

FILED

JUN - 2 2005

DISCIPLINARY COMMISSION OF THE
SUPREME COURT OF ARIZONA

**BEFORE THE DISCIPLINARY COMMISSION
OF THE SUPREME COURT OF ARIZONA**

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|---|--------------------------------|--------------------------------|
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| 2 | | |
| 3 | IN THE MATTER OF A MEMBER) | Nos. 03-0811, 03-1089, 03-1370 |
| 4 | OF THE STATE BAR OF ARIZONA,) | 03-1412, 03-2009, 04-0930 |
| 5 | CARMEN A. CHENAL,) | 04-1091 |
| 6 | Bar No. 009428) | |
| 7 | RESPONDENT.) | DISCIPLINARY COMMISSION |
| | | REPORT |

8 This matter came before the Disciplinary Commission of the Supreme Court of
9 Arizona on May 6, 2005, pursuant to Rule 58, Ariz. R. S. Ct., for consideration of the Hearing
10 Officer's Report filed January 28, 2005 recommending acceptance of the Tender of
11 Admissions and Agreement for Discipline by Consent (Agreement) and Joint Memorandum
12 in Support of Agreement for Discipline by Consent (Joint Memorandum) providing for a 120
13 day suspension, two years of probation effective upon the signing of the probation contract
14 with the State Bar's Member Assistance Program (MAP) and the State Bar's Law Office
15 Management Assistance Program (LOMAP), restitution, and costs of these disciplinary
16 proceedings.

Decision

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19 The nine members of the Disciplinary Commission unanimously recommend
20 accepting and adopting the Hearing Officer's findings of fact, conclusions of law, and
21 recommendation¹ for a 120 day suspension, two years of probation effective upon the signing
22 of the probation contract (MAP and LOMAP with a practice monitor), restitution, and costs.
23 The terms of probation are as follows:
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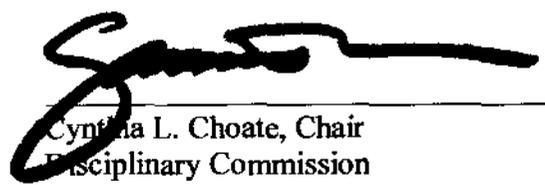
¹ The Hearing Officer's Report is attached as Exhibit A.

Restitution

Respondent shall pay restitution as follows:

| | |
|--------------------|-------------------|
| Richard Flickinger | <u>\$2,500.00</u> |
| TOTAL | \$2,500.00 |

RESPECTFULLY SUBMITTED this 2nd day of June, 2005.


Cynthia L. Choate, Chair
Disciplinary Commission *kw*

Original filed with the Disciplinary Clerk
this 2nd day of June, 2005.

Copy of the foregoing mailed
this 2nd day of June, 2005, to:

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/kw