

**Rule 9010-3 Appearance by Supervised Law Student.**

- (a) An eligible law student may, upon compliance with these Local Rules, and under supervision of an attorney, appear on behalf of any person, including the United States Attorney or the U.S. Trustee, who has consented in writing.
- (b) The attorney who supervises a student must:
  - (i) be a member of the Bar of the District Court or an attorney in the United States Attorney's Office or the Office of the U.S. Trustee;
  - (ii) remain the attorney of record and will act to ensure that the student's actions are consistent with the rules of professional responsibility;
  - (iii) review the student's work and assist the student to the extent necessary;
  - (iv) appear with the student in all proceedings before the Court; and
  - (v) indicate in writing the attorney's consent to supervise the student.
- (c) To appear, the student must:
  - (i) be duly enrolled in a law school approved by the American Bar Association;
  - (ii) have completed legal studies amounting to at least two-thirds of the credits needed for graduation or the equivalent;
  - (iii) be certified by either the law school dean or authorized designee as qualified to provide the legal representation permitted by this Local Rule. This certification may be withdrawn by the certifier at any time by mailing a notice to the Clerk, without notice or hearing and without showing of cause;
  - (iv) be introduced to the Court by an attorney satisfying the conditions set forth in the paragraph (b) above;
  - (v) neither ask for nor receive any compensation or remuneration of any kind from the client. This is not intended to affect the ability or right of an attorney, legal aid bureau, law school clinical program, State, or the United States from seeking attorney fees, which may include compensation for student services, and paying compensation to the eligible law student;
  - (vi) certify in writing that the student is familiar with and will comply with the Delaware Rules of Professional Responsibility; and
  - (vii) certify in writing that the student is familiar with these Local Rules and the federal procedural and evidentiary rules relevant to the action in which he is appearing.
- (d) The law student may:

- (i) appear as counsel in Court or at other proceedings, always accompanied by the supervising attorney, when written consent of the client (or attorney with the United States Attorney or the Office of the U.S. Trustee when the client is the United States), the supervising attorney, and the assigned Judge have been filed with the Clerk of the Court; and
  - (ii) prepare and sign motions, petitions, answers, briefs and other documents in connection with any matter in which the student has met the conditions of (c) above. Each such document must also be signed by the supervising attorney.
- (e) The Judge's consent for the student to appear may be withdrawn without notice or hearing and without showing of cause. The withdrawal of consent by a Judge shall not be considered a reflection on the character or ability of the student.
- (f) Local Form 122 must be completed and provided to the Court at each hearing at which the student must appear, by attaching the Local Form to the hearing sign-in sheet.
- (g) Participation by students under this Local Rule shall not be deemed a violation in connection with the rules for admission to the bar of any jurisdiction concerning practice of law before admission to the bar.