

Rule 771. Finality of Orders and Effective Date of Discipline

(a) Finality. All orders imposing discipline pursuant to these rules, except orders entered in cases that were accepted by the court for further consideration pursuant to Rule 753(e)(5)(a)(iii), are final when filed by the clerk of the court, and the mandates in all such cases shall issue at the time the orders are filed. No petition for rehearing pursuant to Rule 367 may be filed in such a case, nor will any motion or other paper submitted after an order is filed automatically stay or recall the court's mandate. The finality of orders imposing discipline entered in cases accepted by the court for further consideration pursuant to Rule 753(e)(5)(a)(iii) shall be governed by Rules 367 and 368.

(b) Effective Date. Unless otherwise ordered by the court or unless governed by Rules 367 and 368, all orders of discipline are effective when filed by the clerk of the court, except that orders of suspension for a specified period of time which do not continue until further order of court or any orders of suspension which are stayed, in part, by a period of probation become effective 21 days after the date they are filed by the clerk of the court.

(c) Interim Suspension. Unless otherwise ordered by the court, all interim suspension orders imposed under Rule 761 or Rule 774 and all subsequent disciplinary orders entered while the lawyer is on interim suspension are effective when filed by the clerk of the court.

Adopted March 23, 2004, effective April 1, 2004.

Commentary
(March 23, 2004)

Effective April 1, 2004, a new Rule 771 ("Finality of Orders and Effective Date of Discipline") was adopted and the former Rule 771 ("Types of Discipline") was renumbered as Rule 770.