

**SUPREME COURT OF ARIZONA**

IN THE MATTER OF A MEMBER OF THE STATE BAR OF ARIZONA,	)	Supreme Court No. SB-07-0033-RD
	)	
	)	Disciplinary Commission
	)	No. 06-4002
<b>MICHAEL R. KARBER,</b>	)	
<b>Bar No. 016230</b>	)	
	)	
RESPONDENT.	)	<b>JUDGMENT AND ORDER</b>
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This matter came before the Court for review of the Disciplinary Commission’s recommendation of reciprocal discipline pursuant to Rule 53(i)(3), Rules of the Supreme Court of Arizona. The Disciplinary Board of the Washington State Bar Association imposed two formal reprimands on respondent. Arizona does not impose duplicative sanctions in the same case. We granted sua sponte review to impose a substantially similar discipline on these facts.

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

IT IS FURTHER ORDERED that **MICHAEL R. KARBER** shall be placed on probation for a period of two years. Bar Counsel shall notify the Disciplinary Clerk of the date on which the probation begins. The terms of probation are as follows:

- 1) Within 30 days of the date of this Judgment and Order, Respondent shall contact the Member Assistance Program (MAP) Director and submit to a MAP assessment. Respondent shall enter into a MAP contract based on the recommendations made by the MAP director or designee. Upon completion of the two year period of probation, the MAP director may determine if respondent’s term of probation should be renewed for an additional period.
- 2) Respondent shall pay costs associated with these disciplinary proceedings and costs associated with MAP.
- 3) 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), Rules of the Supreme Court of Arizona. 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 be assessed costs and expenses of the disciplinary proceedings as provided in Rule 60(b).

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2007.

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Ruth V. McGregor  
Chief Justice

TO:

Michael R. Karber, Respondent (Certified Mail, Return Receipt and Regular Mail)

Maret Vessella, Bar Counsel

Lauren E. Eiler, Disciplinary Clerk (Cert. Copy)

Lawyer Regulation Records Manager, State Bar of Arizona (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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