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DISCIPLINARY COMMISSION OF THE
SUPREME COURT OF ARIZONA

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

IN THE MATTER OF A SUSPENDED MEMBER)	Nos. 03-1240, 03-2241, 04-1833
OF THE STATE BAR OF ARIZONA,)	04-2081, 05-0120
))
SEAN M. COE,))
Bar No. 016150))
))
RESPONDENT.)	DISCIPLINARY COMMISSION
)	REPORT

This matter came before the Disciplinary Commission of the Supreme Court of Arizona on February 11, 2006, pursuant to Rule 58, Ariz. R. S. Ct., for consideration of the Hearing Officer's Report filed November 22, 2005 recommending a two year suspension, two years of probation, with terms and conditions to be determined at the time of reinstatement, and costs of these disciplinary proceedings.

Decision

The nine members of the Disciplinary Commission unanimously recommend accepting and adopting the Hearing Officer's findings of fact, conclusions of law, and recommendation providing for two year suspension, two years of probation (with the terms and conditions to be determined at the time of reinstatement), and costs of these disciplinary proceedings.¹

RESPECTFULLY SUBMITTED this 9th day of March, 2006.

Barbara A. Atwood, Chair
Disciplinary Commission

¹ The Hearing Officer's Report is attached as Exhibit A. In Count Two, the Hearing Officer found a violation of ER 1.4. The Commission notes that this violation was not charged in the Complaint. In addition, the Hearing Officer inadvertently omitted listing violations of SCR 53(c) and (e) from his conclusions of law. See Hearing Officer's Report, pp. 22-23. These violations, however, were deemed admitted by default and were supported by the Hearing Officer's findings of fact. The extent of actual or potential injury was not specifically addressed. The record supports that Respondent's failure to participate in the disciplinary process and his failure to communicate with his incarcerated client caused actual injury or, at least, the potential to cause serious injury.

1 Original filed with the Disciplinary Clerk
this 9th day of March, 2006.

2 Copy of the foregoing mailed
3 this 9th day of March, 2006, to:

4 Bruce G. Macdonald
5 Hearing Officer 6M
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15 by: *K Weigand*

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