

State of New York  
Court of Appeals

*At a session of the Court, held at Court of Appeals Hall in the City of Albany, on the 18th day of November, 2022.*

**Present,** HON. ANTHONY CANNATARO, Acting Chief Judge presiding.

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In the Matter

of

The Amendment of the Rules of Practice of the Court of Appeals  
(22 NYCRR Part 523).

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Pursuant to section 51 of the Judiciary Law, it is hereby

ORDERED that Part 523 of the Rules of the Court of Appeals for the Temporary Practice of Law in New York is amended (22 NYCRR Part 523), effective December 7, 2022, or as soon thereafter as section 52 of the Judiciary Law is complied with, by adding the underlying material to section 523.1 and by adding new section 523.5, to read as follows:

§ 523.1 General regulation as to lawyers admitted in another jurisdiction

A lawyer who is not admitted to practice in this State shall not:

- (a) except as authorized by other rules or law such as section 523.5 below, establish an office or other systematic and continuous presence in this State for the practice of law; or
- (b) hold out to the public or otherwise represent that the lawyer is admitted to practice law in this State.

§ 523.5 Working from home

A lawyer who is not admitted to practice in this State but who is authorized to practice law in one or more other jurisdictions identified in section 523.2(a)(1), may practice law from a temporary or permanent residence or other temporary or permanent location in this State to the same extent that such lawyer is permitted to practice law in the jurisdiction(s) where the lawyer is duly admitted or authorized, provided:

(a) the lawyer does not practice the law of this State except to the extent permitted by this Part, by other laws of this State, and by the laws of jurisdictions in which the lawyer is authorized to practice;

(b) the lawyer does not use advertising, oral representations, business letterhead, websites, signage, business cards, email signature blocks or other communications to hold themselves out, publicly or privately, as authorized to practice law in this State or as having an office for the practice of law in this State;

(c) the lawyer does not solicit or accept residents or citizens of New York as clients on matters that the lawyer knows primarily require advice on the state or local law of New York, except as permitted by 22 NYCRR section 522.4 (the in-house registration rule) or by other New York or federal law;

(d) the lawyer does not regularly conduct in-person meetings with clients or third persons in New York except as would otherwise be permitted under section 523.2 of this Part;  
and

(e) when the lawyer knows or reasonably should know that a person with whom the lawyer is dealing mistakenly believes that the lawyer is authorized to practice in this State, the lawyer shall make diligent efforts to correct the misunderstanding.

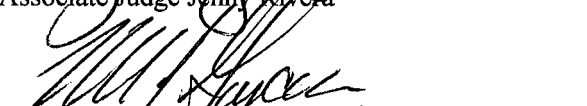
IN WITNESS WHEREOF, The Honorable Anthony Cannataro, Acting Chief Judge of the Court of Appeals, and the Associate Judges of the Court have subscribed their names and caused the seal of the Court of Appeals to be affixed this 18th day of November in the year two thousand and twenty-two.



Acting Chief Judge Anthony Cannataro



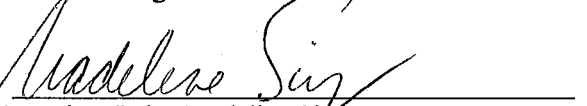
Associate Judge Jenny Rivera



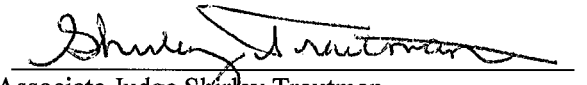
Associate Judge Michael J. Garcia



Associate Judge Rowan D. Wilson



Associate Judge Madeline Singas



Associate Judge Shirley Troutman



Lisa LeCours  
Clerk of the Court



ATTEST:

I, LISA LeCOURS, Clerk of the New York State Court of Appeals, do hereby certify that I have compared the attached copy of an order of this Court with the original thereof filed in my office on November 18, 2022, and that the said copy is a true and correct copy thereof, and of the whole of said original.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of this Court this 18th day of November, 2022.



A handwritten signature in cursive script, appearing to read "Lisa LeCours", is written above a horizontal line.

Clerk of the Court of Appeals

I, \_\_\_\_\_, do hereby acknowledge receipt on this \_\_\_\_\_ day of November, 2022 of a certified copy of an order of the Court of Appeals dated November 18, 2022, for filing in the Office of the Secretary of State in compliance with 52 of the Judiciary Law.

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