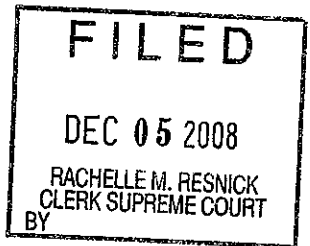


SUPREME COURT OF ARIZONA



IN THE MATTER OF A SUSPENDED MEMBER )  
OF THE STATE BAR OF ARIZONA, )

Supreme Court  
No. SB-08-0159-D

Disciplinary Commission  
Nos. 06-1630, 07-0524, 07-1035

GARY F. FORSYTH,  
Bar No. 007586

RESPONDENT.

JUDGMENT AND ORDER

This matter having come before the Disciplinary Commission of the Supreme Court of Arizona, it having duly rendered its decision, and no discretionary or *sua sponte* review occurring,

IT IS ORDERED, ADJUDGED AND DECREED that **GARY F. FORSYTH** a member of the State Bar of Arizona, is hereby suspended from the practice of law for a period of one year consecutive to his recent suspension in SB-08-0035-D, for conduct in violation of his duties and obligations as a lawyer, as disclosed in the Disciplinary Commission Report.

IT IS FURTHER ORDERED that as a condition of reinstatement, **GARY F. FORSYTH** shall obtain a comprehensive evaluation by Dr. Sucher, his designee, or other suitable physician selected by the State Bar and enter into a two year Member Assistance Program (MAP) contract.

IT IS FURTHER ORDERED that **GARY F. FORSYTH** shall be placed on probation for a period of two years upon reinstatement. The probation period shall commence upon the date of the signing of the probation contract by Respondent. The terms of probation are as follows:

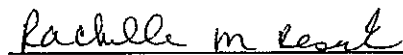
1. Within thirty days of reinstatement, Respondent shall contact the LOMAP director and undergo a LOMAP audit. Respondent thereafter shall enter into a probation contract based on recommendations made by the LOMAP director or designee, and Respondent shall comply with those recommendations.
2. In the event that Respondent fails to comply with any of the foregoing probation terms and information thereof is received by the State Bar of Arizona, Bar Counsel shall file a Notice of Noncompliance with the imposing entity pursuant to Rule 60(a)(5), Ariz.R.Sup.Ct. The imposing entity may refer the matter to a hearing officer to conduct a hearing at the earliest practicable date, but in no event later than thirty days after receipt of notice, to determine whether a term of probation has been breached and, if so, to recommend an appropriate sanction. If there is an allegation that Respondent failed to comply with any of the foregoing terms, the burden of proof shall be on the State Bar of Arizona to prove noncompliance by clear and convincing evidence.

IT IS FURTHER ORDERED that **GARY F. FORSYTH** shall pay restitution in the following amounts to the following individuals:

|                         |                   |
|-------------------------|-------------------|
| Larry and Judith Pardon | \$ 553.00         |
| James Larson            | <u>\$2,500.00</u> |
| <b>TOTAL</b>            | <b>\$3,053.00</b> |

IT IS FURTHER ORDERED that Respondent shall be assessed costs and expenses of the disciplinary proceedings as provided in Rule 60(b).

DATED this 5th day of December, 2008.



Rachelle M. Resnick  
Clerk of the Court

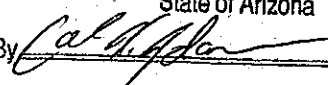
TO:

Gary F. Forsyth, Respondent (Certified Mail, Return Receipt and Regular Mail)  
Amy K. Rehm, Bar Counsel  
Neal C. Taylor, Hearing Officer 8I  
Leticia V. D'Amore, Disciplinary Clerk (Cert. Copy)  
Sandra Montoya, Lawyer Regulation Records Manager, State Bar of Arizona (Cert. Copy)  
Molly Dwyer, Clerk, United States Court of Appeals for the Ninth Circuit (Cert. Copy)  
Richard Weare, Clerk, United States District Court, District of Arizona (Cert. Copy)  
West Publishing Company (Jode Ottman)  
Lexis/Nexis

The foregoing instrument is a full, true and correct  
copy of the original on file in this office.

ATTEST

Rachelle M. Resnick, Clerk of the Supreme Court  
State of Arizona

By 

Deputy