

BEFORE THE PRESIDING DISCIPLINARY JUDGE

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

KENNETH M. LEVINE,
Bar No. 009500

Respondent.

PDJ 2021-9025

**FINAL JUDGMENT AND ORDER
OF RECIPROCAL DISCIPLINE**

[State Bar No. 20-2773-RC]

FILED September 20, 2021

On August 18, 2021, the Office of the Presiding Disciplinary Judge (PDJ), pursuant to Rules 54(h) and 57(b), Ariz. R. Sup. Ct., sent Respondent Kenneth M. Levine notice and a certified copy of the Judgment Accepting Affidavit of Resignation as a Disciplinary Sanction dated March 1, 2021, as imposed by Order of the Commonwealth of Massachusetts. The State Bar filed its response on September 17, 2021, urging the imposition of substantially similar discipline by disbaring Mr. Levine from the practice of law in Arizona. Respondent did not file a response.

Rule 57(b)(3), Ariz. R. Sup. Ct., generally provides that the PDJ “shall impose the identical or substantially similar discipline.” The State Bar points out that Arizona does not have a sanction of resignation in lieu of discipline and argues that disbarment is substantially similar to the action taken against Respondent in Massachusetts. The PDJ agrees.

IT IS THEREFORE ORDERED that Respondent **Kenneth M. Levine, Bar No. 009500**, is disbarred from the State Bar of Arizona, and his name is stricken from the roll

of lawyers -- effective 30 days from the date of this order. Mr. Levine is no longer entitled to the rights and privileges of a lawyer but remains subject to the jurisdiction of the Court.

IT IS FURTHER ORDERED that Respondent shall comply with the requirements of Rule 72, Ariz. R. Sup. Ct., including notifying clients, counsel and courts of his disbarment.

IT IS FURTHER ORDERED that Respondent shall pay the State Bar's costs and expenses in the sum of \$1,200.00.

DATED this 20th day of September, 2021.

Margaret H. Downie

Margaret H. Downie
Presiding Disciplinary Judge

Copy of the foregoing e-mailed
this 20th day of September, 2021 to:

Kenneth M. Levine
Kenneth Levine & Associates
32 Kent Street
Brookline, MA 0244-5-7943
Email: klevine@klevinelaw.com
Respondent

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

by: MSmith

BEFORE THE PRESIDING DISCIPLINARY JUDGE

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

KENNETH M. LEVINE,
Bar No. 028078

Respondent.

PDJ 2021-9025

**NOTICE AND ORDER RE:
RECIPROCAL DISCIPLINE**

FILED AUGUST 18, 2021

Pursuant to Rules 54(h) and 57(b), Ariz. R. Sup. Ct., regarding reciprocal discipline, a certified copy of the Commonwealth of Massachusetts Judgment Accepting Affidavit of Resignation as a Disciplinary Sanction dated March 1, 2021, was received by the Presiding Disciplinary Judge (PDJ) of the Supreme Court of Arizona in August of 2021. A copy of that certified order is attached.

Pursuant to Rule 57(b)(3), the PDJ “shall impose the identical or substantially similar discipline” unless the State Bar or Respondent establishes a basis under that rule for not imposing such discipline.

IT IS THEREFORE ORDERED that Respondent or the State Bar inform the PDJ within thirty (30) days of the date of this order of any claim that imposition of identical or substantially similar discipline is unwarranted for one or more of the reasons set forth in Rule 57(b)(3). Any such claim must be established by a

preponderance of the evidence, through affidavits or documentary evidence, or as a matter of law by reference to applicable legal authority. If neither party presents such a claim, the PDJ will impose identical or substantially similar discipline.

DATED this 18th day of August 2021.

Margaret H. Downie

Margaret H. Downie
Presiding Disciplinary Judge

Copy of the foregoing e-mailed
this 18th day of August 2021 to:

Kenneth M. Levine
32 Kent Street
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Email: klevine@klevinelaw.com
Respondent

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by: SHunt