

From: [Barry Voorn](#)
To: [RulesCommittee](#)
Subject: Comment Letter Opposing Adoption of Proposal 22-06 Amending 8.4
Date: Monday, October 16, 2023 8:24:30 AM

Dear Rules Committee:

I write to provide comment on Proposal 22-06 to amend Illinois Rules of Professional Conduct Rule 8.4(j). Proposed Rule 8.4(j) should not be adopted. It is sweeping in its language as well as indefinite. It will unnecessarily restrict the First Amendment rights of Illinois attorneys. Existing rules are more than sufficient to address the issues of harassment and discrimination in the profession.

Many states that have considered adopting a version of the Proposal have concluded that the proposed language is both unconstitutional and unworkable. Illinois attorneys should not be subject to a rule that closely resembles one of questionable constitutionality nor one that has not been adequately tested in other states.

The Committee should reject the proposal to amend Illinois Rule 8.4(j).

Thank you,

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