

SUPREME COURT OF ARIZONA
DISCIPLINARY CASES MATRIX
(1993)

<u>CASE NAME NUMBER/DATE</u>	<u>VIOLATIONS DESCRIPTION/ DISCIPLINARY RULES</u>	<u>COMMITTEE RECOMMEND.</u>	<u>COMMISSION RECOMMEND.</u>	<u>COURT SANCTION</u>	<u>COMMENTS</u>
<u>1993</u>					
<u>Blasniq, Michael C.</u> 02/03/93 DC Nos. 90-0931 91-0420 91-0171 91-0421 91-0323 91-0469 91-0394 SB-93-0003-D (By Judgment) 174 ARIZ. 9 846 P.2d 822	Over one-year period, agreed to represent clients and accepted retainers, then failed to provide diligent, if any, representation. Lack of diligence resulted in bench warrant being issued for one client, another client being arrested. Failed to respond to State Bar's inquiries. ER 1.2 ER 1.4 SCR 51(h) ER 1.3 ER 8.1 SCR 51(i)	Accept agreement for Suspension, 2 years (retroactive to 4/9/91) & Probation, 2 years & Restitution	Accept agreement for Suspension, 2 years (retroactive to 4/9/91) & Probation, 2 years & Restitution	Sua sponte review declined	Reinstatement must proceed pursuant to Rule 71(d); (demonstrate proof of rehabilitation); Sought help from MAP; 1 prior Informal Reprimand for similar conduct
<u>Boettcher, William H.</u> 10/04/93 DC NO. 89-1588 SB-93-0060-D (By Judgment) ARIZ. 861 P.2d 599	Failed to file client's complaint until one day before expiration of statute of limitations; failed to maintain communication with client and opposing party; failed to ensure complaint and summons were timely served on proper defendants; made carelessly incorrect statements to court (though later corrected them); offered settlement to opposing counsel without client's knowledge or approval; failure to timely serve proper defendants resulted in dismissal of lawsuit and awarding of costs against client. DR 1-102 ER 1.4 DR 6-101(A)(3) ER 8.4 ER 1.2	N/A	Accept agreement for Censure & Restitution		Censure imposed by order of Commission

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<p><u>Brickman, Robert I.</u> 12/11/93 DC No. 90-1854 (By Order of Commission)</p>	<p>Permitted a person who was not his employee to send a letter out on Respondent's letterhead identifying himself as a legal assistant. ER 8.4(c)</p>	<p>2 censures</p>	<p>Informal Reprimand</p>	<p>N/A</p>	<p>Matter public due to Committee's recommendation of censure</p>
<p><u>Brooks, Charles Ray</u> 06/17/93 DC No. 90-0042 SB-93-0029-D (By Judgment) ARIZ. <u>854 P.2d 776</u></p>	<p>During six-year period he held client's money in trust account (which was per client's instructions), he removed money from trust account for other purposes or failed to keep money segregated from other accounts. ER 1.15(a) SCR 44(b)(3)</p>	<p>Informal reprimand & 1/2 costs</p>	<p>Suspension, 30 days & Full costs & Probation, 2 years</p>	<p><u>Sua sponte review declined</u></p>	<p>No prior discipline; No dishonest or selfish motive; Never denied he owed clients money; Clients extremely difficult to contact and deal with</p>
<p><u>Brown, Leonard Gene</u> 06/17/93 DC No. 89-0812 89-2020 89-1807 91-0321 SB-93-0012-D (By Judgment) ARIZ. <u>854 P.2d 768</u></p>	<p>Delegated work to attorney not yet licensed to practice in Arizona; represented both parties in sales transaction without informing them of possible ramifications; failed to adequately explain terms of sales contract to one party; after accepting retainer, failed to file special action on behalf of prisoner client and failed to take action to change prisoner's status; failed to adequately communicate with clients; repeatedly failed to diligently pursue clients' cases; failed to cooperate with State Bar. ER 1.1 ER 1.7 ER 8.1(b) ER 1.3 ER 3.1 SCR 51(h) ER 1.4 ER 5.3 SCR 51(i)</p>	<p>Accept agreement for Suspension, 6 months & Restitution & Conditional Probation, 2 years</p>	<p>Accept agreement for Suspension, 6 months & Restitution & Conditional Probation, 2 years</p>	<p><u>Sua sponte review declined</u></p>	<p>1 prior Censure; 1 prior Informal Reprimand; No selfish motive; Good faith effort to make restitution; Personal and emotional problems</p>

DISCIPLINARY CASES MATRIX
(1993)

Cain, Irby K.

05/20/93
DC No. 86-0877
SB-93-0011-D

(By Judgment)
174 ARIZ. 592
852 P.2d 407

Entered into retainer agreement which failed to clearly specify nature of contingency; borrowed money from and sold promissory note to clients without advising they seek advice of independent counsel; charged clients additional attorney's fees after agreeing not to; repaid himself from client's trust funds more than he was entitled after loaning money to clients; converted \$5,000 of client's funds; maintained inadequate records; failed to separate client funds from his own funds; charged excessive fees.
DR 1-102(A)(4) DR 5-104
DR 1-102(A)(6) DR 6-101(A)(3)
DR 2-106(B) DR 9-102(A)
DR 5-101 DR 9-102(B)

Suspension,
2 years

Suspension,
2 years

Sua sponte
review
declined

Respondent prejudiced by unusual circumstances which caused substantial delays in processing case; Voluntarily terminated practice in 1989 and placed himself on inactive status

Carrasco, Daniel, Jr.

11/12/93
DC Nos. 90-0582
91-0352
SB-93-0055-D

(By Judgment)
ARIZ.
862 P.2d 219

Failed to file lawsuit on behalf of client until 2 days prior to expiration of statute of limitations; waited 1 year to serve complaint upon defendants; failed to respond to inquiries from defendant's insurance company; failed to notify client that case was dismissed for lack of prosecution; attempted to enter into agreement with client limiting his liability, without advising her to seek other counsel; caused another client's employment to be delayed for months by failing to obtain his visa from INS; failed to cooperate with State Bar's investigations.
ER 1.1 ER 1.4 ER 8.1(b) SCR 51(h)
ER 1.3 ER 1.8(H) ER 8.4(c) SCR 51(i)

Accept
agreement for
Suspension,
6 mos. &
Restitution
& LOMAP

Accept
agreement for
Suspension,
6 mos. &
Restitution
& LOMAP

Sua sponte
review
declined

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<p><u>Charles, Joseph W.</u> 02/16/93 DC Nos. 89-0254 89-0794 SB-93-0005-D (By Judgment) 174 ARIZ. 91 847 P.2d 592</p>	<p>Because he did not have original on hand and client was too ill to re-sign, Respondent signed client's name to two powers of attorney naming him as attorney in fact; after death of client, knowingly used "forged" power of attorney to perform bank transactions on client's accounts without informing bank of client's death. ER 8.4(c)</p>	<p>Censure</p>	<p>Censure</p>	<p>Censure imposed by order of Commission; Respondent's actions were intended to further client's wishes regarding distribution of his estate</p>
<p><u>Duckworth, Francis A.</u> 09/23/93 DC No. 89-1573 SB-93-0040-D (By Judgment) ARIZ. 859 P.2d 1332</p>	<p>Submitted altered escrow instructions to escrow company without obtaining all shareholders' consent to amendment made; failed to provide one shareholder with fully-executed supplemental escrow instructions, despite his repeated requests. ER 1.15(b) ER 8.4(a) ER 8.4(c)</p>	<p>Accept agreement for Suspension, 90 days</p>	<p>Accept agreement for Suspension, 90 days</p>	<p><u>Sua sponte</u> review declined</p>
<p><u>Dwyer, Barry S.</u> 11/12/93 DC No. 93-0085 SB-93-0062-D (By Judgment) ARIZ. 862 P.2d 865</p>	<p>Arrested three times for driving under the influence of alcohol; after each incident, failed to comply with court-ordered terms of probation; in connection with resulting imposition of State Bar disciplinary sanction, failed to comply with court's order to file affidavit.</p>	<p>N/A</p>	<p>Suspension, 2 years (stayed) & Professional Responsibility Exam & Probation, 2 years (which terms include actual 1-year suspension) & Additional Suspension, 30 days</p>	<p><u>Sua sponte</u> review declined Reciprocal Discipline (California); Dates retroactive to dates of California suspensions and probation</p>

DISCIPLINARY CASES MATRIX
(1993)

Evans, James Thomas

08/18/93
DC Nos. 89-1601
90-0308
SB-93-0042-D

(By Judgment)
ARIZ.
857 P.2d 1258

In representing client in child custody matter, failed to pursue case after attending one hearing; stopped communicating with client; withdrew without warning when client stopped making payments pursuant to fee agreement; entered into agreement with client releasing himself from liability. In representing client in property management dispute, failed to pursue matter after filing one demand letter; lost client's file; failed to keep clients advised of status of cases.

ER 1.1 ER 1.15 SCR 51(h)
ER 1.3 ER 8.1 SCR 51(i)
ER 1.4

Informal
Reprimand &
Probation,
2 years

Censure &
Probation,
2 years

Censure and Probation
imposed by order of
Commission

Feeley, James Byers

09/23/93
DC Nos. 90-1669
90-2167
91-0184
91-0848
SB-93-0043-D

(By Judgment)
ARIZ.
859 P.2d 1329

Filed frivolous lawsuit; failed to respond to opposing party's motion for summary judgment, resulting in award to opposing party of nearly \$10,000; accepted representation of numerous clients, then failed to diligently pursue cases; delayed sending check to chiropractic center for months, despite signing medical lien on client's behalf; falsely told client that summary judgment had been granted and that nearly \$5,000 in damages had been collected; failed to respond to State Bar inquiries.

ER 1.1 ER 1.15 ER 8.4
ER 1.3 ER 3.1 SCR 51(h)
ER 1.4 ER 8.1 SCR 51(i)

Disbarment

Disbarment

Sua sponte
review
declined

Currently on suspension
for similar misconduct;
1 prior Informal Reprimand

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(1993)

<p><u>Fioramonti, John Anthony</u> 10/07/93 (Effective 11/02/93) DC No. 89-1327 SB-92-0040-D (By Opinion) ARIZ. 859 P.2d 1315</p>	<p>Created and presented false notes in defense of disciplinary allegations; committed perjury at deposition in disciplinary proceedings; obtained and attempted to obtain false affidavits from 3 attorneys; refused to admit his deception during proceedings; lack of competence; represented client without her consent; failed to keep client reasonably informed about status of case; failed to maintain adequate communication. ER 1.1 ER 1.2 ER 1.4 ER 8.1 ER 8.4</p>	<p>Disbarment (minority recommended suspension)</p>	<p>Suspension, 3 years (minority recommended disbarment)</p>	<p>Suspension, 3 years</p>	<p>Aberrational behavior; Court notes that, without mitigating factors, disbarment would be warranted (many years of practice with no prior discipline; good reputation); Justice Corcoran dissented, recommending disbarment</p>
<p><u>Hohn, Edward</u> 10/08/93 (Effective 08/02/90) DC Nos. 89-0583 90-2097 SB-93-0059-D (By Judgment) 176 ARIZ. 125 859 P.2d 748</p>	<p>Criminal convictions of mail fraud, false statement, false claims. ER 8.1(b) SCR 51(a) ER 8.4(b) SCR 51(b) ER 8.4(c) SCR 51(e) SCR 51(i)</p>	<p>N/A</p>	<p>N/A</p>	<p>Consent to Disbarment</p>	<p>1 prior Censure</p>

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<p><u>Iliff, Thomas L.</u> 06/17/93 DC No. 92-1771 SB-93-0016-D (By Judgment) ARIZ. 854 P.2d 1147</p>	<p>Took virtually no action for 3 years on client's case, although told clients he was making good progress; falsely stated he had negotiated settlement offer with opposing parties; paid clients from personal funds held in trust account; obtained clients' release from liability without advising they seek independent counsel; made false statements to disciplinary investigator. Minn. R. Prof. Conduct 1.3, 1.4, 1.8, 1.15(a), 8.1 and 8.4(c)</p>	<p>N/A</p>	<p>Suspension, 3 months & Probation, 2 years (effective dates identical to Minnesota)</p>	<p><u>Sua sponte</u> review declined</p>	<p>Reciprocal discipline (Minnesota); 1 prior Minnesota admonishment (Informal Reprimand)</p>
<p><u>Jones, Philip</u> 06/17/93 DC No. 90-1988 SB-93-0028-D (By Judgment) ARIZ. 854 P.2d 775</p>	<p>Borrowed money from client without advising he seek independent counsel; failed to put terms of loan in writing; failed to obtain client's consent to loan in writing; failed to repay loan; failed to participate in formal disciplinary proceedings. ER 1.8(a)</p>	<p>Disbarment</p>	<p>Disbarment</p>	<p><u>Sua sponte</u> review declined</p>	<p>Previously disbarred 09/25/91 for similar conduct</p>
<p><u>Lenaburg, Harry J.</u> 12/13/93 DC Nos. 90-0534 90-0895 91-1130 91-0542 SB-93-0068-D (By Judgment) ARIZ. 864 P.2d 1052</p>	<p>While serving as managing attorney of law firm, failed to contact dissatisfied clients, failed to adequately supervise associates to ensure their compliance with ethical obligations, relied upon opinion of attorney not licensed in Arizona in incorrectly determining that another associate was properly handling case, failed to respond to clients who complained about the firm's failure to send refund. ER 1.4 ER 1.16(d) ER 5.1</p>	<p>Accept agreement for Censure & Probation, 2 years</p>	<p>Accept agreement for Censure & Probation, 2 years</p>	<p></p>	<p>Censure and Probation imposed by order of Commission; Respondent's position carried too many responsibilities to make diligence possible (though he still had duty to maintain ethical obligations); 3 prior Informal Reprimands for conduct during same time period; Some of probationary terms require his law firm's cooperation</p>

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<p><u>Levine, Jack</u> 04/09/93 DC Nos. 86-1450 88-0836 SB-91-0028-D (By Opinion) 174 ARIZ. 146 847 P.2d 1093</p>	<p>Instituted numerous lawsuits against former law partner and others that were frivolous, without good faith basis to extend, modify, or reverse existing law, and without substantial purpose other than to embarrass, delay or burden third persons. DR 1-102(A)(2) ER 3.1 DR 7-102(A)(1) ER 4.4</p>	<p>Suspension, 3 years & Restitution</p>	<p>Suspension, 3 years</p>	<p>Suspension, 6 months & Probation, 2 years</p>	<p>30 years in practice without prior discipline; Numerous professional contributions and accomplishments; "Bizarre" circumstances; "Aberrational" behavior; Personal or emotional problems; Cooperated fully in disciplinary proceedings; Voluntary interim rehabilitation; Risk of future misconduct unlikely</p>
<p><u>Marce, Roger Raymond</u> 12/22/93 DC No. 87-0276 SB-93-0072-D (By Judgment) ____ ARIZ. ____ ____ P.2d ____</p>	<p>Entered into business agreement with clients involving adverse ownership interests without documenting: potential conflict of interest, that clients had full disclosure, and his oral advice that they seek advice of outside counsel. DR 5-104(A) ER 1.8(a)</p>	<p>Accept agreement for Censure</p>	<p>Accept agreement for Censure</p>		<p>Censure imposed by order of Commission; Respondent went out of his way to see that clients actually benefitted from agreement with him; Agreement initiated by client</p>
<p><u>Martinez, Thomas V., Jr.</u> 02/26/93 DC Nos. 87-1586 88-1644 88-0285 89-0185 SB-93-0007-D (By Judgment) 174 ARIZ. 197 848 P.2d 282</p>	<p>Failed to respond to clients' letters regarding case status; failed to return clients' files; failed to respond to State Bar's repeated inquiries. ER 1.4 SCR 51(h) ER 1.16(d) SCR 51(i) ER 8.1</p>	<p>Accept Agreement for Censure & Restitution & Return docu- ments to clients & Probation, 2 years</p>	<p>Accept Agreement for Censure & Restitution & Return docu- ments to clients & Probation, 2 years</p>		<p>Censure imposed by order of Commission; 1 prior Informal Reprimand (same ER's); Significant mitigation</p>

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<p><u>Miranda, Jesse R.</u> 09/23/93 (Effective 01/01/93) DC No. 92-0303 SB-93-0037-D</p> <p>(By Judgment) 176 ARIZ. 202 859 P.2d 1335</p>	<p>Filed late and deficient opening brief with U.S. Court of Appeals, then failed to respond to 2 court orders to show cause and to remedy deficiencies. ER 1.3 ER 3.2 ER 3.4</p>	<p>N/A</p>	<p>Accept agreement for Suspension, 7 months & LOMAP & 24 Hrs. CLE</p>	<p><u>Sua sponte</u> review declined</p>	<p>No dishonest or selfish motive; Fined \$500 by Court of Appeals; 1 prior Suspension; 1 prior Censure</p>
<p><u>Mason, David John</u> DC No. 93-0772 SB-93-0030-D</p> <p>(By Order)</p>	<p>Suspension in effect until final disposition of all charges or complaints pending against him before the State Bar or the Disciplinary Commission, or until further order of the Supreme Court.</p>	<p>N/A</p>	<p>N/A</p>	<p>Interim Suspension</p>	<p>Mason stipulated to interim suspension</p>
<p><u>Mybeck, Walter R., II</u> 10/01/93 DC No. 91-0085 SB-93-0058-D</p> <p>(By Judgment) ARIZ. 861 P.2d 595</p>	<p>Failed to respond to discovery requests after requesting extension to respond, then failed to respond to motion to compel and failed to comply with court order, so that clients defaulted and judgment was entered against them. ER 1.3 ER 1.4</p>	<p>Suspension, 9 months</p>	<p>Censure & Probation, 2 years</p>	<p>Censure and Probation imposed by order of Commission; Commission finds failure to respond to complaint, alone, does not constitute failure to participate in disciplinary process; Respondent purposely allowed default as he determined clients had no defense; Had Respondent replied to discovery, even greater monetary judgment would have been entered against client</p>	

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(1993)

<p><u>Nelson, Aaron Garth</u> 05/20/93 DC Nos. 87-1194 88-1626 87-1720 89-1744 SB-93-0010-D (By Judgment) 174 ARIZ. 589 852 P.2d 404</p>	<p>Failed to interview witness; failed to comply with court order to amend complaint; failed to inform client he would not represent him on appeal as pre- viously agreed; failed to dili- gently handle client's probate matters; failed to maintain ade- quate communication with executor client; repeatedly failed to timely respond to State Bar. ER 1.3 ER 8.1(b) SCR 51(i) ER 1.4 SCR 51(h)</p>	<p>Accept agreement for Suspension, 1 year</p>	<p>Accept agreement for Suspension, 1 year (retroactive to date he voluntarily stopped practicing)</p>	<p><u>Sua sponte</u> review declined</p>	<p>Voluntarily stopped practicing 06/28/91; 1 prior Informal Reprimand; 1 prior Censure; 2 prior Suspensions; Significant delays resulted in formal complaint issuing 3 years after misconduct occurred</p>
<p><u>Redeker, Harry S., Jr.</u> 10/06/93 DC Nos. 90-1885 90-2005 90-2208 91-0906 91-1136 91-1155 SB-93-0038-D (By Order) 176 ARIZ. 420 861 P.2d 1182</p>	<p>Suspension in effect until final disposition of all charges or complaints pending before the Disciplinary Commission and Supreme Court.</p>	<p>N/A</p>	<p>N/A</p>	<p>Interim Suspension</p>	

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<p><u>Redondo, William Joseph</u> 12/23/93 (Effective 11/13/92) DC Nos. 88-1627 89-0387 89-0399 89-0825 89-1021 89-1382 89-1769 89-2063 90-1359 SB-92-0055-D</p> <p>(By Opinion) ARIZ. 861 P.2d 619</p>	<p>Borrowed money and bought personal property from clients without advising them to seek advice of independent counsel; waited four years to remit \$4,500 received on client's behalf; deposited client funds into personal or general office accounts; failed to keep proper records; failed to perform matters entrusted to him; failed to communicate with clients; lost client's documents for 5 years; used trust account funds for payment of personal and business obligations; allowed client's case to be dismissed for lack of prosecution; failed to cooperate with State Bar investigation.</p> <p>DR 9-102 ER 1.4 ER 8.1(b) DR 6-101(A)(3) ER 1.8 SCR 43(a) Former SCR 29(f) ER 1.15(a) SCR 51(h) ER 1.3 ER 1.15(b)</p>	<p>Suspension, 1 year & Censure & Informal Reprimand</p>	<p>Disbarment</p>	<p>Suspension, 2 years & Probation, 2 years</p>	<p>Justice Corcoran dissented, recommending disbarment</p>
<p><u>Riddle, Robert W.</u> 06/17/93 DC No. 89-1589 SB-93-0027-D</p> <p>(By Judgment) ARIZ. 857 P.2d 1233</p>	<p>Failed to respond to requests for admission by opposing party, resulting in allegations being deemed admitted; failed to provide evidence he had obtained expert witness; filed incomplete responses to motions; failed to inform client of summary judgment or monetary judgment entered against her; made false statements to State Bar during investigation; failed to cooperate with State Bar.</p> <p>ER 1.1 ER 1.4 ER 8.4(c) ER 1.2 ER 8.1(a) ER 1.3 ER 8.1(b)</p>	<p>Suspension, 18 months & Restitution</p>	<p>Suspension, 18 months & Restitution</p>	<p><u>Sua sponte</u> review declined</p>	<p>1 prior Informal Reprimand for similar conduct</p>

**DISCIPLINARY CASES MATRIX
(1993)**

<p><u>Schwartz, Norman Alan</u> 11/12/93 DC No. 92-0722 SB-93-0061-D (By Judgment) ARIZ. <u>862 P.2d 215</u></p>	<p>Pled guilty to conspiracy to commit promotion of gambling, a class 5 felony (placed and accepted small sporadic bets on pro football). ER 8.4(b) SCR 51(a)</p>	<p>Accept agreement for Suspension, 6 months (or until criminal probation expires)</p>	<p>Accept agreement for Suspension, 6 months (or until criminal probation expires)</p>	<p><u>Sua sponte review declined</u></p>	<p>Respondent voluntarily stopped gambling before knowing about criminal investigation; Statute violated was admittedly ambiguous; Already sentenced to 3 years probation, paid fines of over \$10,000, cooperated with prosecution of others; No prior discipline in over 25 years of practice; Excellent reputation; remorseful</p>
<p><u>Soelter, Ralph Walter</u> 06/17/93 DC Nos. 90-2306 91-0367 91-1248 SB-93-0019-D (By Judgment) ARIZ. <u>854 P.2d 773</u></p>	<p>Represented both husband and wife while divorce proceedings pending; failed to appear at client's deposition; failed to respond to discovery requests; failed to communicate with clients; pattern of accepting clients, performing virtually no work, then abandoning cases; failed to cooperate with State Bar. ER 1.1 ER 1.9 ER 8.1 ER 1.2 ER 1.15 ER 8.4 ER 1.3 ER 1.16 SCR 51 (h) ER 1.4 ER 3.2 SCR 51 (i) ER 1.7 ER 3.4</p>	<p>Disbarment</p>	<p>Disbarment</p>	<p><u>Sua sponte review declined</u></p>	<p>Placed on interim suspension 03/19/91; State Bar established conservatorship of client files</p>

DISCIPLINARY CASES MATRIX
(1993)

Wade, E. Gene

02/26/93
DC No. 87-1101
SB-91-0003-D

(By Opinion)
174 ARIZ. 13
846 P.2d 826

Became involved in 3-way business transaction with client concerning sale of land, resulting in situation where client thought Respondent was acting as his attorney at one meeting, although Respondent was actually acting on his own behalf; failed to advise client to seek independent counsel for 4 years; entered into agreement which benefitted himself at client's expense; engineered other related transactions resulting in substantial injury to client; pattern of disregard for ethical duties; refused to recognize wrongful nature of conduct; attempted to thwart State Bar's investigation.
DR 5-101(A) DR 5-105(A) DR 5-104(B)

Suspension,
30 days

Suspension,
2 years

Disbarment

Prior Suspension for
virtually same conduct

Wolfram, Donald E.

03/05/93
DC Nos. 86-1532
87-0008
87-0227
SB-91-0040-D

(By Opinion)
174 ARIZ. 49
847 P.2d 94

Failed to adequately prepare for client's criminal trial, including failing to examine physical evidence, failing to read grand jury transcript, failing to consult client on possibility of instructing jury on lesser-included offenses, failing to interview witnesses; failed to timely respond to State Bar's inquiries.

ER 1.1 ER 1.4 SCR 51(h)
ER 1.3 SCR 51(i)

Suspension,
6 months &
24 hours CLE
& Accept
Respondent's
offer of full
restitution

Suspension,
18 months

Suspension,
18 months &
24 hours CLE
& Full
restitution

2 prior Informal Reprimands; Offered to pay restitution; Court notes lack of competence and diligence and failure to properly communicate with client as especially egregious

DISCIPLINARY CASES MATRIX
(1993)

Ziman, Meyer L.

02/17/93
DC Nos. 89-1676
89-1730
90-2170

SB-92-0073-D

(By Judgment)
174 ARIZ. 61
847 P.2d 106

Failed to respond to discovery requests; failed to comply with court's order to do so (client's matter dismissed and client fined as a result); failed to notify client of dismissal; entered into stipulation without client's knowledge or consent; failed to respond to arbitrator's requests for information; failed to cooperate with opposing counsel, resulting in filing of motion to dismiss; made profane and insulting remark to arbitrator during ex parte communication.

ER 1.2 ER 3.2 ER 3.5
ER 1.3 ER 3.3 ER 8.4
ER 1.4 ER 3.4 SCR 41(g)

Accept agreement for Suspension, 90 days & Probation, 1 year

Accept agreement for Suspension, 90 days & Probation, 1 year

Sua sponte
review
declined

1 prior Informal Reprimand for similar conduct; Fully cooperated with proceedings