



**Restitution**

1           1.       Respondent will refund \$5,000 to Ms. Laura Fisher within 60 days of the  
2 date of the final Judgment and Order.

3           2.       Respondent will disgorge \$1200.00 he received from the sale of the guns.  
4 Respondent will provide the funds to Mr. Patrick Sampair to hold in trust if the divorce  
5 court approves that arrangement. Otherwise, Respondent will transfer the funds to  
6 wherever the court directs him. If there is no applicable court approval or order regarding  
7 the funds, Respondent shall interplead the funds with the court.  
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**Terms of Probation**

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10           1.       Respondent shall contact the director of the State Bar's Law Office  
11 Management Assistance Program (LOMAP) within 30 days of the date of the final  
12 judgment and order. Respondent shall submit to a LOMAP examination of his office's  
13 client communications, calendaring and terminating representation procedures. The  
14 director of LOMAP shall develop a probation contract, and its terms shall be incorporated  
15 herein by reference. The probation period will begin to run at the time of the judgment and  
16 order, and will conclude one year from the date that all parties have signed the probation  
17 contract.  
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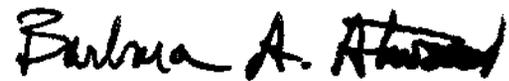
19           2.       Respondent shall refrain from engaging in any conduct that would violate  
20 the Rules of Professional Conduct or other rules of the Supreme Court of Arizona.

21           3.       In the event that Respondent fails to comply with any of the foregoing  
22 conditions, and the State Bar receives information, bar counsel shall file with the Hearing  
23 Officer a Notice of Non-Compliance, pursuant to Rule 60(a)5, Ariz. R. S. Ct. The Hearing  
24 Officer shall conduct a hearing within thirty days after receipt of said notice, to determine  
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26

1 whether the terms of probation have been violated and if an additional sanction should be  
2 imposed. In the event there is an allegation that any of these terms have been violated, the  
3 burden of proof shall be on the State Bar of Arizona to prove non-compliance by clear and  
4 convincing evidence.

5 4. Respondent shall pay the costs and expenses incurred in this disciplinary  
6 proceeding.

7 RESPECTFULLY SUBMITTED this 12<sup>th</sup> day of September, 2006.

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Barbara A. Atwood, Chair  
11 Disciplinary Commission

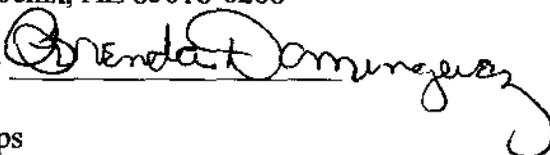
12 Original filed with the Disciplinary Clerk  
13 this 12<sup>th</sup> day of September, 2006.

14 Copy of the foregoing mailed  
15 this 12<sup>th</sup> day of September, 2006, to:

16 Robert J. Stephan, Jr.  
17 Hearing Officer 9R  
18 P.O. Box 500  
19 Tempe, AZ 85280-0500

20 Nicholas S. Hentoff  
21 *Hentoff Law Office, P.C.*  
22 25402 West Illini Street  
23 Buckeye, AZ 85326-001

24 Amy K. Rehm  
25 Bar Counsel  
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by:   
/mps