

The decision to resign from the practice of law in Virginia is a serious one. For questions concerning the ramifications of resigning your membership with the bar and other classes of membership that may be available to you, please contact the VSB Membership Department at (804) 775-0530; membership@vsb.org. Before resigning as a member in good standing, an attorney must satisfy any outstanding membership obligations.

The signed and notarized application may be submitted to the Clerk's Office electronically by scanning and emailing it to Clerk@vsb.org

RESIGNATION

Paragraph 13-27, Part 6, Section IV of the Rules of the Supreme Court of Virginia

A. Application. A sworn and notarized application to resign from the practice of law shall be submitted to the Clerk of the Disciplinary System. The application shall state that the resignation is not being offered to avoid disciplinary action and that the Attorney has no knowledge of any complaint, investigation, action, or proceeding in any jurisdiction involving allegations of Misconduct by the Attorney. An application to resign will not prevent or preclude any disciplinary proceeding or action against an Attorney.

B. Procedure. The Clerk of the Disciplinary System shall submit applications for resignation to Bar Counsel, who shall investigate each application and determine whether, based upon the information available, the statements in the sworn application appear to be true and complete. If Bar Counsel files a written objection to the application with the Clerk of the Disciplinary System, the Board shall hold a hearing on whether the application should be accepted. If Bar Counsel does not file an objection, the Board may enter an order accepting the Attorney's resignation without a hearing. A resignation shall be effective only upon entry of an order accepting it. Upon entry of an order accepting an Attorney's resignation, the former Attorney shall immediately cease the practice of law and make appropriate arrangements for the disposition of matters in the Attorney's care in conformity with the wishes of the Attorney's clients.

C. When Not Permitted. An Attorney may not resign while the Attorney is the subject of a disciplinary complaint, investigation, action, or proceeding involving allegations of Misconduct.

READMISSION AFTER RESIGNATION

Resignation from the practice of law in Virginia precludes you from resuming practice in this jurisdiction without reapplication to the Virginia Board of Bar Examiners and satisfaction of all requirements stipulated by the Board, including character and fitness requirements and passage of the Virginia Bar Exam or meet all eligibility requirements for admission without examination under Rule 1A:1. Prior to readmission, you must also satisfy any membership obligations with the Virginia State Bar that were delinquent at the time of your resignation.

Paragraph 13-25 C., Part 6, Section IV, of the Rules of the Supreme Court of Virginia

If after resigning from the Bar, a former Attorney wishes to resume practicing law in the Commonwealth of Virginia, the former Attorney must apply to the Board of Bar Examiners, satisfy the character and fitness requirements and either pass the Bar examination, or meet all eligibility requirements for admission without examination under Rule 1A:1. Before being readmitted to the Bar, the former Attorney must also satisfy any membership obligations that were delinquent when the former Attorney resigned.

RETURN APPLICATION TO:
Virginia State Bar
Clerk of the Disciplinary System
1111 E. Main Street, Suite 700
Richmond, VA 23219-0026
(804) 775-0539
clerk@vsb.org

APPLICATION FOR RESIGNATION

From the Practice of Law in the Commonwealth of Virginia

Pursuant to Paragraph 13-27 of Part 6, Section IV of the Rules of the Supreme Court of Virginia

Attorney Name: _____ **VSB Bar#:** _____

Address of Record: _____

Telephone Number - Home: (____) _____ **Office:** (____) _____

Please list all jurisdictions in which you are, or have been, licensed to practice law:

Do you have knowledge of any past or present complaint, investigation, action, or proceeding in any jurisdiction involving allegations of Misconduct (as defined by Part 6, Section IV, Paragraph 13 of the Rules of the Supreme Court of Virginia) against you? Yes_____ No_____

If you answered “Yes” please explain on a separate page and attach any relevant documentation.

I certify that this Application for Resignation is not being offered to avoid disciplinary action in this or any other jurisdiction and that the foregoing is true and correct to the best of my knowledge, information, and belief. I understand that this application to resign will not prevent or preclude any disciplinary proceeding or action against me in the future. I have read Paragraph 13-25 C., of Part 6, Section IV, of the Rules of the Supreme Court of Virginia, and understand that I shall not be able to resume practicing law in Virginia without reapplying to the Virginia Board of Bar Examiners, taking and passing the Virginia bar exam, satisfying all other requirements or meet all eligibility requirements for admission without examination under Rule 1A:1.

Dated this _____ day of _____, 20_____.

Attorney Signature

Email address:

COMMONWEALTH/STATE OF _____,

CITY/COUNTY OF _____ to-wit:

The foregoing was acknowledged before me this _____ day of _____, 20_____,

by _____ (Name of person seeking acknowledgement)

My Commission Expires: _____

Notary Public