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**BEFORE THE DISCIPLINARY COMMISSION  
OF THE SUPREME COURT OF ARIZONA**

IN THE MATTER OF A MEMBER	)	No. 04-1758
OF THE STATE BAR OF ARIZONA,	)	
	)	
<b>ARTHUR B. ALEXANDER,</b>	)	
<b>Bar No. 013466</b>	)	<b>DISCIPLINARY COMMISSION</b>
	)	<b>REPORT</b>
	)	
RESPONDENT.	)	
_____	)	

This matter came before the Disciplinary Commission of the Supreme Court of Arizona on April 7, 2006, pursuant to Rule 58, Ariz. R. S. Ct., for consideration of the Hearing Officer's Report filed February 7, 2006, recommending acceptance of the Tender of Admissions and Agreement for Discipline by Consent (Tender) and Joint Memorandum in Support of Agreement for Discipline by Consent (Joint Memorandum) providing for a censure, up to one year of probation effective upon the signing of the probation contract with the Stat Bar Ethics Enhancement Program (EEP), and costs of these disciplinary proceedings. Probation will terminate upon completion of the program.

**Decision**

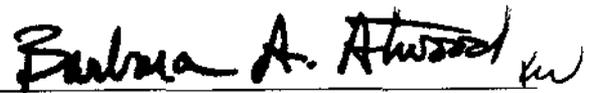
The eight members<sup>1</sup> of the Disciplinary Commission unanimously recommend accepting and adopting the Hearing Officer's findings of fact, conclusions of law, and recommendation for censure, up to one year of probation effective upon the signing of the

<sup>1</sup> Commissioner Flores did not participate in these proceedings.

1 probation contract with EEP, and costs of these disciplinary proceedings. The term of  
2 probation will terminate upon completion of the program.<sup>2</sup>

3 The Disciplinary Commission determined that there is no evidence in the record to  
4 support the presence of mitigating factor 9.32(g) character or reputation. See Hearing  
5 Officer's Report, p. 6. The overall outcome however, is not changed because of the  
6 absence of this factor.

7 RESPECTFULLY SUBMITTED this 1<sup>st</sup> day of May, 2006.

8 

9  
10 Barbara A. Atwood, Chair  
Disciplinary Commission

11  
12 Original filed with the Disciplinary Clerk  
13 this 1<sup>st</sup> day of May, 2006.

14 Copy of the foregoing mailed  
15 this 1<sup>st</sup> day of May, 2006, to:

16 Lowell E. Rothschild  
17 Hearing Officer 7Z  
18 *Mesch, Clark & Rothchild, P.C.*  
259 North Meyer  
Tucson, AZ 85701-1090

19 Dean C. Christoffel  
20 Respondent's Counsel  
21 *West Christoffel and Zickerman, PLLC*  
2870 N. Swan Road, Suite 100  
Tucson, AZ 85712

22  
23  
24 <sup>2</sup> The Hearing Officer's Report is attached as Exhibit A.

Denise K. Tomaiko  
Bar Counsel  
State Bar of Arizona  
4201 North 24th Street, Suite 200  
Phoenix, AZ 85016-6288

by: Kel Weigand

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