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Dennis E. Jontz
President
August 8, 2007

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New Mexico Supreme Court
P. O. Box 848
Santa Fe, NM 87504-0848
Via FAX: 505-827-4837 and U.S. Mail

**RE: Comment to Proposed Revisions to New Mexico
Rules of Professional Conduct**

Dear Ms. Gibson:

The New Mexico State Bar Ethics Advisory Committee (“EAC”) has prepared a written analysis of the proposed revisions to the New Mexico Rules of Professional Conduct, as advertised in the June 15, 2007, Bar Bulletin Special Issue. The EAC encloses its analysis for consideration by the New Mexico Supreme Court, and the Court’s Code of Professional Conduct Committee.


The EAC receives requests from lawyers who seek guidance in interpreting the Rules of Professional Conduct. The EAC provides written informal opinions to requestors, and prepares formal opinions for publication by the New Mexico State Bar Association and American Bar Association (“ABA”). EAC formal opinions are also available through Westlaw, Lexis, and Casemaker.

Our committee members cite to the Rules with great frequency, perhaps more than any other group of lawyers in New Mexico. We welcome the adoption of the proposed new rules, which generally track the changes to the ABA “Ethics 2000” revisions to the Model Rules. We often reference the new Model Rules for guidance, and have long awaited the proposed changes.

The members of the EAC express their gratitude to the members of the Code of Professional Conduct Committee, and are hopeful that the enclosed report is helpful in rendering the final rules. We ask that these comments be carefully considered and that the proposed revisions be clarified as indicated in the enclosed analysis for the benefit of all New Mexico lawyers.

Sincerely yours,

ETHICS ADVISORY COMMITTEE

By: 
Peter H. Pierotti, Co-Chair
James Reist, Co-Chair

cc: Committee Members