



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,) No. 01-1392
)
)
ROBERT J. TRAICA,)
Bar No. 006505)
) **DISCIPLINARY COMMISSION**
) **REPORT**
)
RESPONDENT.)

This matter came before the Disciplinary Commission of the Supreme Court of Arizona on December 13, 2003, 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 August 18, 2003, providing for a censure with continued participation in diversion concurrent with File No. 99-2054,¹ and costs of these disciplinary proceedings. Respondent, Respondent's counsel and counsel for the State Bar were present.

Decision

The eight² members of the Commission unanimously recommend accepting and incorporating by reference the Agreement and Joint Memorandum³ providing for a censure, continued participation in diversion concurrent with File No. 99-2054, and costs.

¹ The parties inadvertently listed File No. 99-2053 instead of 99-2054.
² Commissioner Gutierrez did not participate in these proceedings. Gary Bonwell, M.D., a former commissioner from Tucson, participated as an ad hoc member. One public member seat remains vacant.
³ The parties omitted Respondent's prior discipline from the Agreement. Respondent received an Informal Reprimand in File No. 98-2002.

RESPECTFULLY SUBMITTED this 26th day of December 2003.

Jessica Funkhouser

Jessica G. Funkhouser, Chair
Disciplinary Commission

Original filed with the Disciplinary Clerk
this 26th day of December 2003.

Copy of the foregoing mailed
this 26th day of December 2003 to:

Mark I. Harrison
Respondent's Counsel
Bryan Cave, L.L.P.
Two North Central Ave, Suite 2200
Phoenix, AZ 85004-4406

Copy of the foregoing hand-delivered
this 26th day of December 2003 to:

Shauna R. Miller
Senior Bar Counsel
State Bar of Arizona
111 West Monroe, Suite 1800
Phoenix, AZ 85003-1742

By K. Weigand

/kdl