

BEFORE THE DISCIPLINARY COMMISSION  
OF THE SUPREME COURT OF ARIZONA

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IN THE MATTER OF A MEMBER	)	
OF THE STATE BAR OF ARIZONA,	)	Nos. 00-1039, 00-1343, 00-1634,
	)	00-1653, 00-2088, 00-2089,
	)	00-2132, 01-0545, 01-1827,
	)	02-0232, 02-1278
<b>CHARLES ST. GEORGE KIRKLAND,</b>	)	
<b>Bar No. 018821</b>	)	<b>DISCIPLINARY COMMISSION</b>
	)	<b>REPORT</b>
<b>RESPONDENT.</b>	)	

This matter came before the Disciplinary Commission of the Supreme Court of Arizona on December 14, 2002, pursuant to Rule 56(a), Ariz. R. S. Ct., for consideration of the Tender of Admissions and Agreement for Discipline by Consent (Agreement) and Joint Memorandum in support of Agreement for Discipline by Consent (Joint Memorandum), filed November 8, 2002, providing for a four (4) year suspension, restitution, and costs of these disciplinary proceedings.

**Decision**

The eight<sup>1</sup> members of the Commission unanimously recommend accepting<sup>2</sup> and incorporating by reference the Agreement and Joint Memorandum providing for a four (4)

<sup>1</sup> Commission Gutierrez did not participate in these proceedings.

<sup>2</sup> No evidence was provided to support mitigating factor 9.32(c) personal and emotional problems, and therefore the Commission does not find it. Self-serving testimony is not enough to prove personal and emotional problems. *Matter of Augenstein*, 178 Ariz. 133, 137. 871 P.2d 254 (1994).

1 year suspension, restitution in the amount of \$545.00 to be paid to Joseph Glennon<sup>3</sup> and  
2 costs of these disciplinary proceedings.

3 RESPECTFULLY SUBMITTED this 2 day of January 2003.

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6 Peter J. Cahill, Chair  
7 Disciplinary Commission

8 Original filed with the Disciplinary Clerk  
9 this 2 day of January 2003.

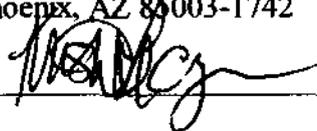
10 Copy of the foregoing mailed  
11 this 2 day of January 2003, to:

12 Stanley R. Lerner  
13 Hearing Officer 7V  
14 3707 North 7<sup>th</sup> Street, Suite 250  
15 Phoenix, AZ 85014

16 Nancy A. Greenlee  
17 Respondent's Counsel  
18 821 East Fern Drive North  
19 Phoenix, AZ 85014

20 Copy of the foregoing hand-delivered  
21 this 2 day of January, 2003.

22 Robert A. Clancy  
23 Bar Counsel  
24 State Bar of Arizona  
25 111 West Monroe, Suite 1800  
26 Phoenix, AZ 85003-1742

by   
\_\_\_\_\_

/kdl

<sup>3</sup> The parties agreed on the record that restitution shall be paid within ninety (90) days of the final Judgment and Order.