

SUPREME COURT OF ARIZONA

FILED
SEP 10 2008
RACHELLE W. RESNICK
CLERK SUPREME COURT
BY

IN THE MATTER OF A MEMBER)
OF THE STATE BAR OF ARIZONA,)
)
)
)
ANDREW R. KLAUSNER,)
Bar No. 015852)
)
RESPONDENT.)

Supreme Court
No. SB-08-0124-D

Disciplinary Commission
Nos. 07-0323, 07-1529, 08-0153

JUDGMENT AND ORDER

This matter having come before the Disciplinary Commission of the Supreme Court of Arizona, it having duly rendered its decision and there having been no discretionary review,

IT IS ORDERED, ADJUDGED AND DECREED that **ANDREW R. KLAUSNER** a member of the State Bar of Arizona, is hereby censured for conduct in violation of his duties and obligations as a lawyer, as disclosed in the Disciplinary Commission Report

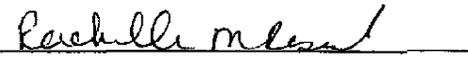
IT IS FURTHER ORDERED that **ANDREW R. KLAUSNER** shall be placed on probation for a period of one (1) year Bar Counsel shall notify the Disciplinary Clerk of the date on which the probation begins The terms of probation are as follows.

- 1 The period of probation shall commence on the date of the issuance of the Supreme Court's final Judgment and Order and will continue for one year.
- 2 Respondent shall complete six hours of continuing legal education offered by the State Bar of Arizona on the topic of trust accounts and the proper maintenance of trust accounts. If Respondent wishes to complete continuing legal education courses on the topic of trust accounts not offered by the State Bar, he must first obtain approval from bar counsel of the proposed course
3. Respondent shall provide to bar counsel prior to expiration of the period of probation, proof of attendance and completion of these courses required in the preceding paragraph in the form of a certificate of completion of courses attended in person, or a copy of the invoice for payment of online or video courses, as well as a copy of handwritten notes taken during the viewing of the course
4. Respondent shall pay the costs and expenses of this matter
- 5 Pursuant to Rule 60(a)(5) of the Rules of the Supreme Court, the term of probation may be renewed for an additional two year period
- 6 Respondent must follow all the Rules of Professional Conduct and Trust Account Guidelines

7. Upon successful completion of the six hours of continuing legal education on trust accounts, receipt by bar counsel of satisfactory proof of completion and upon Respondent's payment of the costs and expenses of this disciplinary proceeding, which may include costs incurred by the Disciplinary Clerk, Respondent's probation shall be terminated.
8. In the event that Respondent fails to comply with any of the foregoing conditions, and the State Bar receives information, bar counsel shall file with the imposing entity a Notice of Non-Compliance, pursuant to Rule 60(a)(5), Ariz.R.Sup Ct The Hearing Officer shall conduct a hearing within 30-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 pursuant to Rule 60(b), the State Bar of Arizona is granted judgment against **ANDREW R. KLAUSNER**, for costs and expenses of these proceedings in the amount of \$1,255.73, together with interest at the legal rate from the date of this judgment.

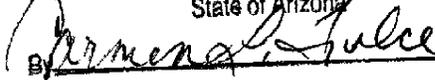
DATED this 10th day of September, 2008


Rachelle M Resnick
Clerk of the Court

TO
Andrew R Klausner, Respondent (Certified Mail, Return Receipt and Regular Mail)
Roberta L. Tepper, Bar Counsel
Mark S. Sifferman, Hearing Officer 9J
Leticia V. D'Amore, Disciplinary Clerk (Cert. Copy)
Sandra Montoya, Lawyer Regulation Records Manager, State Bar of Arizona (Cert Copy)
Molly Dwyer, 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)
Lexis/Nexis

The foregoing instrument is a full, true and correct
copy of the original on file in this office

ATTEST
Rachelle M Resnick, Clerk of the Supreme Court
State of Arizona

By  Deputy