

In the Matter of Peter Strojnik, Bar No. 006464, PDJ-2011-9044, filed November 7, 2011. *Attorney Suspended, continued probation and costs imposed.*

Pursuant to Rule 57(a)(4)(A), Ariz.R.Sup.Ct, the PDJ approved the Agreement for Discipline by Consent submitted by the parties and suspended Peter Strojnik for 30 days and continued probation instituted in file nos. 09-0314 and 09-1451 for two years from September 20, 2011.

Respondent sent a letter to a represented person that had no purpose other than to embarrass, delay, or burden him, and resulted in the filing of a motion to remove Respondent as counsel and made it necessary for the court to address the issue. He filed a motion to compel and for sanctions and a complaint for declaratory judgment, both of which were frivolous and prejudicial to the administration of justice. His treatment of deponent during deposition was "insulting and shockingly insensitive." Finally, Respondent advised his client to not attend an IME, but he failed to advise her that she could be sanctioned for not attending. Her failure to attend the IME resulted in the defendant filing a motion to compel, the IME had to be reset, and his client was ordered to pay the costs incurred by the defense counsel.

Aggravating factors: prior disciplinary offenses, pattern of misconduct, and substantial experience in the practice of law.

Mitigating factors: personal or emotional problems, full and free disclosure to disciplinary board or cooperative attitude toward proceedings, and remorse.

Respondent violated Rule 42, Ariz. R. Sup. Ct., specifically ERs 1.4, 1.7(a), 3.1, 4.2, 4.4(a), and 8.4(d).

The agreement is accepted and costs awarded in the amount of \$1,213.06. The proposed final judgment and order is reviewed, approved and signed.