

**SUPREME COURT OF ARIZONA
DISCIPLINARY CASES MATRIX
(1998)**

<u>CASE NAME NUMBER/DATE</u>	<u>VIOLATIONS DESCRIPTION/ DISCIPLINARY RULES</u>	<u>COMMITTEE/ OFFICER RECOMMEND.</u>	<u>COMMISSION RECOMMEND.</u>	<u>COURT SANCTION</u>	<u>COMMENTS</u>
<p><u>Allred, Cynthia H.</u></p> <p>09/21/98 DC No. 96-0195 SB-98-0049-D</p> <p>(By Judgment)</p>	<p>While suspended for failure to comply with MCLE requirements, Respondent continued to have oral and written communication with opposing counsel and to file pleadings on behalf of client. After being suspended almost one year, she appeared before Judge Steven Sheldon and told him she had taken care of her suspension, which was not true.</p> <p>ER 3.3(a)(1) ER 5.5(a) ER 8.4(a)</p>	<p>Accept Agreement providing for Suspension, 6 months, retroactively effective 2/96 and MCLE</p>	<p>Accept Agreement providing for Suspension, 6 months and 1 day, retroactively effective 2/1/96, and MCLE</p>	<p><i>Sua sponte</i> review declined</p>	<p>The Commission rejected and remanded the Hearing Officer recommendation because it believed the Respondent should be required to prove rehabilitation prior to reinstatement. The parties amended their agreement to reflect that change and requested that the matter be presented directly to the Commission. The request was granted and the Commission accepted the agreement as amended.</p>

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<p><u>Benton, Frank Jr.</u> 09/22/98 DC No. 95-2061 95-2087 96-1072 96-1195 96-1288 96-1778 96-1931 SB-98-0047-D (By Judgment)</p>	<p>Conditionally admitted to neglecting six clients by lack of communication, lack of timely accounting of funds, lack of diligence in representation, and failure to produce documents, comply with discovery and respond to inquiries by the court-appointed arbitrator and the State Bar; two monetary sanctions were assessed by the court as a result.</p>	<p>ER 1.3 ER 1.4 ER 1.15 ER 1.16(d) ER 3.2 ER 3.4(c) ER 8.1(b) ER 8.4(a) ER 8.4(d) SCR 51(h)</p>	<p>Accept Agreement for Suspension, 18 mos. Upon Reinstatement, Probation, 2 yrs, PM, Payment of outstanding sanctions, Proof of recovery, treatment and fitness to practice.</p>	<p>Accept Agreement for Suspension, 18 mos., Upon Reinstatement, Probation, 2 yrs, PM, Payment of outstanding sanctions, Proof of recovery, treatment and fitness to practice.</p>	<p><i>Sua sponte</i> review declined</p>	<p>In aggravation are a pattern of misconduct, multiple offense, and bad faith obstruction of disciplinary proceedings. In mitigation are timely good faith effort to rectify the consequences of his misconduct, and evidence of a causal relationship between a medical ailment and the misconduct at issue.</p>
<p><u>Blumrosen, Steven Marshall</u> 09/21/98 DC No. 95-0231 95-2202 96-0825 96-1097 96-1222 96-1460 96-2298 SB-98-0052-D (By Judgment)</p>	<p>Course of conduct over three year period that involved accepting representation of clients, accepting retainers from those clients and performing little or no work on the cases, and failing to adequately communicate with clients. Respondent was suspended for failure to comply with MCLE and failure to pay bar dues at the end of the misconduct. He also failed to respond to State Bar inquiries.</p>	<p>ER 1.3 ER 1.4 ER 1.5 ER 1.15 ER 1.16(d) ER 8.1(b) SCR 51(h) SCR51(i)</p>	<p>Accept Agreement for Suspension, 18 mos. retroactive to 5/15/96, Upon Reinstatement, Probation, 2 yrs, LOMAP, PM.</p>	<p>Accept Agreement for Suspension, 18 mos. retroactive to 5/15/96, Upon Reinstatement, Probation, 2 yrs, LOMAP, PM.</p>	<p><i>Sua sponte</i> review declined</p>	<p>In aggravation are multiple offenses and a pattern of misconduct. The Commission found significant mitigation in Respondent's cooperative attitude in the disciplinary proceedings, remorse and serious personal problems involving a divorce and child custody issues.</p>

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<p><u>Burton, Osmond A., Jr.</u> 04/24/98 DC Nos. 92-0317 94-1389 94-1511 95-1295 96-0196 96-1263 SB-98-0004-D (By Judgment)</p>	<p>Failed to notify client that trial was continued and failed to use proper form of motion, resulting in denial of client's motion to lift automatic stay; In bankruptcy matter, committed his clients to certain performance without their knowledge, misinformed clients as to status and effect of his negotiations with IRS, falsely reassured clients their interests were being protected, and allowed client's home to be sold at trustee's sale; Failed to timely file complaint, resulting in dismissal of client's slander and defamation claims; Used client moneys for his own purposes; Failed to satisfy disclosure requirements in civil matter, resulting in prevention from presenting crucial testimony, and ultimately dismissal with prejudice; Failed to deliver client file to new attorney.</p>	<p>N/A</p>	<p>Accept Agreement for Suspension, 1 year, Restitution</p>	<p><i>Sua sponte</i> review declined</p>	<p>Bankruptcy clients successfully filed claim with Respondent's malpractice insurance carrier; Entered into settlement/repayment agreements with 2 clients, after voluntarily informing each he had committed malpractice; Repaid, with interest, client whose funds he used improperly; Repaid 1 client's attorney's fees to rectify attorney/client misunderstandings. In aggravation and mitigation are: 9.22 (a), (c), (d) and (i); 9.32 (c), (d), (e), (g) and (l). Although Respondent's substantial experience in the practice of law was considered aggravating, his nearly thirty years of practice without a blemish constitute mitigation as well.</p>
	<p>ER 1.1 ER 1.4 ER 4.1 ER 1.2 ER 1.15 ER 8.4 ER 1.3 ER 1.16(d) SCR 44</p>				

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<p><u>Butler, Anthony E.</u> 06/01/98 By Order 08/11/98 By Amended Order DC No. 98-1516 SB-98-0042-D (By Order)</p>	<p>Placed on Interim Suspension effective 7/31/98, pursuant to the Stipulation for Transfer to Interim Suspension.</p>	<p>N/A</p>	<p>N/A</p>	<p>Interim Suspension</p>	<p>Suspension in effect until final disposition of all pending proceedings.</p>
<p><u>Clark, Robert C.</u> 12/03/1998 DC No. 90-2214 SB No. 98-0067-D (By Judgment)</p>	<p>Respondent pled guilty to one count of solicitation to unlawful possession of a narcotic drug (cocaine) and was sentenced to three years probation. Outstanding probation performance resulted in early termination and the offense was designated a class 1 misdemeanor.</p>	<p>Accept Agreement for Censure + 2 yrs Probation upon Reinstatement</p>	<p>Accept Agreement for Censure + 2 yrs Probation upon Reinstatement + Costs (Probation to include MAP and random drug testing)</p>	<p><i>Sua sponte</i> review declined</p>	<p>Lesser sanction of censure warranted due to several significant mitigation factors; only 2 factors present in aggravation (previous DUI conviction and an informal reprimand); Respondent not practicing at time of misconduct; conviction was prior to suspension for failure to pay dues.</p>
<p><u>Conter, Edward N. III</u> 07/28/98 DC No. 92-1715 SB-98-0050-D (By Judgment)</p>	<p>Negligent actions in accepting a bankruptcy referral with no experience in bankruptcy work, and failing to investigate the facts sufficiently to find a conflict of interest or situation of collusion between the parties resulting in filing of pleadings that were not grounded in fact.</p>	<p>Accept Agreement for Censure + Probation, 1 year, LOMAP, PM.</p>	<p>Accept Agreement for Censure + Probation, 1 year, LOMAP, PM.</p>	<p><i>Sua sponte</i> review declined</p>	<p>Respondent could have avoided negligence in taking bankruptcy case without experience if he had taken steps to gain sufficient knowledge of bankruptcy law, terminated his representation or associated knowledgeable co-counsel.</p>

**DISCIPLINARY CASES MATRIX
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	ER 1.1	ER 1.3	ER 3.1				
<p><u>Delgado, C. Peter, Jr.</u> 01/23/98 DC No. 95-1733 SB-97-0091-D (By Judgment)</p>	<p>Issued firm checks reimbursing himself for travel he did not do; Submitted false billing statements and time sheets to employer.</p>			<p>Suspension, 3 years & Restitution. Upon Reinstatement, Probation, 2 years</p>	<p>Suspension, 18 months, (Conditional upon successful MAP – if not, then Suspension for additional 18 months) & Restitution. Upon Reinstatement, Probation, 2 years</p>	<p><i>Sua sponte</i> review declined</p>	<p>False billing did not result in overcharging clients; Aggravation: has not yet repaid his employer; Mitigation: no prior discipline, expressed remorse, significant personal and emotional problems; Probation to include abstention from alcohol & drugs, AA, PM, sobriety monitor and random drug testing.</p>
	<p>ER 1.3 ER 1.5</p>	<p>ER 4.1 ER 8.4</p>					
<p><u>Duckstein, Sonja S.</u> 06/15/98 DC No. 96-1956 SB-98-0036-D (By Judgment)</p>	<p>Panicked and advised client charged with sexual conduct with a minor to plead guilty in order to buy time, solely because she was unprepared for trial.</p>			<p>N/A</p>	<p>Accept Agreement for Censure & Probation, 1 year</p>	<p><i>Sua sponte</i> review declined</p>	<p>Client's guilty plea set aside based on ineffective assistance of counsel; Respondent had only 3 years' experience, was carrying enormous caseload, and had little experience in sex crimes; Sole term of probation is LOMAP; Probation issued by order of Commission.</p>
	<p>ER 1.1</p>	<p>ER 1.3</p>	<p>ER 1.4</p>				

**DISCIPLINARY CASES MATRIX
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<p><u>Evans, James T.</u> 09/21/98 DC No. 93-1484 93-1757 94-0545 94-0547 95-2148 95-2227 96-0018 SB-98-0055-D (By Judgment)</p>	<p>Mishandling of 7 cases with misconduct involving acceptance of retainers then performing little if any work; failed to communicate with clients, failed to return their files and abandoned their cases; failed to return unearned retainers; failed to respond to State Bar inquiries or cooperate with investigation.</p> <p>ER 1.1 ER 1.2(a) ER 1.3 ER 1.4(a) ER 1.5 ER 1.15 ER 1.16(d) ER 8.1(b) ER 8.4(a) ER 8.4(c) ER 8.4(d) SCR 51(h) SCR 51(i) SCR 63(a)</p>	<p>Disbarment & Restitution</p>	<p>Disbarment & Restitution</p>	<p><i>Sua sponte</i> review declined</p>	<p>Respondent suspended in 1995 for similar violations in present cases.</p>
<p><u>Friedman, Ben C.</u> 07/08/98 DC No. 94-0281 SB-98-0038-D (By Judgment)</p>	<p>Pled guilty to one count of Falsification of a Personal Income Tax Return, a class 5 felony, and two counts of Fraudulent Schemes and Artifices, class 2 felonies.</p> <p>ER 4.1 ER 8.4 SCR 51(a)</p>	<p>N/A</p>	<p>N/A</p>	<p>Consent to Disbarment w/Costs</p>	<p>Admitted charges in count one to be true in substance and facts. Chose not to defend or contest remaining charges.</p>

**DISCIPLINARY CASES MATRIX
(1998)**

Hessinger, Joseph J.

04/30/98
DC No. 98-0529
SB-98-0016-D

(By Order)

Severe neglect with appearance of abandonment of the practice of law. The continued practice of law by Respondent would result in substantial harm to the public, the legal profession and the administration of justice.

N/A

N/A

Interim
Suspension

Suspension in effect until final disposition of all pending proceedings.

**DISCIPLINARY CASES MATRIX
(1998)**

Hineman, Shay R.

11/17/98 Judgment
11/24/98 Amended
01/26/99 Order

DC No. 97-0696,
97-1609,
97-2189,
98-0569,
98-1352,
98-1449,
98-1493

SB-98-0065-D

(By Judgment and
subsequent Order)

Respondent consented to disbarment for conduct involving failure to provide competent representation to her clients; failure to consult with clients and abide by their decisions; failure to act with reasonable diligence and promptness; abuse of judicial system by filing frivolous, non-meritorious and falsified documents with the court; made false statements of material fact to a tribunal and third persons; failure to disclose necessary information to tribunal and knowingly disobeyed an obligation under the rules of the tribunal; failure to supervise staff; engaged in conduct involving dishonesty, fraud, deceit which was prejudicial to the administration of justice.

N/A

N/A

Consent to Disbarment, effective 1/1/99.

In the first cases, Respondent admitted to conduct contained in counts I, II, III, & IV. In the last three cases, Respondent chose not to admit or defend charges, but consented to Disbarment.

ER 1.1	ER 1.2	ER 1.3
ER 1.4	ER 3.1	ER 3.2
ER 3.3	ER 3.4	ER 3.4(c)
ER 4.1	ER 5.3	
ER 8.4(c)	ER 8.4(d)	

**DISCIPLINARY CASES MATRIX
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<p><u>Hirschfeld, Robert A.</u> 08/26/98 DC Nos. 89-0868, 90-1307, 91-1015, 93-0378, 93-0712, 93-1403, 93-1609, 93-1787, 93-1806, 93-1831, 94-0392, 94-0853, 94-0859, 94-0863, 94-0864, 94-0959, 94-0973, 94-0977, 94-1065, 94-1215, 94-1227, 94-1708, 94-1755, 95-0305 SB-97-0003-D</p> <p>(By Opinion)</p> <p>_____ Ariz. _____ 960 P.2d 640</p>	<p>Refused to refund unearned portions of retainer fees; lied to judges; abandoned clients; violated court rules and ethical precepts.</p> <p>ER 1.3 ER 1.4 ER 1.5</p>	<p>Disbarment</p>	<p>Disbarment</p>	<p>Disbarment</p>	<p>Commission and Hearing Committee found numerous ER and SCR violations; Opinion upheld only 3 ER violations; Extensive aggravation and no mitigation; Respondent challenges court authority, as he voluntarily dissociated himself from the Bar during pendency of proceedings, although pursuant to Rule 31(c)10 you must be in good standing to resign; fee agreements contained non-refundable retainer clause and agreement to participation in fee arbitration.</p>
<p><u>Horton, William C.</u> 04/30/98 DC No. 97-2160 SB-97-0078-D</p> <p>(By Order)</p>	<p>The continued practice of law by Respondent would result in substantial harm to the public, the legal profession and the administration of justice. Severe neglect giving the appearance of abandonment of the practice of law.</p>	<p>N/A</p>	<p>N/A</p>	<p>Interim Suspension</p>	<p>Suspension in effect until final disposition of all pending proceedings.</p>

**DISCIPLINARY CASES MATRIX
(1998)**

<p><u>Jackson, Kent W.</u> 11/23/98 DC Nos. 95-0972 95-1728 96-1979 96-2121 96-3159 97-0617 SB-98-0058-D (By Judgment)</p>	<p>Course of conduct over three year period of lying to clients, converting client funds, mishandling his trust account and failing to cooperate with the State Bar. In two instances, Respondent paid his clients for their share of settlement proceeds with checks drawn on his trust account, which were dishonored for insufficient funds, he also held a portion of client's settlement funds to pay liens, but instead kept the money himself, and represented continuing status of clients cases even though they had been dismissed because he had failed to act before the statute of limitations had run.</p>	<p>Permanent Disbarment and Restitution</p>	<p>Disbarment and Restitution</p>	<p><i>Sua sponte</i> review declined</p>	<p>Respondent was placed on interim suspension in October 1997 and remained suspended at the time of this Disciplinary Hearing. Factors present in aggravation are: 9.22 (a), (b), (c), (d), (i) and (j).</p>
	<p>ER 1.2 ER 1.3 ER 1.4 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 43 SCR 44 SCR 51(h) SCR 51(i)</p>				

**DISCIPLINARY CASES MATRIX
(1998)**

<p><u>Krigbaum, Margaret A.</u> 06/25/98 Memorandum Decision 07/22/98 Mandate and Judgement DC No. 92-2138 SB-98-0003-D (By Memorandum Decision/Judgement)</p>	<p>Over a two-year period, misappropriated \$86,000.00 of firm funds for personal expenses. Steps were taken by Respondent to conceal her actions. Borrowed additional money from fellow shareholders under false pretenses. Knowingly caused injury to her law firm. ER 8.4(c)</p>	<p>N/A</p>	<p>Rejection of Consent Agreement</p>	<p><i>Sua Sponte</i> review granted; acceptance of consent agreement providing for a three-year suspension retroactive to 11/20/92.</p>	<p>The Commission recommended rejection of the agreement, determining the 3-year suspension was to mild in lieu of Respondent's prior offense for similar misconduct. The Court concluded rejection of the agreement would result in and unduly harsh sanction. Although prior offense was similar and serious, that fact alone does not negate the effect of substantial mitigation. In mitigation was 9.32 (c), (d), (e), (i), (l), and self reporting of misconduct to the State Bar. De facto suspension, due to significant delay in proceedings. Respondent stopped practicing in 1992 with the agreement executed in 1997. Respondent was effectively suspended for 6 years.</p>
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**DISCIPLINARY CASES MATRIX
(1998)**

<p><u>Larson, Steven K.</u> 07/28/98 DC No. 95-0938 96-0375 96-0993 96-1161 SB-98-0048-D (By Judgment)</p>	<p>Negligence; failure to perform work on client's case, failure to keep two clients informed of the status of their cases; failure to adequately supervise staff.</p> <p>ER 1.3 ER 1.4 ER 5.3 ER 8.1(b) SCR 51(h) SCR 51(i)</p>	<p>Accept Agreement for Censure and Probation, 1 year, LOMAP.</p>	<p>Accept Agreement for Censure and Probation, 1 year, LOMAP.</p>	<p><i>Sua sponte</i> review declined</p>	<p>Prior to establishing Brown & Larson, Respondent was associate with Brown & Associates. After discovering unscrupulous actions of Brown & Assoc; he formed Brown & Larson and attempted to assist clients of the former firm. The misconduct of this action arose from two of those cases that fell through the cracks. In aggravation: multiple offenses; bad faith obstruction of discipline proceedings; prior informal reprimands. In mitigation: no dishonest/selfish motive; timely good faith effort to rectify consequences of misconduct, full disclosure and cooperation of discipline proceedings; remorse and Respondent's efforts to protect clients of former firm even though no obligation to do so.</p>
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**DISCIPLINARY CASES MATRIX
(1998)**

<p><u>Legg, Wayne E.</u> 07/13/98 DC No. 94-0621 SB-94-0033-D (By Order)</p>	<p>The continued practice of law by Respondent would result in substantial harm to the public, the legal profession and the administration of justice.</p>	<p>N/A</p>	<p>N/A</p>	<p>Interim Suspension</p>	<p>Per Stipulation for Transfer to Interim Suspension; Suspension retroactive to September 4, 1997, the date Respondent was sentenced for 13 counts of theft and fraud in Superior Court; suspension in effect until further order of the Supreme Court.</p>
<p><u>Merrill, Fredrick D.</u> 06/22/98 Judgment 06/30/98 Amended DC Nos. 97-0540 97-1365 97-2052 SB-98-0023-D (By Judgment)</p>	<p>While suspended, continued to act in limited role for client, allowed paralegal in his office to retain new client while he was suspended.</p>	<p>N/A</p>	<p>N/A</p>	<p>Consent to Disbarment</p>	<p>Originated (as Case Nos. 94-1394, 95-0235 & 95-0370) with Court order of suspension. Respondent filed a Petition for Review, which was declined. Respondent appealed Court's order to US Supreme Court. After certiorari was denied, Respondent consented to disbarment, and Court vacated prior order of suspension.</p>

**DISCIPLINARY CASES MATRIX
(1998)**

<p><u>Murray, David Brent</u> 09/30/98 DC No. 98-0217 SB-98-0054-D (By Judgment)</p>	<p>Rule 58(c) Reciprocal Discipline; sanction was identical discipline to that imposed by State of California 10/17/97.</p>	<p>N/A</p>	<p>Identical Discipline as imposed by California. Suspension for 3- years stayed and placed on probation for 3 years with terms and conditions retroactive to and concurrent with those imposed by CA</p>	<p><i>Sua sponte</i> review</p>	
<p><u>Pedersen, Ted</u> 09/21/98 DC No. 96-1535 SB-98-0051-D (By Judgment)</p>	<p>While suspended, appeared at county jail and represented self as inmate's legal advisor, did not participate in disciplinary proceedings. ER 5.5 ER 8.1(b) SCR 51(e) SCR 51(h) SCR 51(i)</p>	<p>Suspension 1 year, retroactive as of 3/4/97; prior to reinstatement must pay all applicable dues.</p>	<p>Suspension, 1 year, retroactive as of 3/4/97; prior to reinstatement must pay all applicable dues</p>	<p><i>Sua sponte</i> review declined</p>	<p>Respondent practiced more than 31 years without discipline. He was suspended in 1995 for failure to pay State Bar dues and remained suspended at the time of this hearing.</p>
<p><u>Phelps, Jack L.</u> 04/24/98 DC No. 93-0998 SB-98-0015-D (By Order)</p>	<p>Violated terms of probation in association with Order of Reinstatement filed 5/10/95.</p>	<p>Suspension, 6 months + 1 day</p>	<p>Suspension, 6 months + 1 day</p>	<p><i>Sua Sponte</i> review granted. Disbarment (Vacate Reinstatement)</p>	<p>Respondent was returned to the status of disbarment after violating the following 2 terms of probation: failed to respond to LOMAP request for trust account information; failed to inform State Bar of change of address, phone number and employment.</p>

**DISCIPLINARY CASES MATRIX
(1998)**

Piatt, William M., IV

12/24/97 (by Opinion)
01/16/98 (by Order)
DC Nos. 91-0843
91-1522
SB-96-0064-D

(By Opinion)

_____ Ariz. _____
_____ P.2d _____

While handling the divorce cases of two much younger, vulnerable female clients, made improper sexual advances, and implied his representation would not continue—or would cost more—if they did not cooperate.

ER 1.7(b)

SCR 41(g)

Censure

Censure &
Probation, 1
year (MAP and
counseling)

Censure &
Probation, 1
year

Hearing Officer found absolutely no credibility in Respondent's testimony; Respondent argued the conduct charged did not violate any Supreme Court Rule; Court characterizes conduct as "exploitation and extortion"; No prior discipline in +20 years of practice; Probation includes counseling, MAP, practice monitor; C.J. Zlaket, dissents stating disapproval of increasing the sanction when respondent was the only party to appeal; Feldman, J., dissenting in part, finds suspension warranted.

**DISCIPLINARY CASES MATRIX
(1998)**

Riggs, Russell O.

08/28/1998

DC No. 96-2013
96-3135
97-0806
97-0977
97-1129
97-2255

SB-98-0041-D

(By Judgment)

Respondent chose not to answer or defend charges on six counts. He admits to two counts consisting of misappropriation of firm trust account funds, Class 4 felony theft, providing client with money on regular basis to support client's living expenses while under representation and lying to the State Bar regarding support to that client.

N/A

N/A

ER 1.8(e) ER 1.15 ER 8.1(a)
ER 8.4(b) ER 8.4(c)
SCR 43 SCR 44 SCR 51(a)
SCR 51(h) SCR 57

Consent to Disbarment effective 7/21/97.

In counts I and III facts are admitted true in substance and in fact. In remaining counts II, IV, V and VI, Respondent chose not to admit or defend, but to consent to disbarment.

Roylston, George R.

05/22/98

DC No. 98-0270
SB-98-0008-D

(By Order)

The continued practice of law by Respondent would result in substantial harm to the public, the legal profession and the administration of justice.

N/A

N/A

Interim Suspension

Suspension in effect until final disposition of all pending proceedings.

**DISCIPLINARY CASES MATRIX
(1998)**

<p><u>Sherman, James E.</u> 04/10/98 DC Nos. 92-0753 92-1929 SB-98-0018-D (By Judgment)</p>	<p>Failed to adequately assist client in collection of judgment he had obtained on client's behalf; Failed to adequately communicate with client; After accepting government position, failed to withdraw from previous client's case until date set for hearing, after client had already traveled from Alaska; Failed to pay court-ordered costs for reimbursement of client's expenses; Failed to respond to State Bar inquiries.</p>	<p>Censure & Restitution & Probation, 2 years</p>	<p>Censure & Restitution & Probation, 2 years</p>	<p><i>Sua sponte</i> review declined</p>	<p>Complicated procedural history; aggravation: 3 prior informal reprimands, pattern of misconduct, substantial experience; Significant mitigation: case sat idle for nearly 3 years through no fault of Respondent; Delay inadvertently allowed Respondent to demonstrate "clean" interim conduct.</p>
	<p>ER 1.3 ER 8.4 SCR 51(h) ER 1.4 SCR 51(e) SCR 51(i)</p>				
<p><u>Sherr, Clifford M.</u> 09/02/98 DC No. 97-0994 SB-98-0061-D (By Judgment)</p>	<p>Respondent appeared in Maricopa County Superior Court and made numerous inappropriate and disparaging personal remarks about the Commissioner when she was out of the courtroom.</p>	<p>N/A</p>	<p>Accept Agreement for Censure</p>	<p><i>Sua sponte</i> review declined</p>	<p>Agreement for Discipline by Consent; In mitigation and aggravation are: 9.22(b); 9.32(a), (e), (l).</p>
	<p>ER 8.2(a) ER 8.4(c) ER 8.4 (d) SCR 41(c)</p>				

**DISCIPLINARY CASES MATRIX
(1998)**

<p><u>St. George, Michael E.</u> 02/19/98 DC No. 94-2445 SB-98-0007-D (By Judgment)</p>	<p>Failed to investigate or recognize that he was being used by a judge and another party to defraud a municipal court out of more than \$27,000; Pled guilty to theft. ER 8.4(d)</p>	<p>Accept Agreement for Censure</p>	<p>Accept Agreement for Censure</p>	<p><i>Sua sponte</i> review declined</p>	<p>Judge who signed Respondent's conviction found no criminal intent, noting his involvement was due to guilty judge's manipulation, lies, and misrepresentations; Responder took full responsibility; No prior discipline in +15 years, extensive evidence of good character.</p>
<p><u>Summers, John A.</u> 03/31/98 DC No. 98-0520 SB-98-0014-D (By Order)</p>	<p>Failed to pay costs assessed in disciplinary proceedings. SCR 52(a)(9)</p>	<p>N/A</p>	<p>N/A</p>	<p>Summary Suspension</p>	<p>Suspension in effect until Responder complies with order assessing costs.</p>
<p><u>Walker, Patricia L.</u> 05/21/98 DC No. 98-0645 SB-98-0020-D (By Order)</p>	<p>The continued practice of law by Responder would result in substantial harm to the public, the legal profession and the administration of justice.</p>	<p>N/A</p>	<p>N/A</p>	<p>Interim Suspension</p>	<p>Suspension in effect until final disposition of all pending proceedings.</p>