

SUPREME COURT OF ARIZONA

IN THE MATTER OF A MEMBER OF THE STATE BAR OF ARIZONA,)	Supreme Court No. SB-10-0078-D
)	
)	Disciplinary Commission No. 08-1358
PAMELA A. VIRTUE,)	
Bar No. 012010)	FILED 08/03/2010
)	
RESPONDENT.)	JUDGMENT AND ORDER

This matter having come before the Disciplinary Commission of the Supreme Court of Arizona, it having duly rendered its decision, and there having been no discretionary or *sua sponte* review occurring,

IT IS ORDERED, ADJUDGED AND DECREED that **PAMELA A. VIRTUE**, a member of the State Bar of Arizona, is hereby censured for conduct in violation of her duties and obligations as a lawyer, as disclosed in the Disciplinary Commission Report.

IT IS FURTHER ORDERED that **PAMELA A. VIRTUE** shall be placed on probation for a period of one (1) year. The terms of probation are as follows:

1. Any interest on advanced costs will be disclosed in writing, and signed by the client in contingency fee cases, before they can be accrued and shall state:
 - a. the rate:
 - b. whether it is compound or simple interest
 - c. whether the rate will change over time; and
 - d. who is advancing the costs and will receive the interest (Respondent, bank, etc.)

2. All changes to scope of representation or rate of fee must be in writing and in contingency fee cases signed by the client.

3. Respondent must supply the State Bar with any settlement statements upon request during the period of probation.

4. In the event that Respondent fails to comply with any of the foregoing probation terms, and information thereof is received by the State Bar of Arizona, Bar Counsel shall file a Notice of Noncompliance with the imposing entity, pursuant to Rule 60(a)(5), Ariz. R. Sup. Ct. The imposing entity may refer the matter to a hearing officer to conduct a hearing at the earliest practicable date, but in no event later than 30 days after receipt of notice, to determine whether a term of probation has been breached and, if so, to recommend an appropriate sanction. If there is an allegation that Respondent failed to comply with any of the foregoing

terms, the burden of proof shall be on the State Bar of Arizona to prove noncompliance by a preponderance of the evidence.

IT IS FURTHER ORDERED that pursuant to Rule 60(b), the State Bar of Arizona is granted judgment against **PAMELA A. VIRTUE** for costs and expenses of these proceedings in the amount of \$1,807.00, together with interest at the legal rate from the date of this judgment.

DATED this _____ day of August, 2010.

Rachelle M. Resnick
Clerk of the Court

TO:

Pamela A. Virtue, Respondent

Ralph Adams, Respondent's Counsel

Thomas E. McCauley, Jr., Bar Counsel

Hon. Louis A. Araneta, Hearing Officer 6U

Leticia V. D'Amore, Disciplinary Clerk

Sandra Montoya, Lawyer Regulation Records Manager, State Bar of Arizona

Molly Dwyer, Clerk, United States Court of Appeals for the Ninth Circuit

Attn: Don Lewis

Richard Weare, Clerk, United States District Court, District of Arizona

Attn: Beth Stephenson

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