

# Memorandum

SUPREME COURT OF WISCONSIN  
OFFICE OF LAWYER REGULATION  
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*DATE:* February 3, 2016

*TO:* Clerk of Supreme Court  
ATTN: Deputy Clerk - Rules

*FROM:* Keith L. Sellen, Director, Office of Lawyer Regulation

*SUBJECT:* Rules Petition 15-04

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I write to comment on the response of Attorney Rose to my previous comments.

The disclosure in *Disciplinary Proceedings Against Harman*, 2001 WI 71 would appear to be permissible if the petition is adopted; the information could be disclosed pursuant to subparagraph (c)(2) as having been already revealed.

In addition, the fact in *Harman* that the public record had been destroyed is not persuasive. The harm to the former client occurs regardless whether information previously revealed or previously contained in a public record remains available in that record.