

Rule 9. Qualification of Counsel

(a) All Counsel. Counsel in any case before the Court shall be a member in good standing of the Bar of the highest court of a State, Territory, Commonwealth, or Possession of the United States.

(b) Military Counsel. Assigned military appellate counsel shall, in addition, be certified and detailed in accordance with Article 27(b) and, as applicable, Article 70(a), UCMJ.

(c) Admission. Each Court may admit counsel to appear before it or may allow counsel to appear *pro hac vice*.

(d) Suspension. No counsel may appear in any proceeding before the Court while suspended from practice by the Judge Advocate General supervising the Court.

Rule 9.1 Qualification of Counsel.

No attorney shall practice before this Court unless admitted to practice before this Court or appearing *pro hac vice* or *pro se*, or as *amicus curiae* by leave of the Court. Counsel appearing *pro hac vice* follow the application procedures in Rule 9.2(a), and *amicus curiae* follow the procedures in Rule 22.1.

Rule 9.2 Admission to Practice Before the Court.

(a) Application Procedure. Each applicant shall file with the Clerk of the Court the *Application for Admission to Practice*, together with a Certificate of Good Standing in compliance with JRAP 9(a). The Certificate of Good Standing must be an original and must be dated within one year of the date of the application. The *Application for Admission to Practice* is located in Appendix D to these rules and may also be obtained from the Clerk of the Court or downloaded from the Court's website. Judge advocates must be qualified and certified by TJAG pursuant to Article 27(b), UCMJ, 10 U.S.C. § 827(b), before applying for admission unless Rule 9.2(e) applies. For JASOC students, see Rule 9.2(e).

(b) Admission by Oath or Affirmation. If the documents submitted demonstrate the applicant possesses the necessary qualifications, the Clerk of the Court shall so notify the applicant, who may be admitted without appearing in Court by subscribing a written oath or affirmation.

(c) Motion for Admission. Applicants may be admitted in open court on oral motion by an attorney admitted to practice before this Court. An attorney shall move for admission of an applicant by stating:

“May it please the Court, I am (Name), a member in good standing of the Bar of this Court. I move the admission of (Name of Applicant), a member of the Bar of the highest court of (the State/Commonwealth of (Name)). I have examined (his/her/their)

credentials on file in the office of the Clerk, and I am satisfied that (he/she has) (they have) the qualifications for membership in the Bar of this Court.”

(d) *Oath of Admission.*

(1) Prior to admission, each applicant shall take the oath below. The Chief Judge, presiding Senior Judge, or Clerk of the Court shall administer the oath to applicants seeking admission in open court. All others must subscribe the oath or affirmation.

“I, (name of applicant), do solemnly (swear) (affirm) that I will support the Constitution of the United States, and that I will conduct myself as an attorney and counselor of this Court uprightly and according to law, (so help me, God).”

(2) After the applicant takes the oath, the Clerk of the Court shall issue a certificate of admission to the applicant.

(e) *Streamlined procedures for Judge Advocate Staff Officer Course (JASOC).* Where the applicant is a current JASOC student at the United States Air Force Judge Advocate General’s School (AFJAGS), an AFJAGS representative will verify that the applicant possesses an original certificate of good standing from an approved licensing Bar of a State, Territory, Commonwealth, or Possession of the United States. The certificate of good standing must be dated within one year of the date of application. An AFJAGS representative will forward all completed *Applications for Admission to Practice* to the Court. See Appendix D. The Clerk of the Court may send the certificates of admission to the AFJAGS representative for distribution to the applicants.