

SUPREME COURT OF LOUISIANA

ORDER

Acting in accordance with Article V, Sections 1 and 5 of the 1974 Louisiana Constitution, and the inherent power of this Court, and considering the need to make permanent the bar examination review procedure,

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED THAT:

Louisiana Supreme Court Rule XVII, Section 12 be and is hereby enacted to read:

**Section 12. Review Procedure for Part I
of the Louisiana State Bar Examination**

(A) Representative Good Answers

As provided in the *Assistant Examiner Handbook*, published by the Committee on Bar Admissions, Assistant Examiners shall assign a numerical grade for each question and shall post the numerical grade for each question in the margin of the examination booklet. The total numerical grade for an examination shall be written on the cover of the examination booklet. Assistant Examiners are encouraged to write remarks regarding grading in the margins of the examination booklets.

Each Assistant Examiner shall designate a representative good answer for each question graded. The Committee Examiner shall review representative good answers submitted by Assistant Examiners and select a representative good answer for each question on the examination. Representative good answers will be made available to failed applicants only during the review process. Neither the real nor

the fictitious name of the author of representative good answers will be revealed.

(B) Review

All failing Part I subject examination booklets will be retained by the Bar Admissions Administrator. Any applicant who fails or conditionally fails Part I shall have the right to review his/her failing examination booklets and the representative good answers for the failed examinations after making a written request. The Committee on Bar Admissions shall designate appropriate dates and deadlines for applicants to request a review of their failed examination booklets and the representative good answers.

The Bar Admissions Administrator shall then send a postcard to each applicant submitting a written request with the date and time for the applicant to review his/her failed examination booklets. The Bar Admissions Administrator shall designate one makeup day for those unable to review failed examination booklets at the assigned time. The Committee shall designate appropriate dates and deadlines for administering the review procedure.

All reviews shall take place at the Louisiana Bar Center, 601 St. Charles Avenue, New Orleans, LA 70130. Reviews will be conducted between 8:30 a.m. and 12:00 noon and between 1:00 p.m. and 4:30 p.m. Applicants must complete their review before the close of each session. Applicants must sign a receipt for all examination booklets and representative answers received for review. Applicants will not be allowed to copy or remove any Part I failed examination or representative answers. No person other than the applicant will be

allowed to review his/her failed examination booklets or representative answers. No person other than the applicant will be allowed to participate in the review. Applicants must return all examination booklets and representative answers to the monitor before being allowed to sign out. Failure to comply with review procedures will be reported to the Director of Character and Fitness.

The decision of the Committee on Bar Admissions as to whether an applicant has passed or failed a bar examination shall be final.

All failing Part I examination booklets may be destroyed by the committee at any time following the scheduled date of the next bar examination.

No cause of action shall arise in favor of a failed bar applicant as a result of the applicant's exercise of the review rights conferred herein.

This rule shall become effective upon signing and shall remain in full force and effect thereafter until amended or changed through further order of this Court.

New Orleans, Louisiana, this _____ day of March, 2002.

FOR THE COURT:

Pascal F. Calogero, Jr., Chief Justice

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