a reflection on the character or ability of the student.

(b) To be eligible to appear, the student shall:

- (1) be enrolled in a law school approved by the American Bar Association;
- (2) have completed at least two semesters of legal studies;
- (3) be a participant in a clinical program approved by the law school where the student is enrolled, be certified by dean of that law school or his or her designee as qualified to participate in providing legal representation as contemplated by this rule, or be working in the United States Attorney's Office;
- (4) be familiar and comply with the applicable Federal Rules of Criminal and Civil Procedure and Evidence and the New York Rules of Professional Conduct; and
- (5) be supervised by an attorney as set forth below in paragraph (c).

(c) An attorney who supervises an eligible law student shall:

- (1) be a member of the bar of this Court;
- (2) assume personal professional responsibility for the student's work;
- (3) assist the student to the extent necessary;
- (4) appear with the student in all proceedings before the Court;
- (5) obtain the client's approval, in writing, for the student to appear in the matter; and
- (6) obtain the Court's approval for the student to appear in the matter.

(d) A law student who is supervised in accordance with this rule:

(1) may appear in court and at other proceedings when accompanied by a supervising attorney;

(2) may prepare and sign motions, petitions, answers, briefs, and other documents, provided that each such document also shall be signed by the supervising attorney; and

(3) may not ask for or receive any compensation or remuneration of any kind for services from the person on whose behalf the student renders services or appears, but this provision shall not prevent an attorney, legal aid bureau, law school, public defender agency, a State or the United States from paying compensation to the eligible law student.