

BEFORE THE PRESIDING DISCIPLINARY JUDGE

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

ANNE MARIE OPPENHEIM,
Bar No. 024583

Respondent.

PDJ 2018-9125

**FINAL JUDGMENT AND
ORDER**

[State Bar No. 18-0204]

FILED DECEMBER 31, 2018

The Presiding Disciplinary Judge accepted the Agreement for Discipline by Consent filed on December 12, 2018.

Accordingly:

IT IS ORDERED Respondent, **ANNE MARIE OPPENHEIM, Bar No. 024583**, is reprimanded with two (2) years of probation for her conduct in violation of the Arizona Rules of Professional Conduct, as outlined in the consent documents, effective the date of this order.

IT IS FURTHER ORDERED Ms. Oppenheim shall participate in the following program:

LRO Member Assistance Program (MAP) assessment: Ms. Oppenheim shall contact the State Bar Compliance Monitor at (602) 340-7258 within ten (10) days from the date of this order to schedule a MAP assessment. The Compliance Monitor shall develop terms and conditions of participation if the

results of the assessment so indicate and the terms, including reporting requirements, shall be incorporated herein. Respondent shall be responsible for any costs associated with participation in and compliance with MAP.

NON-COMPLIANCE WITH PROBATION

If Respondent fails to comply with any of the foregoing probation terms and the State Bar of Arizona receives information thereof, Bar Counsel shall file a notice of noncompliance with the Presiding Disciplinary Judge pursuant to Rule 60(a)(5), Ariz. R. Sup. Ct. The Presiding Disciplinary Judge may conduct a hearing within 30 days to determine whether Respondent breached a term of probation and, if so, whether to impose an appropriate sanction. If the State Bar alleges that Respondent failed to comply with any of the foregoing terms, the State Bar shall have the burden to prove noncompliance by a preponderance of the evidence.

IT IS FURTHER ORDERED Ms. Oppenheim shall pay the costs and expenses of the State Bar of Arizona in the amount of \$1,200.00, within thirty (30) days from the date of this order. There are no costs or expenses incurred by the disciplinary clerk and/or Presiding Disciplinary Judge's Office in these disciplinary proceedings.

DATED this 31st day of December, 2018.

William J. O'Neil

William J. O'Neil, Presiding Disciplinary Judge

Copies of the foregoing emailed
this 31st day of December, 2018, and
mailed January 2, 2019, to:

David L. Sandweiss
Senior Bar Counsel
State Bar of Arizona
4201 N. 24th Street, Suite 100
Phoenix, Arizona 85016-6266
Email: LRO@staff.azbar.org

Terrence P. Woods
Broening Oberg Woods & Wilson PC
P.O. Box 20527
1122 E. Jefferson
Phoenix, AZ 85036-0527
Email: tpw@bowwlaw.com
Respondent's Counsel

by: [AMcQueen](#)

BEFORE THE PRESIDING DISCIPLINARY JUDGE

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

ANNE MARIE OPPENHEIM,
Bar No. 024583

Respondent.

PDJ 2018-9125

**DECISION ACCEPTING
DISCIPLINE BY CONSENT**

[State Bar No. 18-0204]

FILED DECEMBER 31, 2018

Under Rule 57(a), Ariz. R. Sup. Ct.,¹ an Agreement for Discipline by Consent (“Agreement”), was filed on December 12, 2018. A Probable Cause Order issued on October 31, 2018, however, no formal complaint has been filed. Ms. Oppenheim is represented by Terrance P. Woods, *Broening, Oberg, Woods & Wilson, PC* and the State Bar of Arizona is represented by Senior Bar Counsel David L. Sandweiss.

Rule 57 requires admissions be tendered solely “...in exchange for the stated form of discipline...” Under that rule, the right to an adjudicatory hearing is waived only if the “...conditional admission and proposed form of discipline is approved...” If the agreement is not accepted, those conditional admissions are automatically withdrawn and shall not be used against the parties in any subsequent proceeding. Ms. Oppenheim has voluntarily waived the right to an adjudicatory hearing, and waived all

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

motions, defenses, objections or requests that could be asserted upon approval of the proposed form of discipline. The State Bar is the complainant in this matter therefore, notice of the Agreement and an opportunity to object within five (5) days pursuant to Rule 53(b)(3) is not necessary.

The Agreement details a factual basis to support the conditional admissions and are briefly summarized. It is incorporated by this reference. Ms. Oppenheim admits to violating Rule 42, ER 8.4(b) (commit a criminal act). The parties stipulate to a sanction of reprimand, two (2) years of probation with the State Bar's Member Assistance Program (MAP), and the payment of costs and expenses in the amount of \$1,200.00 within thirty (30) days from the date of this order.

For purposes of the Agreement, the parties stipulate that on October 31, 2017, Ms. Oppenheim was intoxicated and argued with her husband about a divorce. Thereafter, she discharged her firearm into the bedroom door of their home while he was in the bedroom and destroyed walls and other objects with a hammer. Her husband called the police and upon their arrival, Ms. Oppenheim gave conflicting accounts of the events. In January 2018, Ms. Oppenheim pled guilty in CR2017-150211 to Disorderly Conduct, a Class 1 Misdemeanor and Domestic Violence Offense, Non-Dangerous and Non-Repetitive. In February 2018, she was placed on two years of unsupervised probation and ordered to pay fines and restitution.

The parties agree suspension is the presumptive sanction. Ms. Oppenheim knowingly violated her duty to the public and her misconduct cause actual harm to the public and the legal profession and potentially serious harm to the public. *Standard 5.12, Failure to Maintain Personal Integrity* applies and provides that suspension is generally appropriate when a lawyer knowingly engages in criminal conduct which does not contain the elements listed in Standard 5.11 and that seriously adversely reflects on the lawyer's fitness to practice.

The parties further agree aggravating factors 9.22(i) (substantial experience in the practice of law) and (k) (illegal conduct) are present. In mitigation are factors 9.32(a) (absence of prior disciplinary offenses), (b) (absence of dishonest or selfish motive), (c) (personal or emotional problems),² (d) (timely good faith effort to make restitution or to rectify consequences of misconduct), (e) (full and free disclosure to disciplinary board or cooperative attitude toward proceedings), (k) (imposition of other penalties or sanctions) and (l) (remorse). Remorse requires more than words. The PDJ declines a finding regarding the presence of absence of remorse, however, the absence of this factor does not change the outcome.

The parties stipulate that based on the mitigation present including ongoing treatment, the presumptive sanction of suspension should be reduced to reprimand and two years of probation (MAP). *Standard 9.31, Mitigation*. Accordingly,

² Sealed Exhibit B.

IT IS ORDERED accepting the Agreement and incorporating it with any supporting documents by this reference. A final judgment and order is signed this date.

DATED this 31st day of December 2018.

William J. O'Neil

William J. O'Neil, Presiding Disciplinary Judge

Copies of the foregoing emailed this 31st day of December, 2018, and mailed January 2, 2019, to:

David L. Sandweiss
Senior Bar Counsel
State Bar of Arizona
4201 N 24th Street, Suite 100
Phoenix, Arizona 85016-6266
Email: LRO@staff.azbar.org

Terrance P. Woods
Browning, Oberg, Woods & Wilson, PC
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Phoenix, AZ 85036-0527
Email: tpw@bowwlaw.com
Respondent's Counsel

by: AMcQueen

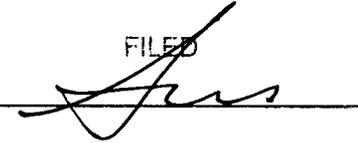
David L. Sandweiss, Bar No. 005501
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OFFICE OF THE
PRESIDING DISCIPLINARY JUDGE
SUPREME COURT OF ARIZONA

DEC 12 2018

FILED

BY



Terrence P. Woods, Bar No. 003490
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Telephone (602) 271-7705
Email: tpw@bowwlaw.com
Respondent's Counsel

BEFORE THE PRESIDING DISCIPLINARY JUDGE

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

**ANNE MARIE OPPENHEIM,
Bar No. 024583,**

Respondent.

PDJ 2018-9125

State Bar File No. 18-0204

**AGREEMENT FOR DISCIPLINE
BY CONSENT**

The State Bar of Arizona through undersigned Bar Counsel, and Respondent Anne Marie Oppenheim who is represented by counsel Terrence P. Woods, hereby submit their Agreement for Discipline by Consent pursuant to Rule 57(a), Ariz. R.

Sup. Ct.¹ The Attorney Discipline Probable Cause Committee entered a probable cause order on October 31, 2018, but the State Bar has not yet filed a formal complaint. Respondent voluntarily waives her right to an adjudicatory hearing unless otherwise ordered, and waives all motions, defenses, objections or requests which have been made or raised, or could be asserted thereafter, if the conditional admissions and proposed form of discipline are approved.

The State Bar is the complainant in this matter; Rule 53(b)(3) does not require it to furnish notice of this agreement.

Respondent conditionally admits that her conduct as set forth below violated Rule 42, ER 8.4(b) (“It is professional misconduct for a lawyer to . . . commit a criminal act that reflects adversely on the lawyer’s honesty, trustworthiness or fitness as a lawyer in other respects . . .”). Upon acceptance of this agreement Respondent agrees to accept imposition of a reprimand with two years of probation the term of which shall be participation in the State Bar of Arizona’s Member Assistance Program (MAP).

¹ All references herein to rules are to the Arizona Rules of the Supreme Court unless otherwise stated.

CAUTION RE: NON-COMPLIANCE WITH PROBATION

If Respondent fails to comply with any of the foregoing probation terms and the State Bar of Arizona receives information thereof, Bar Counsel shall file a notice of noncompliance with the Presiding Disciplinary Judge pursuant to Rule 60(a)(5). The Presiding Disciplinary Judge may conduct a hearing within 30 days to determine whether Respondent breached a term of probation and, if so, whether to impose an appropriate sanction. If the State Bar alleges that Respondent failed to comply with any of the foregoing terms, the State Bar shall have the burden to prove noncompliance by a preponderance of the evidence.

Respondent also agrees to pay the costs and expenses of the disciplinary proceeding within 30 days from the date of this order, and if costs are not paid within the 30 days, interest will begin to accrue at the legal rate.² The State Bar's Statement of Costs and Expenses is attached hereto as Exhibit A.

² Respondent understands that the costs and expenses of the disciplinary proceeding include the costs and expenses of the State Bar of Arizona, the Disciplinary Clerk, the Probable Cause Committee, the Presiding Disciplinary Judge and the Supreme Court of Arizona.

FACTS

COUNT ONE of ONE (File no. 18-0204/SBA)

1. Respondent was licensed to practice law in Arizona on September 20, 2006.
2. At all material times Respondent was employed as a public defender.
3. On the night of October 31, 2017, she got into a drunken argument with her husband Robert Blanchette over his desire for a divorce. She shot her S&W .357 revolver into the bedroom door of their home while he was in the room, and destroyed walls and other objects in the home with a hammer. Robert escaped and called 911.
4. When police arrived and interviewed Respondent, she told conflicting stories about what happened: 1. She was cleaning her gun in the main room of the house and it discharged accidentally; Robert was not home at the time; 2. she didn't know how the gun went off, and Robert was in the bedroom at the time she shot the door. There were 39 holes in the walls along with a damaged TV, mirror, and bedroom door. The gunshot hole was just above the door handle.
5. Later, Respondent told bar counsel that her husband, who suffers from PTSD, told her he wanted a divorce. In the past they talked through their differences

but Robert did not want to talk on this occasion. Respondent went to their bedroom to gather her things for work the next day, and took her gun with her. In his eagerness to evict Respondent from the bedroom, Robert used the bedroom door to push her out of the room with such force that she fell. As she struggled to get up, the gun accidentally discharged. She admits that she was drunk.

6. Robert told police that after handing out candy (it was Halloween) he locked himself in the bedroom. Two minutes later he heard a gunshot and then Respondent repeatedly kicked the door. After several minutes he pried open the door, escaped, and called 911.

7. While in jail, Respondent banged her head repeatedly against the wall and said she wanted to kill herself. The police put her in a restraint chair.

8. Immediately upon her release from jail Respondent saw her doctor. She took FMLA leave and entered therapy. Her doctor authorized her return to work as of March 1, 2018.

9. Respondent is 57 years old. At age 25 she was diagnosed with anxiety and depression. Following her arrest she entered a chemical dependency intensive outpatient program. Drinking had been in her life since age 12 and over the prior 1½ years had increased to 3-4 drinks per night. She took Flexeril, Xanax, Effexor,

Abilify, Wellbutrin, and medical marijuana (she has an MM card) for fibromyalgia, anxiety, pain, and inability to sleep. She also takes medication for rheumatoid arthritis. She denies drinking and driving or that her drinking interferes with work. Upon discharge from therapy in January 2018, her therapist recommended that Respondent attend support groups such as AA or Smart Recovery; obtain individual therapy to address grief/loss, relationship stressors, boundary setting, and coping skills; and follow-up with her primary care doctor to manage her medications.

10. In November 2017 a grand jury indicted Respondent on three Class 6 felony counts: Unlawful discharge of a firearm (dangerous), disorderly conduct (dangerous, domestic violence), and criminal damage (domestic violence).

11. In January 2018, in Maricopa County Superior Court CR2017-150211, Respondent pled guilty to Count 2, Disorderly Conduct, a Class 1 Misdemeanor and Domestic Violence Offense, Non-Dangerous and Non Repetitive. The state dismissed the other two counts. In February 2018 the court suspended imposition of the sentence and placed Respondent on two years of supervised probation with 37 numbered terms that include forbearance from consuming alcohol and a prohibition against possessing a firearm. Respondent also must pay \$5,500 in restitution, and assorted fines and assessments, for a monthly grand total of \$215.00.

12. Respondent has attended AA meetings, enrolled in an alcohol relapse prevention program, abstained from using alcohol, attended individual counseling sessions, and seen a psychiatric Nurse Practitioner for medication management. Filed separately under seal as Exhibit B are records from Respondent's health care providers that corroborate the foregoing. In addition to remaining compliant with all of those programs Respondent attends yoga sessions and practices daily mindfulness meditation.

13. Respondent filed a petition for divorce from Mr. Blanchette; their divorce became final on July 16, 2018.

CONDITIONAL ADMISSIONS

Respondent's admissions are being tendered in exchange for the form of discipline stated below and are submitted freely and voluntarily and not as a result of coercion or intimidation. Respondent conditionally admits that she violated Rule 42, ER 8.4(b).

RESTITUTION

Restitution is not an issue in this matter; see Rule 57(a)2.C.

SANCTION

Respondent and the State Bar of Arizona agree that based on the facts and circumstances of this matter the sanctions of reprimand with two years of probation as outlined above are appropriate. If Respondent violates any of the terms of this agreement, further discipline proceedings may be brought.

LEGAL GROUNDS IN SUPPORT OF SANCTION

In determining an appropriate sanction, the parties consulted the American Bar Association's *Standards for Imposing Lawyer Sanctions (Standards)* pursuant to Rule 57(a)(2)(E). The *Standards* are designed to promote consistency in the imposition of sanctions by identifying relevant factors that courts should consider and then applying those factors to situations where lawyers have engaged in various types of misconduct. *Standards* 1.3, Commentary.

In determining an appropriate sanction consideration is given to the duty violated, the lawyer's mental state, the actual or potential injury caused by the misconduct, and the existence of aggravating and mitigating factors. *In re Peasley*, 208 Ariz. 27, 35, 90 P.3d 764, 772 (2004); *Standard* 3.0.

The duty violated

Respondent violated her duty to the public.

The lawyer's mental state

Respondent knowingly became intoxicated, mixed intoxication with handling a loaded gun, and discharged the gun inside her residence.

The extent of the actual or potential injury

There was there was actual harm to the public and the legal profession, and potentially serious harm to the public.

The parties agree that *Standard 5.12* is the *Standard* appropriate to this case: "Suspension is generally appropriate when a lawyer knowingly engages in criminal conduct which does not contain the elements listed in *Standard 5.11* and that seriously adversely reflects on the lawyer's fitness to practice."

Aggravating and mitigating circumstances

The presumptive sanction in this matter is suspension. The parties conditionally agree that the following aggravating and mitigating factors should be considered:

In aggravation: *Standard 9.22*—

- (i) substantial experience in the practice of law; and
- (k) illegal conduct.

In mitigation: *Standard 9.32*—

- (a) absence of a prior disciplinary record;
- (b) absence of a dishonest or selfish motive;
- (c) personal or emotional problems;
- (d) timely good faith effort to make restitution or to rectify consequences of misconduct;
- (e) full and free disclosure to disciplinary board or cooperative attitude toward proceedings;
- (k) imposition of other penalties or sanctions;
- (l) remorse.

Proportionality

In RE: James L. Barnett, State Bar file no. 17-2971, PDJ 2018-9033 (May 8, 2018). Mr. Barnett was reprimanded with two years of probation (MAP) by consent. He violated ER 8.4(b) by knowingly becoming intoxicated and discharging a firearm in his home. His and Respondent's cases may be distinguishable in some particulars but the point is to offer *Barnett* for proportionality purposes, not as precedent.

Discussion

The parties conditionally agree that upon application of the aggravating and mitigating factors the presumptive sanction of suspension should be mitigated to

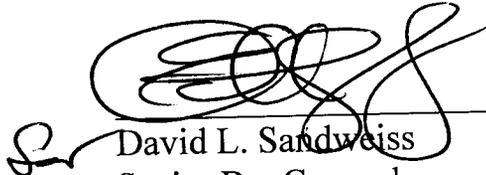
reprimand with probation. Mitigating factors outnumber aggravating factors. Respondent's lack of discipline history is entitled to considerable weight. See *In RE: Jack Levine*, 174 Ariz. 146, 847 P.2d 1093 (1993). Serious though Respondent's criminal conduct was, she has taken responsible rehabilitative steps to prevent a recurrence, including ending her toxic marriage and obtaining appropriate medical and behavioral health care treatment. Based on the *Standards* and in light of the facts and circumstances of this matter, the parties conditionally agree that the sanction set forth above is within the range of appropriate sanction and will serve the purposes of lawyer discipline.

CONCLUSION

The object of lawyer discipline is not to punish the lawyer, but to protect the public, the profession and the administration of justice. *Peasley, supra* at ¶ 64, 90 P.3d at 778. Recognizing that the Presiding Disciplinary Judge has the prerogative to determine the appropriate sanction, the State Bar and Respondent believe that the objectives of discipline will be met by imposition of a reprimand with two years of probation, and the imposition of costs and expenses. A proposed form of order is attached hereto as Exhibit C.

DATED this 12th day of December 2018.

STATE BAR OF ARIZONA



David L. Sandweiss
Senior Bar Counsel

This agreement, with conditional admissions, is submitted freely and voluntarily and not under coercion or intimidation.

DATED this _____ day of December, 2018.

Anne Marie Oppenheim
Respondent

DATED this _____ day of December, 2018.

Broening Oberg Woods & Wilson PC

Terrence P. Woods
Counsel for Respondent

Approved as to form and content



Maret Vessella
Chief Bar Counsel

DATED this _____ day of November 2018.

STATE BAR OF ARIZONA

David L. Sandweiss
Senior Bar Counsel

This agreement, with conditional admissions, is submitted freely and voluntarily and not under coercion or intimidation.

DATED this 28th day of November, 2018.



Anne Marie Oppenheim
Respondent

DATED this _____ day of November, 2018.

Broening Oberg Woods & Wilson PC

Terrence P. Woods
Counsel for Respondent

Approved as to form and content

Maret Vessella
Chief Bar Counsel

DATED this _____ day of November 2018.

STATE BAR OF ARIZONA

David L. Sandweiss
Senior Bar Counsel

This agreement, with conditional admissions, is submitted freely and voluntarily and not under coercion or intimidation.

DATED this 25th day of November 2018

Anne Marie Oppenheim
Respondent

DATED this 7th ~~day~~ ^{December} of November, 2018.

Brenning Oberg Woods & Wilson PC

Terrence P. Woods
Counsel for Respondent

Approved as to form and content

Maret Vessella
Bar Counsel

Original filed with the Disciplinary Clerk of
the Office of the Presiding Disciplinary Judge
of the Supreme Court of Arizona
this 12th day of December, 2018.

Copy of the foregoing emailed
this 12th day of December, 2018, to:

The Honorable William J. O'Neil
Presiding Disciplinary Judge
Supreme Court of Arizona
1501 West Washington Street, Suite 102
Phoenix, Arizona 85007
E-mail: officepdj@courts.az.gov

Copy of the foregoing mailed/emailed
this 12th day of December, 2018, to:

Terrence P. Woods
Broening Oberg Woods & Wilson PC
P.O. Box 20527
1122 E. Jefferson
Phoenix, AZ 85036-0527
Email: tpw@bowwlaw.com
Respondent's Counsel

Copy of the foregoing hand-delivered
this 12th day of December, 2018, to:

Lawyer Regulation Records Manager
State Bar of Arizona
4201 N. 24th St., Suite 100
Phoenix, Arizona 85016-6266

by: 

EXHIBIT A

Statement of Costs and Expenses

In the Matter of a Member of the State Bar of Arizona,
Anne Marie Oppenheim, Bar No. 024583, Respondent

File No. 18-0204

Administrative Expenses

The Supreme Court of Arizona has adopted a schedule of administrative expenses to be assessed in lawyer discipline. If the number of charges/complainants exceeds five, the assessment for the general administrative expenses shall increase by 20% for each additional charge/complainant where a violation is admitted or proven.

Factors considered in the administrative expense are time expended by staff bar counsel, paralegal, secretaries, typists, file clerks and messenger; and normal postage charges, telephone costs, office supplies and all similar factors generally attributed to office overhead. As a matter of course, administrative costs will increase based on the length of time it takes a matter to proceed through the adjudication process.

General Administrative Expenses \$ 1,200.00
for above-numbered proceedings

Additional costs incurred by the State Bar of Arizona in the processing of this disciplinary matter, and not included in administrative expenses, are itemized below.

Staff Investigator/Miscellaneous Charges

Total for staff investigator charges \$ 0.00

TOTAL COSTS AND EXPENSES INCURRED \$ 1,200.00

EXHIBIT B (FILED UNDER SEAL)

EXHIBIT C

BEFORE THE PRESIDING DISCIPLINARY JUDGE

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

**ANNE MARIE. OPPENHEIM,
Bar No. 024583,**

Respondent.

PDJ

**FINAL JUDGMENT AND
ORDER**

State Bar No. 18-0204

The Presiding Disciplinary Judge, having reviewed the Agreement for Discipline by Consent filed on _____, pursuant to Rule 57(a), Ariz. R. Sup. Ct., accepts the parties' proposed agreement. Accordingly:

IT IS ORDERED that Respondent, **Anne Marie Oppenheim**, is reprimanded with two years of probation for her conduct in violation of the Arizona Rules of Professional Conduct, as outlined in the consent documents, effective 30 days from the date of this order or _____.

IT IS FURTHER ORDERED Anne Marie Oppenheim shall participate in the following programs:

1. LRO Member Assistance Program (MAP) assessment: Respondent shall contact the State Bar Compliance Monitor at (602) 340-7258 within 10 days

from the date of service of this Order to schedule a MAP assessment. The Compliance Monitor shall develop terms and conditions of participation if the results of the assessment so indicate and the terms, including reporting requirements, shall be incorporated herein. Respondent will be responsible for any costs associated with participation in and compliance with MAP.

WARNING RE NON-COMPLIANCE WITH PROBATION

If Respondent fails to comply with any of the foregoing probation terms and the State Bar of Arizona receives information thereof, Bar Counsel shall file a notice of noncompliance with the Presiding Disciplinary Judge pursuant to Rule 60(a)(5), Ariz. R. Sup. Ct. The Presiding Disciplinary Judge may conduct a hearing within 30 days to determine whether Respondent breached a term of probation and, if so, whether to impose an appropriate sanction. If the State Bar alleges that Respondent failed to comply with any of the foregoing terms, the State Bar shall have the burden to prove noncompliance by a preponderance of the evidence.

IT IS FURTHER ORDERED that Respondent pay the costs and expenses of the State Bar of Arizona in the amount of \$ _____, within thirty (30) days from the date of this Order.

IT IS FURTHER ORDERED that Respondent shall pay the costs and expenses incurred by the disciplinary clerk and/or Presiding Disciplinary Judge's Office in connection with these disciplinary proceedings in the amount of _____, within 30 days from the date of service of this Order.

DATED this _____ day of November, 2018.

William J. O'Neil, Presiding Disciplinary Judge

Original filed with the Disciplinary Clerk of
the Office of the Presiding Disciplinary Judge
of the Supreme Court of Arizona
this _____ day of November, 2018.

Copies of the foregoing mailed/emailed
this _____ day of November, 2018, to:

Terrence P. Woods
Broening Oberg Woods & Wilson PC
P.O. Box 20527
1122 E. Jefferson
Phoenix, AZ 85036-0527
Email: tpw@bowwlaw.com
Respondent's Counsel

Copy of the foregoing emailed/hand-delivered
this _____ day of November, 2018, to:

David L. Sandweiss

Senior Bar Counsel
State Bar of Arizona
4201 N. 24th Street, Suite 100
Phoenix, Arizona 85016-6266
Email: LRO@staff.azbar.org

Copy of the foregoing hand-delivered
this ____ day of November, 2018 to:

Lawyer Regulation Records Manager
State Bar of Arizona
4201 N. 24th Street, Suite 100
Phoenix, Arizona 85016-6266

by: _____
DLS/jlb

**BEFORE THE ATTORNEY DISCIPLINE
PROBABLE CAUSE COMMITTEE
OF THE SUPREME COURT OF ARIZONA**

FILED

OCT 31 2018

BY *H. Lebrun*

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

**ANNE MARIE OPPENHEIM
Bar No. 024583**

Respondent.

No. 18-0204

PROBABLE CAUSE ORDER

The Attorney Discipline Probable Cause Committee of the Supreme Court of Arizona ("Committee") reviewed this matter on October 12, 2018, pursuant to Rules 50 and 55, Ariz. R. Sup. Ct., for consideration of the State Bar's Report of Investigation and Recommendation and Respondent's Response.

By a vote of 6-0-3¹, the Committee finds probable cause exists to file a complaint against Respondent in File No. 18-0204.

IT IS THEREFORE ORDERED pursuant to Rule 55(c) and 58(a), Ariz. R. Sup. Ct., authorizing the State Bar counsel to prepare and file a complaint with the Disciplinary Clerk.

Parties may not file motions for reconsideration of this Order.

DATED this 30 day of October, 2018.

Lawrence F. Winthrop

Judge Lawrence F. Winthrop, Chair
Attorney Discipline Probable Cause
Committee of the Supreme Court of Arizona

¹ Committee members Ben Harrison, Charles Muchmore and Walt Davis did not participate in this matter.

Original filed this 31st day
of October, 2018, with:

Lawyer Regulation Records Manager
State Bar of Arizona
4201 N. 24th St., Suite 100
Phoenix, Arizona 85016-6266

Copy mailed this 31st day
of October, 2018, to:

Terrence P. Woods
Broening Oberg Woods & Wilson PC
PO Box 20527
Phoenix, AZ85036-0527
Respondent's Counsel

Copy mailed this 31st day
of October, 2018, to:

Attorney Discipline Probable Cause Committee
Of the Supreme Court of Arizona
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Phoenix, Arizona 85007
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Lawyer Regulation Records Manager
State Bar of Arizona
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Phoenix, Arizona 85016-6266
E-mail: LRO@staff.azbar.org

By: _____

