

**SUPREME COURT OF ARIZONA  
DISCIPLINARY CASES MATRIX  
(JANUARY 1 – DECEMBER 31, 2001)**

<u>ATTORNEY NAME FILE NO/DATE</u>	<u>VIOLATIONS DESCRIPTION/ DISCIPLINARY RULES</u>	<u>HEARING OFFICER RECOMMENDS</u>	<u>DISCIPLINARY COMMISSION/ RECOMMENDS</u>	<u>SUPREME COURT SANCTION</u>	<u>COMMENTS</u>
<p><b><u>Allen, Steven W.</u></b>  8/30/01 DC No. 99-1247 SB-01-0112-D  (By Judgment)</p>	<p>Respondent failed to maintain client ledger cards, failed to sufficiently identify deposited funds, failed to keep client funds separate from his own, failed to identify clients associated with payments to Respondent and failed to maintain adequate funds in his trust account. ER 1.15 SCR 43(d) SCR 44</p>	<p>N/A</p>	<p>Accept Agreement for 30 days Suspension + 24 months Probation (LOMAP) + (TAEPP)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(a) (c) and (i); In mitigation: 9.32(b) (e) and (l). Prior Suspension and Probation.</p>
<p><b><u>Anderson, David M.</u></b>  11/21/01 DC Nos. 99-2270 and 00-0301 SB-01-0173-D  (By Judgment)</p>	<p>After being charged with three class 1 misdemeanors and one class 3 misdemeanor, Respondent failed to respond to State Bar inquiry in the matter. ER 8.1(b) ER 8.4 ER 8.4(d) SCR 51(b) SCR 51(h) SCR 51(i)</p>	<p>Censure</p>	<p>Censure</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(c) (d) (e) and (i); In mitigation: 9.32(a).</p>

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<p><b><u>Apker, David B.</u></b>  10/18/01 DC No. 99-2298 SB-01-0126-D  (By Judgment)</p>	<p>Respondent failed to promptly notify and deliver funds received from a client for a third party. Respondent failed to have internal controls to safeguard funds held in trust, committed theft by using the funds to pay himself and other creditors. Additionally, Respondent failed to notify the State Bar of his new address and failed to respond to State Bar inquiries. ER 1.15(b) ER 8.4(b) ER 8.4(d) SCR 43(d)</p>	<p>Indefinite Suspension + Restitution</p>	<p>6 months and 1 day Suspension + Restitution + (Client Protection Fund)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>Conduct deemed admitted by default. In aggravation: 9.22(a) (b) (e) (g) (h) (i) (j) and (k); In mitigation: 9.32(m). Prior Private IR.</p>
<p><b><u>Ashton-Blair, Scott</u></b>  12/19/01 DC No. 99-1018 SB-01-0170-D  (By Judgment)</p>	<p>Respondent failed to repay a loan to a client until the client filed a complaint with the State Bar. Respondent ultimately failed to repay interest on the loan, failed to advise the client to seek the advice of independent counsel and failed to obtain consent in writing. ER 1.8(a)(2) ER 1.8(a)(3)</p>	<p>Censure + Restitution</p>	<p>60 days Suspension + Restitution + (Client Protection Fund)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(b) (g) (h) (j); In mitigation: 9.32(a) and (e).</p>
<p><b><u>Avila, Robert J.</u></b>  11/05/01 DC Nos. 97-0220, 97-1259, 97-1596, 97-1806, 98-0755, 98-1706, 99-0998  (By Judgment)</p>	<p>Respondent failed to serve a summons and complaint in a civil matter, resulting in the case being dismissed, failed to advise the client of the dismissal, failed to communicate with the client, failed to diligently represent a client, failed to comply with a court order, failed to appear at a Order to Show Cause Hearing, failed to fully respond to reasonable client requests for information, failed to promptly and completely return retainer funds, failed to provide the client or the State Bar with an accurate accounting of</p>	<p>Accept Agreement for 3 years Suspension (retroactive) + 24 months Probation (EEP) (MAP)</p>	<p>Accept Amended Agreement for 3 years Suspension + 24 months Probation (EEP) (MAP) + Restitution</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(a) (c) (d) (h) and (i); In mitigation: 9.32(b) (c) and (m). Prior IRs.</p>

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	<p>funds, failed to return client files, failed to inform his client that he was administratively suspended, and failed to respond to State bar requests for information.</p> <p>ER 1.2      ER 1.3      ER 1.4 ER 1.15     ER 1.16     ER 3.2 ER 8.1(b)   ER 8.4(d)     SCR 51(e) SCR 51(h)   SCR 51(i)</p>				
<p><b><u>Axen, Klaus T.</u></b></p> <p>6/19/01 DC No. 97-2334 SB-01-0093-D</p> <p>(By Judgment)</p>	<p>Respondent failed to obtain consent or explain the potential conflict in representing both client and lender, misrepresented the status of funds to the lender, and converted the borrowed funds to his own personal use.</p> <p>ER 1.2      ER 1.3      ER 1.4 ER 1.7      ER 1.15     ER 1.16(d) ER 4.1      ER 8.4(b)   ER 8.4(c) ER 8.4(d)   SCR 44(a)   SCR 44(b)</p>	<p>3 years Suspension + Probation (LOMAP, length and terms and conditions to be addressed upon reinstatement)</p>	<p>3 years Suspension + Probation (LOMAP)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(b) and (c); In mitigation: 9.32(a) (c) (e) and (l).</p>
<p><b><u>Benton, Frank Jr.</u></b></p> <p>11/07/01 DC Nos. 97-1672, 97-1790, 97-2302, 97-2483, 97-2541, 97-2574, 97-2640, 97-2731, 98-0105, 98-0863, 98-1185, 98-1302, 98-1804, 98-2128, 98-2617, 99-0195 and 00-0648 SB-01-0156-D</p>	<p>Respondent failed to diligently handle cases and expedite litigation, failed to communicate on numerous occasions, failed to properly maintain client property, including use of his IOLTA, failed to terminate properly, failed to supervise an employee, made misleading statements and failed to respond to State Bar inquiries. Respondent ultimately cooperated with the State Bar once his attorney became aware of the charges and his medical conditions allowed him to substantively respond.</p>	<p>N/A</p>	<p>Accept Amended Agreement for 3 years Suspension + 24 months Probation (Fee Arbitration) + (Client Protection Fund) + Restitution</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(a) (c) (d) and (i); In mitigation: 9.32(b) (c) (e) (i) and (j). Prior Suspension and IRs.</p>

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(By Judgment)	ER 1.3      ER 1.4      ER 1.15 ER 1.15(a)   ER 1.16(a)   ER 1.16(d) ER 3.2      ER 5.3(a)   ER 5.3(b) ER 7.1(a)   ER 7.5(a)   ER 8.1(b) ER 8.4(c)   ER 8.4(d)   SCR 43(a) SCR 43(d)   SCR 44   SCR 44(b)(3) SCR 51(h)   SCR 51(i)				
<b><u>Brown, Gary C.</u></b>  5/31/01 DC Nos. 97-2159, 97-2454 98-1317, 98-1553 SB-01-0096-D  (By Judgment)	Respondent failed to communicate with clients, failed to diligently pursue their cause, failed to advise clients as to the status of their case, failed to respond to discovery requests, failed to comply with a court order, failed to appear at scheduled hearings and failed to respond to State Bar inquiries regarding all matters.  ER 1.2      ER 1.3      ER 1.4 ER 3.4      ER 8.1(b)   ER 8.4 ER 8.4(d)   SCR 51(h)   SCR 51(i)	2 years Suspension + Restitution	3 years Suspension + Restitution	No discretionary or <i>sua sponte</i> review	In aggravation: 9.22(a) (c) (d) (e) (g) (h) (i) and (j); In mitigation: 9.32(b). Prior IRs.
<b><u>Burk, Steven E.</u></b>  10/16/01 DC No. 97-1931  (By Order)	Respondent failed to recognize a conflict of interest and therefore did not make an informed decision regarding the waiving of the probable cause hearing.  ER 1.1      ER 1.7	Dismissal	Informal Reprimand		In aggravation: 9.22(h); In mitigation: 9.32(a) (b) (e) (g) and (i).

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<p><b><u>Cheadle, Geoffrey, Jr.</u></b>  9/12/01 DC Nos. 98-1308, 98-1336, 98-1517, 98-1820, 98-2243, 98-2491, 98-2607, 99-0123, 99-0839, 00-1847 and 00-1948 SB-01-0116-D  (By Judgment)</p>	<p>Respondent failed to communicate with or diligently represent his client, failed to comply with court orders, failed to return client files upon request, failed to comply with a request from the State Bar, failed to respond to a client's request for information, failed to keep his client's reasonably informed as to the status of their cases, failed to appear in court and violated probation related to his DUI. ER 1.1 ER 1.2 ER 1.3 ER 1.4 ER 1.16 ER 1.16(d) ER 3.2 ER 3.4 ER 3.4(c) ER 8.4 ER 8.4(d) SCR 51(e) SCR 51(k)</p>	<p>Accept Modified Agreement for 3 years Suspension, retroactive, + concurrent Probation (MAP)</p>	<p>Accept Modified Agreement for 3 years Suspension, retroactive, + concurrent Probation (MAP) (Client Protection Fund)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(a) (c) (d) (i) and (k); In mitigation: 9.32(b) (c) and (k). Prior Probation.</p>
<p><b><u>Clark, Greg</u></b>  6/28/01 DC No. 98-2060 SB-01-0118-D  (By Judgment)</p>	<p>Respondent negligently allowed an overdraft to occur in his trust account and failed to timely and completely respond to State Bar inquiries until a formal complaint was filed. ER 8.1(b) SCR 43 SCR 51(h)(1)</p>	<p>N/A</p>	<p>Accept Amended Agreement for Censure</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(a) and (i); In mitigation: 9.32(b) (e) and (l). Prior Censure.</p>
<p><b><u>Clark, Mark S.</u></b>  10/25/01 DC Nos. 98-1191 and 99-0018 SB-01-0104-D  (By Judgment)</p>	<p>Respondent, while representing elderly clients in their son's estate matter, borrowed \$58,000 for the purchase of a home. Respondent failed to consult with the clients regarding the conflict of interest or to obtain their consent to the conflict or the terms of the loan. The clients were not advised to seek independent counsel and the terms of the loan were not in writing or fully disclosed. Respondent failed to</p>	<p>2 years Suspension + Restitution and upon reinstatement 2 years of Probation (LOMAP with PM and EEP)</p>	<p>3 years Suspension + 24 months Probation (EEP) (LOMAP) + Restitution + (Client Protection Fund)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(b) (c) (e) (g) (h) (i) and (j); In mitigation: 9.32(a) and (c).</p>

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	disclose that he was not going to secure or record the deed of trust, that he was paying higher interest on existing loans, or that he was having difficulty meeting his current financial obligations. Respondent also failed to timely respond to the State Bar's investigation of this matter and to advise them of his current address. ER 1.7 ER 1.8 ER 4.1 ER 8.1 ER 8.4(c) SCR 31(c)3 SCR 51(h) ER 51(i)				
<b>Coffee, James D.</b>  5/31/01 DC No. 98-2616 SB-01-0095-D  (By Judgment)	Respondent's conduct involved a knowing and material misrepresentation to the court while under oath., demonstrating a willful lack of candor and disclosure to the trial court. ER 3.3 ER 4.1 ER 8.4(c) ER 8.4(d)	N/A	Accept Amended Agreement for 30 days Suspension	No discretionary or <i>sua sponte</i> review	In aggravation: 9.22(b) and (i); In mitigation: 9.32(a) and (j).
<b>Cord, Chadwick, M.</b>  5/2/01 DC Nos. 98-1579, 98-1859, 99-0042 SB-01-0042  (By Judgment)	Respondent used his trust account as a general account, co-mingled personal funds with client funds, paid personal expenses from his trust account, allowed the trust account to incur overdrafts and delayed cooperation with the State Bar. ER 1.15 SCR 43 SCR 44 SCR 51(h)	3 months Suspension + 24 months Probation (LOMAP) (TAEEP)	3 months Suspension + 24 months Probation (LOMAP) (TAEEP)	No discretionary or <i>sua sponte</i> review	No factors in aggravation; In mitigation: 9.32(a) (b) (e) and (f).

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<p><b><u>Cotton, John H.</u></b>  2/27/01 DC No. 98-0412 SB-01-0036-D  (By Judgment)</p>	<p>Respondent, on several occasions, negligently submitted unauthorized charges to his Firm for personal expenses despite the fact that charges often had not been incurred or else had already been counted. Respondent also negligently submitted excessive per diem charges to a client without prior written approval. ER 1.4 ER 4.1 ER 8.4(c) ER 8.4(d)</p>	<p>Accept Agreement for Censure + 12 months Probation (EEP)</p>	<p>Accept Agreement for Censure + 12 months Probation (EEP)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(c) and (i); In mitigation: 9.32(a) (b) and (d).</p>
<p><b><u>Crimmins, William J. II</u></b>  3/7/01 DC No. 98-1865 SB-01-0043-D  (By Judgment)</p>	<p>Respondent failed to adequately represent his client, and failed to promptly return a portion of a retainer. ER 1.1 ER 1.3 ER 1.4 ER 1.16(d) ER 8.4(d)</p>	<p>Accept Agreement for Censure + Restitution</p>	<p>Accept Agreement for Censure + Restitution</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(a) (i) and (j); In mitigation: 9.32(b) (e) and (g). Prior IRs.</p>
<p><b><u>Davies, David G.</u></b>  12/12/01 DC. No. 97-2663 SB-01-0158-D  (By Judgment)</p>	<p>Respondent drafted a will for a close personal friend and, on multiple occasions, made amendments to the will that increased Respondent's proportionate share in the will's proceeds. Although it appears that these actions were pursuant to the client's wishes, and were without undue influence, Respondent failed to advise his client to seek the advice of independent counsel. ER 1.7(b) ER 1.8(c) ER 8.4(d)</p>	<p>Censure</p>	<p>30 days Suspension</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravations: 9.22(d) (h) and (i); In mitigation: 9.32(a) (b) (e) (g) and (l).</p>

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<p><b><u>Decker, Craig A.</u></b>  5/16/01 DC Nos. 95-0361, 95-0664, 95-2223, 96-1408, 97-0498, 97-1190, 98-1677 SB-01-0099-D  (By Judgment)</p>	<p>Respondent made false statements to an opposing party on behalf of a client, addressed an opposing party when the party was not represented by counsel, failed to adequately communicate with his client or provide accurate and timely billing statements, failed to satisfy a judgment debt entered against him and his wife, failed to appear at a debtor's examination after being served with a valid subpoena, failed to appear at a duly noticed court hearing, provided his client with inappropriate and incorrect legal advice and place pledged funds into his trust account, subsequently removing them for personal use. ER 1.1 ER 1.2 ER 1.3 ER 1.5 ER 1.15 ER 4.1(a) ER 8.1(b) ER 8.4(d) SCR 43 SCR 44 SCR 51(h) SCR 51(i) SCR 51(k)</p>	<p>N/A</p>	<p>Accept Agreement for Censure + 12 months Probation (LOMAP)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(a); In mitigation: 9.32(b) (e) and (l). Prior IR.</p>
<p><b><u>Edson, Michael A.</u></b>  5/2/01 DC Nos. 99-0979, 99-1699, 00-0038 SB-01-0072-D  (By Judgment)</p>	<p>Respondent failed to diligently pursue his client's case, acted without client consent, failed to respond to reasonable client inquiries, overdrew his trust account and failed to respond to State Bar inquiries. ER 1.1 ER 1.2 ER 1.3 ER 1.4 ER 1.15 ER 1.16(d) ER 8.1(b) SCR 43 SCR 44 SCR 51(h) SCR 51(i)</p>	<p>Disbarment + Restitution</p>	<p>Disbarment + Restitution</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>Conduct deemed admitted by default. In aggravation: 9.22(b) (c) (d) (e) (g) (i) and (j); In mitigation: 9.32(a).</p>
<p><b><u>Edson, Michael A.</u></b>  12/12/01 DC Nos. 00-1203, 00-1348</p>	<p>Respondent failed to appear at a client hearing, failed to appear at the Order to Show Cause, failed to communicate with clients in a timely fashion, failed to</p>	<p>Disbarment</p>	<p>Disbarment</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>Conduct deemed admitted by default. In aggravation: 9.22(a) (c) (d) (e) (g)</p>

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<p>SB-01-0166-D  (By Judgment)</p>	<p>promptly return retainer funds and failed to respond to State Bar inquiries, ER 1.3 ER 1.4 ER 1.5 ER 1.16(d) ER 3.2 ER 8.1 ER 8.4 SCR 51(e) SCR 51(h) SCR 51(i)</p>				<p>(i); No factors in mitigation. Prior disbarment</p>
<p><b>Edwards, Timothy D.</b>  2/15/01 DC Nos. 97-0368, 97-1385 SB-01-0028-D  (By Judgment)</p>	<p>Respondent, [REDACTED] in [REDACTED], missed scheduled court appearances and failed to adequately communicate with his law partner regarding coverage for his absences, thus causing actual or potential injury. ER 1.1 ER 3.2 ER 8.4(d)</p>	<p>N/A</p>	<p>Accept Amended Agreement for Censure</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>No factors in aggravation; In mitigation: 9.32(a) (b) (c) (d) (e) (f) (i) and (l).</p>
<p><b>Estrada, Ralph George</b>  5/2/01 DC Nos. 97-0936, 98-2580, 99-0357, 99-0591, 99-1231, 99-1248, 99-1873, 99-2407, 99-2411, 00-0036, 00-0129, 00-0148, 00-0149, 00-0153, 00-0206, 00-0224, 00-0350 SB-01-0073-D  (By Judgment)</p>	<p>Respondent overdrawed his trust account, failed to establish appropriate accounting methods, failed to comply with reasonable client and third party requests, failed to inform clients about the status of their case or his ability to represent them, failed to communicate with and diligently represent his clients, employed a suspended attorney, acted without client consent, failed to appear at a scheduled court appearance, failed to disburse funds upon settlement, failed to return a retainer, failed to protect his clients' interest upon termination of representation and failed to respond to State Bar inquiries. ER 1.1 ER 1.2 ER 1.3 ER 1.4 ER 1.5 ER 1.6</p>	<p>Disbarment + Restitution</p>	<p>Disbarment + Restitution</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>Conduct deemed admitted by default. In aggravation: 9.22(b) (c) (d) (e) (g) (h) (i) and (j); In mitigation: 9.32(a).</p>

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	ER 1.15 ER 1.15(b) ER 1.16 ER 1.16(d) ER 3.2 ER 3.3 ER 3.4(c) ER 4.1 ER 4.2 ER 5.3 ER 5.5 ER 5.5 (b) ER 8.1 ER 8.4 ER 8.4(c) ER 8.4(d) SCR 31(c) SCR 43 SCR 44 SCR 51(e) SCR 51(h) SCR 51(i) SCR 51(k) SCR 63				
<p><b><u>Fajardo, Fernando</u></b></p> <p>7/16/01 DC Nos. 98-0196, 98-0340, 98-1097, 98-2137, 98-2373, 99-0551, 99-1427, 99-1537, 00-0677, 00-0872, 00-1121, 00-1519, 00-1826, 00-1838, 00-2175, 00-2199, 00-2262, 00-2323 and 00-2371</p> <p>SB-01-0062-D</p> <p>(By Judgment)</p>	Respondent chose not to contest or defend charges, but chose to consent to disbarment.			Consent to Disbarment + Restitution + (Client Protection Fund)	

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<p><b><u>Finn, Robert W.</u></b>  2/16/01 DC No. 97-1248 SB-01-0003-D  (By Judgment)</p>	<p>Respondent commingled personal funds with client funds, placed clients at risk due to his failure to comply with trust account guidelines, failed to reference client files, failed to appropriately maintain client ledgers and did not conduct a monthly reconciliation. ER 1.15 SCR 43 SCR 44</p>	<p>Informal Reprimand + 12 months Probation (LOMAP)</p>	<p>30 days Suspension + 24 months Probation (LOMAP)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(a) and (i); In mitigation: 9.32(b) (c) (e) (l) and (m). Prior Censure.</p>
<p><b><u>Fishbein, Mark L.</u></b>  2/28/01 DC No. 99-1240 SB-01-0029-D  (By Judgment)</p>	<p>Respondent chose not to contest or defend charges, but chose to consent to disbarment.</p>	<p>N/A</p>	<p>N/A</p>	<p>Consent to Disbarment</p>	
<p><b><u>Frost, Arthur, J.</u></b>  10/18/01 DC No. 99-1530 SB-01-0146-D  (By Judgment)</p>	<p>Respondent overdrew his trust account, commingled funds, failed to establish adequate internal controls to safeguard client funds, failed to properly record all transaction promptly and completely, and failed to maintain records on a current basis. ER 1.15 SCR 43 SCR 44</p>	<p>N/A</p>	<p>Accept Agreement for 30 days Suspension + 24 months Probation (TAEPP) + (LOMAP)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(a) (c) and (i); In mitigation: 9.32(b) and (l). Prior IRs.</p>

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<p><b><u>Galbasini, Donald C.</u></b></p> <p>11/08/01 DC No. 98-2063 SB-01-0163-D</p> <p>(By Judgment)</p>	<p>Respondent commingled funds, failed to safeguard client property by failing to deposit monies collected on behalf of a client in his trust account and allowing his trust account to become overdrawn on two occasions. Respondent failed to record all transactions promptly and completely, failed to sufficiently maintain detailed deposit slips or the equivalent, failed to sufficiently maintain accurate individual client ledgers. Respondent failed to perform a monthly reconciliation and failed to diligently respond to State Bar inquiries.</p> <p>ER 1.15      SCR 43      SCR 44</p>	<p>N/A</p>	<p>Accept Agreement for 30 days Suspension + (TAEEP) (Client Protection Fund) + limited LOMAP audit or 24 months Probation (LOMAP)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(a) and (i); In mitigation: 9.32(b) (l) and (m). Prior Suspension and IR</p>
<p><b><u>Goff, Byron H., Jr.</u></b></p> <p>9/12/01 DC Nos. 98-0567, 98-1573, 98-1712 SB-01-0152-D</p> <p>(By Judgment)</p>	<p>Respondent failed to properly identify his trust account, failed to keep a "correct" running balance on old journal or register transactions, failed to maintain individual client ledgers for all matters, paid personal expenses from his trust account and recreated documents claiming that he was unable to produce originals.</p> <p>ER 1.15      SCR 43      SCR 44</p>	<p>N/A</p>	<p>Accept Agreement for Censure + 24 months Probation (TAEEP) + (LOMAP and PM)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(d) and (i); In mitigation: 9.32(a) (b) (d) and (e).</p>

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<p><b><u>Grant, Merwin D.</u></b>  3/7/01 DC No. 99-1671  (By Order)</p>	<p>Respondent and his client entered into a business transaction. Respondent failed to obtain his client's consent in writing ER 1.8(a)</p>	<p>Agreement for an Informal Reprimand</p>	<p>N/A</p>	<p>N/A</p>	<p>In aggravation: 9.22(i); In mitigation: 9.32(a) (b) (e) (g) and (l).</p>
<p><b><u>Griffith, Gregg H.</u></b>  6/18/01 DC Nos. 98-1002, 98-1160 98-1724, 98-1884 SB-01-0041-D  (By Judgment)</p>	<p>Respondent neglected his clients, failed to follow the intent of the representation, failed keep his clients informed, failed to communicate with them, failed to appear at scheduled hearings and violated the court order. Respondent failed provide adequate representation, knowingly made a false statement of material fact to the judge, and failed to respond or cooperate with the State Bar's investigation of these matters. ER 1.2 ER 1.3 ER 1.4 ER 1.5 ER 1.16 ER 1.16(d) ER 3.2 ER 3.3(a)(1) ER 3.4(c) ER 8.1(a) ER 8.1(b) ER 8.4(c) ER 8.4(d) SCR 51(e) SCR 51(h) SCR 51(i) SCR 51(k)</p>	<p>Disbarment and Restitution</p>	<p>Disbarment and Restitution</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>Conduct deemed admitted by default. In aggravation: 9.22(a) (b) (c) (d) (e) (h); No factors in mitigation.</p>

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<p><b><u>Griffith, Gregg H.</u></b>  10/18/01 DC Nos. 99-1521, 00-0253 00-0329 SB-01-0151-D  (By Judgment)</p>	<p>Respondent failed to respond to client requests for documents and the status of their cases, filed a motion while summarily suspended, failed to appear for a scheduled trial, failed to take actions consistent with client goals and expedite litigation, failed to provide documents and communicate with a client regarding the status and strategy of the case, failed to advise a client of a scheduled hearing, failed to appear for scheduled conferences with the client, failed to adequately advise a criminal client about testifying and failed to respond to State Bar charges. ER 1.2 ER 1.3 ER 1.4 ER 3.2 ER 3.4(c) ER 5.5 ER 8.1(b) ER 8.4 ER 8.4(c) ER 8.4(d) SCR 51(e) SCR 51(h) SCR 51(i) SCR 51(k)</p>	<p>Disbarment</p>	<p>Disbarment + (Client Protection Fund)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>Conduct deemed admitted by default. In aggravation: 9.22(a) (b) (c) (d) (e) (g) (h) and (i); No factors are present in mitigation. Prior Disbarment, Censure and Restitution.</p>
<p><b><u>Hansen, Theodore E.</u></b>  1/11/01 DC Nos. 98-1918, 98-1921, 98-1989, 98-2159 SB-00-0084-D  (By Judgment)</p>	<p>Respondent failed to diligently represent and communicate with clients, deposited unearned fees into a general operating account, caused the general operating and client accounts to reach negative balances and failed to respond to State Bar inquiries. ER 1.3 ER 1.4 ER 1.15(a) ER 1.16 ER 8.1(b) SCR 43 SCR 44 SCR 51(h) SCR 51(i)</p>	<p>Censure + 24 months Probation (LOMAP) (MAP) + Restitution</p>	<p>60 days Suspension + Restitution</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(c) and (i); In mitigation: 9.32(a) (b) (d) (e) (i) and (l).</p>
<p><b><u>Hansen, Theodore E.</u></b>  2/16/01 DC No. 01-0020 SB-01-0006-D</p>	<p>Placed on Interim Suspension 2/16/01 by Order of the Supreme Court.</p>	<p>N/A</p>	<p>N/A</p>	<p>Interim Suspension</p>	

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<p><b><u>Hanson, Kenn M.</u></b> 1/5/01 DC Nos. 98-1233, 98-1375, 98-1401, 98-1479, 98-1480, 98-1646, 98-1890, 98-2108, 98-2183, 98-2216, 98-2406, 98-2583, 99-0194 SB-00-0102-D  (By Judgment)</p>	<p>Respondent engaged in unethical conduct through his employment in a business that represented itself as a partnership when it was not and acquired clients through direct solicitation of named litigants in court records. ER 5.4(a) ER 5.4(b) ER 5.5(b) ER 7.3(b) ER 7.3(c) ER 7.3(j)</p>	<p>Accept Agreement for Censure + 12 months Probation (LOMAP) + (EEP) + (UPLC)</p>	<p>Accept Agreement for Censure + 12 months Probation (LOMAP) + (EEP) + (UPLC)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(a) and (d); In mitigation: 9.32(b) (d) and (l). Prior Suspension.</p>
<p><b><u>Harrington, Neil J.</u></b> 3/27/01 DC No. 99-2020 SB-01-0058-D  (By Judgment)</p>	<p>Respondent procured or offered for filing in a public office a document he knew to be false for lack of genuine signature. ER 3.4(b) ER 4.1 ER 8.4(b) ER 8.4(c) ER 8.4(d) SCR 41(e)</p>	<p>N/A</p>	<p>Accept Agreement for Censure</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(b) (h) and (i); In mitigation: 9.32(a) (e) (g) (k) and (l).</p>
<p><b><u>Hoyt, Robert Q.</u></b> 4/6/01 DC No. 99-0632 SB-01-0068-D  (By Judgment)</p>	<p>Respondent, in giving directions to his liability expert to purge his file of memorandum from Respondent, engaged in conduct involving fraud, deceit or misrepresentation, and violated a rule of professional conduct. ER 3.4 ER 4.1 ER 8.4(c) SCR 51(b)</p>	<p>Accept Agreement for Censure + 12 months Probation (CLE)</p>	<p>Accept Agreement for Censure + 12 months Probation (CLE)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(a) and (i); In mitigation: 9.32(b) (e) (l) and (m). Prior IR.</p>

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<p><b><u>Huser, Ronald E.</u></b></p> <p>1/12/01 DC No. 96-1818 SB-00-0108-D</p> <p>(By Judgment)</p>	<p>Respondent, in an insurance defense matter, negligently entered an appearance, filed an answer, and signed a stipulation on behalf of an insured without his knowledge or consent. Respondent did not have authorization to represent the client, did not have contact with the client, failed to withdraw from the case, failed to disclose information, and failed to adequately supervise associate attorneys.</p> <p>ER 3.2      ER 3.3      ER 3.4 ER 4.1      ER 4.4      ER 5.1(b) ER 8.4(c)   ER 8.4(d)</p>	<p>3 months Suspension</p>	<p>Censure + 6 months Probation (EEP)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(e); In mitigation: 9.32(a) and (i).</p>
<p><b><u>Kirkorsky, Mark A.</u></b></p> <p>7/05/01 DC No 99-1187 SB-01-0125-D</p> <p>(By Judgment)</p>	<p>Respondent failed to competently represent minor children by releasing settlement funds to their parents prior to the establishment of conservatorship, failed to safeguard client property, failed to reduce to writing verbal amendments, failed to determine prior to hearing whether conservatorship funds were available, failed to advise the court that the conservatorship funds had been released prior to the hearing and failed to timely file proof of establishment of the conservator account or to advise the court that such proof could not be filed within the allotted time.</p> <p>ER 1.1      ER 1.5      ER 1.15 ER 8.4</p>	<p>N/A</p>	<p>Accept Agreement for Censure + 12 months Probation (CLE)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(h) and (i); In mitigation: 9.32(a) (e) (k) and (l).</p>

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<p><b><u>Kloberdanz, Paul J.</u></b>  12/19/01 DC No. 97-0633 SB-01-0169-D  (By Judgment)</p>	<p>Respondent was negligent in not determining whether he had obtained a legal right in an entity. This negligence resulted in Respondent engaging in a conflict of interest when he gave legal advice while obtaining an ownership interest. Respondent failed to discuss the conflict of interest, failed obtain a waiver or written consent from his clients and failed to provide his client with a reasonable opportunity to seek the advice of independent counsel. Respondent later filed suit against his clients, asserting an interest in the object of the work he had performed for his clients. ER 1.7(b) ER 1.8(a)</p>	<p>Censure + Restitution</p>	<p>Censure</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(b) (g) (h) and (i); In mitigation: 9.32(a) and (j).</p>
<p><b><u>Laber, Edward H.</u></b>  5/29/02 DC. No. 98-1985  (By Order)</p>	<p>Respondent made a misrepresentation by notarizing a quit claim deed knowing that no signature had been affixed to the deed at the time of notarization. This action was in violation of a criminal statute. The person did actually sign the document, just not before Respondent and not on the date indicated. ER 8.4(c)</p>	<p>Agreement for an Informal Reprimand</p>	<p>N/A</p>		<p>In aggravation: 9.22(a) and (i); In mitigation: 9.32(b) (e) (g) and (l). Two prior IRs.</p>

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<p><b><u>Lancaster, Wendy K.</u></b>  6/28/01 DC No. 99-1513 SB-01-0119-D  (By Judgment)</p>	<p>Between June and October of 1999, Respondent withdrew client funds from the trust account prior to earning the funds, disbursed funds belonging to clients from the trust account to pay costs for clients who had no funds on deposit in the account and failed to maintain accurate records regarding client trust funds. ER 1.15    SCR 43    SCR 44</p>	<p>N/A</p>	<p>Accept Amended Agreement for Censure + 12 months Probation (LOMAP) + (TAEEP)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(c); In mitigation: 9.32(a) (b) (c) (d) (e) (g) and (l).</p>
<p><b><u>Legg, Wayne Elmer</u></b>  3/7/01 DC Nos. 92-1569, 93-1493, 93-1867, 94-2277 SB-00-0099-D  (By Judgment)</p>	<p>Respondent chose not to contest or defend charges, but chose to consent to disbarment.</p>	<p>N/A</p>	<p>N/A</p>	<p>Consent to Disbarment</p>	
<p><b><u>Leiber, John L.</u></b>  7/02/01 DC No. 98-2166 SB-01-0122-D  (By Judgment)</p>	<p>Respondent failed to comply with trust account guidelines by causing his trust account to hold insufficient funds and placing earned fees in his trust account, thus commingling funds. Respondent self-reported this latter conduct. ER 1.15(a)    SCR 43    SCR 44</p>	<p>N/A</p>	<p>Accept Agreement for Censure + 12 months Probation (LOMAP) + (TAEEP)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(c) and (i); In mitigation: 9.32(a) (b) (c) (e) (g) and (l).</p>
<p><b><u>Leon, Julia L.</u></b>  2/16/01 DC Nos. 98-1291, 99-0080, 99-0235 SB-00-0105-D</p>	<p>Respondent failed to diligently represent and communicate with her clients, misled her clients, accepted a retainer then failed to perform work on her client's behalf, abandoned her client, failed to respond to or advise her partner of a pending malpractice suit against their firm and</p>	<p>Disbarment</p>	<p>4 years Suspension + Restitution</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>Conduct deemed admitted by default. In aggravation: 9.22(c) (d) (e) (g) (h) and (j); No factors in mitigation.</p>

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(By Judgment)	failed to cooperate with the State Bar. ER 1.2 ER 1.3 ER 1.4 ER 1.16(d) ER 8.1(b) ER 8.4 SCR 51(h) SCR 51(i)				
<b><u>Little, Robert D.</u></b> 9/12/01 DC No. 99-0796  (By Order)	Respondent engaged in a conflict of interest by continuing to represent his clients after he became a co-defendant with them. Although the clients may have consented to Respondent's continued representation of them, there was an inherent conflict of interest that cannot be waived. ER 1.7	N/A	Accept Agreement for Informal Reprimand + 6 months Probation	N/A	In aggravation: 9.22(a) and (i); In mitigation: 9.32(b) (e) (g) (j) and (m). Prior private IR.
<b><u>Loftus, William C.</u></b> 4/6/01 DC Nos. 98-0747, 99-0512 SB-01-0070-D  (By Judgment)	Respondent failed to communicate and diligently represent a client, failed to abide by a client's decisions concerning the objectives of representation, failed to expedite the litigation consistent with the interests of the client, failed to take reasonable steps to protect the client's interests upon termination of representation, failed to furnish information or respond to inquiries and requests from bar counsel and engaged in conduct prejudicial to the administration of justice. ER 1.1 ER 1.2 ER 1.3 ER 1.4 ER 1.16(d) ER 3.2 ER 8.4 SCR 51(h)	Censure + 24 months Probation (LOMAP) + (EEP) + Restitution	Censure + 24 months Probation (LOMAP) + (EEP) + Restitution	No discretionary or <i>sua sponte</i> review	In aggravation: 9.22(a) (d) (g) (i) and (j); In mitigation: 9.32(g) and (m). Prior Suspension and Probation.
<b><u>Lopez, Anthony R., Jr.</u></b> 7/12/01 DC No. 98-0442	Respondent was informed of a charge with the State Bar alleging Respondent owed the complainant a referral fee. Respondent responded to the letter, but	N/A	Accept Agreement for Informal Reprimand	N/A	In aggravation: 9.22(a) and (e); No mitigating factors. Prior IR and

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(By Order)	failed to address the basis for which the complaint was made. Afterwards, Respondent informed the State Bar that the matter had been resolved, but failed to provide documentation to the bar proving the validity of this statement or respond to State Bar requests for such information. ER 8.1(b) SCR 51(h) SCR 51(i)				Probation.
<b><u>Lustig, Steven G.</u></b> 9/07/01 DC No. 99-0560 SB-01-0149-D  (By Judgment)	Respondent failed to supervise two non-lawyers who represented themselves as attorneys, facilitated the unauthorized practice of law and engaged in dishonesty, fraud, deceit or misrepresentation and conduct prejudicial to the administration of justice. Respondent also failed to report his employee's conduct of fee sharing with a non-lawyer and used firm letterhead indicating the firm was a partnership when it was not. ER 5.3(b) ER 5.5(b) ER 7.5(d) ER 8.3 ER 8.4(a)	N/A	Accept Agreement for Censure	No discretionary or <i>sua sponte</i> review	In aggravation: 9.22(a) and (i): In mitigation: 9.32(b) (e) and (l). Prior IR.
<b><u>Marchosky, Ruben J.</u></b> 2/16/01 DC Nos. 00-2013 SB-00-0080-D  (By Order)	Placed on Interim Suspension 2/16/01 by Order of the Supreme Court.	N/A	N/A	Interim Suspension	

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<p><b><u>Marko, Edward J.</u></b>  4/6/01 DC No. 00-0068 SB-01-0067-D  (By Judgment)</p>	<p>Respondent failed to communicate and diligently represent his client's case, causing it to be dismissed for lack of prosecution. Respondent then negligently misrepresented the status of the case to his client.  ER 1.3      ER 1.4      ER 8.4(c)</p>	<p>N/A</p>	<p>Accept Agreement for Censure + 12 months Probation (LOMAP)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(i); In mitigation: 9.32(a) (b) (d) (e) and (l).</p>
<p><b><u>McCarthy, Edward David, III</u></b>  8/31/01 DC Nos. 99-1539, 99-2175 00-1464 SB-01-0121-D  (By Judgment)</p>	<p>Respondent failed to communicate or consult with clients, failed to act with reasonable diligence, failed to keep his address current with membership, failed to make reasonable efforts to expedite litigation consistent with his client's interests, failed to return a client's file, failed to attend two court hearings, made misrepresentations to opposing counsel and bar counsel, charged an unreasonable fee, failed to properly withdraw from representation as necessary to protect his client's interests, was dishonest in representing his client, engaged in conduct prejudicial to the administration of justice and failed to respond to the State Bar's investigation.  ER 1.2      ER 1.3      ER 1.4 ER 1.5(a)      ER 1.16(d)      ER 3.2 ER 8.1(b)      ER 8.4(c)      ER 8.4(d) SCR 31(c)(3)      SCR 51(h)      SCR 51(i)</p>	<p>2 years Suspension + 24 months Probation + Restitution</p>	<p>2 years Suspension + 24 months Probation + Restitution + (Client Protection Fund)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>Conduct deemed admitted by default. In aggravation: 9.22(c) (d) and (e); In mitigation: 9.32(a).</p>

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<p><b><u>McCormick, Cynthia R.</u></b>  7/13/01 DC No. 99-2408 SB-01-0105-D  (By Judgment)</p>	<p>Respondent failed to provide an accounting upon request from a client, failed to return a client file or perform the legal services she had been retained to perform, continued to practice law while suspended and failed to cooperate with the State Bar's investigation in this matter. ER 1.2      ER 1.3      ER 1.4 ER 1.5      ER 1.15      ER 5.5 ER 8.1      ER 8.4      SCR 31(c)(3) SCR 51(e)   SCR 51(h)   SCR 51(i) SCR 51(k)</p>	<p>Disbarment + Restitution</p>	<p>Disbarment + Restitution + (Client Protection Fund)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>Conduct deemed admitted by default. In aggravation: 9.22(a) (b) (c) (e) (g) (i) and (j); There are no factors in mitigation. Prior Suspensions and IR.</p>
<p><b><u>Mohling, T. Andrew</u></b>  5/31/01 DC Nos. 98-0031, 98-1847 98-2388, 99-0214 99-0530, 99-0885 99-1580 SB-01-0074-D  (By Judgment)</p>	<p>While suspended for non-payment of dues and noncompliance with mandatory continuing legal education requirements, Respondent engaged in the practice of law and failed to adequately communicate with and represent criminal defense clients, conduct involving dishonesty, and failed to cooperate with the State Bar. ER 1.1      ER 1.2      ER 1.3 ER 1.4      ER 3.3      ER 4.1 ER 8.1(b)   SCR 51(h)   SCR 51(i)</p>	<p>N/A</p>	<p>18 months Suspension (retroactive)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(a) (c) and (d); In mitigation: 9.32(b) (c) (g) (i) and (l). Prior Probation and IRs.</p>
<p><b><u>Morga, William E.</u></b>  10/25/01 DC No. 98-0323 SB-01-0039-D  (By Judgment)</p>	<p>Respondent's company filed for chapter 11 bankruptcy which was later converted to a chapter 7 bankruptcy. Respondent received additional debtor funds and failed to turn over debtor funds to the trustee and the trustee was forced to file a 541 motion. Despite a court order, Respondent continued to hold the debtor</p>	<p>Censure</p>	<p>Censure</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(a) (b) (c) (g) (i); No factors in Mitigation Prior IR</p>

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	funds and forced the trustee to litigate this matter for over a year and to obtain an order of attachment. ER 1.15(b)				
<b><u>Mothershed, George L.</u></b>  4/17/01 DC No. 97-1781 SB-01-0076-D  (By Judgment)	Respondent wrongfully represented himself as authorized to practice law in Arizona by consulting with clients, filing pleadings on their behalf and using a letterhead that did not indicate his inability to practice law in Arizona. Respondent also made several disparaging remarks to a Superior Court judge. ER 3.3(a)(1) ER 4.1(a) ER 5.5 ER 7.1(a) ER 7.5(b) ER 8.4(c) ER 8.4(d) SCR 31 SCR 31(a)(3) SCR 33 SCR 33(c) SCR 33(d) SCR 51(d) SCR 51(e)	Disbarment	Censure	No discretionary or <i>sua sponte</i> review	Conduct deemed admitted by default. In aggravation: 9.22(a) (b) (c) (g) and (i); In mitigation: 9.32(j). Prior Censure.

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<p><b><u>Murphy, Jeffrey A.</u></b>  8/24/01 DC Nos. 97-0415, 98-0638 98-1515, 98-2256, 98-2461, 99-0716, 99-0912, 99-0877, 99-1514 and 00-0134 SB-01-0113-D  (By Judgment)</p>	<p>Respondent accepted retainers from multiple clients then failed to provide services, failed to communicate and diligently represent his clients, failed to provide case status and requested accountings, failed to return one client's file, failed to protect the interests of his clients upon termination, failed to appear for scheduled hearings, performed services while suspended from the practice of law and failed to cooperate with the State Bar's investigation. ER 1.1 ER 1.2 ER 1.2(a) ER 1.3 ER 1.4 ER 1.15 ER 1.15(b) ER 1.16(a) ER 1.16(d) ER 3.2 ER 3.3(a) ER 3.4(c) ER 5.4 ER 5.5 ER 8.1(b) ER 8.4 ER 8.4(c) ER 8.4(d) SCR 43 SCR 44 SCR 44(b) SCR 51(e) SCR 51(f) SCR 51(h) SCR 51(i) SCR 51(k)</p>	<p>Disbarment + Restitution</p>	<p>Disbarment + Restitution + (Client Protection Fund)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(a) (b) (c) (d) (e) (g) (h) (i) and (j); There are not factors in mitigation. Prior IR and Probation.</p>
<p><b><u>Nielsen, Peter A.</u></b>  11/05/01  DC Nos. 99-0896, 99-0957, 99-1050, 99-1840, 99-1505, 00-0079, 00-0242 and 00-0336 SB-01-0154-D  (Judgment)</p>	<p>Respondent failed to diligently represent or communicate with his clients, failed to appear at oral argument, failed to advise his client of the court's ruling or provide an accounting, failed to pay necessary fees or inform his client of a hearing, failed to return an appeal bond to his client, failed to file an amended complaint as directed by his client and the court and failed to appear at mediation. Respondent appeared in and filed paperwork on</p>	<p>Disbarment + Restitution</p>	<p>Disbarment + Restitution</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>Conduct deemed admitted by default. In aggravation: 9.22(b) (c) (d) (e) (g) (h) and (j); In mitigation: 9.32(a) and (c).</p>

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	<p>multiple matters while summarily suspended. Respondent failed to properly maintain funds in his trust account on behalf of his client and third parties, failed to promptly deliver such funds. Respondent failed to file appropriate pleadings, failed to abide by court orders, failed to participate in a telephonic conference, failed to appear at the Order to Show Cause hearing, failed to timely send settled documents to the appropriate parties, failed to respond to opposing counsel and court staff, failed to send client paperwork or refund client fees, and failed to respond to State Bar inquiries.</p> <p>ER 1.2      ER 1.3      ER 1.4  ER 1.5      ER 1.15      ER 1.16  ER 3.2      ER 3.4      ER 5.5  ER 8.1      ER 8.4      SCR 43  SCR 44      SCR 51(e)      SCR 51(f)  SCR 51(h)      SCR 51(i)      SCR 51(k)</p>				
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<p><b><u>North, Gerald D. W.</u></b>  3/28/01 DC Nos. 94-1324, 95-0497, 97-2063 SB-01-0037-D  (By Judgment)</p>	<p>Respondent failed to provide information to allow clients to make informed decisions regarding settlement, failed to convey settlement offers to all plaintiffs, failed to consult with clients regarding their classification as plaintiffs, coerced some plaintiffs into settling, failed to distribute award monies in a timely manner, failed to communicate with clients or respond to reasonable client requests, failed to avoid conflicts that would impair the lawyer's independent judgment and intentionally misled clients. ER 1.4 ER 1.7(b) ER 1.8(g) ER 1.15(b)</p>	<p>3 years Suspension</p>	<p>6 months and 1 day Suspension + Restitution</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(a) (c) (d) (g) (h) (i) and (j); In mitigation: 9.32(j). Prior IR.</p>
<p><b><u>Odneal, Sara Jane</u></b>  6/21/01 DC Nos. 98-2075, 99-0064 00-1074 SB-01-0108-D  (By Judgment)</p>	<p>Respondent held disputed funds in her trust account for approximately three months, failed to promptly disburse funds to her client, dispersed funds to herself before the matter was resolved, failed to promptly return the unused portion of a retainer, contacted an opposing party several times in an unauthorized manner and failed to respond to State Bar inquiries in two separate counts. ER 1.3 ER 1.15 ER 1.16 ER 4.4 ER 8.1 SCR 43 SCR 44 SCR 51(h) SCR 51(i)</p>	<p>N/A</p>	<p>Accept Agreement for Censure + 12 months Probation (EEP)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(d) (e) and (i); In mitigation: 9.32(a). Mental State: Negligent. If Respondent had responded to the State Bar, a lesser sanction <i>may</i> have been appropriate.</p>

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<p><b><u>Oliver, Signa R.</u></b></p> <p>8/31/01 DC Nos. 99-0834, 99-1078, 99-1370 and 99-1993 SB-01-0123-D</p> <p>(By Judgment)</p>	<p>Respondent failed to provide settlement disbursements sheets to clients, failed to promptly notify a lien holder of settlement and receipt of funds, failed to disburse settlement funds, made misrepresentations concerning a third party, engaged in dishonesty, fraud and deceit and conduct prejudicial to the administration of justice. Respondent failed to abide by a client's decisions concerning the objective of representation, failed to communicate or diligently represent his client, abandoned the client, failed to return the client's file or refund the client's retainer fee, mismanaged her trust account, commingled funds, failed to properly supervise employees, failed to provide adequate trust account documentation and records and failed to promptly respond to the State Bar's investigation.</p> <p>ER 1.2    ER 1.3    ER 1.4 ER 1.5    ER 1.15    ER 1.16(d) ER 8.1    ER 8.4    SCR 43 SCR 44    SCR 51(h)    SCR 51(i)</p>	<p>Disbarment + Restitution</p>	<p>Disbarment + Restitution + (Client Protection Fund)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>Conduct deemed admitted by default. In aggravation: 9.22(b) (c) (d) (e) (g) (h) and (j); In mitigation: 9.32(a).</p>
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<p><b><u>Phillips, James R.</u></b>  10/18/01  DC Nos. 96-0861, 96-2081, 98-0786, 99-0446, 99-1419, 99-2168 and 00-0184  SB-01-0150-D  (By Judgment)</p>	<p>Respondent made false statements of material fact to the court, failed to comply with rules for filing briefs, failed to advise his client of a court date, failed to appear on his client's behalf, failed to keep appointments, failed to respond to letters or telephone calls, failed to return documents, failed to refund fees or provide an accounting, failed to provide productive work, failed to return a portion of a retainer and failed to cooperate with the State Bar or respond to a bar charge. ER 1.1      ER 1.2      ER 1.3 ER 1.4      ER 1.5      ER 1.15 ER 1.16     ER 3.1      ER 3.4(c) ER 8.1(b)   ER 8.4      ER 8.4(d) SCR 43      SCR 44      SCR 51(h) SCR 51(i)</p>	<p>Disbarment + Restitution</p>	<p>Disbarment + Restitution (Client Protection Fund)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(a) (b) (c) (d) (e) (f) (g) (h) (i) and (j); In mitigation: 9.32(c). Prior IR.</p>
<p><b><u>Politi, Stephen J.</u></b>  2/16/01 DC Nos. 98-1223, 98-2192 SB-00-0106-D  (By Judgment)</p>	<p>In 1998 Respondent pled guilty to misdemeanor DUI and in 1999, pled guilty to aggravated DUI, a class 4 felony. Respondent additionally represented two opposing parties to the same lawsuit, advising one against the other. ER 1.7      ER 1.9      ER 8.4(b) ER 8.4(d)   SCR 51(a)   SCR 57(a)</p>	<p>N/A</p>	<p>Accept Agreement for 2 years Suspension (retroactive) + 24 months Probation (LOMAP) (MAP)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(c) and (i); In mitigation: 9.32(a) (b) (d) (e) (i) and (k).</p>

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<p><b><u>Rhees, Michael L.</u></b></p> <p>11/07/01 DC No. 99-0342 SB-01-0161-D</p> <p>(By Judgment)</p>	<p>Respondent, while suspended, remained attorney of record for eighteen clients, for whom he filed motion/pleadings and attended one hearing. Respondent further made misrepresentations to the Court, clients and others concerning his ability to practice.</p> <p>ER 3.3(a)(1) ER 3.4(c) ER 5.5 ER 8.4(c) SCR 51(e) SCR 51(k)</p>	<p>N/A</p>	<p>Accept Agreement for 4 months Suspension (retroactive) + 24 months Probation (MAP) + (Client Protection Fund)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(d) and (i); In mitigation: 9.32(a) (e) (i) and (l).</p>
<p><b><u>Rojas, Robert A.</u></b></p> <p>12/12/01 DC Nos. 98-0342, 98-1198, 98-1800, 99-0741, 99-0760 and 99-0927 SB-01-0167-D</p> <p>(By Judgment)</p>	<p>Respondent delayed payment to secure medical treatment on behalf of his client, after originally sending the payment to an improper address. Respondent failed to pay his clients or clients' healthcare provider until after a formal complaint was filed with the State Bar, failed to keep his clients timely informed as to the status of their case. Respondent failed to provide information to a lien holder or maintain adequate records regarding the liens, signed a doctor's lien for a client, failed to provide his client with a final accounting of settlement funds in writing, was unable to provide the State Bar with trust account records to track the deposit and disbursement of funds relating to settlement and failed to respond to State Bar inquiries until he retained counsel. Respondent eventually paid his clients the full settlement amount relating to two counts and chose not to charge a fee for his legal services pertaining to one count.</p> <p>ER 1.2 ER 1.3 ER 1.4</p>	<p>N/A</p>	<p>Accept Amended Agreement for 7 months Suspension + 24 months Probation (TAEFP) (MAP) + (LOMAP and PM) + Restitution</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(a) (c) (e) (h) and (i); In mitigation: 9.32(b) (c) (d) and (l). Prior IR.</p>

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	ER 1.15 SCR 43 SCR 51(i)	ER 8.1 SCR 44	ER 8.4 SCR 51(h)				
<p><b><u>Romney, Kent Russell</u></b></p> <p>3/23/01 DC Nos. 96-1694, 96-1815 96-1983, 96-2198 96-2220, 96-3105 97-0157, 97-0332 97-0530, 97-0588 97-1071, 97-1744 SB-01-0035-D</p> <p>(By Judgment)</p>	<p>Respondent abandoned clients, failed to communicate with and diligently represent clients, failed to protect clients' interests upon termination of representation, failed to comply with clients' reasonable requests for information, failed to comply with a court order, failed to return client files or retainers and failed to cooperate with the State Bar.</p> <p>ER 1.2 ER 1.3 ER 1.4 ER 1.5 ER 1.15 ER 1.16 ER 3.2 ER 3.3 ER 4.1 ER 8.1(b) ER 8.4(c) ER 8.4(d) SCR 51(h) SCR 51 (i)</p>	<p>Accept Agreement for 42 months Suspension (retroactive) + 24 months Probation (LOMAP) (MAP) + Restitution</p>	<p>Accept Agreement for 42 months Suspension (retroactive) + 24 months Probation (LOMAP) (MAP) + Restitution</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(c), (d) and (e); In mitigation: 9.32(a), (b), (c), (d), (e) and (l).</p>		
<p><b><u>Roos, Bert L.</u></b></p> <p>5/31/01 DC Nos. 97-0623, 97-1321 SB-00-0094-D</p> <p>(By Judgment)</p>	<p>Respondent held disputed funds for his client and, when authorized to disburse the funds, the disbursement caused an overdraft in Respondent's trust account due to insufficient funds.</p> <p>ER 1.15 ER 1.15(b) ER 8.4 SCR 43 SCR 44</p>	<p>N/A</p>	<p>Accept Amended Agreement for Ninety Days Suspension + 18 Months Probation (LOMAP) + (TAEPP)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(a) (d) and (i); In mitigation: 9.32(d) (e) and (j). Prior IR. The provision providing for 3months of probation, which was to be served immediately, with three months to be deferred and dependent upon satisfactory completion of</p>		

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					probation and payment of costs, was rejected by the Commission.
<p><b><u>Rose, Meryl Semilof</u></b>  5/11/01 DC No. 00-1408 SB-00-1408  (By Order)</p>	Placed on Interim Suspension 5/11/01 by Order of the Supreme Court.	N/A	N/A	Interim Suspension	
<p><b><u>Sanders, Richard B.</u></b>  9/12/01 DC Nos. 95-1717 SB-01-0153-D  (By Judgment)</p>	Respondent, although providing some general information and a conflict of interest letter, engaged in a conflict of interest and failed to appropriately communicate with his clients by failing to disclose important information. ER 1.4(a) ER 1.4(b) ER 1.7(b)	Accept Agreement for Censure	Accept Agreement for Censure	No discretionary or <i>sua sponte</i> review	In aggravation: 9.22(i); In mitigation: 9.32(a) (b) (e) and (g).
<p><b><u>Sando, John M.</u></b>  2/15/01 DC No. 98-2305  (By Order)</p>	Respondent failed to maintain complete records of the handling, maintenance and disposition of all client funds that came into his possession, including client ledger cards and check registers. Respondent failed to perform monthly reconciliations of the trust account records and bank statements, failed to maintain adequate funds in the trust account, which resulted in the account being overdrawn on two separate occasions. Overall, Respondent negligently failed to supervise his staff,	Informal Reprimand	N/A	N/A	In aggravation: 9.22(a) and (i); In mitigation: 9.32(b) (d) (e) (l) and (m). Prior IR.

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	and an overdraft resulted in his trust account from an unintentional act of such staff. ER 1.15      ER 5.3      SCR 43 SCR 44				
<b>Scholl, William L.</b>  5/11/01 DC No. 97-0622 SB-00-0085-D 200 Ariz. 222 25 P.3d 710  (By Opinion)	Respondent committed criminal acts with intent and knowledge of his actions by failing to report all income on his personal income tax returns and inappropriately structuring his currency transactions. ER 8.4(b) SCR 51(a)	Censure + Probation	2 years Suspension	6 months Suspension, effective 4/18/01	In aggravation: 9.22(b) (c) and (i); In mitigation: 9.32(a) (e) (g) (k).
<b>Shaver, Ernest E.</b>  6/26/01 DC Nos. 98-0485, 98-0953 98-1961, 98-2006 98-2010, 00-0183 SB-01-0114-D  (By Judgment)	Over a three year period, Respondent failed to provide adequate attention to six client files, failed to act diligently, failed to communicate and failed to resolve fee disputes ER 1.2    ER 1.3    ER 1.4 ER 1.5    ER 1.15   ER 1.16	N/A	Accept Agreement for Censure + 6 Months Probation (LOMAP) + Restitution	No discretionary or <i>sua sponte</i> review	In aggravation: 9.22(c) (d) (i); In mitigation: 9.32(a) (b) (c) (d) (e) and (l).
<b>Sierra, Alexander L.</b>  11/05/01 DC Nos. 99-1363, 99-1904, and 99-2134 SB-01-0135-D  (By Judgment)	Respondent failed to communicate with clients and utilized his operating account as a trust account. He commingled and converted client funds. ER 1.3    ER 1.4    ER 1.8(h) ER 1.15   ER 8.1(b) ER 8.4(a) ER 8.4 (d) SCR 43    SCR 44	Censure + 2 years of Probation (MAP)	30 days Suspension + 24 months Probation (MAP)	No discretionary or <i>sua sponte</i> review	In aggravation: 9.22 (d) (i); Significant mitigation: 9.32 (a) (c) (d) (e) (g) (i) and (l);

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<p><b><u>Silkey, John P. Sr.</u></b>  5/31/01 DC Nos. 98-2062, 99-0217 SB-01-0078-D  (By Judgment)</p>	<p>Respondent improperly managed his IOLTA trust account by failing to maintain complete records of the handling, maintenance and disposition of trust account funds. Respondent also allowed negative account balances to occur, insufficient funds notices to be issued, failed to separate his personal and business assets from those of his trust account and failed to respond to two State Bar notices. ER 1.15(a) SCR 43(a) SCR 44(a) SCR 51(h) SCR 51(i)</p>	<p>Sixty days Suspension + 12 Months Probation (LOMAP)</p>	<p>Sixty Days Suspension + 12 Months Probation (LOMAP)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(c) (d) (e) and (i); In mitigation: 9.32(a) (b) (c) and (l).</p>
<p><b><u>Silver, Sheldon A.</u></b>  2/16/01 DC No. 97-2722 SB-00-0109-D  (By Judgment)</p>	<p>Representing a family in a personal injury matter, Respondent failed to communicate and diligently represent his clients, abandoned his clients, created fraudulent letters to bar counsel to support his defense in the disciplinary process and failed to cooperate with a State Bar investigation of this matter. Respondent has been suspended since 6/18/98 for a failure to pay dues. ER 1.2 ER 1.3 ER 1.4 ER 1.16 ER 3.2 ER 3.4(c) ER 8.1(a) ER 8.4 (c) ER 8.4(d) SCR 51(e)</p>	<p>Disbarment</p>	<p>Disbarment</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(b) (d) (e) (f) and (g); In mitigation: 9.32(a).</p>
<p><b><u>Sivic, Cheryl L.</u></b>  5/31/01 DC No. 97-2444 SB-01-0077-D</p>	<p>While summarily suspended for non-payment of dues and non-compliance with Mandatory Continuing Legal Education (MCLE) requirements, Respondent engaged in inappropriate candor towards the tribunal and</p>	<p>Four months Suspension + 24 months Probation</p>	<p>Six months and One day Suspension + 24 months Probation (LOMAP) + (PM)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>Conduct deemed admitted by default. In aggravation: 9.22(b) and (i); In mitigation: 9.32(a).</p>

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(By Judgment)	compromised the fairness owed to opposing and party and counsel by knowingly making misrepresentations to the court concerning her client's whereabouts and compliance with court orders. ER 3.3 ER 3.4 ER 4.1 ER 8.4				
<b><u>Sivic, Cheryl L.</u></b> 8/30/01 DC No. 00-0201 SB-01-0117-D  (By Judgment)	Respondent represented a client and received a retainer while summarily suspended. Respondent also failed to pay a judgment in full to the client SCR 51(e) SCR 51(k)	Not less than 1 year suspension + Restitution)	1 year Suspension + Restitution	No discretionary or <i>sua sponte</i> review	Conduct deemed admitted by default In aggravation: 9.22(a) (b) (e) (i) and (j); No mitigating factors. Prior IR.
<b><u>Smith, Wayne A.</u></b> 7/05/01 DC No. 95-1341 SB-01-0124-D  (By Judgment)	Respondent entered into business transactions with a client without having the client consent in writing to numerous conflicts of interest inherent in the arrangement. Respondent failed to take reasonably practicable steps to protect his client's interest upon termination of representation by failing to disclose that he had altered billing records. ER 1.8(a)(3) ER 1.13(b)(3) ER 1.16	Accept Agreement for Censure + 12 months Probation (EEP) + (CLE)	Accept Agreement for Censure + 12 months Probation (EEP) + (CLE)	No discretionary or <i>sua sponte</i> review	In aggravation: 9.22(i); In mitigation: 9.32(a) (b) (e) (g) (j) and (l).
<b><u>Sodikoff, Arnold M.</u></b> 6/21/01 DC Nos. 97-1523, 98-1874 SB-01-0109-D	Respondent failed to communicate with a client, failed to provide an accounting and failed to timely respond to two State Bar inquiries. ER 1.2 ER 1.3 ER 1.4 ER 1.15(b) ER 3.2 ER 8.1(b)	N/A	Accept Amended Agreement for Censure + Probation (length and terms to be determined upon reinstatement,	No discretionary or <i>sua sponte</i> review	In aggravation: 9.22(a) and (i); In mitigation: 9.32(b) (c) (e) and (l). Prior IR, Censure and Suspension.

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(By Judgment)	SCR 51(h)		LOMAP + MAP); participate in fee arbitration		
<b><u>Sorenson, Cole D.</u></b>  11/07/01 DC Nos. 99-1436, 00-0777, 00-0894, 00-0954, 00-1022, 00-1065, 00-1192, 00-1407, 00-1629, 00-1770, 00-1935 and 01-0524 SB-01-0165-D  (By Judgment)	Respondent accepted retainers in twelve counts, sometimes performing initial services, but ultimately failing to complete service or communicate with his clients in all counts. Respondent specifically failed to file pleadings, appear in court, failed to perform services as requested by his client, failed to return calls or make himself available to confer with clients. In addition, Respondent failed to return files upon client request, but a conservatorship was established. ER 1.2 ER 1.3 ER 1.4 ER 1.16 ER 1.16(d) ER 3.2 ER 3.4 ER 3.4(c) ER 8.1(b) ER 8.4(d) SCR 51(h) SCR 51(i)	N/A	Accept Agreement for 3 years Suspension (retroactive) + 24 months Probation (MAP) + (LOMAP) + (maintenance of malpractice insurance) + Restitution	No discretionary or <i>sua sponte</i> review	In aggravation: 9.22(c) (d) and (i); In mitigation: 9.32(a) (b) (c) (e) and (l).
<b><u>Sparks, Eric S.</u></b>  12/19/01 DC No. 98-0791 SB-01-0155-D  (By Judgment)	Respondent failed to safeguard client property by distributing proceeds without client authorization or court approval, failed to provide an accounting, failed to communicate with his client, paid himself and creditors from the trust account, commingled funds and, on multiple occasions, allowed the funds in his trust account to fall below the required balance. ER 1.4 ER 1.15 SCR 43 SCR 44	6 months Suspension + 24 months Probation + (LOMAP) (CLE)	30 days Suspension + 24 months Probation (LOMAP) (CLE)	No discretionary or <i>sua sponte</i> review	In aggravation: 9.22(d) (g) (h) and (i); In mitigation: 9.32(a) and (b).

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<p><b><u>Stanley, Brian K.</u></b>  1/18/01 DC No. 98-1781 SB-01-0002-D  (By Judgment)</p>	<p>While suspended for non-payment of bar dues and failing to comply with MCLE requirements, Respondent filed pleadings, appeared in court, communicated with opposing counsel and failed to cooperate with the State Bar investigation of this matter. ER 5.5 ER 8.1(b) ER 8.4(a) SCR 51(e) SCR 51(h) SCR 51(i) SCR 51(k)</p>	<p>Censure + 12 months Probation (LOMAP)</p>	<p>Censure + 12 months Probation (LOMAP)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(a) and (e); In mitigation: 9.32(b) and (h). Prior IR.</p>
<p><b><u>Sterman, Sheldon J.</u></b>  7/13/01 DC No. 99-1422 SB-01-0106-D  (By Judgment)</p>	<p>Respondent brought legal claims without substantial justification and unreasonably expanded proceedings solely or primarily for the purpose of delay or harassment. ER 3.2 ER 3.4(c) ER 8.1(b) SCR 51(e) SCR 51(h) SCR 51(i) SCR 51(k)</p>	<p>1 Year Suspension + 24 months Probation + Restitution + (Client Protection Fund)</p>	<p>1 year Suspension+ 24 months Probation + Restitution + (Client Protection Fund)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>Conduct deemed admitted by default. In aggravation: 9.22(e) (g) and (j); In mitigation: 9.32(a) and (f).</p>
<p><b><u>Stephens, Bill</u></b>  9/12/01 DC Nos. 00-0331, 00-0343  (By Order)</p>	<p>Respondent failed to discuss a bar charge and investigation with his partner before responding on his partner's behalf and acted without the knowledge or consent of his partner. ER 1.2 ER 1.4(b) ER 1.7(b) ER 1.8(b)</p>	<p>N/A</p>	<p>Accept Agreement for Informal Reprimand</p>	<p></p>	<p>In aggravation: 9.22(c) and (i); In mitigation: 9.32(a) (b) (e) and (l).</p>
<p><b><u>Strass, Bernard M.</u></b>  5/9/01 DC Nos. 98-2111, 98-2550 SB-01-0098-D  (By Judgment)</p>	<p>Respondent failed to diligently represent and communicate with clients, failed to comply with minimum guidelines established for trust account maintenance, failed to comply with reasonable client requests, received unreasonable double payments of fees, failed to disburse funds his client was entitled to receive, failed to properly supervise non-lawyer assistants</p>	<p>Accept Agreement for Censure + 12 months Probation (LOMAP)+ Restitution</p>	<p>Accept Agreement for Censure + 12 months Probation (LOMAP) + Restitution</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(d); In mitigation: 9.32(a), (d) and (e).</p>

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	and misled the trial court. ER 1.3 ER 1.5(a) ER 1.5(c) ER 1.6(a) ER 1.15(a) ER 1.15(b) ER 5.3(b) ER 5.3(c) ER 8.4(c) SCR 43(d) SCR 44(b)				
<b><u>Suzenski, Robert</u></b>  3/08/01 DC No. 98-0114  (By Order)	Respondent failed to diligently represent or communicate with his client, failed to properly maintain his trust account, failed to furnish information or respond promptly to an inquiry or request from bar counsel and failed to cooperate with officials and staff of the State Bar. ER 1.3 ER 1.4 ER 1.15(b) SCR 43 SCR 44 SCR 51(h) SCR 51(i)	Accept Agreement for Informal Reprimand + 12 months Probation (EEP) (LOMAP extension)			In aggravation: 9.22(i); In mitigation: 9.32(a) (b) and (c).
<b><u>Tafoya, Michael G.</u></b>  04/12/01 DC No. 99-0561  (By Order)	Respondent used firm letterhead indicating that the firm was a partnership, when in fact it was not. Respondent also failed to disclose information to the State Bar that was necessary to correct a misapprehension known by Respondent to have risen in this matter concerning the extent of his involvement in this matter. ER 7.5(d) 8.1(b)	N/A	Accept Agreement for Informal Reprimand and one year of Probation (EEP, LOMAP audit)		In aggravation: 9.22(a) and (f); In mitigation: 9.32(m) Prior IR.
<b><u>Taylor, Fredrick F.</u></b>  10/25/01 DC Nos. 97-0979, 97-1578, 97-1914, 97-2091, 97-2106, 97-2429, and 98-1460 SB-01-0115-D	Respondent entered into a contract with a document preparation company (PSI) that was principally controlled by disbarred lawyer and convicted felon Richard Berry. Respondent became the attorney of record in over 400 bankruptcy cases and had limited experience in bankruptcy matters. PSI also had court ordered fee	6 months Suspension + 1 year of Probation (LOMAP)	3 years Suspension + 12 months Probation (LOMAP) + (Client Protection Fund)	No discretionary or <i>sua sponte</i> review	In aggravation: 9.22(b) (c) (d) (g) (h) and (i); In mitigation: 9.32(a) (e) and (k).

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<p>(By Judgment)</p>	<p>restrictions on its business for repeated violations of Bankruptcy Court rules and Orders. Respondent's violations facilitated PSI's evasion of bankruptcy court orders. Respondent made false statements of material fact by signing of notices of appearance for clients who were not retained by him. Respondent also failed to communicate and to act with reasonable diligence in representing his clients and failed to inform those clients of the status of their case. Respondent further assisted non-lawyer personnel unauthorized practice of law, shared fees and failed to supervise the non-lawyer personnel.</p> <p>ER 1.2 ER 1.3 ER 1.4 ER 1.15(a) (b) (c) ER 3.3(a)1 ER 5.3 ER 5.4(a) ER 5.5(b) ER 7.1(j) ER 8.4(c) (d) SCR 43(a) (b) SCR 44(a) (b)</p>				
<p><b>Turnage, Dennis P.</b></p> <p>8/31/01 DC Nos. 98-1145, 98-1359, 98-2594, 99-0311, 99-1095, 99-1325, 99-1358, 99-1951, and 99-2254 SB-01-0120-D</p> <p>(By Judgment)</p>	<p>Respondent failed to provide diligent representation, failed to pay lien holders, converted client trust funds on four occasions, failed to communicate with his client, failed to respond to the client's request to refund the retainer fee, failed to comply with a court order and failed to respond to State Bar inquiries.</p> <p>ER 1.2 ER 1.3 ER 1.4 ER 1.5 ER 1.5(c) ER 1.15 ER 1.16(d) ER 3.4(c) ER 8.1 ER 8.4 SCR 43 SCR 44 SCR 51(e) SCR 51(h) SCR 51(i)</p>	<p>Accept Agreement for 4 years Suspension + 24 months Probation (LOMAP) + (MAP) + (TAEEP) + Restitution</p>	<p>Accept Agreement for 4 years Suspension + 24 months Probation (LOMAP) + (MAP) + (TAEEP) + Restitution + (Client Protection Fund)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>In aggravation: 9.22(a) (c) (d) (e) and (i); In mitigation: 9.32(c) (d) (e) and (l). Prior IRS.</p>

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	SCR 51(k)				
<p><b><u>Torosian, Craig W.</u></b> 2/16/01 DC No. 98-2470 SB-00-0100-D  (By Judgment)</p>	<p>Respondent received a settlement check and failed to timely pay the lien provider, instead converting the lien monies for his personal use. ER 1.15 ER 8.4 SCR 43 SCR 44</p>	Disbarment	4 years Suspension + 24 months Probation (MAP)	No discretionary or <i>sua sponte</i> review	<p>In aggravation: 9.22(b); In mitigation: 9.32(a) (c) (e) and (f).</p>
<p><b><u>Van Baalen, Peter T.</u></b> 9/27/01 DC No. 99-1406 SB-01-0160-D  (By Judgment)</p>	<p>Respondent commingled funds by depositing personal funds into his trust account in order to protect his clients, failed to safeguard client property by allowing a deficit to occur in his trust account, failed to consistently reconcile his trust account on a monthly basis, failed to promptly or completely record all transactions or maintain accurate individual client ledgers or the equivalent.  ER 1.15 SCR 43 SCR 44</p>	N/A	Accept Agreement for Censure + 12 months Probation (LOMAP)	No discretionary or <i>sua sponte</i> review	
<p><b><u>Vice, George III</u></b> 9/11/01 DC Nos. 97-0907, 97-2352, and 98-1218 SB-01-0128-D  (By Judgment)</p>	<p>Respondent was charged with five counts of misdemeanor assault and one count of interfering with a judicial proceeding for violating the terms of his Order of Release. Additionally, Respondent violated the terms of his probation, failed to undergo counseling, failed to diligently represent a client, failed to notify his</p>	6 Months Suspension	6 months and one day Suspension + Probation (MAP)	No discretionary or <i>sua sponte</i> review	<p>Conduct deemed admitted by default. In aggravation: 9.22(c) (d) (g) and (i); In mitigation: 9.32(a) (k) and (l).</p>

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	client of the status of a case, abandoned his client, causing actual client injury, and failed to respond to State Bar inquiries. ER 1.2 ER 1.3 ER 8.1(b) ER 8.4(b) ER 8.4(d) SCR 51(a) SCR 51(h) SCR 51(i) SCR 51(k)				
<b><u>Walker, William J.</u></b>  6/19/01 DC No. 99-0406 SB-00-0096-D 200 Ariz. 155 24 P.3d 602  (By Opinion)	Respondent negligently failed to avoid a conflict of interest by engaging in disputed sexual conduct with his client. ER 1.7	Censure	90 Days Suspension	Censure	No factors in aggravation; In mitigation: 9.32(a) (e) (g) (k) and (l). The Supreme Court did not make specific findings in mitigation.
<b><u>Weisling, Chris G.</u></b>  3/23/01 DC Nos. 96-3086, 97-2674 98-0538 SB-01-0038-D  (By Judgment)	Respondent failed to communicate with and diligently represent his clients, failed to protect his clients' interests upon termination of representation, and failed to cooperate with the State Bar. ER 1.2 ER 1.3 ER 1.4 ER 1.15(b) ER 1.16(d) ER 3.2 ER 8.1(b) ER 8.4(d) SCR 51(h) SCR 51(i)	Accept Agreement for 2 years Suspension (retroactive) + Restitution	Accept Agreement for 2 years Suspension (retroactive) + Restitution	No discretionary or <i>sua sponte</i> review	In aggravation: 9.22(a), (c), (d) and (e); In mitigation: 9.32(b) (c) and (f). Prior Suspension.
<b><u>Wittges, Timothy J.</u></b>  2/16/01 DC Nos. 97-0244, 98-1644 SB-00-01075-D  (By Judgment)	Respondent failed to diligently represent and respond to reasonable client and State Bar inquiries and requests, but did refund client fees and pay for damages incurred. ER 1.2 ER 1.3 ER 1.4 ER 1.16 ER 1.16(d) ER 3.4 (c) ER 8.1(b) ER 8.4(d) SCR 51(h)	6 months and 1 day Suspension	6 months and 1 day Suspension	No discretionary or <i>sua sponte</i> review	Conduct deemed admitted by default. In aggravation: 9.22(c) (d) and (e); In mitigation: 9.32(a) (c) (d) and (h).

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<p><b><u>Yates, Robert M.</u></b>  8/31/01 DC No. 99-1645 SB-01-0127-D  (By Judgment)</p>	<p>SCR 51(i)  Respondent failed to act diligently and to take action to expedite litigation, failed to communicate with his client, made misrepresentations to the client concerning the status of the client's case, engaged in conduct prejudicial to the administration of justice, delayed in returning his client's file and ultimately failed to return any substantive portion of the client's file. Respondent also failed to respond to the State Bar's investigation. ER 1.2    ER 1.3    ER 1.4 ER 1.16    ER 3.2    ER 8.1(b) ER 8.4(c)    ER 8.4(d)    SCR 51(h) SCR 51(i)</p>	<p>6 months and 1 day Suspension + Restitution</p>	<p>6 months and 1 day Suspension+ Restitution + (Client Protection Fund)</p>	<p>No discretionary or <i>sua sponte</i> review</p>	<p>Conduct deemed admitted by default. In aggravation: 9.22(e) (g) (i) (j); In mitigation: 9.23(a).</p>
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