



Supplement to Rules of Procedure of the State Bar of California

May 1, 2024

TITLE III GENERAL PROVISIONS

DIVISION III. OFFICE OF CASE MANAGEMENT AND SUPERVISION

Rule 2701. Office of Case Management and Supervision

The Office of Case Management and Supervision shall supervise licensees who are the subject of orders issued by the Supreme Court or the State Bar Court in furtherance of the purposes of discipline as set forth in standard 1.1 and with the intent of reducing recidivism.

Eff. January 1, 1996; Revised January 1, 2004; January 25, 2019; May 1, 2024.

Source: TRP 605 (substantially revised).

Rule 2702. Confidentiality of Office of Case Management and Supervision Files

- (a) Except as otherwise provided by law or by these rules, the files and records of the Office of Case Management and Supervision are confidential and shall not be disclosed pursuant to any state law, including but not limited to, the California Public Records Act (Division 10 (commencing with section 7920.000) of Title 1 of the Government Code).
- (b) As it is used in this section, the term “files” includes information regarding a licensee’s supervision conditions ordered by the Court, the licensee’s compliance or noncompliance with those conditions, and related communications. Except as otherwise provided by law or these rules, files are generally available to the licensee, the licensee’s counsel, and the Office of Chief Trial Counsel but shall not be available to the public.
- (c) As it is used in this section, the term “records” includes information that the Office of Case Management and Supervision may request and collect from licensees subject to supervision that it deems useful to inform individual supervision needs. Such information is highly sensitive and in order to encourage candid and truthful responses, such records shall not be accessible outside of the Office of Case Management and Supervision except as follows:
 - (1) Upon a motion pursuant to Rule 5.45 and a State Bar Court order finding good cause to make the information accessible to the licensee, the licensee’s counsel, or the Office of Chief Trial Counsel;
 - (2) To any office of the State Bar engaged in data collection, analysis, or research, and to any office of the State Bar providing support or advice thereto or to any person or entity providing related services, and only for research purposes to inform general supervision strategies.

- (3) Any such person or entity providing related services must execute a confidentiality agreement or non-disclosure agreement with the State Bar or a contract containing a confidentiality or non-disclosure clause.
- (4) Results of any such collection, analysis or research shall only be publicly disclosed in the aggregate, without reference to any individual or information that may allow any individual to potentially be identified.
- (5) In the event the Office of Case Management and Supervision refers a matter to the Office of Chief Trial Counsel for noncompliance with disciplinary conditions, or files a motion to revoke probation with the State Bar Court, information relevant to the noncompliance may be disclosed.

Eff. May 1, 2024. (Effective May 1, 2024, former rule 2703 revised and renumbered as 2702 and former rule 2702 repealed. Former rule 2703 eff. revised January 1, 2004. Source: New.)