

SUPREME COURT OF ARIZONA

IN THE MATTER OF A SUSPENDED MEMBER) Supreme Court
OF THE STATE BAR OF ARIZONA,) No. SB-05-0176-D
)
) Disciplinary Commission
) Nos. 03-0342, 03-0603, 03-0654
) 03-0655, 03-0947, 03-1326
) 03-1384, 03-1434, 03-1469
DOROTHEA P. KRAEGER,) 03-1700, 03-1816, 04-0016
Bar No. 015475) 04-0823, 04-0994, 04-1097
) 04-1179, 04-1190, 04-1316
)
RESPONDENT.) JUDGMENT AND ORDER
)

This matter having come on for hearing before the Disciplinary Commission of the Supreme Court of Arizona, it having duly rendered its decision, there having been no discretionary review and sua sponte review having been declined by the Court,

IT IS ORDERED, ADJUDGED AND DECREED that DOROTHEA P. KRAEGER, a suspended member of the State Bar of Arizona, is hereby suspended from the practice of law for a period of four years, retroactive to March 23, 2005, for conduct in violation of her duties and obligations as a lawyer, as disclosed in the Disciplinary Commission Report.

IT IS FURTHER ORDERED that DOROTHEA P. KRAEGER shall be placed on probation for a period of two years upon reinstatement and effective upon the signing of the probation contract. Bar Counsel shall notify the Disciplinary Clerk of the date on which the probation begins. The terms of probation are as follows:

- 1) Respondent shall contact the director of the State Bar’s Law Office Management Assistance Program (LOMAP) within 30 days of the date of the order of reinstatement. The director of LOMAP shall develop a probation contract, and its terms shall be incorporated therein by reference. The probation period will begin to run when all parties have signed the probation contract.
2) Other terms and conditions of probation may be added at the time of reinstatement.
3) Respondent shall refrain from engaging in any conduct that would violate the Rules of Professional Conduct or other rules of the Supreme Court of Arizona.
4) In the event that Respondent fails to comply with any of the foregoing conditions, and the State Bar receives information to that effect, bar counsel shall file with the Hearing Officer a Notice of Non-Compliance, pursuant to Rule 60(a)5, Ariz. R. S. Ct. The Hearing Officer shall conduct a hearing within thirty

days after receipt of said notice, to determine whether the terms of probation have been violated and if an additional sanction should be imposed. In the event there is an allegation that any of these terms have been violated, the burden of proof shall be on the State Bar of Arizona to prove non-compliance by clear and convincing evidence.

IT IS FURTHER ORDERED that Respondent shall submit to fee arbitration in File Nos. 03-0655, 03-0947, 03-1326, 03-1469, 03-1700, 03-1816, 04-0994, 04-0823, 04-1179, 04-1190, and 04-1097, if the client wishes to do so. Clients shall be advised in writing that fee arbitration is available at no charge to them.

IT IS FURTHER ORDERED that Respondent shall comply with all the provisions of Rule 72, Rules of the Supreme Court of Arizona, including, but not limited to, Rule 72(a), which requires that Respondent notify all of her clients, within ten (10) days from the date hereof, of her inability to represent them and that she should promptly inform this Court of her compliance with this Order as provided in Rule 72(e).

IT IS FURTHER ORDERED that Respondent shall comply with all rule provisions regarding reinstatement proceedings.

IT IS FURTHER ORDERED that pursuant to Rule 60(b), the State Bar of Arizona is granted judgment against **DOROTHEA P. KRAEGER** for costs and expenses of these proceedings in the amount of \$3,569.75, together with interest at the legal rate from the date of this judgment.

DATED this _____ day of _____, 2006.

NOEL K. DESSAINT
Clerk of the Court

TO:

Dorothea P. Kraeger, Respondent (Certified Mail, Return Receipt and Regular Mail)
Lisa D. Duran, Respondent's Counsel
Amy K. Rehm, Senior Bar Counsel
Roberta L. Tepper, Bar Counsel
Robert J. Stephan, Jr., Hearing Officer 9R
Patricia Seguin, Disciplinary Clerk (Cert. Copy)
Sandra Montoya, Lawyer Regulation Records Manager, State Bar of Arizona (Cert. Copy)
Perry Thompson, Director of Admissions, Supreme Court of the United States (Cert. Copy)
Cathy Catterson, Clerk, United States Court of Appeals for the Ninth Circuit (Cert. Copy)
Richard Weare, Clerk, United States District Court, District of Arizona (Cert. Copy)
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