

**EMAIL FROM: Jeffrey T Picker <[jpicker@flabar.org](mailto:jpicker@flabar.org)> 17:25:39**  
**Mr. Jeffrey T. Picker-Bar Counsel- UPL Dept.,**  
**Headquarters- The Florida Bar –**  
**UPL Dept.**

**Dated November 24, 2014:**

Your email to Ms. Austin was forwarded to me for response.

**In *The Florida Bar v. Sperry*, 373 U.S. 379 (1963- the Supreme Court of the United States held that Florida cannot enjoin an activity as the unlicensed practice of law if a federal rule or regulation allows a nonlawyer or lawyer licensed in another state or territory to engage in the activity. If allowed, the activity becomes the authorized practice of law. 8 C.F.R. 292 allows an attorney admitted in any state or territory to practice before the agency and immigration court in immigration matters.”**

**Similarly, 20 C.F.R. §§ 404.1705 and 416.1505 allows such attorneys to practice before the Social Security Administration in Social Security Disability (SSD) and Supplemental Security Income (SSI) matters. Thus, an attorney admitted in any state or territory may practice immigration and social security law in Florida to the extent allowed by the federal regulations. Please note, however, that the practice is limited to appearance before the agencies and immigration court and does not extend to appearance in federal court. Practice before the federal courts in Florida requires membership in The Florida Bar or special permission to appear pro hac vice.**

**As to business cards, letterhead and advertisements, you must either show your jurisdictional limitation or your limited area(s) of practice. *The Florida Bar v. Kaiser*, 397 So. 2d 1132 (Fla. 1981). You must therefore state not a member of The Florida Bar, member \_\_\_ Bar only or list your limited area(s) of practice. Your advertisements are also subject to The Florida Bar's advertising rules and, depending on the advertisement, must be submitted for review. You can find information on the advertising rules on the bar's website, [www.floridabar.org](http://www.floridabar.org), by clicking on Rules and then on Advertising Regulation.”.... [Except in pro hac vice].”).  
**Signed by: Mr. Jeffrey T. Picker-Bar Counsel- UPL Dept., Headquarters- The Florida Bar - UPL Dept- dated November, 2014:****

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