

FILED
MAR 26 2003
NOEL K. DESSAINT
CLERK SUPREME COURT
BY

SUPREME COURT OF ARIZONA

IN THE MATTER OF A MEMBER)	Supreme Court
OF THE STATE BAR OF ARIZONA,)	No. SB- 03-0027-D
)	
HARRY P. FRIEDLANDER,)	Disciplinary Commission
Attorney No. 005244)	No. 00-2172
)	
RESPONDENT.)	JUDGMENT AND ORDER

This matter having come on for hearing before the Disciplinary Commission of the Supreme Court of Arizona, it having duly rendered its decision and no discretionary review occurring,

IT IS ORDERED, ADJUDGED AND DECREED that **HARRY P. FRIEDLANDER**, a member of the State Bar of Arizona, is hereby censured for conduct in violation of his duties and obligations as a lawyer, as disclosed in the commission report attached hereto as Exhibit A.

IT IS FURTHER ORDERED that **HARRY P. FRIEDLANDER** be placed on probation for a period of one (1) year, under the following terms and conditions:

1. Respondent will, within thirty (30) days of the issuance of this Order, contact the director of the Law Office Management Assistance Program at the State Bar of Arizona to schedule a trust account review and audit of his communication procedures and policies. The Law Office Management Assistance Program director or her designee shall complete a review of Respondent's trust account and communication procedures and policies no later than ninety (90) days after issuance of this Order. Following that review, Respondent agrees to comply with any and all recommendations of the Law Office Management Assistance Program director or her designee and include but not be limited to: monthly or quarterly reports; periodic reviews by, or meetings with, the director or her designee; use of a practice monitor; and attendance at the Trust Account Ethics Enhancement Program;
2. Respondent will participate in fee arbitration with Sylvia Cannon through the State Bar of Arizona Fee Arbitration Program (if she files a petition for fee arbitration within three (3) months of the entry of this Order in this matter and the Program has jurisdiction);

3. In the event Respondent fails to comply with any of the foregoing terms, and information thereof is received by the State Bar, bar counsel shall file with the Hearing Officer a Notice of Non-Compliance. The Hearing Officer shall conduct a hearing at the earliest possible date, but in no event later than thirty (30) days following receipt of notice, to determine whether a condition of probation has been breached and, if so, to recommend an appropriate sanction.
4. 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 to prove non-compliance by a preponderance of the evidence.

IT IS FURTHER ORDERED that **HARRY P. FRIEDLANDER** shall pay the costs and expenses of these proceedings in the amount of \$1,200.70, together with interest at the legal rate from the date of this judgment.

DATED this 26th day of March, 2003.



NOEL K. DESSAINT, Clerk

TO:

Harry P. Friedlander, Respondent (Certified Mail, Return Receipt)
James D. Lee, Senior Bar Counsel, State Bar of Arizona
Bob Van Wyck, Chief Bar Counsel, State Bar of Arizona (Cert. Copy)
Douglas M. Brooks, Disciplinary Clerk, Disciplinary Commission (Cert. Copy)
Betty Flores, Director, Membership Records, State Bar of Arizona (Cert. Copy)
Marnie Leinberger, MCLE/BLS Administrator, State Bar of Arizona
Cynthia Zwick, Executive Director, State Bar of Arizona
Dee Steadman, Lawyer Regulation Records Manager, State Bar of Arizona (Cert. Copy)
William Suter, Clerk, United States Supreme Court (Cert. Copy)
Cathy Catterson, 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 (Ardis Lanz)
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/kdl

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

ATTEST
Noel K. Dessaint, Clerk of the Supreme Court
State of Arizona
By Karen Debes Deputy