



Courtney A. Szuta
Clerk of Circuit Court
(715) 479-3632

Dawn Halvorson
Register in Probate
(715) 479-3642

VILAS COUNTY CIRCUIT COURT

330 Court Street
Eagle River, WI 54521

Michelle Livingston
Court Reporter
(715) 479-3638

Kim McCallum
Judicial Assistant
(715) 479-3638

Neal A. Nielsen III
Circuit Court Judge
(715) 479-3638
FAX (715) 479-3740

July 21, 2017

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CLERK OF SUPREME COURT
OF WISCONSIN

Chief Justice Patience D. Roggensack
Associate Justices of the Wisconsin Supreme Court
Supreme Court of Wisconsin
110 East Main Street, Suite 215
P.O. Box 1688
Madison, WI 53701-1688

Re: Rule Petition 16-09; In the Matter of the Petition to Amend SCR 40.05

Dear Chief Justice Roggensack and Associate Justices:

The Wisconsin State-Tribal Justice Forum has previously submitted comment on this Rule Petition.

The Forum has reviewed the response submitted by Jacquelyn Rothstein on behalf of the Board of Bar Examiners and supports the proposed language changes to SCR 40.05 contained therein, with one additional suggestion.

It was brought to our attention by Chief Justice Stephan Tourtillot-Grochowski of the Menominee Tribal Court that there are instances in which tribes employ the services of an attorney to serve as a judge in their tribal court. This should also count as the practice of law. We therefore suggest that the proposed revision to SCR 40.05(3)(e) read “(e) **Legal service or service as a judge with any federally recognized Indian tribe.**”

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Associate Justices of the Wisconsin Supreme Court
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Thank you.

Sincerely,

Neal A. Nielsen III, Chair
Wisconsin State-Tribal Justice Forum

NAN:kam

cc: Julie Ann Rich, Supreme Court Commissioner
Shannon Holsey, President, Stockbridge-Munsee Community
Jacquelyn B. Rothstein, Director, Board of Bar Examiners
Ann Olson, Wisconsin Court Operations
Chief Justice Stephan Tourtillot-Grochowski, Menominee Tribal Court