

[WITHDRAWN]

1 ~~**[16-300. Prohibition against invidious discrimination.**~~

2 ~~———— In the course of any judicial or quasi-judicial proceeding before a tribunal, a lawyer shall~~
3 ~~refrain from intentionally manifesting, by words or conduct, bias or prejudice based on race,~~
4 ~~gender, religion, national origin, disability, age, or sexual orientation against the judge, court~~
5 ~~personnel, parties, witnesses, counsel or others. This rule does not preclude legitimate advocacy~~
6 ~~when race, gender, religion, national origin, disability, age or sexual orientation is material to the~~
7 ~~issues in the proceeding.~~

8 ~~[Adopted, effective January 1, 1994; withdrawn by Supreme Court Order No. 19-8300-012,~~
9 ~~effective December 1, 2019.]~~

10 **Committee commentary.** ———

11 [1] ——— For purposes of this rule, the term "judicial or quasi-judicial proceeding" shall refer to any
12 and all courts, regardless of their jurisdiction or location, as well as any governmental agency,
13 board, commission, or department before whom the lawyer is engaged in the practice of law. The
14 rule also encompasses arbitration or mediation proceedings, whether or not court-ordered.

15 [2] ——— For purposes of this rule, the term "proceeding" shall mean any judicial or administrative
16 process relating to the adjudication or resolution of legal disputes (including, but not limited to,
17 discovery procedures, arbitration and mediation), rule making, licensing, lobbying, the imposition
18 or withholding of sanctions or the granting or withholding of relief. For purposes of this rule, the
19 term "sexual orientation" shall mean heterosexuality, bisexuality or homosexuality.

20 ~~[Adopted by Supreme Court Order No. 08-8300-029, effective November 3, 2008; withdrawn by~~
21 ~~Supreme Court Order No. 19-8300-012, effective December 1, 2019.]~~