

DISTRICT OF COLUMBIA COURT OF APPEALS
BOARD ON PROFESSIONAL RESPONSIBILITY
AD HOC HEARING COMMITTEE



FILED

Nov 10 2022 9:29am

In the Matter of: :
: :
RUDOLPH W. GIULIANI, : :
: : Board on Professional Responsibility
Respondent. : Board Docket No. 22-BD-027
: Disciplinary Docket No. 2020-D253
: :
A Temporarily Suspended Member of the Bar :
of the District of Columbia Court of Appeals :
(Bar Registration No. 237255) :

ORDER

A pre-hearing conference was held by Zoom video conference on November 9, 2022, at 11:30 a.m. before the Hearing Committee. Disciplinary Counsel Hamilton P. Fox, III, Esquire, and Assistant Disciplinary Counsel Jason Horrell appeared for the Office of Disciplinary Counsel. John M. Leventhal, Esquire, and Barry Kamins, Esquire, appeared on behalf of Respondent. During the prehearing conference, the parties addressed the following matters pending before the Committee: (i) Respondent's motion seeking to disqualify Matthew Sanderson as an expert witness; (ii) Disciplinary Counsel's Objections to Respondent's Witnesses; and (iii) Respondent's motion to file additional exhibits.

Upon consideration of the parties' pleadings and the arguments presented during the prehearing conference, it is hereby

ORDERED that Respondent's motion seeking to disqualify Matthew Sanderson as an expert witness is DENIED, without prejudice to his right to object to any testimony that Mr. Sanderson may offer at the hearing; and it is further

ORDERED that, on or before **November 16, 2022**, for any witness who will offer expert testimony at the hearing, but for whom Respondent has not provided an expert report, Respondent must disclose to Disciplinary Counsel (i) a summary of all opinions the witness will express and

the basis and reasons for them; (ii) a summary of the facts and data considered by the witness in forming them; (iii) the witness's qualifications; and (iv) a statement of the compensation paid or to be paid for testifying in this matter; and it is further

ORDERED that on or before **November 14, 2022**, Respondent shall provide contact information to Disciplinary Counsel for each witness identified on his witness list; and it is further

ORDERED that Disciplinary Counsel's Objections to Respondent's Witnesses are overruled in all other respects; and it is further


ORDERED that Respondent's motion to file additional exhibits is GRANTED; and it is further

ORDERED that the parties are directed to review their exhibits to ensure strict compliance with the privacy requirements of Board Rule 19.8(g)(i), requiring the routine redaction of social-security numbers, taxpayer identification numbers, driver's license or non-driver's license identification card numbers, birth dates; the name of an individual known to be a minor; or a financial-account number; and it is further

ORDERED that a party seeking permission to disclose to the Hearing Committee under seal any of the information addressed in Board Rule 19.8(g)(i), shall file a motion with the Board seeking such relief, in accordance with Board Rule 11.1 and 19.8(g)(iii), on or before **November 16, 2022**; and it is further

ORDERED that if either party seeks relief from the requirements of Board Rule 19.8(g)(i), such that exhibits containing the information addressed in Board Rule 19.8(g)(i) may be publicly-filed without redactions, that party must file a motion with the Board on or before **November 16, 2022**.

AD HOC HEARING COMMITTEE

By: 

Robert C. Bernius
Chair

cc:

Mr. Rudolph W Giuliani
c/o John M. Leventhal, Esquire
Barry Kamins, Esquire
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