

SUPREME COURT OF ARIZONA

In the Matter of the Application ) Arizona Supreme Court  
for Reinstatement of a Suspended ) No. SB-16-0019-R  
Member of the State Bar of )  
Arizona ) Office of the Presiding  
) Disciplinary Judge  
DAVID JAY WOLF, ) No. PDJ20149035  
Attorney No. 12946 )  
)  
) Applicant. )  
)  
)  
\_\_\_\_\_ ) **FILED 05/19/2016**

**O R D E R**

Applicant DAVID JAY WOLF has established to the satisfaction of the Hearing Panel and this Court that his application for reinstatement should be granted. Pursuant to Rule 65 of the Rules of the Supreme Court,

IT IS ORDERED that DAVID JAY WOLF is reinstated as an active member of the State Bar of Arizona as of the date of this order.

IT IS FURTHER ORDERED that upon the effective date of reinstatement DAVID JAY WOLF shall be placed on probation for a period of two years, under the terms and conditions as listed below:

1. Applicant shall continue to be treated by a qualified mental health professional for ADHD and relapse prevention. His current physician, Dr. Richard B. Meyer, is approved as Applicant's treating professional. However, Applicant may apply to select a replacement treating professional, who shall be approved in advance by the Compliance Monitor of the State Bar of Arizona ("compliance Monitor").
2. Applicant shall provide to the Compliance Monitor a copy of his treatment plan, including the medically-reasonable frequency of counseling sessions, and the appropriate pharmacological regime for treatment and management of ADHD, as determined by and established in writing by the treating professional.
3. Applicant shall abstain from ingestion of mind-altering substances during the period of probation. Applicant shall undergo, at his own expense, random biological testing of a kind and frequency to be determined by the treating professional, but in no event less than twice per month for the first year of probation. Applicant shall cause test

results to be sent to the treating professional and the Compliance Monitor.

4. Applicant shall arrange for the treating professional to provide monitoring reports to the Compliance Monitor during the period of probation. Reports shall be submitted at such intervals as determined by the Compliance Monitor. They shall contain a description of the number and frequency of counseling sessions, Applicant's sustained progress with counseling, medications prescribed, a statement whether Applicant complies with the treating professional's prescribed pharmacological therapy for ADHD, and results of substance abuse screening tests. Applicant shall execute appropriate releases and waivers that will allow such reports to be made to the Compliance Monitor.
5. At the discretion of the Compliance Monitor, Applicant shall enter into an agreement with the Member Assistance Program of the State Bar of Arizona ("MAP"). Within 30 days of the Compliance Monitor's decision, Applicant shall contact the State Bar's Member Assistance Program (MAP) and submit to an assessment. Applicant shall thereafter enter into a MAP contract based on the recommendations made by MAP. As part of the MAP contract, Applicant shall continue treatment with his treating professional for the duration of the probation period, or until modified by Dr. Meyer or other professional. Applicant shall comply with all the terms of the MAP contract which shall be incorporated herein by reference. Applicant shall be responsible for any costs associated with MAP.
6. Upon the written recommendation of the treating professional, Applicant may move for early release from, or modification of, probation. The Presiding Disciplinary judge shall have authority to grant, modify, or reject the motion. No such motion may be filed sooner than one year after the effective date of the probation. The State Bar shall respond to any such motion with a recommendation based on an evaluation of Applicant's medical, psychiatric, or other condition, as appropriate.
7. If Applicant resumes the practice of law during the period of probation, he shall have a practice monitor approved by the Compliance Monitor. The practice monitor shall provide reports to the Compliance Monitor, as requested.

8. If Applicant resumes the practice of law during the period of probation, within thirty days of commencing practice, Applicant shall contact the State Bar's Law Office Management Assistance Program (LOMAP) and submit to an assessment. Applicant shall thereafter enter into a LOMAP contract based on the recommendations of the LOMAP director or designee. Applicant shall comply with all the terms of the LOMAP contract which shall be incorporated herein by reference. Applicant shall be responsible for any costs associated with LOMAP.
  
9. The State Bar shall report material violations of the terms of probation pursuant to Rule 60(a)(5), Ariz. R. Sup. Ct., and a hearing may be held within thirty days to determine if the terms of probation have been violated and if any additional terms should be imposed. The burden of proof shall be on the State Bar to prove non-compliance by a preponderance of the evidence.

DATED this 19th day of May, 2016.

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/s/  
SCOTT BALES  
Chief Justice

TO:  
J Scott Rhodes  
David L Sandweiss  
Amanda McQueen  
Sandra Montoya  
Maret Vessella  
Don Lewis  
Beth Stephenson  
Mary Pieper  
Netz Tuvera  
Raziel Atienza  
Lexis Nexis