

FILED

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DISCIPLINARY COMMISSION OF THE
SUPREME COURT OF ARIZONA
BY: *[Signature]*

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

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2
3 IN THE MATTER OF A MEMBER)
4 OF THE STATE BAR OF ARIZONA,)

No. 04-0972

5 **SHERMAN R. BENDALIN,**)
6 **Bar No. 002344**)

**DISCIPLINARY COMMISSION
REPORT**

7 **RESPONDENT.**)
8 _____)

9 This matter came before the Disciplinary Commission of the Supreme Court of
10 Arizona on October 14, 2006, pursuant to Rule 58, Ariz. R. Sup. Ct., for consideration of
11 the Hearing Officer's Report filed June 23, 2006, recommending acceptance of the Tender
12 of Admissions and the Agreement for Discipline by Consent (Tender) and the Joint
13 Memorandum (Joint Memorandum) in Support of Agreement for Discipline by Consent
14 providing for censure, one year of probation with the State Bar's Trust Account Ethics
15 Enhancement Program (TAEPP), and costs.

16
17 **Decision**

18 The six members¹ of the Disciplinary Commission unanimously recommend
19 accepting and adopting the Hearing Officer's findings of fact, conclusions of law, and
20 recommendation for censure, one year of probation (TAEPP) effective upon the signing of
21 the probation contract, and costs of these disciplinary proceedings.² The terms of
22 probation are as follows:

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25 ¹ Commissioner Baran did not participate in these proceedings. Commissioner Atwood recused.
26 One public member seat remains vacant.

² A copy of the Hearing Officer's Report is attached as Exhibit A.

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2 Hearing Officer 6L
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16 by: *Arenda Deminguez*

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