

SUPREME COURT OF ARIZONA

FILED
MAR 14 2006
NOEL K. DESSANT
CLERK SUPREME COURT
BY

IN THE MATTER OF A MEMBER)
OF THE STATE BAR OF ARIZONA,)
)
)
)
JOHN T. RYAN,)
Bar No. 006963)
)
RESPONDENT.)

Supreme Court
No. SB-06-0004-D

Disciplinary Commission
No. 03-2224

JUDGMENT AND ORDER

This matter having come on for hearing before the Disciplinary Commission of the Supreme Court of Arizona, it having duly rendered its decision, there having been no discretionary review and *sua sponte* review having been declined by the Court,

IT IS ORDERED, ADJUDGED AND DECREED that **JOHN T. RYAN**, a member of the State Bar of Arizona, is hereby suspended from the practice of law for a period of sixty (60) days, effective thirty (30) days from the date of this order, for conduct in violation of his duties and obligations as a lawyer, as disclosed in the Disciplinary Commission Report.

IT IS FURTHER ORDERED that **JOHN T. RYAN** shall be placed on probation for a period of two (2) years effective upon the signing of the probation contract. Bar Counsel shall notify the Disciplinary Clerk of the date on which the probation begins. The terms of probation are as follows:

- 1) Respondent shall contact the LOMAP director and submit to a LOMAP audit. Respondent thereafter, shall comply with the recommendations of the LOMAP director or designee.
- 2) Respondent shall obtain a qualified practice monitor approved by bar counsel and the LOMAP director to monitor his practice.
- 3) If subsequent to this reinstatement from the suspension provided for herein, Respondent retires or transfers to inactive status pursuant to Rule 32(c)(4), Ariz. R. S. Ct., the foregoing terms of probation shall be deferred so long as Respondent remains retired or on an inactive status. In the event that Respondent returns to active status, he must comply with the terms of probation provided herein.
- 4) In the event that Respondent fails to comply with any of the foregoing conditions, and the State Bar receives information to that effect, bar counsel shall file with the Hearing Officer a Notice of Non-Compliance, pursuant to Rule 60(a)5, Ariz. R. S. Ct. The Hearing Officer shall conduct a hearing within thirty days after receipt of said notice, to determine whether the terms of probation have been violated and if an additional sanction should be imposed. In the event there is an allegation that any of these terms have been violated, the burden of proof shall be

on the State Bar of Arizona to prove non-compliance by clear and convincing evidence.

IT IS FURTHER ORDERED that Respondent shall comply with all the provisions of Rule 72, Rules of the Supreme Court of Arizona, including, but not limited to, Rule 72(a), which requires that Respondent notify all of his clients, within ten (10) days from the date hereof, of his inability to represent them and that he should promptly inform this Court of his compliance with this Order as provided in Rule 72(e).

IT IS FURTHER ORDERED that Respondent shall comply with all rule provisions regarding reinstatement proceedings.

IT IS FURTHER ORDERED that pursuant to Rule 60(b), the State Bar of Arizona is granted judgment against JOHN T. RYAN for costs and expenses of these proceedings in the amount of \$876.25, together with interest at the legal rate from the date of this judgment.

DATED this 14th day of March, 2006.



NOEL K. DESSAINT
Clerk of the Court

TO:

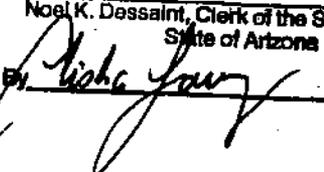
John T. Ryan, Respondent (Certified Mail, Return Receipt and Regular Mail)
Loren J. Braud, Senior Bar Counsel
Neal C. Taylor, Hearing Officer 8I
Patricia Seguin, Disciplinary Clerk (Cert. Copy)
Sandra Montoya, Lawyer Regulation Records Manager, State Bar of Arizona (Cert. Copy)
Cathy Catterson, Clerk, United States Court of Appeals for the Ninth Circuit (Cert. Copy)
Richard Weare, Clerk, United States District Court, District of Arizona (Cert. Copy)
West Publishing Company (Jode Ottman)
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The foregoing instrument is a full, true and correct copy of the original on file in this office.

ATTEST

Noel K. Dessaint, Clerk of the Supreme Court
State of Arizona

By  Deputy