

**SUPREME COURT OF ARIZONA**

IN THE MATTER OF A MEMBER	)	Supreme Court
OF THE STATE BAR OF ARIZONA,	)	No. SB-10-0058-D
	)	
	)	Disciplinary Commission
	)	No. 09-1602
<b>JAMES J. MCMAHON, JR.,</b>	)	
<b>Bar No. 022943</b>	)	
	)	
RESPONDENT.	)	<b>JUDGMENT AND ORDER</b>
<hr style="width: 100%;"/>	)	<b>FILED 05/28/2010</b>

This matter having come before the Disciplinary Commission of the Supreme Court of Arizona, it having duly rendered its decision, and there having been no discretionary or *sua sponte* review occurring,

IT IS ORDERED, ADJUDGED AND DECREED that **JAMES J. MCMAHON, JR.**, 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 **JAMES J. MCMAHON, JR.**, shall be placed on probation for a period of one (1) year with the State Bar’s Law Office Management Assistance Program (“LOMAP”). The terms of probation are as follows:

1. Respondent shall be placed on probation with LOMAP for one year to commence from the signing of the judgment and order in this matter, focusing on Respondent’s office management procedures, including logging and accounting for incoming mail and calls, and calendaring to prevent missed appearances and deadlines.
2. 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.
3. In the event that Respondent fails to comply with any of the foregoing conditions, and the State Bar receives information thereof, bar counsel shall file with the imposing entity a Notice of Non-Compliance, pursuant to Rule 60(a)(5), Ariz.R.Sup.Ct. The imposing entity may refer the matter to a hearing officer to conduct a hearing at the earliest practicable date, but in no event later than 30 days after receipt of notice, to determine whether the terms of probation have been breached and, if so, to recommend appropriate action and response. If there is an allegation that Respondent failed to comply with any of the foregoing terms, the State Bar of Arizona bears the burden to prove non-compliance by a preponderance of the evidence.

IT IS FURTHER ORDERED that pursuant to Rule 60(b), the State Bar of Arizona is granted judgment against **JAMES J. MCMAHON, JR.**, for costs and expenses of these proceedings in the amount of \$1,696.25, together with interest at the legal rate from the date of this judgment.

DATED this \_\_\_\_\_ day of May, 2010.

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Rachelle M. Resnick  
Clerk of the Court

TO:

James J. McMahon Jr., Respondent

Edward W. Parker, Bar Counsel

Hon. Jonathan H. Schwartz, Hearing Officer 6S

Leticia V. D'Amore, Disciplinary Clerk

Sandra Montoya, Lawyer Regulation Records Manager, State Bar of Arizona

Molly Dwyer, Clerk, United States Court of Appeals for the Ninth Circuit

Attn: Don Lewis

Richard Weare, Clerk, United States District Court, District of Arizona

Attn: Beth Stephenson

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