

JUN 19 2007

BEFORE THE DISCIPLINARY COMMISSION OF THE SUPREME COURT OF ARIZONA
DISCIPLINARY COMMISSION OF THE SUPREME COURT OF ARIZONA
BY M. Smith

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3 IN THE MATTER OF A SUSPENDED MEMBER) Nos. 05-1357, 06-0326, 06-0434
4 OF THE STATE BAR OF ARIZONA,)
5)
6 DAVID D. RODGERS,)
7 Bar No. 014623) DISCIPLINARY COMMISSION
8) REPORT
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RESPONDENT.

This matter came before the Disciplinary Commission of the Supreme Court of Arizona on May 19, 2007, pursuant to Rule 58, Ariz.R.Sup.Ct., for consideration of the Hearing Officer's Report filed February 27, 2007, recommending disbarment, two years of probation upon reinstatement, restitution, and costs.

Decision

The eight members¹ of the Disciplinary Commission unanimously recommend accepting and adopting the Hearing Officer's findings of fact, conclusions of law,² and recommendation for disbarment, two years of probation upon reinstatement with terms and conditions to be determined at that time, pay restitution to Louis Klein in the amount of \$18,409.03,³ and costs of these disciplinary proceedings.⁴

RESPECTFULLY SUBMITTED this 19th day of June, 2007.

Daisy Flores
Daisy R. Flores, Vice-Chair
Disciplinary Commission

¹ Commissioner Horsley did not participate in these proceedings.
² The Hearing Officer inadvertently did not list a violation of ER 1.2 in Count Two, which was deemed admitted by default.
³ This represents the amount of the default judgment filed in Superior Court.
⁴ A copy of the Hearing Officer's Report is attached as Exhibit A.

1 Original filed with the Disciplinary Clerk
this 1st day of June, 2007.

2 Copy of the foregoing mailed
this 1st day of June, 2007, to:

3 Mark S. Sifferman
4 Hearing Officer 9J
5 *Norling, Kolsrud, Sifferman & Davis, P.L.C.*
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7 Scottsdale, AZ 85254

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18 by: *M. Smith*

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