

**SUPREME COURT OF ARIZONA**

IN THE MATTER OF A MEMBER OF THE STATE BAR OF ARIZONA,	)	Supreme Court No. SB-10-0023-D
	)	
	)	Disciplinary Commission No. 09-1643
<b>BRUCE E. ROSENBERG,</b>	)	
<b>Bar No. 014022</b>	)	<b>FILED 03/24/2010</b>
	)	
RESPONDENT.	)	<b>JUDGMENT AND ORDER</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 **BRUCE E. ROSENBERG**, 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 **BRUCE E. ROSENBERG** shall be placed on probation for a period of two (2) years. The terms of probation are as follows:

1. Respondent will consult with, participate in and successfully complete the State Bar’s Law Office Management Assistance Program (“LOMAP”) for office management issues and Member Assistant Program (“MAP”) for life balance issues.
2. Respondent’s probation in File Number 07-1763 will continue for an additional two years to begin at the time of the Judgment and Order in this matter, and will conclude two years from that date;
3. Respondent shall, assuming that Mrs. Nash authorizes and cooperates with him, within 90 days of the signing of the Order, have completely resolved the Medicare lien at his own expense up to an amount of 3% of \$12,967, and that any part of the 3% not expended in paying the Medicare lien, shall be refunded to Mrs. Nash within that time. Should Mrs. Nash refuse to authorize Respondent to deal with Medicare on her behalf, and the State Bar is not able to arrange for another attorney to assist Mrs. Nash, Respondent shall tender 3% of \$12,967 to Mrs. Nash and she will be responsible for the Medicare lien.
4. In the event that Respondent fails to comply with any of the foregoing probation terms, and information thereof is received by the State Bar of Arizona, Bar Counsel shall file a Notice of Non-Compliance with the imposing entity, 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 practical date, but in no event later than 30 days after receipt of notice, to determine whether a term of probation has been breached and, if so, to recommend an appropriate sanction. If there is an allegation that Respondent failed to comply with any of the foregoing terms, the state Bar of Arizona bears the burden of proof to prove noncompliance 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 **BRUCE E. ROSENBERG** for costs and expenses of these proceedings in the amount of \$1,409.00, together with interest at the legal rate from the date of this judgment.

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

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Rachelle M. Resnick  
Clerk of the Court

TO:

Bruce E. Rosenberg, Respondent  
David L. Anderson, Respondent's Counsel  
David Sandweiss, Bar Counsel  
Hon. H. Jeffrey Coker, Hearing Officer 6R  
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  
West Publishing Company (Jode Ottman)  
Lexis/Nexis  
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