#### **DIVISION OF REGULATION**

180 Howard Street, San Francisco, CA 94105

415-538-2120

## LEGAL SPECIALIZATION POST-EXAMINATION APPLICATION FOR INITIAL CERTIFICATION

#### When is my application due?

Applicants who have successfully passed the Legal Specialist Examination must submit this application by **April 24** in the year after their results were released (i.e. if passing the 2019 exam, results were released in 2020, so the application will be due April 24, 2021), or submit a request for an extension through your Admissions Applicant Portal by the due date.

The most common reason for an extension is to gain the five required years of practice in the specialty. Extensions cannot be granted beyond **January 31** in the third year after receiving results (i.e. if passing the 2019 exam, results were released in 2020, so the maximum extension date is January 31, 2023).

#### Have I included the correct fee?

A \$308\* processing fee, payable either via check or credit card to the State Bar of California, is due with the application.

### What happens if I don't fill out my application correctly?

If your application is incomplete or if any information provided is insufficient, you will receive notice to correct the deficiency. If you fail to correct the deficiency within 60 days from the date of the notice, the application shall be deemed withdrawn without a refund of the fee. We may request additional or supplemental nonconfidential information in order to show compliance with recertification requirements.

### INSTRUCTIONS FOR SELECTED QUESTIONS AND ATTACHMENTS

#### **APPLICATION FORM**

#### **Personal Information**

Enter your official State Bar name and address of record. This is the information that appears in State Bar Licensee Records. Use the State Bar's <u>Attorney Search</u> to verify the information is current. If the information is not current, you must update your information pursuant to Business and Professions Code section 6002.1, through My State Bar Profile.

Please be aware that all correspondence will be sent to you at your official address of record registered in the Applicant Portal.

#### Discipline

Section 3.113 of the Rules provides that the California Board of Legal Specialization may take the following into account in considering your application:

**Final disciplinary actions** imposed for professional misconduct by any court or body before whom you appear. Include: (1) title of disciplinary action; (2) action number; (3) nature of charge; (4) nature of sanction; (5) date sanction was imposed; and (6) date sanction was terminated. For nonattorney professional discipline (e.g., accountancy), provide information similar to above.

Felony convictions. Provide the case number, title, date of conviction, and where it was filed.

**Resignation** from any State Bar, court, or body before whom you appear. Provide the name of the entity, the effective resignation date, and the reason.

**Judgments of professional negligence.** Include only if there were three or more judgments against you during the certification term. Provide the case number, title, date judgment was rendered, and where it was filed.

**Sanctions.** Include only sanctions, other than discovery sanctions, of \$1,000 or more. Provide a copy of the order.

**Findings of contempt.** Provide a copy of the findings.

#### **ATTACHMENTS**

#### A. Task and Experience Requirement

Refer to the Standards for your specialty area for the specific requirements.

#### **B.** Education Requirement

Applicants are required to show proof of 45 hours of LSCLE in their specialty area, taken within the three years immediately preceding submission of this application.

#### C. References

When listing a reference, please include the attorney's bar number. Use the <u>Attorney Search</u> to find an attorney(s) or judge's bar number.

#### **CHECKLIST**

Have y	ou:				
	Read the declaration?				
	Provided all information requested on the applicati	on and attachments?			
	Signed and dated the application?				
	Attached additional sheets if you needed more space	ce?			
	Put your name on the top of all attachments?				
	Made copies for your records?				
	☐ Enclosed a check/payment information for the appropriate recertification fee*?				
SUBMI	ISSION INFORMATION				
Mail to	Mail to: Fax to:				
Divisio	The State Bar of California 415-538-2180 Division of Regulation - Legal Specialization Unit 180 Howard Street				

#### **RESOURCES**

San Francisco, CA 94105

- Please refer to the Standards for your specialty area as you complete the application and attachments.
- The Rules, Standards, and list of approved legal specialization education providers are available online at http://www.calbar.ca.gov/.
- The application and payment can alternatively be submitted in the Admissions Applicant
  Portal (Applicant Portal) at <a href="https://admissions.calbar.ca.gov">https://admissions.calbar.ca.gov</a>. NOTE that all California
  licensees already have an account on the Applicant Portal, which is separate from your
  login credentials for My State Bar Profile. You should not create or register a new
  applicant portal account. Please see our <a href="https://applicant.portal.pdf">Applicant Portal FAQs</a> or submit an inquiry using
  the Licensee Records and Compliance Inquiry Form.
- Interested applicants who have not passed a legal specialist examination should visit
   <a href="https://www.calbar.ca.gov/Attorneys/Legal-Specialization">https://www.calbar.ca.gov/Attorneys/Legal-Specialization</a> for up-to-date examination information and to review the rules and standards applicable to your specialty area.

All unsuccessful payments will be assessed on administrative fee equal to the amount charged by the State Bar's banking institution or \$20, whichever is greater.

For credit card payments, a processing fee of 2.5 percent will be added to all charges. There is no processing fee.

<sup>\*</sup>You may submit payment of the \$308 processing fee via check or credit card.

#### **DIVISION OF REGULATION**



180 Howard Street, San Francisco, CA 94105

415-538-2120

## POST-EXAMINATION APPLICATION FOR INITIAL CERTIFICATION Immigration & Nationality Law Certified Specialist

Filing Fee - \$308\*

\*You may submit payment via check or credit card.

Name:	Bar Number:
Phone:	
Address:	
City:	State: Zip: form the Legal Specialization Unit in the Division of Regulation of
any address changes. All co Admissions Applicant Porta However, you may also cha	form the Legal Specialization Unit in the Division of Regulation of respondence will be sent to the current information on file in the . We will update your email to the email provided below.  Inge your address, email and/or telephone number on your own the specific and updating your profile.
login credentials. You shou	is separate from your My State Bar Profile, and requires different d not create or register a new account. If you need assistance oplicant Portal FAQs or submit an inquiry using the liance Inquiry Form.
Email Address:	
OST-EXAM ELIGIBILITY ——	
I passed the Legal Specialist	Examination administered in October (year).
IF YOU HAVE NOT PASSED	HE EXAM, STOP HERE. YOU ARE NOT ELIGIBLE TO APPLY.

San Francisco Office 180 Howard Street San Francisco, CA 94105 www.calbar.ca.gov

Jurisdiction	Bar/ID Number	Date Admitted
List any professional licenses o	or legal certification(s) you may hav	e previously obtained:
Professional Organization	Professional License (i.e. CPA)	Date Licensed/Certified
CTICE REQUIREMENT ——		
	ies to your time in practice in the s	pecialty area, adding
I have practiced law co average of at least 25% ☐ While I have had break least five years, and ha	equested:  ntinuously for the last five years, do for the time to practice in the spec is in practice over the last five years we devoted an average of at least 2	uring which I devoted an ialty area.  5, I have practiced law for at 15% of the time to practice in
I have practiced law co average of at least 25% <li>While I have had break least five years, and ha the specialty area during</li>	equested:  ntinuously for the last five years, do of the time to practice in the spec as in practice over the last five years	uring which I devoted an ialty area.  5, I have practiced law for at 25% of the time to practice in a letter summarizing your
□ I have practiced law co average of at least 25% □ While I have had break least five years, and ha the specialty area during time in practice, include □ I have not yet practiced remaining requirements while processing on my practicing in the special	equested:  ntinuously for the last five years, do for the time to practice in the spec s in practice over the last five years we devoted an average of at least 2 ng at least five years (Please attach ing the nature and frequency of practice d in the specialty area for five years ts for certification in the specialty a y file will begin, certification will no lty area for at least five years for at izing your time in practice, including	uring which I devoted an ialty area.  5, I have practiced law for at 25% of the time to practice in a letter summarizing your actice in the specialty area).  5, but I believe I have met the rea, and I understand that t take place until I have been t least 25% of the time. (Please
□ I have practiced law co average of at least 25% □ While I have had break least five years, and ha the specialty area during time in practice, included I have not yet practiced remaining requirements while processing on my practicing in the special attach a letter summar	equested:  ntinuously for the last five years, do for the time to practice in the spec s in practice over the last five years we devoted an average of at least 2 ng at least five years (Please attach ing the nature and frequency of practice d in the specialty area for five years ts for certification in the specialty a y file will begin, certification will no lty area for at least five years for at izing your time in practice, including	uring which I devoted an ialty area.  5, I have practiced law for at 25% of the time to practice in a letter summarizing your actice in the specialty area).  6, but I believe I have met the rea, and I understand that t take place until I have been t least 25% of the time. (Please

	Dates of Employment	Employer	Address	•	of Em narize k perf	natu	ire of
					•		
OIS	SCIPLINE						
	Since your admission to the State Bar of California:  Have you been disbarred, suspended or disciplined by the State Bar of California or similar attorney disciplinary authority or any other authority that imposes professional discipline in California, or in another state or jurisdiction, including a foreign jurisdiction?						No
	Do you have any discipl	ine charges pending as d	lescribed above?		Yes		No
	Have you had any felon	y convictions?			Yes		No
	Did you resign from any	bar, court or body before	re whom you appear?		Yes		No
		or more judgments of prase attach the relevant d			Yes		No
	Have any sanctions, other than discovery sanctions, been entered against you by any court or body before whom you appear?						No
	Have any findings of contempt been made against you by any court or body before whom you appear?				Yes		No

IF YOU ANSWER YES TO ANY OF THE ABOVE, YOU MUST PROVIDE FULL DETAILS ON A SEPARATE SHEET. A record of discipline or failure to disclose any of the information requested above may constitute grounds for denial of your application.

#### **DECLARATION**

I hereby authorize all educational institutions, governmental agencies and instrumentalities (including bar associations and bar examiners of other jurisdictions), employers and business and professional associates (past and present), to release to the State Bar of California Board of Legal Specialization ("CBLS") and/or its agents or advisors any non-privileged information, files or records requested by them for the purpose of processing this application. The foregoing release does not apply to matters communicated by me in confidence to any lawyer, spouse, physician, psychotherapist or clergyperson for which I have privilege of nondisclosure under the provisions of Chapter 4, Division 8 of the California Evidence Code.

I further authorize the CBLS to conduct independent inquiry and review, including contacting the references I provide and other references within the discretion of the CBLS and agree that neither I nor my agents will seek to review the materials collected during the evaluation of my application.

I agree to pay all fees required by the CBLS, as described in the Rules of the State Bar, Appendix A: Schedule of Charges and Deadlines.

I agree to abide by all rules and regulations of the CBLS as amended from time to time and to furnish to the CBLS such information as it may require, to evaluate my application.

I am the applicant herein for certification as a specialist under the State Bar of California Program for Certifying Legal Specialists.

I fully understand that failure to make a truthful disclosure of any fact, item or information required may result in the denial of my application, revocation of my certificate of specialization, or disciplinary action by the State Bar of California.

I have carefully read and answered each question completely and truthfully in the foregoing application and any attachments hereto, and certify that the information therein is true and correct to the best of my knowledge.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on:

Date:	
Print Name:	
Signature:	

# IMMIGRATION & NATIONALITY LAW CERTIFICATION Attachment A – Task and Experience Requirement

Applicant Name:		Bar Number:
	rnia Board of Legal Specialization may requio ce as indicated in this Attachment A.	re additional evidence of completion o
CHECK THE BOXES THA	T APPLY	
Within the five years in	nmediately preceding submission of this app	<i>lication,</i> I have:
· · · · · · · · · · · · · · · · · · ·	principal attorney in <b>at least 150 cases</b> in the two categories, <b>with at least 5 cases in each</b>	
Record the num date.	ber of cases in each category. A list of cases n	nay be required by the CBLS at a later
	CATEGORY	NUMBER OF CASES
Application for im	migrant and nonimmigrant status	
be individual heari	nmigration judges (at least two cases mustings on the merits of an application for relief motion to terminate)	
each of the six	principal attorney in <b>six of the following 13 p</b> erocedures:  ber of cases for each procedure you have checommission at a later date.	
	PROCEDURE	NUMBER OF CASES
1. Naturalization or N	lationality cases	
2. Administrative App	pellate Practice	
(includes, but not	mmigration proceedings in the federal courts imited to: Petition for Review, Habeas Corpus	

PROCEDURE	NUMBER OF CASES
4. Labor certifications	
5. Contested removal, deportation or exclusion hearings or rescission proceedings before immigration judges	
6. Motion, writs or pleas in criminal cases relating to collateral immigration consequences in federal or state courts	
7. Bond or custody proceedings	
8. Refugee or asylum applications	
9. State Department or Consular Practice	
10. Immigration visa petitions, applications, or immigrant waivers	
11. Immigration consequences of mergers, reorganizations, downsizing and other business or employment changes	
12. Non-immigrant visa petitions or applications, or non-immigrant waivers (includes, but not limited to ancillary applications such as labor condition applications)	
13. Other (please describe). SEE SECTION 2.2.13 OF THE STANDARDS FOR FURTHER INFORMATION.	
TOTAL	

### **Other Experience**

If you are unable to meet any part of the requirement above, you must submit other experience demonstrating substantial compliance with the requirements. Please describe the nature of your practice. Include detailed information regarding your experience as it relates to the foregoing requirements.

I am submitting alternative or additional forms of immigration & nationality practice for consideration
in fulfilling the requirements of substantial involvement. ATTACH SEPARATE SHEET

## LEGAL SPECIALIST CONTINUING LEGAL EDUCATION REQUIREMENT FOR CERTIFICATION Attachment B – Total Educational Reporting

Applicant Name: \_\_\_\_\_\_ Bar Number: \_\_\_\_\_

In order to satisfy the education requirement for initial certification, you must have completed at least 45
hours of education in the substantive area as described below within the three years immediately
preceding submission of this application. One-half, or 22.5 hours, may be satisfied with alternative

educational activities, sometimes also called non-participatory activities, in which your participation is not

verified by an independent party such as the educational provider.

**ON ATTACHMENT B-1\***, list the educational activities pre-approved for Legal Specialist Continuing Legal Education (LSCLE) credit in the specialty area that you have attended or taught. **Refer to Attachment B-1 for the type of documentation required.** 

**ON ATTACHMENT B-2\*,** list the educational activities you have attended or taught that were **not** specifically approved for LSCLE credit, but were approved for MCLE credit and concern the direct legal subject matter in the specialty area. **Refer to Attachment B-2 for a further explanation and the type of documentation required.** 

**ON ATTACHMENT B-3,** list any alternative educational activities that you have completed to satisfy the education requirement. Keep in mind that, with the exception of approved tapes, hours claimed for alternative educational activities are subject to approval and/or adjustment by the CBLS.

**REMEMBER:** Courses taken to fulfill the MCLE special topic requirements (legal ethics, substance abuse/competency, elimination of bias) CANNOT be used to satisfy the education requirement for certification unless they specifically discuss the substantive law of the specialty area.

Summarize your hours in the grid provided below.

### **SUMMARY OF EDUCATION ACTIVITIES (INCLUDING ALTERNATIVES)**

HOURS ATTENDED OR TAUGHT** (total from B-1 + B-2)	HOURS OF ALTERNATIVE EDUCATION (total from B-3)	TOTAL (minimum of 45 hours)

\*YOU MUST SUBMIT A CERTIFICATE OF ATTENDANCE FOR EACH COURSE BEING CLAIMED ON ATTACHMENTS B-1 & B-2. Applications received without certificates, or missing certificates, will be considered incomplete. Please note that the provider is required to give you a certificate of attendance. If you did not receive a certificate, contact the provider directly.

<sup>\*\*</sup>You may claim four hours for each hour that you taught a new or substantially updated course.

## LEGAL SPECIALIST CONTINUING LEGAL EDUCATION REQUIREMENT FOR CERTIFICATION Attachment B-1 – Education Approved for LSCLE Credit

Applicant Name: \_\_\_\_\_\_ Bar Number: \_\_\_\_\_

On this attachment, list the educational activities you have attended or taught that were specifically pre-approved for legal specialist credit. Providers of approved LSCLE activities are subject to the same requirements as MCLE providers, so you should have been provided with a certificate of attendance indicating that the activity was approved for LSCLE credit and stating the number of hours of credit you received.  COPY THIS ATTACHMENT OR PROVIDE A SIMILAR TABLE IF ADDITIONAL LINES ARE NEEDED BELOW.  DOCUMENTATION REQUIRED FOR EACH ACTIVITY: Certificate of attendance. The provider is required to give you a certificate of attendance. If you did not receive a certificate, contact the provider directly.						
NAME OF PROGRAM SPONSOR OR APPROVED PROVIDER	NAME OF PROGRAM	HOURS ATTENDED	HOURS TAUGHT 1 <sup>st</sup> TIME*	HOURS TAUGHT REPEAT*	DATE COMPLETED	

<sup>\*</sup>Calculate credit for teaching as follows: Under Hours Taught First Time, record the actual number of hours of speaking time multiplied by four. On that same line, if there was also a portion of the class in which another speaker was teaching, claim actual hours for that time. If it was a repeat presentation that you have taught before with the same content, you may claim only actual speaking time. In that case, record your hours under Hours Attended.

# LEGAL SPECIALIST CONTINUING LEGAL EDUCATION REQUIREMENT FOR CERTIFICATION Attachment B-2 – Education Approved for MCLE Credit Only

Applicant Name: \_\_\_\_\_\_ Bar Number: \_\_\_\_\_

and specifically teaching	the educational activities you  g the law of your specialty are  cretion as to whether to appro	eas, but NOT	specifically pr	· -	
	IT OR PROVIDE A SIMILAR TA			RE NEEDED B	ELOW.
for the CBLS to determir	UIRED FOR EACH ACTIVITY: Come whether credit should be goromotional materials, a brief	ranted if the t	itle and progra	am sponsor do	not make
NAME OF PROGRAM SPONSOR OR APPROVED PROVIDER	NAME OF PROGRAM	HOURS ATTENDED	HOURS TAUGHT 1 <sup>st</sup> TIME*	HOURS TAUGHT REPEAT*	DATE COMPLETED

<sup>\*</sup>Calculate credit for teaching as follows: Under Hours Taught First Time, record the actual number of hours of speaking time multiplied by four. On that same line, if there was also a portion of the class in which another speaker was teaching, claim actual hours for that time. If it was a repeat presentation that you have taught before with the same content, you may claim only actual speaking time. In that case, record your hours under Hours Attended.

## LEGAL SPECIALIST CONTINUING LEGAL EDUCATION REQUIREMENT FOR CERTIFICATION Attachment B-3 – Alternative Education

Applicant Name:	Bar Number:	
On this attachment, list the alternative methods you used to satisfy	•	

participation in these activities is self-verified, so the provider does not provide a certificate of attendance.

Remember that no more than one-half (1/2) of your requirement can be satisfied in this manner, except for course under options 4 and 5.

Note that webinars and tapes can sometimes be participatory activities that should be reported on B-1 or B-2 if they involve some sort of independent verification of attendance, such as a test during or after the class; in this case, the provider will provide a certificate of attendance.

If you are submitting activities that require CBLS approval, please provide sufficient information to allow evaluation of the self-study. Reading of treatises on your own is generally not approved.

The CBLS may require additional information regarding alternative education activities.

	ALTERNATIVE EDUCATION	# HOURS REQUESTED
1.		
	reproduction of a program approved for legal specialist credit or MCLE credit if the	
	subject is your substantive area of law. Such tapes must involve current law.	
	LIST THE ACTIVITIES AND HOURS REQUESTED FOR EACH ON A SEPARATE SHEET.	
2.	Self-verified participation in MCLE-approved audiovisual activities, including	
	interactive video instruction or webinars, if the subject is your substantive area of law.	
	LIST THEACTIVITIES AND HOURS REQUESTED FOR EACH ON A SEPARATE SHEET.	
3.	Authoring or co-authoring published articles, chapters or books in the substantive	
	area of law. PLEASE SUBMIT A COPY OF THE MATERIALS FOR WHICH YOU ARE	
	CLAIMING CREDIT. Credit generally will not be awarded for reading or editing.	
	The hours of credit to be allowed shall be determined by the CBLS after	
	consideration of the amount and quality of the submitted materials. Estimate the	
	time you spend preparing the materials, up to a maximum of half of your total educational requirement as noted above.	

(CONTINUED ON NEXT PAGE)

	ALTERNATIVE EDUCATION	# HOURS REQUESTED
4.	Completion of an advanced postgraduate course at an accredited law school that includes education in your specialty, such as an LL.M.	
	The hours of credit to be allowed shall be determined by the CBLS based upon the amount and quality of professional education involved. Note that this option can be used to fully satisfy your educational requirement and it is not subject to the cap noted above.	
	NAME OF LAW SCHOOL:	
	COURSE COMPLETED:	
	DATE COMPLETED:	
5.	Teaching a course in the specialty area at an accredited law school.	
	The hours of credit to be allowed shall be determined by the CBLS based upon the amount and quality of professional education involved. If teaching a course as an adjunct or guest lecturer, claim four hours per speaking hour. If serving as the course professor, claim twelve hours per credit hour. Note that this option can be used to fully satisfy your educational requirement and it is not subject to the cap noted above.	
	NAME OF INSTITUTION:	
	NAME OF COURSE:	
	BRIEF DESCRIPTION:	
	AUDIENCE (LAW STUDENTS, ATTORNEYS, ETC):  DATE COMPLETED:	

# REFERENCE REQUIREMENT FOR CERTIFICATION Attachment C – Independent Inquiry and Review

Applicant Name:	Bar Number:				
Please submit the names of a minimum of three attorneys or judges who have had an opportunity to observe your work and who can attest to your proficiency in the practice of the specialty area under the aws applicable to the specialty in California.					
To expedite your application, please include the following among your references if possible: opposing counsel, attorneys from other firms, and judges, commissioners, or magistrates before whom you have appeared. References may include attorneys who are clients, partners, associates, employers, or employees. Note, however, that references will be asked to disclose any such relationship.					
References will be contacted by the State Bar of California via electronic questionnaire. The information gathered shall be the property of the State Bar of California and shall not be revealed to you.					
Include each reference's California bar number to ensure that reference forms are sent promptly and to the right individual. Bar numbers can be found online at <a href="www.calbar.ca.gov">www.calbar.ca.gov</a> under Attorney Search. If the reference does not have a California Bar number, is a judge, or licensed in another state, please provide a full address.					
NAME AND BAR NUMBER	ADDRESS				
1.					
2.					
3.					
4.					
5.					
6.					
7.					

# LEGAL SPECIALIZATION APPLICATION Payment Authorization Form

State Bar Number:	_			
Applicant's Full Name:				
Mailing Address:				
Telephone:	Email:			
DESCRIPTION		FEE		
☐ Legal Specialization Post-Examination Applicati	on for Initial Certification Fee	\$308		
☐ Legal Specialization Application for Recertificat	\$359			
	TOTAL*			
For credit card payments, a processing fee of 2.5 percent will be added to all charges. There is no processing fee associated with payments by check.				
All unsuccessful payments will be assessed on admit by the State Bar's banking institution or \$20, which		unt charged		
This form may not be used to pay dues or other licensee fees; it may only be used to pay fees associated to the Legal Specialization program. <b>Please print legibly.</b>				
□ Personal/Cashier's Check or Money Order (Make checks payable to The State Bar of California)				
☐ Credit Card				
Credit Card Number:				
Credit Card Security Code: Ex	xpiration Date (Month/Year): _			
Credit Card Type:   American Express	☐ Discover ☐ MasterCar	d 🗆 Visa		
Name on Card:				
Signature of Card Holder:	Date:			
By my signature on this document, I/we author my/our credit card account for the amount liste		o charge		