

SUPREME COURT OF ARIZONA

IN THE MATTER OF A MEMBER
OF THE STATE BAR OF ARIZONA.

BRIAN G. DI PIETRO,
Bar No. 014769

RESPONDENT.

Supreme Court
No. SB-05-0028-D

Disciplinary Commission
No. 04-0012

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 and no discretionary or *sua sponte* review occurring,

IT IS ORDERED, ADJUDGED AND DECREED that **BRIAN G. DI PIETRO**, a member of the State Bar of Arizona, is hereby suspended from the practice of law for a period of two (2) years, 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 **BRIAN G. DI PIETRO** shall participate in the State Bar's Member Assistance Program (MAP) during the term of suspension and shall demonstrate payment of all costs owed to the State Bar as a result of these proceedings.

IT IS FURTHER ORDERED that **BRIAN G. DI PIETRO** shall be placed on probation for a period of two (2) years, effective upon reinstatement. The specific terms of probation shall be determined at the reinstatement proceeding.

IT IS FURTHER ORDERED that **BRIAN G. DI PIETRO** 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 he 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 **BRIAN G. DI PIETRO** 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 **BRIAN G. DI PIETRO** for costs and expenses of these proceedings in the amount of \$600.00, together with interest at the legal rate from the date of this judgment.

DATED this _____ day of _____, 2005.

NOEL K. DESSAINT
Clerk, Arizona Supreme Court

TO:

Brian G. Di Pietro, Respondent (Certified Mail, Return Receipt)

J. Scott Rhodes, Respondent's Counsel

Dana David, Bar Counsel

Robert J. Lord, Hearing Officer

Patricia Seguin, Disciplinary Clerk (Cert. Copy)

Sandra Montoya, Lawyer Regulation Records Manager, State Bar of Arizona (Cert. Copy)

Perry Thompson, Director of Admissions, Supreme Court of the United States (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)

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