

BEFORE THE PRESIDING DISCIPLINARY JUDGE

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

ROS SACIUK,
Bar No. 022676

Respondent.

PDJ-2018-9067

**FINAL JUDGMENT AND
ORDER OF SUSPENSION**

[State Bar No. 18-2121-RC]

FILED SEPTEMBER 14, 2018

Under Rules 54(h) and 57(b), *Reciprocal Discipline*, Ariz. R. Sup. Ct., a certified copy of the Supreme Court of Illinois' Order of suspension entered May 18, 2016, was received by the Presiding Disciplinary Judge (PDJ) of the Supreme Court of Arizona. Under Rule 57(b)(1),¹ upon being disciplined in another jurisdiction, a lawyer admitted to practice in Arizona, "whether active, inactive, retired, or suspended" shall inform the disciplinary clerk of such action within thirty days of service of that notice of imposition of sanctions from that other jurisdiction.

Under Rule 57(b)(3), *Discipline to Be Imposed*, the PDJ "shall impose the identical or substantially similar discipline" unless bar counsel or Respondent establishes by preponderance of the evidence a basis under that rule not to impose such discipline.

¹ Unless otherwise stated, all rule references are to the Ariz. R. Sup. Ct.

By Order dated August 7, 2018, the PDJ directed Mr. Saciuk or Bar Counsel to inform the PDJ within thirty (30) days of service of that Order of any claim by Mr. Saciuk or Bar Counsel predicated upon the grounds within Rule 57(b)(3), *Discipline to Be Imposed*, that imposing identical or substantially similar discipline would be unwarranted and the reasons therefore. The Order cautioned that absent Mr. Saciuk or Bar Counsel timely establishing by a preponderance of the evidence a basis under Rule 57(b)(3) not to impose such discipline, identical or substantially similar discipline would be imposed by the PDJ.

On September 6, 2018, the State Bar filed a response stating that none of the factors set forth in Rule 57(b)(3) apply and that an identical sanction is appropriate. However, Mr. Saciuk has complied with the Illinois Supreme Court Order regarding the professionalism seminar and reimbursement to the client protection fund, so those additional terms are not needed. Mr. Saciuk filed no response and therefore, has failed to establish by a preponderance of the evidence through affidavits, or documentary evidence, or as a matter of law by reference to applicable legal authority, any of the grounds in Rule 57(b)(3).

Now Therefore,

IT IS ORDERED imposing the reciprocal discipline of a one (1) year suspension upon Respondent, **Ros Saciuk, Bar No. 022676** effective the date of this order.

IT IS FURTHER ORDERED Mr. Saciuk shall pay the costs and expenses of the State Bar of Arizona for \$1,200.00. There are no costs or expenses incurred by the disciplinary clerk and/or Presiding Disciplinary Judge's Office with these disciplinary proceedings.

IT IS FURTHER ORDERED Mr. Saciuk shall be subject to any additional terms imposed by the Supreme Court because of any reinstatement hearings held.

IT IS FURTHER ORDERED Mr. Saciuk shall immediately comply with the requirements relating to notification of clients and others and file all notices and affidavits required by Rule 72, Ariz. R. Sup. Ct.

DATED this 14th day of September, 2018.

William J. O'Neil

William J. O'Neil, Presiding Disciplinary Judge

Copy of the foregoing mailed/e-mailed
September 14, 2018, to:

Ros Saciuk
1320 Tower Rd., Suite 103
Schaumburg, IL 60173-4309
Email: rossaciuk@aol.com
Respondent

Maret Vessella
Chief Bar Counsel
State Bar of Arizona
4201 North 24th Street, Suite 100
Phoenix, AZ 85016-6288
Email: LRO@staff.azbar.org

by: AMcQueen