



**BEFORE A HEARING OFFICER  
OF THE SUPREME COURT OF ARIZONA**

IN THE MATTER OF A MEMBER	)	No	07-0933
OF THE STATE BAR OF ARIZONA,	)		
	)		
<b>VICTORIA B. MIRANDA</b>	)		
<b>Bar No. 018511</b>	)		
	)	<b>HEARING OFFICER'S REPORT</b>	
RESPONDENT	)		
_____	)		

**PROCEDURAL HISTORY**

This case was filed on December 7, 2007 and assigned to me on January 9, 2008. It was set for hearing on April 2, 2008 and the hearing vacated after the filing of a Notice of Settlement dated April 7, 2008. The parties have filed, and I have considered, a Tender of Admissions and Agreement for Discipline by Consent and Joint Memorandum in Support of Agreement for Discipline by Consent, both dated April 8, 2008. The pleadings are clear and uncomplicated and I consider no hearing needed. I note a typographical error on page 4 line 23 of the Joint Memorandum, "his" should be "her."

**REPORT AND RECOMMENDATION**

In brief, Respondent, dealing with a client who did not understand English, mistook her client's intent to obtain a divorce rather than the separation his spouse had sued for, did not obtain the divorce, charged a fee and placed a lien for her fee against her client's property. Despite having had two prior censures and two prior probations for offenses not of the same sort, the tender in this case is for another censure, removal of the lien, waiver of unpaid fees, and payment of costs.

Respondent should consider herself fortunate As the parties acknowledge, and as I agree, although censure is an appropriate penalty, so would be a stiffer one Censure is an appropriate penalty that I find proportionate in the light of cases cited in the Joint Memorandum, but a penalty on the cusp Respondent would be well advised not to further tempt fate in the future.

I recommend approval of the proposed sanction of censure plus removal of the lien, waiver of fees and payment of costs

May 16, 2008



Frederick K Steiner, Jr  
Hearing Officer 8T

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