

WESTMORELAND COUNTY RULES OF DISCIPLINARY ENFORCEMENT

TABLE OF RULES

Rule WDE301	Proceedings Where an Attorney Is Declared to be Incapacitated or Severely Mentally Disabled
	Adopted November 21, 2002, effective January 5, 2003.

**RULE WDE301 PROCEEDINGS WHERE AN ATTORNEY IS DECLARED TO BE
INCAPACITATED OR SEVERELY MENTALLY DISABLED**

- (a) Whenever the respondent in a mental health matter is an attorney, the Westmoreland County Mental Health/Mental Retardation Department or the Westmoreland County Mental Health Hearing Officer shall immediately notify the Court.
- (b) The Court shall, upon declaring an attorney incapacitated, or ordering involuntary treatment of an attorney on the grounds that the attorney is severely mentally disabled, or denying a petition for review of a certification by a mental health review officer subjecting an attorney to involuntary treatment, immediately deliver the Order to the Westmoreland County Prothonotary.
- (c) The Order shall direct the Prothonotary to mail within 24 hours by certified mail, return receipt requested, a certified copy of the Order to Disciplinary Counsel.
- (d) The person delivering such Order to the Prothonotary shall indicate the nature of the Order and the need for the Prothonotary to take immediate action.
- (e) The Westmoreland County Prothonotary shall, pursuant to Pennsylvania Rule of Disciplinary Enforcement 301(a), mail by certified mail, a certified copy of the Order within 24 hours of any judicial determination to:

Counsel-in-Charge, District IV
Office of Disciplinary Counsel
Suite 400, Union Trust Building
501 Grant Street
Pittsburgh, Pa. 15219

- (f) The Prothonotary shall file the return receipt upon receiving it from the Post Office as proof of transmission.

Note: This Rule is promulgated pursuant to Rule 301(a), Pennsylvania Rule of Disciplinary Enforcement.

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