

Supreme Court Clerk's Office - Keller, Heather

From: fem fem <edisonlaw2@gmail.com>
Sent: Wednesday, December 21, 2016 1:00 PM
To: (SUP) Clerk of Court Office
Subject: Supreme Court No. 20160436; Petition for temporary provision of legal services by non-ND attorneys
Attachments: ND.ltr pro petition non-ND attys practice.12-21-16.pdf

Ms. Miller:

Attached is my letter supporting the above referenced petition.
I will appreciate your conveying my thoughts to the North Dakota Supreme Court justices.

francisco e martinez
719 589 6543

francisco e martínez – attorney/abogado _____

21 December 2016

Penny Miller
Clerk of the North Dakota Supreme Court
600 E. Boulevard AV
Bismarck, NC 58505-0530

Sent via email to supclerkofcourt@ndcourts.gov

RE: **In the Matter of a Petition to Permit Temporary Provision of Legal Services by Qualified Attorneys from Outside North Dakota**
Notice of Comment, Supreme Court State of North Dakota
Supreme Court No. 20160436

Dear Ms. Miller:

I am an attorney licensed in Colorado since 1971. I have represented many individuals charged with serious felonies and earned a reputation as a skilled lawyer and dedicated advocate. My clients include participants in controversial public issues. Clients in high-profile cases such as the Dakota Access Pipeline controversy benefit by having an experienced attorney sitting at the defense table.

In November 2016 I learned that several hundred individuals were arrested and charged with serious criminal violations as a result of their activity to create public awareness of issues surrounding the Dakota Access Pipeline. I learned that more than one hundred of them would be making their initial court appearance on 05 December 2016 and that there were not enough experienced attorneys available to represent all of the accused individuals. I was asked whether I would be willing to represent one or more of the accused. I agreed and made arrangements – including purchasing airfare and reserving lodging - to be present in Bismarck on 05 December 2016. I am not admitted to practice in the state courts of North Dakota but I understood that efforts were being made so that out-of-state attorneys could be temporarily admitted in North Dakota as a result of the overwhelming burden that had fallen on the North Dakota criminal defense bar to provide adequate legal representation to the accused. Then on Friday, 02 December 2016 I was informed that the trial court had dismissed the serious felony charge on all of the individuals who were scheduled to appear in court on Monday, 05 December 2016. This news caused me to cancel my plans to be in Bismarck on 05 December 2016.

I have read the petition and supporting submissions in the above-referenced matter. I support the position of the Petitioners and ask you to convey my support to the members of the North Dakota Supreme Court. I am qualified and remain willing to appear in the North Dakota courts on a temporary basis occasioned by the emergency engendered by the Dakota Access Pipeline controversy. If admitted, I will adhere to the laws and ethical rules of North Dakota. Please let me know what I can do to help.

francisco e martínez p o box 753 alamosa colorado 81101 0753 719 589 6543