

IN THE SUPREME COURT OF TENNESSEE
AT NASHVILLE

**IN RE: PETITION TO AMEND RULE 8, RPC 1.15 AND RULE 43,
RULES OF THE TENNESSEE SUPREME COURT**

No. M2008-02603-SC-RL1-RL - Filed: December 18, 2008

ORDER

The Tennessee Bar Association, the Tennessee Bar Foundation, the Tennessee Association for Justice, and the Tennessee Alliance for Legal Services have petitioned this Court to amend Rule 8, RPC 1.15, and Rule 43 of the Rules of the Supreme Court of Tennessee. The proposed amendments would require all attorneys who hold eligible client funds to participate in the Tennessee Bar Foundation's Interest on Lawyers Trust Accounts (IOLTA) program and require lawyers to maintain their IOLTA accounts at financial institutions which pay IOLTA accounts the highest rate of interest or dividend generally available at an institution to its non-IOLTA customers when IOLTA accounts meet the same minimum balance or other requirements. The Petition and Exhibits thereto are attached to this Order.

In the interest of providing prompt and fair consideration of the important public policy issues raised by the Petition, the Court hereby solicits written comments from judges, lawyers, bar associations, members of the public, and any other interested parties. The deadline for submitting written comments is February 20, 2009. Written comments should be addressed to:

Mike Catalano, Clerk, Tennessee Appellate Courts
100 Supreme Court Building
401 7th Avenue North
Nashville, TN 37219-1407

The Clerk shall provide a copy of this order, including the attached Petition and Exhibits thereto, to LexisNexis, Thomson-West, and the Tennessee Bankers Association. In addition, this order, including the attached Petition and Exhibits thereto, shall be posted on the Tennessee Supreme Court's website.

IT IS SO ORDERED.

FOR THE COURT:

JANICE M. HOLDER, CHIEF JUSTICE