

THE PRO BONO ACTIVITIES OF THE NEW YORK BAR

The purpose of this survey is to collect information from members of the New York Bar regarding their 2002 pro bono activities. This survey is voluntary and anonymous and should take only a few minutes to complete. Please return your completed survey in the enclosed postage-paid envelope.

MARKING INSTRUCTIONS

- Use a No. 2 pencil or blue or black ink pen only.
- Do not use pens with ink that bleeds through the paper.
- Completely erase any mark you change.
- Marks should completely fill ovals.
- Make no stray marks.

INCORRECT MARKS



CORRECT MARK



1704

PART I – Questions About You

1. Are you a resident of New York State? Yes No

2. What is your age group? Under 35 35–44 45–54 55–64 65+

3. Number of years admitted to practice: 5 yrs or less 6–10 11–15 16–20 Over 20

4. Current Employment:

<input type="radio"/> Attorney in Private Practice	<input type="radio"/> Public Interest Lawyer	<input type="radio"/> Not Currently Employed
<input type="radio"/> Corporate Counsel	<input type="radio"/> Judge	<input type="radio"/> Other, please specify:
<input type="radio"/> Law School Faculty/Administrator	<input type="radio"/> Non-Legal Occupation	
<input type="radio"/> Government Lawyer	<input type="radio"/> Retired	

5. If attorney in private practice, size of firm (number of attorneys):

<input type="radio"/> 1 (self)	<input type="radio"/> 2–10	<input type="radio"/> 11–40	<input type="radio"/> 41–100	<input type="radio"/> 101–200	<input type="radio"/> Over 200
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6. The location of your principal place of business is: In New York State Outside New York State

7. If your principal place of business is in New York State, in what county is your main office? (Please select only one.)

<input type="radio"/> Albany	<input type="radio"/> Dutchess	<input type="radio"/> Madison	<input type="radio"/> Putnam	<input type="radio"/> Sullivan
<input type="radio"/> Allegany	<input type="radio"/> Erie	<input type="radio"/> Monroe	<input type="radio"/> Queens	<input type="radio"/> Tioga
<input type="radio"/> Bronx	<input type="radio"/> Essex	<input type="radio"/> Montgomery	<input type="radio"/> Rensselaer	<input type="radio"/> Tompkins
<input type="radio"/> Broome	<input type="radio"/> Franklin	<input type="radio"/> Nassau	<input type="radio"/> Richmond (SI)	<input type="radio"/> Ulster
<input type="radio"/> Cattaraugus	<input type="radio"/> Fulton	<input type="radio"/> New York (Manhattan)	<input type="radio"/> Rockland	<input type="radio"/> Warren
<input type="radio"/> Cayuga	<input type="radio"/> Genesee	<input type="radio"/> Niagara	<input type="radio"/> St. Lawrence	<input type="radio"/> Washington
<input type="radio"/> Chataouqua	<input type="radio"/> Greene	<input type="radio"/> Oneida	<input type="radio"/> Saratoga	<input type="radio"/> Wayne
<input type="radio"/> Chemung	<input type="radio"/> Hamilton	<input type="radio"/> Onondaga	<input type="radio"/> Schenectady	<input type="radio"/> Westchester
<input type="radio"/> Chenango	<input type="radio"/> Herkimer	<input type="radio"/> Ontario	<input type="radio"/> Schoharie	<input type="radio"/> Wyoming
<input type="radio"/> Clinton	<input type="radio"/> Jefferson	<input type="radio"/> Orange	<input type="radio"/> Schuyler	<input type="radio"/> Yates
<input type="radio"/> Columbia	<input type="radio"/> Kings (Brooklyn)	<input type="radio"/> Orleans	<input type="radio"/> Seneca	
<input type="radio"/> Cortland	<input type="radio"/> Lewis	<input type="radio"/> Oswego	<input type="radio"/> Steuben	
<input type="radio"/> Delaware	<input type="radio"/> Livingston	<input type="radio"/> Otsego	<input type="radio"/> Suffolk	

PLEASE DO NOT WRITE IN THIS AREA

02097

Part II Questions About Your Free Legal Work During 2002 in New York State

1. Please indicate in the "yes" or "no" column whether you engaged in the following types of activities in New York State in 2002 and indicate in the hours columns the approximate time you devoted to each type of work. For government and public interest attorneys, include only work performed outside the scope of your employment.

Generally, for purposes of (a) through (d) below, poor persons are those poor enough to receive assistance from legal services organizations. For example, in 2002, generally a *single* person with a gross income greater than \$16,613 from all sources would be ineligible to receive help from a federally-funded legal services organization; for a family of *four*, the cut-off is \$33,938.

YES NO		Free legal work for poor persons undertaken with no expectation of payment from any source.	APPROXIMATE NUMBER OF HOURS DEVOTED TO ACTIVITY DURING 2002				
			1-9	10-19	20-49	50-100	OVER 100
<input type="radio"/>	<input type="radio"/>	(a) Free legal services for poor persons in a civil matter.	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
<input type="radio"/>	<input type="radio"/>	(b) Free legal services for poor persons in a criminal matter.	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
<input type="radio"/>	<input type="radio"/>	(c) Free legal services for a charitable, religious, civic or educational organization primarily addressing the needs of the poor.	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
<input type="radio"/>	<input type="radio"/>	(d) Activities that increase the availability or quality of legal services for, or access to justice by, poor persons (e.g., bar association activities focused on these objectives or fundraising for a legal services organization).	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
		Other Activities					
<input type="radio"/>	<input type="radio"/>	(e) Free legal services or other law-related activities for a charitable, public interest or not-for-profit organization in matters other than those primarily addressing the needs of the poor. Please specify: <input style="width: 300px;" type="text"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>
<input type="radio"/>	<input type="radio"/>	(f) Other free legal work or law-related activities which you consider pro bono. Please specify: <input style="width: 300px;" type="text"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>

If you participated in any activities identified in (a) through (d) in Part II (free legal work for poor persons), please answer questions 2-7 below.

2. The pro bono work I did was undertaken (please select one):

- Mostly through one or more organized programs designed to provide pro bono legal services.
 Some through one or more organized programs and some on my own.
 Mostly on my own.

3. The pro bono work I did was undertaken primarily in (please select one):

- The *same* county as my principal place of business. A *different* county from my principal place of business.

4. The number of pro bono matters I worked on during 2002 was:

- one two three four five six seven eight nine or more

5. In which substantive areas of the law did you do pro bono work during 2002? (Please mark all that apply.)

- | | | | |
|---|---|---|--|
| <input type="checkbox"/> Family Law—Matrimonial | <input type="checkbox"/> Consumer Law | <input type="checkbox"/> Immigration | <input type="checkbox"/> Other, please specify: <input style="width: 150px;" type="text"/> |
| <input type="checkbox"/> Family Law—Non-matrimonial | <input type="checkbox"/> Elder Law | <input type="checkbox"/> Public Benefits | |
| <input type="checkbox"/> Debt Collection/Bankruptcy | <input type="checkbox"/> Civil Rights | <input type="checkbox"/> Not-For-Profit Law | |
| <input type="checkbox"/> Wills, Probate & Estates | <input type="checkbox"/> Criminal Law | <input type="checkbox"/> Taxes | |
| <input type="checkbox"/> Landlord-Tenant | <input type="checkbox"/> Labor and Employment Law | <input type="checkbox"/> Real Property | |

6. When you did pro bono work during 2002, did you report the work to:

- A bar association. Other, please specify:
- A local pro bono coordinator. Did not report the work.

7. Was any of your Continuing Legal Education (CLE) requirement fulfilled by doing pro bono work during 2002?

- Yes No

Questions About Your Pro Bono Work

1. If you participated in pro bono work during 2002, what was the referral source or sources of your clients? (Please mark all that apply.)

- Clients who contacted me directly and it was clear that I would perform legal work on a pro bono basis.
- Clients who originally agreed to pay for service, but I later agreed to provide the service on a pro bono basis.
- Clients referred to me by a social service agency or charitable organization.
- Clients referred to me through an organized pro bono or volunteer lawyer program.
- Clients who are poor and were referred to me by friends or family members.
- Clients who are poor and were referred to me by former clients.
- Clients referred by a legal services or legal aid program.
- Clients who are poor and were referred to me by an internet-based system.
- Other, please specify:

2. During the last year I provided financial support to one or more organizations that provided legal services to the poor in the amount of:

- none
- \$1-49
- \$50-149
- \$150-299
- \$300-499
- \$500 or more

Reasons for Non-Participation in Pro Bono Work During 2002 in New York State

If you did not participate in any of the activities identified in (a) through (d) in Part II (free work for poor persons), please mark all the reasons that apply by indicating either "yes" or "no".

- | | | YES | NO |
|---|--------------------------|--------------------------|--------------------------|
| 1. I participated in activities identified in (e) and (f) in Part II. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 2. I have participated in activities in (a) through (d) in prior years at a level in excess of 20 hours per year, but not during 2002. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 3. I am retired from the practice of law in New York State. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 4. I am not interested in doing the type of pro bono work identified in (a) through (d) in Part II. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 5. I did not have the time to volunteer. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 6. My employer prohibits or discourages me from doing this type of pro bono legal work. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 7. I did not have the office support staff to perform this type of pro bono legal work. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 8. I do not have the expertise in the legal areas involving poor persons. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 9. I was interested in doing this type of pro bono work but have found it difficult to find appropriate activities. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 10. I do not have malpractice insurance or my policy does not cover pro bono representation. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 11. I was not able to arrange for sufficient child-care or other family care accommodations that would make it possible to perform pro bono work. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 12. My financial circumstances limited my availability for pro bono work. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 13. I am concerned that the pro bono work will demand more time and resources than I can provide. | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| 14. Other, please specify: | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |



The Chief Judge of the State of New York
and
The Chief Administrative Judge

Judith S. Kaye

Jonathan Lippman

February 7, 2003

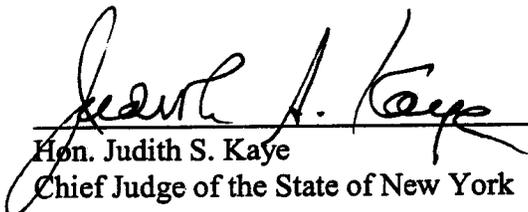
Dear Bar Member:

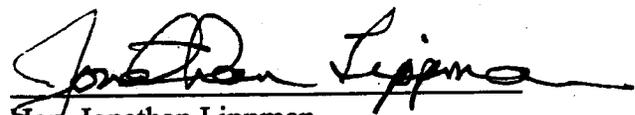
The New York State Court System is seeking to measure the current level of pro bono activity performed by the Bar. To that end, we are sending the enclosed anonymous survey questionnaire to a representative sample of New York lawyers.

As you may be aware, in 1997 the Administrative Board of the Courts adopted a resolution urging lawyers to provide at least 20 hours of pro bono legal services each year to poor persons and contribute financially to organizations that provide legal services to such persons. Thereafter, the Administrative Board authorized periodic surveys of the New York State Bar to assess the level of pro bono activity Statewide. The first survey was conducted in 1998, with its results serving as a benchmark measure.

The current survey seeks to measure both the level of pro bono activity performed in 2002 as well as capture the Bar's views about various initiatives aimed at encouraging pro bono service and expanding the availability of legal services to the poor. Therefore, whether or not you performed pro bono service during 2002, we would appreciate it if you would complete the survey, which should take only a few minutes of your time. The results of the survey will allow us to assess the progress made since the first survey and assist us in determining how best to support and encourage pro bono work in the future.

Any questions regarding the survey can be directed to the Office of Court Administration at 866-604-3307 or dcajji@courts.state.ny.us. Thank you for taking the time to complete this very important survey.


Hon. Judith S. Kaye
Chief Judge of the State of New York


Hon. Jonathan Lippman
Chief Administrative Judge of the
State of New York

State of New York



*Juanita Bing Newton
Deputy Chief Administrative Judge
for Justice Initiatives*

April 16, 2003

Dear Bar Member:

In February, Chief Judge Judith S. Kaye and Chief Administrative Judge Jonathan Lippman wrote to you requesting your participation in an anonymous survey being conducted by the New York State court system regarding the pro bono activities of New York lawyers during 2002.

Whether or not you actually performed pro bono service last year, your response to the survey is very important to us. By completing the survey, you will assist us in determining what effect pro bono service has on the availability of legal services to the poor in New York. Additionally, you will provide insight into how we can further encourage further pro bono service.

If you have not already done so, please complete the short survey and return it as soon as possible. For your convenience, another copy of the survey and a return envelope is enclosed.

Any questions about the survey can be directed to my office at 1-866-604-3307 or dcajji@courts.state.ny.us. Thank you for your time and cooperation in this important endeavor.

Very truly yours,


Juanita Bing Newton

JBN/cl