

In the Supreme Court of the State of Utah

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In re: Termination of D4U Immigration LLC

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*Based upon the Utah Supreme Court's plenary and constitutionally granted authority to regulate the practice of law in Utah, and the tenets of Standing Order 15, the Utah Supreme Court orders that D4U Immigration's authorization is terminated.*

The Court has reviewed the recommendation of the Office of Legal Services Innovation assessing D4U Immigration's performance, compliance, and complaint record while in the Sandbox.

D4U Immigration applied for Sandbox participation on June 23, 2022. Based on what was proposed in the application, the Office recommended authorization which was granted by the Court on August 10, 2022. On November 1, 2022, the Florida Bar requested information regarding D4U's application. D4U launched services on November 7, 2022; to date D4U has reported 234 instances of immigration services provided and currently open. On November 15, 2022 the Florida Bar sent a copy of a cease and desist letter D4U<sup>1</sup> [REDACTED] had signed June 9, 2021 agreeing to cease operating a law firm in violation of Florida's UPL rule. The Office immediately placed D4U in Watch status and began an investigation. On November 16, 2022 two complaints were filed with the Office; one from [REDACTED] and one from [REDACTED]

[REDACTED] On December 7, 2022 the Office requested information from [REDACTED] attorney who responded on December 12, 2022. After completion of the investigation, the LSI Committee suspended D4U on February 23, 2023. The Office recommends termination.

The Office of Legal Services Innovation's Enforcement Policy provides that before an entity may be recommended for suspension, there must be, among other things, confirmed incomplete or inaccurate entity disclosures at application. Before an entity may be recommended for termination, there must be chronic or multiple minor or moderate issues or severe acute issues.

D4U's application failed to disclose the UPL cases that were pending as of the time of its submission and failed to disclose the Cease and Desist Affidavit which was signed in June of 2021. These UPL proceedings qualify as a "state enforcement action" and a "criminal investigation" that should have been disclosed in response to Question 4.9. D4U provided incomplete or inaccurate entity disclosures at application. Had that information been disclosed, the Committee would not have recommended authorization of D4U to the Court. These misrepresentations are a severe acute issue, warranting termination.

In light of the Court's responsibility to the public to effectively regulate the practice of law in Utah and in keeping with the tenets of Standing Order 15, the Court now orders as follows:

D4U Immigration's Authorization granted August 10, 2022, is hereby terminated.

D4U Immigration is ordered to:

1. Immediately cease providing legal services to consumers
2. Remove the Authorization badge from D4U's website and other materials
3. Notify Lawyers involved with D4U of terminated authorization and that:
  - a. Utah licensed lawyers are no longer authorized to work with D4U under Utah Rule of Professional Conduct 5.4 and must disengage their legal practice business from D4U;
  - b. All lawyers remain subject to the Rules of Professional Conduct at all times and must conform to those rules in disengaging their business affairs from D4U;
  - c. All lawyers remain subject to the Rules of Professional Conduct as to on-going client representation, withdrawing from representation, returning client property including funds not earned, and all other applicable rules.
  - d. A lawyer's failure to adhere to their professional responsibility requirements could result in a referral to the appropriate lawyer disciplinary authority.
4. Within 10 days of the date of this order, D4U shall submit an affidavit to the Office certifying they have complied with these requirements.

Failure to comply with the requirements outlined in the following order will result in additional sanctions.

If D4U Immigration wishes to appeal this decision, it must submit a request for reconsideration to the Office within 30 days from the date of this Order. If the Office denies the reconsideration (by issuing a Denial of Reconsideration), the entity may appeal to the Court. The entity has 30 days from the date of the denial of reconsideration to submit an Appeal of Termination. On receipt of the Appeal, the Office will present the applicant's appeal, including the entire file, to the

Court. If the Court denies the appeal, D4U may apply to be reinstated after three years subject to the requirements of any new applicant, reinstatement fees, application assessment, and disciplinary review.

DATED this 23<sup>rd</sup> day of March, 2023.



Matthew B. Durrant  
Chief Justice