

COMMISSION FOR LAWYER DISCIPLINE

REPORT

TO THE BOARD OF DIRECTORS
ON
ATTORNEY DISCIPLINE

JANUARY 2012

Disciplinary Sanctions
September 1, 2011 through November 30, 2011

DISBARMENTS	DISTRICT	Number of Complaints Resolved
Gest, Darrell D.	9	1
Golden, Philip Thomas	4	1
Hilliard, Laura Marie Sample	6	1
Lutfak, Yaron	4	1
MacPhail, Donald G.	14	1
Smith, Robert Joseph	3	3
Sutton, Bowen W.	12	3
Williams, Michael Joseph	6	1
Williams, Michael Joseph	6	1
Board of Disciplinary Appeals Actions:		
Glover, Heather Anne	BODA	1
Total	10	14

RESIGNATIONS IN LIEU of DISCIPLINE	DISTRICT	Number of Complaints Resolved
Eddings, Michael C.	4	5
Mackert, Russell E.	3	1
Ramos, Alonzo	12	1
Shields, Gary D.	7	2
Thompson, Claudia Mitchell	7	5
Wray, Ryan Pannell	7	15
Total	6	29

SUSPENSIONS	DISTRICT	Number of Complaints Resolved
Akpaffiong, Basseyy Out	5	3
Anderson, Tshombe Ali	8	2
Becker, Don D.	4	1
Burwell, Edward Chamberlain	4	1
Cohen, Gershon D.	10	1
Collins, Omar Orlando	11	1
DeGroot, David Arie	9	1
DeGroot, David Arie	9	1
Eureste, Arthur	4	2
Eustachon, Benjamin Nguyen	5	1
Frost, Stephen James	9	1
Garcia, Mark E.	11	1
Gass, Andrew	4	1
Goh, Jerry	6	1
Ivie, III, John Henry	6	1

Jarvis, Jr., Don L.	15	5
Jarvis, Jr., Don L.	1	1
Kirschberg, Morris J.	10	1
Kramer, Suzanne Marie	10	1
Loudon, Kevin C.	10	1
Loudon, Kevin C.	11	1
Martinez, Leandro David	12	1
Nolan, Pattie Jo	3	3
Nunn, Timothy Edward	6	1
Parks, Calvin Deshon	5	1
Roberts, Shawn R.	4	1
Robinson, Russel L.	13	1
Romero, E.O. Rick	6	1
Saffary-Khozani, Behzad	4	3
Segundo, Rene	12	1
Stamps, Ingrid K.	6	1
Thorn, Charles L.	14	1
Villarreal, Jr., Calixtro	12	1
Yang, Victor	1	1

Board of Disciplinary Appeals Actions:

Aldridge, Vincent W.	BODA	1
Demond, Walter E.	BODA	1
Hanlon, William Conrad	BODA	1
Skelton, Patricia Foster	BODA	1

Total	38	50
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PUBLIC REPRIMANDS	DISTRICT	Number of Complaints Resolved
Choe, Yung-Sung	6	1
Dike, Okey Obi	4	1
Eason, Steven L.	6	1
Garrison, II, Phillip W.	4	1
Grissom, James P.	12	1
Shields, Bradley W.	12	1
Smith, Eric James	7	1
White, Carl N.	1	1

Total	8	8
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PRIVATE REPRIMANDS

GRIEVANCE COMM.

Number of Complaints Resolved

1	1	1
4	4	4
5	2	2
6	2	2
7	4	4
8	2	2
9	1	1
10	4	4
12	7	7
14	1	1
17	1	1
Total		29
Grievance Referral Program:		10
GRAND TOTAL:		101
		140

DISCIPLINARY ACTIONS - CURRENT BAR YEAR

BAR YEARS		Total Sanctions		Total Complaints Resolved	
*2011-2012	DISBARMENTS	21		28	
	RESIGNATIONS	13		50	
	SUSPENSIONS	63		84	
	PUBLIC REPRIMANDS	20		21	
	PRIVATE REPRIMANDS	46		49	
	GRIEVANCE REFERRAL PROGRAM	21	184	21	253

*does not reflect year end figures

DISCIPLINARY ACTIONS - PREVIOUS BAR YEARS

BAR YEARS		Total Sanctions		Total Complaints Resolved	
2010-2011	DISBARMENTS	28		52	
	RESIGNATIONS	23		101	
	SUSPENSIONS	157		254	
	PUBLIC REPRIMANDS	40		50	
	PRIVATE REPRIMANDS	77		82	
	GRIEVANCE REFERRAL PROGRAM	46	371	46	585
2009-2010	DISBARMENTS	25		33	
	RESIGNATIONS	22		40	
	SUSPENSIONS	111		169	
	PUBLIC REPRIMANDS	37		47	
	PRIVATE REPRIMANDS	81		89	
	GRIEVANCE REFERRAL PROGRAM	39	315	39	417
2008-2009	DISBARMENTS	32		43	
	RESIGNATIONS	26		104	
	SUSPENSIONS	127		189	
	PUBLIC REPRIMANDS	46		54	
	PRIVATE REPRIMANDS	68		73	
	GRIEVANCE REFERRAL PROGRAM	36	335	36	499

2007-2008	DISBARMENTS	24	63	
	RESIGNATIONS	24	90	
	SUSPENSIONS	121	224	
	PUBLIC REPRIMANDS	28	35	
	PRIVATE REPRIMANDS	69	73	
	GRIEVANCE REFERRAL PROGRAM	33	299	33
2006-2007	DISBARMENTS	30		
	RESIGNATIONS	31		
	SUSPENSIONS	110		
	PUBLIC REPRIMANDS	62		
	PRIVATE REPRIMANDS	87	320	
2005-2006	DISBARMENTS	38		
	RESIGNATIONS	17		
	SUSPENSIONS	119		
	PUBLIC REPRIMANDS	62		
	PRIVATE REPRIMANDS	108	344	
	ORDER FOR REHABILITATION			
2004-2005	DISBARMENTS	34		
	RESIGNATIONS	10		
	SUSPENSIONS	130		
	PUBLIC REPRIMANDS	52		
	PRIVATE REPRIMANDS	170		
	ORDER FOR REHABILITATION	18	414	
2003-2004	DISBARMENTS	30		
	RESIGNATIONS	14		
	SUSPENSIONS	113		
	PUBLIC REPRIMANDS	60		
	PRIVATE REPRIMANDS	188		
	ORDER FOR REHABILITATION	54	459	

2002-2003	DISBARMENTS	34	
	RESIGNATIONS	11	
	SUSPENSIONS	126	
	PUBLIC REPRIMANDS	68	
	PRIVATE REPRIMANDS	145	
	ORDER FOR REHABILITATION	53	437

2001-2002	DISBARMENTS	50	
	RESIGNATIONS	20	
	SUSPENSIONS	161	
	PUBLIC REPRIMANDS	70	
	PRIVATE REPRIMANDS	142	
	ORDER FOR REHABILITATION	39	482

**COMMISSION FOR LAWYER DISCIPLINE
REPORT TO THE BOARD OF DIRECTORS
JANUARY 2011**

DISTRICT 01:

**DALLAS ATTORNEY
11/03/2011-PRIVATE REPRIMAND**

RULE 8.04(a)(8)

for failing to timely furnish a district grievance committee a response or other information as required unless he/she timely asserts a privilege or other legal ground for failure to do so

**JARVIS, JR., DON L.: #90002001
10/25/2011-PARTIALLY PROBATED SUSPENSION
10/01/2011-09/30/2014: SUSPENSION**

On October 25, 2011, **Don L. Jarvis, Jr.** [#90002001], 43, of McKinney, received a five-year, partially probated suspension, effective October 1, 2011, with the first three years actively served and the remainder probated.

An Evidentiary Panel of the District 1 Grievance Committee found that in representing complainant, Jarvis neglected the legal matter entrusted to him, and failed to frequently carry out completely the obligations Jarvis owed to complainant, failed to keep complainant reasonably informed about the status of her legal matter and failed to explain the matter to the extent reasonably necessary to permit complainant to make informed decisions. Jarvis also failed to hold funds belonging to complainant separate from Jarvis's own property, failed to keep funds belonging to complainant in a separate trust account and failed to promptly deliver to complainant funds that she was entitled to receive.

Upon request by complainant, Jarvis failed to promptly render a full accounting regarding such funds, and disbursed complainant's funds to persons not entitled to receive them. Upon termination of representation, Jarvis failed to refund advance payments of fees that had not been earned. In addition, Jarvis failed to timely furnish a response.

Jarvis violated Rules 1.01(b)(1), 1.01(b)(2), 1.03(a), 1.03(b), 1.14(a), 1.14(b), 1.14(c), 1.15(d), and 8.04(a)(8). He was ordered to pay \$2,295.00 in attorneys' fees and direct expenses and \$3,000.00 in restitution.

**WHITE, CARL N.: #24026524
08/24/2011-PUBLIC REPRIMAND**

On August 24, 2011, **Carl N. White** [#24026524], 49, of Denison, received a public reprimand.

The District 1 Grievance Committee found that in representing Complainant's daughter in a negligence suit against a school district, White neglected the legal matter entrusted to him. White also failed to keep Complainant reasonably informed about the status of her daughter's legal matter.

White violated Rules 1.01(b)(1) and 1.03(a). He was ordered to pay \$1,237.50 in attorneys' fees.

YANG, VICTOR: #22123325
08/30/2011-PARTIALLY PROBATED SUSPENSION
09/01/2011-02/29/2012: SUSPENSION
03/01/2012-08/31/2013: PROBATION

On August 30, 2011, **Victor Yang** [#22123325], 49, of Dallas, received a two-year, partially probated suspension, effective September 1, 2011, with the first six months actively served and the remainder probated.

The District 1 Grievance Committee found that in representing Complainant, Yang neglected the legal matter entrusted to him and failed to keep Complainant reasonably informed about the status of her personal injury matter. Yang also failed to promptly comply with reasonable requests for information from Complainant about her matter.

Yang violated Rules 1.01(b)(1), and 1.03(a). He was ordered to pay \$2,926.47 in attorneys' fees and costs.

DISTRICT 03:

MACKERT, RUSSELL E.: #12761700
08/23/2011-RESIGNATION

On August 23, 2011, the Supreme Court of Texas accepted the resignation, in lieu of discipline, of **Russell E. Mackert** [#12761700], 52, of Bellaire.

At the time Mackert submitted his resignation, there was one grievance pending against him. The Court found that Mackert pled guilty to Conspiracy to Commit Mail Fraud, a Class C felony involving moral turpitude, as well as Bulk Cash Smuggling, a Class D felony.

On July 22, 2011, Mackert was sentenced to imprisonment for these offenses, with terms of 188 months and 60 months to run concurrently. The United States District Court ordered restitution in the sum of \$27,548,572.70.

Furthermore, on September 1, 2010, Mackert was administratively suspended from the practice of law for non-payment of dues or fees and for failure to satisfy MCLE requirements, but continued to practice law.

NOLAN, PATTIE JO: #24046615
10/24/2011-FULLY PROBATED SUSPENSION
11/01/2011-10/31/2014

On October 24, 2011, **Pattie Jo Nolan** [#24046615], 42, of Conroe, accepted a three-year, fully probated suspension, effective November 1, 2011.

An Evidentiary Panel of the District 3 Grievance Committee found that in representing three complainants, Nolan failed to promptly comply with reasonable requests for information from the complainants about their legal matters. Regarding one of the complainants, Nolan failed to timely refund unearned fees. Also, Nolan failed to respond to the grievances filed against her.

Nolan violated Rules 1.03(a), 1.15(d), and 8.04(a)(8). She agreed to pay \$750.00 in attorneys' fees and costs, and \$1,500.00 in restitution.

SMITH, ROBERT JOSEPH: #00789634
09/27/2011-DISBARMENT

On September 27, 2011, **Robert Joseph Smith** [#00789634], 45, of Beaumont, was disbarred.

An Evidentiary Panel of the District 3 Grievance Committee found that in representing three complainants, Smith failed to promptly comply with reasonable requests for information from the complainants about their legal matters.

Regarding two of the complainants, Smith also neglected the legal matters entrusted to him and failed to respond to the grievances filed against him. Smith also failed to return the client file to one of the complainants, and failed to promptly disburse settlement funds to another.

Smith violated Rules 1.01(b)(1), 1.03(a), 1.14(b), 1.15(d), and 8.04(a)(8). He was ordered to pay \$2,727.20 in attorneys' fees and expenses. On October 27, 2011, Smith filed a Notice of Appeal.

DISTRICT 04:

BECKER, DON D.: #02012888
08/31/2011-FULLY PROBATED SUSPENSION
10/01/2011-03/31/2013

On August 31, 2011, **Don D. Becker** [#02012888], 57, of Houston, received an 18-month, fully probated suspension, effective October 1, 2011.

An Evidentiary Panel of the District 4 Grievance Committee found that Becker neglected the client's legal matter, failed to keep the client reasonably informed about the status of the legal matter, and failed to comply with the client's reasonable requests for information.

Becker violated Rules 1.01(b)(1), and 1.03(a). He was ordered to pay \$3,500.00 in restitution and \$1,500.00 in attorneys' fees and costs.

BURWELL, EDWARD CHAMBERLAIN: #00790402
10/27/2011-FULLY PROBATED SUSPENSION
11/01/2011-10/31/2014

On October 27, 2011, **Edward Chamberlain Burwell** [#00790402], 44, of Bellaire, accepted a three-year, fully probated suspension, effective November 1, 2011.

The 113th District Court of Harris County found that Burwell failed to promptly refund an advance payment of fee that had not been earned.

Burwell violated Rule 1.15(d). He agreed to pay \$1,245.00 in attorneys' fees and expenses.

HOUSTON ATTORNEY
10/14/2011-PRIVATE REPRIMAND

RULE 1.14(b)

for failing, upon receiving funds or other property in which a client or third person has an interest, to promptly notify the client or third person and render a full accounting upon request

DIKE, OKEY OBI: #00783968
10/28/2011-PUBLIC REPRIMAND

On October 28, 2011, **Okey Obi Dike** [#00783968], 52, of Houston, accepted a public reprimand.

The 164th District Court of Harris County found that Dike failed to return a client's file to the client after the representation ended.

Dike violated Rule 1.15(d). He agreed to pay \$600.00 in attorneys' fees and expenses.

EDDINGS, MICHAEL C.: #06406100
10/18/2011-RESIGNATION

On October 18, 2011, the Supreme Court of Texas accepted the resignation, in lieu of discipline, of **Michael C. Eddings** [#06406100], 66, of Kingswood.

At the time Eddings submitted his resignation, there were five grievances pending against him. The Court found that Eddings settled clients' cases, but failed to remit payments to them. Eddings also neglected cases, failed to communicate with his clients, failed to return unearned fees, and failed to file responses to some of the grievances. Furthermore, Eddings contracted with a client to purchase a motor home, an asset of the client's late husband's estate, and then failed to make the agreed upon payments.

EURESTE, ARTHUR: #06702250
11/16/2011-FULLY PROBATED SUSPENSION
11/15/2011-11/14/2012

On November 16, 2011, **Arthur Eureste**, [#06702250], 57, of Houston, accepted a one-year, fully probated suspension, effective November 15, 2011.

The Evidentiary Panel of the District 4 Grievance Committee found that in one matter, Eureste was hired for representation in a bankruptcy case. However, Eureste failed to supervise his non-lawyer employee, who accepted payment for representation made out to himself. The non-lawyer employee also gave legal advice to the client in the bankruptcy case.

In a second matter, Eureste was hired for representation in a personal injury matter, but failed to communicate with the client during the course of the representation.

Eureste violated Rules 1.03(a), and 5.03(a). He agreed to pay \$700.00 in attorneys' fees and costs.

HOUSTON ATTORNEY
10/19/2011-PRIVATE REPRIMAND

RULE 8.04(a)(11)

for engaging in the practice of law when the lawyer is on inactive status or when the lawyer's right to practice has been suspended or terminated, including but not limited to situations where a lawyer's right to practice has been administratively suspended for failure to timely pay required fees or assessments or for failure to comply with Article XII of the STATE BAR RULES relating to Mandatory Continuing Legal Education

GARRISON, II, PHILLIP W.: #24027179
11/15/2011-PUBLIC REPRIMAND

On November 15, 2011, **Phillip W. Garrison, II**, [#24027179], 42, of Kingwood, accepted a public reprimand.

An Evidentiary Panel of the District 4 Grievance Committee found that Garrison continued to represent his client in a family matter while administratively suspended from the practice of law for non-compliance with his Minimum Continuing Legal Education requirements.

Garrison violated Rules 5.05(a), and 8.04(a)(11). He agreed to pay \$580.00 in attorneys' fees and expenses.

GASS, ANDREW: #07747800
10/12/2011-FULLY PROBATED SUSPENSION
11/01/2011-10/31/2012

On October 12, 2011, **Andrew Gass** [#07747800], 61, of Houston, accepted a one-year, fully probated suspension, effective November 1, 2011.

The Evidentiary Panel of the District 4 Grievance Committee found that Gass was hired for representation in a personal injury matter. Gass settled his client's med-pay claim with her own insurance carrier and promptly paid himself and his client, but failed to promptly remit payment of the remaining funds to any medical providers. Gass permitted the balance of his trust account to fall below the amount belonging to his client. Gass also failed to file a response to the grievance.

Gass violated Rules 1.14(b), and 8.04(a)(8). He agreed to pay \$1,500.00 in attorneys' fees and costs.

GOLDEN, PHILIP THOMAS: #08089502
10/06/2011-DISBARMENT

On October 6, 2011, **Philip Thomas Golden** [#08089502], 48, of Houston, was disbarred, effective October 5, 2011.

The District 4 Panel of the Grievance Committee found that Golden neglected a legal matter entrusted to him, failed to keep his client reasonably informed about the status of his legal matter and failed to promptly comply with reasonable requests for information. Golden also failed to timely furnish to the Office of the Chief Disciplinary Counsel a response or other information as required by the Rules.

Golden violated Rules 1.01(b)(1), 1.03(a), and 8.04(a)(8). He was ordered to pay \$5,000.00 in restitution and \$1,055.00 in attorneys' fees and expenses.

LUTFAK, YARON: #24002505
10/06/2011-DISBARMENT

On October 6, 2011, **Yaron Lutfak** [#24002505], 39, of Bellaire was disbarred.

An Evidentiary Panel of the District 4 Grievance Committee found that Lutfak was hired to file a civil suit on his client's behalf. Lutfak neglected the client's matter, failed to perform any work on the matter, failed to maintain communication with the client, failed to keep the client reasonably informed about the status of the matter and failed to promptly comply with reasonable requests for information from the client.

Upon termination of representation by the client, Lutfak failed to surrender papers and property to which the client was entitled and failed to refund any advance payments of fee that had not been earned. Lutfak also failed to furnish to the Chief Disciplinary Counsel's office a response to the underlying grievance.

Lutfak violated Rules 1.01(b)(1), 1.03(a), 1.15(d), and 8.04(a)(8). He was ordered to pay \$2,500.00 in restitution, and \$1,292.01 in attorneys' fees and costs.

ROBERTS, SHAWN R.: #00794540
10/04/2011-PARTIALLY PROBATED SUSPENSION
01/01/2011-12/31/2011: SUSPENSION
01/01/2012-12/31/2015: PROBATION

On October 4, 2011, **Shawn R. Roberts** [#00794540], 41, of Houston, accepted a 60-month, partially probated suspension, effective January 1, 2011, with the first year actively served and the remainder probated.

An Evidentiary Panel of the District 4 Grievance Committee found that Roberts neglected a legal matter entrusted to him and failed to keep the client reasonably informed about the status of his criminal matter. Upon termination of the representation, Roberts failed to refund any advance payments of fees that he had not earned. Also, during the representation, Roberts was administratively suspended from the practice of law.

Roberts violated Rules 1.01(b)(1), 1.03(a), 1.15(d), and 8.04(a)(11). He agreed to pay \$48,000.00 in restitution, and \$10,000.00 in attorneys' fees and costs.

SAFFARY-KHOZANI, BEHZAD: #24041846
09/09/2011-PARTIALLY PROBATED SUSPENSION
10/01/2011-03/31/2012: SUSPENSION
04/01/2012-03/31/2013: PROBATION

On September 9, 2011, **Behzad Saffary-Khozani** [#24041846], 39, of Houston, received an 18-month, partially probated suspension, effective October 1, 2011, with the first six months actively served and the remainder probated.

An Evidentiary Panel of the District 4 Grievance Committee found that in three matters, Saffary-Khozani failed to keep his clients reasonably informed about the status of their legal matters, failed to comply with reasonable requests for information, and upon termination of representation, failed to refund advance payments of fees that had not been earned.

In two of those matters, he also neglected the legal matters entrusted to him. In all three matters, Saffary-Khozani failed to timely furnish to the Office of the Chief Disciplinary Counsel responses or other information as required by the Texas Rules of Disciplinary Procedure.

Saffary-Khozani violated Rules 1.01(b)(1), 1.03(a), 1.15(d), and 8.04(a)(8). He was ordered to pay \$1,590.00 in

restitution and \$2,305.00 in attorneys' fees and expenses.

**DALLAS ATTORNEY
09/01/2011-PRIVATE REPRIMAND**

RULE 1.15(d)

for failing, upon termination of representation, to reasonably protect a client's interests, give notice to the client to seek other counsel, or surrender papers and property which belongs to the client

**HOUSTON ATTORNEY
09/15/2011-PRIVATE REPRIMAND**

RULE 1.03(b)

for failing to explain a matter to the extent reasonably necessary to permit the client to make informed decisions regarding the representation

RULE 1.04(a)

for entering into an arrangement for, charging or collecting an illegal fee or unconscionable fee

RULE 5.03(a)

for failing to make reasonable efforts to ensure that the nonlawyer's conduct is compatible with the professional obligations of the lawyer

RULE 5.05(b)

for assisting a person who is not a member of the bar in the performance of activity that constitutes the unauthorized practice of law

DISTRICT 05:

**AKPAFFIONG, BASSEY OTU: #24006745
10/12/2011-FULLY PROBATED SUSPENSION
11/01/2011-10/31/2012**

On October 12, 2011, **Bassey Otu Akpaffiong** [#24006745], 45, of Sugar Land, accepted a one-year, fully probated suspension, effective November 1, 2011.

An Evidentiary Panel of the District 5 Grievance Committee found that in one matter, upon conclusion of his contingent fee representation Akpaffiong failed to provide his client with a written statement describing the outcome of the matter and showing the remittance and method of its determination.

In a second matter, upon termination of representation, Akpaffiong failed to surrender papers to his client.

In a third matter, Akpaffiong neglected the legal matter entrusted to him, failed to keep his client reasonably informed about the status of her legal matter, and failed to promptly comply with his client's reasonable requests for information.

Akpaffiong violated Rules 1.01(b)(1), 1.03(a), 1.04(d), and 1.15(d). He agreed to pay \$650.00 in attorneys' fees.

EUSTACHON, BENJAMIN NGUYEN.: #06702350
11/07/2011-FULLY PROBATED SUSPENSION
11/15/2011-11/14/2012

On November 7, 2011, **Benjamin Nguyen Eustachon** [#06702350], 51, of Missouri City, accepted a 12-month, fully probated suspension, effective November 15, 2011.

The 268th District Court of Fort Bend County found that Eustachon failed to promptly refund an advance payment of fee that had not been earned, and failed to respond to the grievance filed against him.

Eustachon violated Rules 1.15(d), and 8.04(a)(8). He agreed to pay \$1,000.00 in attorneys' fees and expenses and \$1,500.00 in restitution.

PARKS, CALVIN DESHON: #24027592
09/14/2011-FULLY PROBATED SUSPENSION
10/01/2011-09/30/2012

On September 14, 2011, **Calvin Deshon Parks** [#24027592], 36, of League City, received a one-year, fully probated suspension, effective October 1, 2011.

The District 5 Grievance Committee found that Parks was hired for representation in a divorce matter, but neglected the case when he failed to prepare the necessary documents to transfer title of properties awarded to his client in the divorce, and he further failed to file the QDRO on behalf of his client.

Parks violated Rule 1.01(b)(1). He was ordered to pay \$3,548.00 in restitution, and \$1,752.00 in attorneys' fees and costs.

HOUSTON ATTORNEY
08/08/2011-PRIVATE REPRIMAND

RULE 1.03(a)

for failing to keep a client reasonably informed about the status of a matter and promptly comply with reasonable requests for information

HOUSTON ATTORNEY
09/29/2011-PRIVATE REPRIMAND

RULE 1.03(b)

for failing to explain a matter to the extent reasonably necessary to permit the client to make informed decisions regarding the representation

DISTRICT 06:

**DALLAS ATTORNEY
09/02/2011-PRIVATE REPRIMAND**

RULE 1.15(d)
for failing, upon termination of representation, to reasonably protect a client's interests, give notice to the client to seek other counsel, or surrender papers and property which belongs to the client

RULE 8.04(a)(8)
for failing to timely furnish a district grievance committee a response or other information as required unless he/she timely asserts a privilege or other legal ground for failure to do so

**CHOE, YUNG-SUNG: #04215050
11/04/2011-PUBLIC REPRIMAND**

On November 4, 2011, **Yung-Sung Choe** [#04215050], 50, of DeSoto, accepted a public reprimand.

The District 6 Grievance Committee found that Choe practiced law while she was administratively suspended from the practice of law.

Choe violated Rule 8.04(a) (11). She was ordered to pay \$1,500.00 in attorneys' fees.

**EASON, STEVEN L.: #06360990
10/11/2011-PUBLIC REPRIMAND**

On October 11, 2011, **Steven L. Eason** [#06360990], 51, of Dallas, accepted a public reprimand.

The 162nd District Court of Dallas County found that during the course of representing a client in a personal injury case, Eason issued trust account checks in payment of expenses before Eason had received and deposited funds in settlement of the claim into the trust account.

Eason violated Rules 1.14(a), and 1.14(c). He was ordered to pay \$3,500.00 in attorneys' fees and costs.

**GOH, JERRY: #00795378
09/18/2011-FULLY PROBATED SUSPENSION
10/01/2011-12/31/2011**

On September 18, 2011, **Jerry Goh** [#00795378], 49, of Dallas, received a three-month, fully probated suspension, effective October 1, 2011.

The District 6 Panel of the Grievance Committee found that Goh failed to keep Complainant reasonably informed about the status of a civil matter, failed to comply with Complainant's reasonable requests for information and failed to explain the matter so that Complainant could make informed decisions regarding the representation.

Goh violated Rules 1.03(a), and 1.03(b). He was ordered to pay \$1,189.64 in attorneys' fees and costs.

**DALLAS ATTORNEY
11/01/2011-PRIVATE REPRIMAND**

RULE 8.04(a)(11)

for engaging in the practice of law when the lawyer is on inactive status or when the lawyer's right to practice has been suspended or terminated, including but not limited to situations where a lawyer's right to practice has been administratively suspended for failure to timely pay required fees or assessments or for failure to comply with Article XII of the STATE BAR RULES relating to Mandatory Continuing Legal Education

**HILLIARD, LAURA MARIE SAMPLE: #24029614
08/13/2011-DISBARMENT**

On August 13, 2011, **Laura Marie Sample Hilliard** [#24029614], 43, of Dallas, received a disbarment.

The District 6 Panel of the Grievance Committee found that upon termination of representation, Hilliard failed to surrender papers and property to which complainant was entitled and failed to refund advance payments of a fee that had not been earned. Further, Hilliard failed to timely furnish a response to the grievance or assert any privilege for her failure to do so.

Hilliard violated Rules 1.15(d), and 8.04(a)(8). She was ordered to pay \$1,329.50 in attorneys' fees and costs and \$2,500.00 in restitution.

**IVIE, III, JOHN HENRY: #24032463
09/06/2011-FULLY PROBATED SUSPENSION
09/01/2011-08/31/2012**

On September 6, 2011, **John Henry Ivie, III** [#24032463], 44, of Dallas, received a one-year, fully probated suspension, effective September 1, 2011.

The 192nd District Court of Dallas County found that while Ivie was employed as an attorney at a law firm, he submitted fabricated billing entries. Specifically, Ivie submitted time entries for work not performed or completed, causing the firm's clients to be billed for legal services that were not performed.

Ivie violated Rule 1.04(a). He was ordered to pay \$7,700.00 in attorneys' fees and costs.

**NUNN, TIMOTHY EDWARD: #00795562
09/15/2011-FULLY PROBATED SUSPENSION
10/01/2011-09/30/2013**

On September 15, 2011, **Timothy Edward Nunn** [#00795562], 42, of Dallas, received a two-year, fully probated suspension, effective October 1, 2011.

An Evidentiary Panel of the District 6 Grievance Committee found that upon conclusion of a personal injury matter, Nunn failed to provide Complainant with a written statement showing how the funds were disbursed, failed to promptly deliver settlement funds to a medical provider, and failed to promptly render to Complainant a full accounting regarding such funds. Nunn engaged in conduct involving dishonesty, fraud, deceit or misrepresentation.

Nunn violated Rules 1.04(d), 1.14(b), and 8.04(a)(3). He was ordered to pay \$1,044.82 in attorneys' fees and costs.

ROMERO, E.O. RICK: #17223950
09/06/2011-FULLY PROBATED SUSPENSION
09/15/2011-09/14/2013

On September 6, 2011, **E. O. Rick Romero** [#17223950], 50, of Dallas received a two-year, fully probated suspension, effective September 15, 2011.

The District 6 Grievance Committee found that in representing Complainant, Romero neglected the legal matter entrusted to him. Romero frequently failed to carry out completely the obligations owed to Complainant, failed to keep Complainant reasonably informed about the status of her family law matter and failed to promptly comply with reasonable requests for information.

Romero violated Rules 1.01(b)(1), 1.01(b)(2), and 1.03(a). He was ordered to pay \$2,000.00 in attorneys' fees and costs.

STAMPS, INGRID K.: #19025050
10/11/2011-PARTIALLY PROBATED SUSPENSION
10/01/2011-09/30/2012: SUSPENSION
10/01/2012-10/31/2016: PROBATION

On October 11, 2011, **Ingrid K. Stamps** [#19025050], 50, of Fort Worth, received a 60-month, partially probated suspension, with the first 12 months actively served and the remainder probated.

On September 5, 2003, Respondent filed a pro se voluntary Chapter 7 bankruptcy petition within which she failed to list an ownership interest in two real pieces of property. In addition, she subsequently testified that she did not have an ownership interest in these properties. Based upon her representations, Respondent's debts were discharged, and her bankruptcy was closed.

In August 2008, Respondent's bankruptcy was reopened however, when the Court learned of her possible interests in these properties. The Court issued a Show Cause Order to Respondent which was personally served upon her by the United States Marshal's Office. Respondent then made misrepresentations to the Court about being served with the Order. Respondent was consequently sanctioned by the Court.

Stamps violated Rules 3.03(a) (1), and 8.04(a) (3). She was ordered to pay \$6,004.32 in attorneys' fees.

WILLIAMS, MICHAEL JOSEPH: #24025717
10/08/2011-DISBARMENT

On October 8, 2011, **Michael Joseph Williams** [#24025717], 52, of Dallas, was disbarred.

An Evidentiary Panel of the District 6 Grievance Committee found that Williams failed to withdraw from representing Complainant when the representation would result in violation of Texas Disciplinary Rules of Professional Conduct 3.08 or other rule of professional conduct. Upon termination of representation, Williams failed to refund to Complainant advance payments of fee that had not been earned. Williams violated a disciplinary judgment. Williams also failed to timely furnish to the Chief Disciplinary Counsel's office a response or other information as required by the Texas Rules of Disciplinary Procedure. Williams did not, in good faith, timely assert a privilege or other legal ground for failure to do so.

Williams violated Rules 1.15(a)(1), 1.15(d), 8.04(a)(7), and 8.04(a)(8). He was ordered to pay \$1,973.70 in attorneys' fees and costs and \$1,000.00 in restitution.

WILLIAMS, MICHAEL JOSEPH: #24025717
10/24/2011-DISBARMENT

On October 24, 2011, **Michael Joseph Williams** [#24025717], 52, of Dallas, was disbarred.

An Evidentiary Panel of the District 6 Grievance Committee found that Williams failed to timely furnish to the Chief Disciplinary Counsel's office a response or other information as required by the Texas Rules of Disciplinary Procedure. Williams did not in good faith timely assert a privilege or other legal ground for failure to do so.

Williams also engaged in the practice of law when his right to practice had been administratively suspended for failure to comply with Article XII of the State Bar Rules relating to Mandatory Continuing Legal Education.

Williams violated Rules 8.04(a)(8), and 8.04(a)(11). He was ordered to pay \$2,119.60 in attorneys' fees and costs and \$1,700.00 in restitution.

DISTRICT 07:

FT WORTH ATTORNEY
09/23/2011-PRIVATE REPRIMAND

RULE 8.04(a)(8)

for failing to timely furnish a district grievance committee a response or other information as required unless he/she timely asserts a privilege or other legal ground for failure to do so

DALLAS ATTORNEY
10/10/2011-PRIVATE REPRIMAND

RULE 8.04(a)(3)

for engaging in conduct involving dishonesty, fraud, deceit or misrepresentation

DALLAS ATTORNEY
08/29/2011-PRIVATE REPRIMAND

RULE 3.03(a)(1)

for making a false statement of material fact or law to a tribunal

DALLAS ATTORNEY
08/29/2011-PRIVATE REPRIMAND

RULE 3.04(d)

for knowingly disobeying an obligation under the standing rules or of a ruling by a tribunal

RULE 5.05(a)

for practicing law in a jurisdiction where doing so violates the regulation of the legal profession in that jurisdiction

SHIELDS, GARY D.: #18260300
08/23/2011-RESIGNATION

On August 23, 2011, the Supreme Court of Texas accepted the resignation, in lieu of discipline, of **Gary D. Shields** [#18260300], 67, of Cedar Hill.

At the time of Shield's resignation, there were two disciplinary matters pending against him for practicing law while he was administratively suspended and failure to respond to the grievances filed against him.

Shields violated Rules 8.04(a)(8) and 8.04(a)(11).

SMITH, ERIC JAMES: #24048807
11/16/2011-PUBLIC REPRIMAND

On November 16, 2011, **Eric James Smith** [#24048807], 37 of Arlington, accepted a public reprimand.

An Evidentiary Panel of the District 7 Grievance Committee found that in representing Complainant, Smith neglected the legal matter entrusted to him, failed to keep Complainant reasonably informed about the status of her guardianship matter and failed to promptly comply with reasonable request for information from Complainant about the matter.

Smith violated Rules 1.01(b)(1), and 1.03(a). He was ordered to pay \$1,285.00 in attorneys' fees.

THOMPSON, CLAUDIA MITCHELL: #00797773
10/18/2011-RESIGNATION

On October 18, 2011, The Supreme Court of Texas accepted the resignation, in lieu of discipline, of **Claudia Mitchell Thompson** [#00797773], 65 of Gray, Louisiana.

At the time of Thompson's resignation, there were five pending disciplinary matters against her. In the first matter, in March 2009, Complainant hired Thompson to file a trademark application with the Texas Secretary of State. Thompson filed the trademark application, however, in June 2009, Thompson received notice that the application was incomplete and that additional information must be supplied within sixty days. Thompson failed to respond to both the requests for information from the Texas Secretary of State and the Complainant's telephone calls and written inquiries about the status of the matter.

In the second matter, on February 19, 2010, Complainant employed Thompson to prepare a Will. Complainant paid Thompson \$600.00. Thereafter, Thompson neglected the matter by her failure to provide a Will to Complainant. Thompson also failed to reply to Complainant's requests for information about the status of the matter. Complainant sent a letter to Thompson on August 4, 2010, demanding a completed will or a refund of the retainer. Thompson failed to respond to the demands.

In the third matter, in June 2010, Complainant and her husband employed Thompson to review and rewrite Wills that Complainant and her husband had completed using a Will kit. Complainant paid Thompson a \$250.00 retainer. Thereafter, Thompson failed to reply to requests for information about the matter, and failed to prepare corrected Wills for Complainant and her husband. By letter dated October 21, 2010, Complainant made a demand for the return of the retainer and the file, including original documents. Thompson failed to provide the file or the retainer until late February 2011.

In the fourth matter, On December 2, 2009, Complainant hired Thompson to prepare a Will for Complainant and a Trust for Complainant's minor son. Complainant paid Thompson \$950.00 for the representation. Thompson prepared the Will and prepared a draft of the Trust. Thereafter, Thompson agreed to amend the draft and provide a final version of the Trust to Complainant but failed to do so. Thompson also failed to respond to Complainant's requests for information regarding the status of the Trust.

In the fifth matter, in March 2010, Complainant hired Thompson for representation in a child custody matter. Complainant paid Thompson \$750.00 for the representation. On March 16, 2010, in Case No. 71869-86, a hearing was held to establish temporary custody and child support arrangements. Thompson failed to appear at the hearing and the court rendered a default judgment. The court awarded temporary conservatorship to the children's father and Complainant was ordered to pay child support. A final hearing was scheduled for June 4, 2010. Complainant called Thompson several times to obtain information about the case. Thompson did not return the telephone calls and failed to provide information about the status of the matter. Thereafter, Thompson told Complainant that due to a scheduling conflict that she could not attend the final hearing, and Thompson assured Complainant that she would file a motion requesting that the date of the final hearing be changed. Thompson did not file the motion and did not appear at the final hearing. A default judgment was entered and the children's father was awarded sole managing conservatorship. Subsequently, Complainant fired Thompson and requested a refund of the unearned fee. Thompson failed to return the unearned fee.

Further, in all five matters, Thompson failed to file a response or assert good cause for her failure to do so.

Thompson violated Rules 1.01(b)(1), 1.01(b)(2), 1.03(a), 1.15(d), and 8.04(a)(8). She was ordered to pay \$2,850.00 in restitution.

WRAY, RYAN PANNELL: #24060855
09/08/2011-RESIGNATION

On September 8, 2011, the Supreme Court of Texas accepted the resignation, in lieu of discipline, of **Ryan Pannell Wray** [#24060855], 33, of Keller.

At the time of Wray's resignation there were fifteen matters pending against him alleging neglecting legal matters, frequently failing to carry out completely the obligations owed to his clients, failing to communicate with his clients, failing to place client funds in a trust account, failing to promptly remit funds owing to the client, failing to return client files and unearned fees at the end of the representation; engaging in conduct involving fraud, dishonesty, deceit or misrepresentation, practicing law when his license to practice law was administratively suspended, and failing to timely furnish a response to the Office of the Chief Disciplinary Counsel.

Wray violated Rules 1.01(b)(1), 1.01(b)(2), 1.03(a), 1.14(a), 1.14(b), 1.15(d), 8.04(a)(3), 8.04(a)(8), and 8.04(a)(11). He was ordered to pay \$18,376.00 in restitution.

DISTRICT 08:

ANDERSON, TSHOMBE ALI: #24012218
10/18/2011-PARTIALLY PROBATED SUSPENSION
11/01/2011-04/30/2013: SUSPENSION
05/01/2013-10/31/2016: PROBATION

On October 18, 2011, **Tshombe Ali Anderson** [#24012218], 43, of Cedar Park, accepted a five-year, partially probated suspension, effective November 1, 2011, with the first eighteen months actively served and the remainder probated.

The District 8 Evidentiary Panel found that in the first matter, Complainant hired Anderson for representation in a personal injury matter arising from an automobile accident. Anderson filed a lawsuit but allowed the matter to be dismissed for Want of Prosecution in August 2009. Anderson also failed to keep Complainant informed regarding the status of the case.

In a second matter, the Panel found that Complainant hired Anderson in connection with a civil matter. The fee agreement provided that Anderson would receive \$150.00 per hour and 30% of any recovery from the suit. Anderson did not reduce the agreement to writing and did not specify the method by which the fee would be determined. Anderson arranged for another Texas attorney, not in the same firm, to work on Complainant's case and billed Complainant \$1,500.00 for the second attorney's services. Anderson did not advise Complainant that he had engaged the services of the other attorney, did not obtain Complainant's prior written consent to the association, and did not specify how fees would be divided.

In November 2006, Anderson filed suit on behalf of Complainant and two other individuals. However, beginning in February 2009, Anderson failed to respond to Complainant's numerous and reasonable requests for information regarding the status of the case. Since 2009, Anderson failed to provide meaningful legal services in the matter. During a meeting with Complainant in September 2009, Anderson misrepresented that he had another attorney working on an amended summary judgment motion.

Anderson did not deposit advanced legal fees into a trust or escrow account, he failed to refund unearned fees, and he also failed to furnish a written response to the complaint as directed.

In both of these cases, Anderson relocated his office, but did not notify Complainants. During the representation, Anderson sent letters on stationery that contained "Law Office of Anderson & Associates" in the letterhead. However, at no time during the representation of Complainants did Anderson have any other attorneys as associates in the firm.

Anderson violated Rules 1.01(b)(1), 1.03(a), 1.04(d), 1.14(a), 1.14(c), 1.15(d), 7.01(d), 8.04(a)(1), 8.04(a)(3), and 8.04(a)(8). He was ordered to pay \$5,000.00 in attorneys' fees and expenses and \$5,000.00 in restitution.

**AUSTIN ATTORNEY
10/03/2011-PRIVATE REPRIMAND**

RULE 1.01(b)(2)
for failing to carry out completely the obligations owed to a client

RULE 8.04(a)(1)
for violating these Rules, knowingly assisting or inducing another to do so, or doing so through the acts of another, whether or not such violation occurred in the course of a client-lawyer relationship

**AUSTIN ATTORNEY
11/16/ 2001-PRIVATE REPRIMAND**

RULE 1.01(b)(1)
for neglecting a legal matter entrusted to the lawyer

DISTRICT 09:

**DEGROOT, DAVID ARIE: #24044444
09/28/2011-FULLY PROBATED SUSPENSION
10/01/2011-09/30/2013**

On September 28, 2011, **David Arie DeGroot** [#24044444], 49, of Austin, accepted a two-year, fully probated suspension, effective October 1, 2011.

The District 9 Evidentiary Panel found that on or about November 2006, Complainant hired DeGroot to represent him in a civil case. DeGroot filed an answer on Complainant's behalf but subsequently failed to timely respond to discovery requests, which resulted in deemed admissions against his client. DeGroot also failed to file a response to the plaintiff's motion for summary judgment, failed to notify Complainant of the summary judgment hearing, and failed to appear at the hearing on behalf of Complainant. On March 2, 2009, a summary judgment was entered against Complainant. DeGroot also failed to furnish a written response to the complaint as directed.

DeGroot violated Rules 1.01(b)(1), 1.03(a), 8.04(a)(1). He was ordered to pay \$1,386.54 in attorneys' fees and expenses.

A0060912478

DEGROOT, DAVID ARIE: #24044444
10/19/2011-FULLY PROBATED SUSPENSION
10/01/2013-09/30/2014

On October 19, 2011, **David Arie DeGroot** [#24044444], 49, of Austin, accepted a two-year, fully probated suspension, effective October 1, 2011.

The District 9 Evidentiary Panel found that Complainant paid DeGroot \$1,900.00 when he hired DeGroot to represent him in a discrimination lawsuit. DeGroot failed to file a petition on Complainant's behalf. After the representation ended, DeGroot informed Complainant that he would provide Complainant with his file and a statement of accounts. DeGroot failed to provide Complainant with Complainant's file or an itemized billing statement. Additionally, DeGroot failed to return any unearned fees to Complainant. DeGroot also failed to furnish a written response to the complaint as directed.

DeGroot violated Rules 1.01(b)(1), 1.15(d), 8.04(a)(1), and 8.04(a)(8). He was ordered to pay \$1,555.72 in attorneys' fees and expenses.

A0031012971

FROST, STEPHEN JAMES: #24002112
09/13/2011-FULLY PROBATED SUSPENSION
09/15/2011-09/14/2013

On September 13, 2011, **Stephen James Frost** [#24002112], 39, of Austin, accepted a two-year, fully probated suspension, effective September 15, 2011.

The District 9 Evidentiary Panel found that on or about July 17, 2007, Complainant hired Frost for representation in a claim against BASA Resources for fire damage to his property. Frost misrepresented to Complainant that a lawsuit was filed. Frost did not file a lawsuit in the matter and the statute of limitations ran on Complainant's claim.

On or about June 3, 2010, Complainant wrote Frost a letter requesting information about his case. Frost failed to respond to the letter and failed to keep Complainant informed about the status of his case.

Frost violated Rules 1.01(b)(1), 1.03(a), 8.04(a)(1), and 8.04(a)(3). He was ordered to pay \$644.19 in attorneys' fees and expenses.

GEST, DARRELL D.: #07830500
10/03/2011-DISBARMENT

On October 3, 2011, **Darrell D. Gest** [#07830500], 52, of Austin, was disbarred.

The District 9 Evidentiary Panel found that Gest practiced law while actively suspended from the practice of law pursuant to a disciplinary judgment of suspension. In the underlying disciplinary judgment, Gest submitted an affidavit to the State Bar of Texas stating that he had notified all clients and courts regarding his suspension, however Gest failed to inform Complainant of his suspension. Gest also failed to file a response to the complaint.

Gest violated Rules 8.04(a)(1), 8.04(a)(3), 8.04(a)(7), 8.04(a)(8), and 8.04(a)(11). He was ordered to pay \$5,145.25 in attorneys' fees and expenses.

**AUSTIN ATTORNEY
09/09/2011-PRIVATE REPRIMAND**

RULE 1.03(a)

for failing to keep a client reasonably informed about the status of a matter and promptly comply with reasonable requests for information

RULE 8.04(a)(1)

for violating these Rules, knowingly assisting or inducing another to do so, or doing so through the acts of another, whether or not such violation occurred in the course of a client-lawyer relationship

RULE 8.04(a)(8)

for failing to timely furnish a district grievance committee a response or other information as required unless he/she timely asserts a privilege or other legal ground for failure to do so

DISTRICT 10:

**COHEN, GERSHON D.: #04508325
10/31/2011-FULLY PROBATED SUSPENSION
12/01/2011-02/29/2012**

On October 31, 2011, **Gershon D. Cohen** [#04508325], 60, of San Antonio, accepted a three-month, fully probated suspension, effective December 1, 2011.

The District 10 Grievance Committee found that Cohen failed to carry out completely the obligations owed to a client and failed to hold client's funds in a trust account.

Cohen violated Rules 1.01(b)(2), 1.14(a) and (c). She was ordered to pay \$4,500.00 in attorneys' fees and expenses.

**SAN ANTONIO ATTORNEY
08/08/2011-PRIVATE REPRIMAND**

RULE 1.15(a)(3)

for failing to decline or withdraw from representation of a client if the lawyer is discharged, with or without good cause

**SAN ANTONIO ATTORNEY
11/01/2011-PRIVATE REPRIMAND**

RULE 1.01(b)(2)

for failing to carry out completely the obligations owed to a client

RULE 1.03(a)

for failing to keep a client reasonably informed about the status of a matter and promptly comply with reasonable requests for information

RULE 1.03(b)

for failing to explain a matter to the extent reasonably necessary to permit the client to make informed decisions regarding the representation

RULE 7.07(c)

Except as provided in paragraph (e) of this Rule, a lawyer shall file with the Advertising Review Committee of the State Bar of Texas no later than its first posting on the internet or other comparable network of computers information concerning the lawyer's or lawyer's firm's website. As used in this Rule, a "website" means a single or multiple page file, posted on a computer server, which describes a lawyer or law firm's practice or qualifications, to which public access is provided through publication of a uniform resource locator (URL). The filing shall include:

- (1) the intended initial access page of a website;
- (2) a completed lawyer advertising and solicitation communication application form and;
- (3) a check or money order payable to the State Bar of Texas for the fee set by the Board of Directors. Such fee shall be for the sole purpose of defraying the expense of enforcing the rules related to such websites.

**SAN ANTONIO ATTORNEY
11/14/2011-PRIVATE REPRIMAND**

RULE 1.15(d)

for failing, upon termination of representation, to reasonably protect a client's interests, give notice to the client to seek other counsel, or surrender papers and property which belongs to the client

**KIRSCHBERG, MORRIS J.: #11533300
09/29/2011-FULLY PROBATED SUSPENSION
11/01/2011-10/31/2013**

On September 29, 2011, **Morris J. Kirschberg** [#11533300], 65, accepted a two-year, fully probated suspension, effective November 1, 2011.

The 407th District Court of Bexar County found that Kirschberg failed to keep his client reasonably informed and failed to explain the matter sufficiently to allow the client to make informed decisions.

Kirschberg violated Rules 1.03(a), and 1.03(b). He was ordered to pay \$1,150.00 in attorneys' fees and expenses.

KRAMER, SUZANNE MARIE: #11707550
11/07/2011-FULLY PROBATED SUSPENSION
01/01/2012-03/31/2013

On November 7, 2011, **Suzanne Marie Kramer** [#11707550], 52, of San Antonio, accepted a 15-month, fully probated suspension, effective January 1, 2012.

The District 10 Grievance Committee found that Kramer neglected a client's matter and failed to communicate with a client.

Kramer violated Rules 1.01(b)(1), and 1.03(a). She was ordered to pay \$5,000.00 attorneys' fees and direct expenses.

LOUDON, KEVIN C.: #24049812
08/31/2011-FULLY PROBATED SUSPENSION
11/20/2013-11/19/2015

On August 31, 2011, **Kevin C. Loudon** [#24049812], 54, of Quanah, accepted a two-year, fully probated suspension, effective November 20, 2013.

The District 10 Grievance Committee found that Loudon failed to hold client's funds separate from his own property.

Loudon violated Rule 1.14(a). He was ordered to pay \$400.00 in attorneys' fees and expenses.

SAN ANTONIO ATTORNEY
09/20/2011-PRIVATE REPRIMAND

RULE 1.15(d)

for failing, upon termination of representation, to reasonably protect a client's interests, give notice to the client to seek other counsel, or surrender papers and property which belongs to the client

DISTRICT 11:

COLLIN, OMAR ORLANDO: #24048185
08/16/2011-FULLY PROBATED SUSPENSION
09/28/2011-09/27/2012

On August 16, 2011, **Omar Orlando Collin** [#24048185], 40, of Kingsville, received a one-year, fully probated suspension, effective September 28, 2011.

The District 11 Grievance Committee found that Collin neglected a client's matter, failed to communicate with a client, failed to return unearned fees and also failed to respond to the grievance.

Collin violated Rules 1.01(b)(1), 1.03(a), and (b), 1.15(d), and 8.04(a)(8). He was ordered to pay \$2,000.00 in restitution and \$2,143.40 in attorneys' fees and direct expenses.

GARCIA, MARK E.: #00796601
09/22/2011-FULLY PROBATED SUSPENSION
10/01/2011-09/30/2012

On September 22, 2011, **Mark E. Garcia** [#00796601], 41, of Premont, accepted a one-year, fully probated suspension, effective October 1, 2011.

The 79th District Court of Jim Wells County found that Garcia failed to hold funds separate from his own property and failed to properly disburse funds owed to a third person.

Garcia violated Rules 1.14(a), and 1.14(c). He was ordered to pay \$500.00 in attorneys' fees and expenses

LOUDON, KEVIN C.: #24049812
11/15/2011-FULLY PROBATED SUSPENSION
11/19/2015-02/18/2018

On November 15, 2011, **Kevin C. Loudon** [#24049812], 54, of Quanah, accepted 27-month, fully probated suspension, effective November 19, 2015.

The District 11 Grievance Committee found that Loudon failed to hold client's funds separate from his own property and failed to promptly deliver funds the client was entitled to receive.

Loudon violated Rules 1.14(a), and (b). He was ordered to pay \$4,315.00 in restitution and \$1,100.00 attorneys' fees and expenses.

DISTRICT 12:

GRISSOM, JAMES P.: #08511900
09/28/2011-PUBLIC REPRIMAND

On September 28, 2011, **James P. Grissom** [#08511900], 64, of Hidalgo, accepted a public reprimand.

An Evidentiary Panel of the District 12 Grievance Committee found that Grissom failed to keep his client reasonably informed and failed to state the method by which a fee was to be determined.

Grissom violated Rules 1.03(a), and 1.04(d). He agreed to pay \$800.00 in attorneys' fees and expenses.

SAN ANTONIO ATTORNEY
09/02/2011-PRIVATE REPRIMAND

RULE 1.01(b)(1)
for neglecting a legal matter entrusted to the lawyer

RULE 1.03(a)
for failing to keep a client reasonably informed about the status of a matter and promptly comply with reasonable requests for information

**SAN ANTONIO ATTORNEY
10/21/2011-PRIVATE REPRIMAND**

RULE 1.03(a)

for failing to keep a client reasonably informed about the status of a matter and promptly comply with reasonable requests for information

**MARTINEZ, LEANDRO DAVID: #13142710
10/21/2011-FULLY PROBATED SUSPENSION
07/01/2012-06/30/2014**

On October 21, 2011, **Leandro David Martinez** [#13142710], 52, of Weslaco, accepted a two-year, fully probated suspension, effective July 1, 2012.

The District 12 Grievance Committee found that Martinez violated a prior disciplinary judgment by failing to pay restitution, attorneys' fees and complete six additional hours of CLE as ordered. Martinez also failed to respond to the grievance timely.

Martinez violated Rules 8.07(a)(7), and 8.04(a)(8). He was ordered to pay \$1,550.00 in attorneys' fees and expenses.

**SAN ANTONIO ATTORNEY
09/09/2011-PRIVATE REPRIMAND**

RULE 1.01(b)(2)

for failing to carry out completely the obligations owed to a client

RULE 1.03(a)

for failing to keep a client reasonably informed about the status of a matter and promptly comply with reasonable requests for information

RULE 1.03(b)

for failing to explain a matter to the extent reasonably necessary to permit the client to make informed decisions regarding the representation

**SAN ANTONIO ATTORNEY
10/21/2011-PRIVATE REPRIMAND**

RULE 1.01(b)(2)

for failing to carry out completely the obligations owed to a client

RULE 1.03(a)

for failing to keep a client reasonably informed about the status of a matter and promptly comply with reasonable requests for information

RULE 1.03(b)

for failing to explain a matter to the extent reasonably necessary to permit the client to make informed decisions regarding the representation

RAMOS, ALONZO: #00797279
08/23/2011-RESIGNATION

On August 23, 2011, the Supreme Court of Texas accepted the resignation, in lieu of discipline, of **Alonzo Ramos** [#00797279], 41, of Laredo.

At the time of his resignation, Ramos had been convicted on a serious crime. Ramos violated Rule 8.04(a)(2).

SAN ANTONIO ATTORNEY
09/07/2011-PRIVATE REPRIMAND

RULE 1.04(f)

A division or agreement for division of a fee between lawyers who are not in the same firm shall not be made unless: **(1)** the division is: **(iii)** made, by written agreement with the client, with a lawyer who assumes joint responsibility for the representation

RULE 1.04(g)

Every agreement that allows a lawyer or law firm to associate other counsel in the representation of a person, or to refer the person to other counsel for such representation, and that results in such an association with or referral to a different law firm or a lawyer in such a different firm, shall be confirmed by an arrangement conforming to paragraph (f). Consent by a client or a prospective client without knowledge of the information specified in subparagraph (f)(2) does not constitute a confirmation within the meaning of this rule. No attorney shall collect or seek to collect fees or expenses in connection with any such agreement that is not confirmed in that way, except for:

- (1) the reasonable value of legal services provided to that person; and
- (2) the reasonable and necessary expenses actually incurred on behalf of that person.

SEGUNDO, RENE: #17996999
09/26/2011-FULLY PROBATED SUSPENSION
02/28/2014-04/29/2015

On September 26, 2011, **Rene Segundo** [#17996999], 49, of Mission, accepted a 14-month, fully probated suspension, effective February 28, 2014.

The District 12 Grievance Committee found that Segundo neglected a client's matter, failed to communicate with a client, and failed to respond to the grievance timely.

Segundo violated Rules 1.01(b)(1), 1.03(a), and 8.04(a)(8). He was ordered to pay \$1,200.00 in attorneys' fees and expenses.

**SAN ANTONIO ATTORNEY
09/07/2011-PRIVATE REPRIMAND**

RULE 1.01(b)(1)
for neglecting a legal matter entrusted to the lawyer

RULE 1.03(a)
for failing to keep a client reasonably informed about the status of a matter and promptly comply with reasonable requests for information

**SHIELDS, BRADLEY W.: #24002938
10/5/2011-PUBLIC REPRIMAND**

On October 5, 2011, **Bradley W. Shields** [#24002938], 40, of Harlingen, accepted a public reprimand.

An Evidentiary Panel of the District 12 Grievance Committee found that Shields neglected his client's case and failed to respond to his client's requests for information. In addition, the panel found that Mr. Shields failed to file a response as required by the Texas Rules of Disciplinary Procedure.

Shields violated Rules 1.01(b)(1), 1.03(a), and 8.04(a)(8) and agreed to pay \$500.00 in attorneys' fees and expenses.

**SAN ANTONIO ATTORNEY
11/07/2011-PRIVATE REPRIMAND**

RULE 1.14(a)
for failing to hold funds and other property belonging in whole or part to clients or third persons in a lawyer's possession separate from the lawyer's own property

**SUTTON, BOWEN W.: #19527800
08/31/2011-DISBARMENT**

On August 31, 2011, **Bowen W. Sutton** [#19527800], 63, of San Antonio, was disbarred.

The 407th District Court of Bexar County found that Sutton failed to communicate with his client, charged an illegal or unconscionable fee, practiced law while suspended, gave something of value to a person not licensed to practice law to solicit legal employment, committed a criminal act and misrepresented facts.

Sutton violated Rules 1.03(a), and (b), 1.04(a), 5.05(a), 7.03(b), 8.04(a)(2), 8.04(a)(3), 8.04(a)(11). He was order to pay \$8,500.00 in restitution and \$8,674.69 in attorneys' fees and costs.

VILLARREAL, JR., CALIXTRO: #20581905
10/11/2011-FULLY PROBATED SUSPENSION
10/01/2011-09/30/2012

On October 11, 2011, **Calixtro Villarreal, Jr.** [#20581905], 44, of Rio Grande City, accepted a one-year, fully probated suspension, effective October 1, 2011.

The District 12 Grievance Committee found that Villarreal failed to promptly deliver funds that a third party was entitled to receive.

Villarreal violated Rule 1.14(b). He was ordered to pay \$1,000.00 attorney's fees and expenses.

DISTRICT 13:

ROBINSON, RUSSEL L.: #17108100
08/22/2011-FULLY PROBATED SUSPENSION
08/12/2011-08/11/2012

On August 22, 2011, **Russel L. Robinson** [#17108100], 63, of Amarillo, received a one-year, fully probated suspension, effective August 12, 2011.

An Evidentiary Panel of the District 13 Grievance Committee found that in representing complainant and her daughter, Robinson frequently failed to carry out completely the obligations Robinson owed to them, failed to keep complainant reasonably informed about the status of her personal injury matter, and failed to explain the matter to the extent reasonably necessary to permit complainant to make informed decisions regarding the representation. Robinson also engaged in conduct involving dishonesty, fraud, deceit or misrepresentation. In addition, Robinson failed to respond to the complaint.

Robinson violated Rules 1.01(b)(2), 1.03(a), 1.03(b), 8.04(a)(3), and 8.04(a)(8). He was ordered to pay \$2,313.75 in attorneys' fees and \$461.56 in costs.

DISTRICT 14:

MACPHAIL, DONALD G.: #00788757
08/03/2011-DISBARMENT

On August 3, 2011, **Donald G. MacPhail** [#00788757], 44, of Abilene, was disbarred.

The District 14 Panel of the Grievance Committee found that in representing Complainant, MacPhail neglected the legal matter entrusted to him, failed to abide by Complainant's decision of whether to accept an offer of settlement in his workman's compensation matter, failed to keep Complainant reasonably informed about the status of his workman's compensation matter, and upon termination of representation, MacPhail failed to return the client file to Complainant. MacPhail also made a false statement of material fact or law to a tribunal.

MacPhail violated Rules 1.01(b)(1), 1.02(a)(2), 1.03(a), 1.15(d), and 3.03(a)(1). MacPhail filed an appeal on November 2, 2011.

**DALLAS ATTORNEY
11/15/2011-PRIVATE REPRIMAND**

RULE 8.04(a)(11)

for engaging in the practice of law when the lawyer is on inactive status or when the lawyer's right to practice has been suspended or terminated, including but not limited to situations where a lawyer's right to practice has been administratively suspended for failure to timely pay required fees or assessments or for failure to comply with Article XII of the STATE BAR RULES relating to Mandatory Continuing Legal Education

**THORN, CHARLES L.: #19963700
10/13/2011-FULLY PROBATED SUSPENSION
10/01/2011-09/30/2013**

On October 13, 2011, **Charles L. Thorn** [#19963700], 58, of Roanoke received a two-year, fully probated suspension, effective October 1, 2011.

The District 14 Grievance Committee found that in representing Complainant, Thorn neglected the legal matter entrusted to him and frequently failed to carry out completely the obligations Thorn owed to Complainant, failed to keep Complainant reasonably informed about the status of her divorce case, and failed to promptly comply with reasonable requests for information from Complainant. Thorn also failed to timely furnish to the Chief Disciplinary Counsel's office a response or other information as required by the Texas Rules of Disciplinary Procedure, and did not, in good faith, timely assert a privilege or other legal ground for failure to do so.

Thorn violated Rules 1.01(b)(1), 1.01(b)(2), 1.03(a), and 8.04(a)(8). He was ordered to pay \$4,441.63 in attorneys' fees and costs and \$500.00 in restitution.

DISTRICT 15:

**JARVIS, JR., DON L.: #90002001
08/31/2011-PARTIALLY PROBATED SUSPENSION
09/01/2011-08/31/2014: SUSPENSION
09/01/2014-08/31/2016: PROBATION**

On August 31, 2011, **Don L. Jarvis, Jr.** [#90002001], 43, of McKinney, received a five-year, partially probated suspension, effective September 1, 2011, with the first three years actively served and the remainder probated.

The 15th District Court of Grayson County found that after being hired in six separate matters (three criminal cases, a personal injury matter, and a divorce matter), Jarvis neglected the legal matters, failed to respond to phone calls from the Complainants, failed to keep the Complainants reasonably informed as to the status of their matters, and also, failed to respond to the grievances.

Jarvis violated Rules 1.01(b)(1), 1.03(a), and 8.04(a)(8) in each of the six matters. He was ordered to pay \$9,000.00 in attorneys' fees and costs and \$13,285.00 in restitution.

DISTRICT 17:

**SAN ANTONIO ATTORNEY
09/09/2011-PRIVATE REPRIMAND**

RULE 1.15(d)

for failing, upon termination of representation, to reasonably protect a client's interests, give notice to the client to seek other counsel, or surrender papers and property which belongs to the client

BOARD OF DISCIPLINARY APPEALS:

**ALDRIDGE, VINCENT W.: #00793244
09/29/2011-INTERLOCUTORY ORDER OF SUSPENSION
09/29/2011-UNTIL FURTHER ORDER**

On September 29, 2011, the Board of Disciplinary Appeals signed an interlocutory order of suspension against Fresno, Texas attorney **Vincent W. Aldridge** 47, State Bar of Texas Card No. 00793244.

On or about July 26, 2011, Aldridge was found guilty of one count of conspiracy to commit mail fraud and wire fraud, ten counts of aiding and abetting wire fraud, one count of conspiracy to engage in monetary transaction in criminally derived property, and six counts of aiding and abetting engaging in monetary transaction in criminally derived property, Intentional Crimes as defined in the TEXAS RULES OF DISCIPLINARY PROCEDURE, in case number Case No. 4:10CR00185-001 styled, *United States of America v. Vincent Wallace Aldridge*, in the United States District Court for the Southern District of Texas, Houston Division. Aldridge was sentenced to 63 months in the custody of the United States Bureau of Prisons, followed by supervised release for three years. The court ordered him to pay a fine in the amount of \$1,900.00 and restitution in the amount of \$891,000.00 Aldridge has appealed the conviction. The Board retains jurisdiction to enter a final judgment when the criminal appeal is final.

**DEMOND, WALTER E: #05736600
09/26/2011-INTERLOCUTORY ORDER OF SUSPENSION
09/26/2011-UNTIL FURTHER ORDER**

On September 26, 2011, the Board of Disciplinary Appeals signed an agreed interlocutory order of suspension against Austin attorney **Walter E. Demond**, 63, State Bar of Texas Card No. 05736600.

On or about June 15, 2011, Demond was found guilty of misapplication of fiduciary property, theft, and money laundering, Intentional Crimes as defined in the TEXAS RULES OF DISCIPLINARY PROCEDURE, in case number CR-1016 Counts I, II and III styled, *The State of Texas v. Walter Demond*, in the 424th Judicial District Court of Blanco County, Texas. Demond was sentenced to 10 years in the custody of the Institutional Division of the Texas Department of Criminal Justice. The court suspended the confinement and placed Demond on community supervision for 10 years and ordered him to pay a fine in the amount of \$10,000.00 and court costs in the amount of \$378.00 and restitution of \$212,000.00 for each count (Demond is jointly and severally liable for \$86,000.00 of the restitution), to run concurrently. As a condition of community supervision, Demond must be confined to the Blanco County Jail for 140 days as to count I, 180 days as to count II and 180 days as to count III, said terms of confinement to run consecutively. Demond has appealed the conviction. The Board retains jurisdiction to enter a final judgment when the criminal appeal is final.

GLOVER, HEATHER ANNE: #24013828
09/29/2011-DISBARMENT

On September 29, 2011, the Board of Disciplinary Appeals signed a default judgment of disbarment against Canon City, Colorado attorney, **Heather Anne Glover**, 39, State Bar of Texas Card No. 24013828.

On January 7, 2011, the Supreme Court of South Carolina disbarred Glover in a matter styled: *In the Matter of Heather Anne Glover, Respondent*. Opinion No. 26908. In accordance with Part IX of the TEXAS RULES OF DISCIPLINARY PROCEDURE, Glover is disbarred. Glover did not answer or appear.

HANLON, WILLIAM CONRAD: #24011949
10/05/2011-ACTIVE SUSPENSION
10/05/2011-10/05/2013

On October 5, 2011, the Board of Disciplinary Appeals revoked the probation of Sugarland attorney **William Conrad Hanlon**, 48, State Bar of Texas Card No. 24011949 and suspended him from the practice of law for two years, beginning October 5, 2011 and ending October 5, 2013.

On or about February 20, 2009, the District 5 State Bar of Texas Grievance Committee signed a three-year partially probated suspension against Hanlon. The default judgment found that Hanlon committed professional misconduct by violating the Texas Disciplinary Rules of Professional Conduct in six separate grievances and suspended him from the practice of law for three years with the last 24 months of the suspension, beginning April 1, 2010 and ending on March 31, 2012, probated on certain terms and conditions.

The Board of Disciplinary Appeals found that Hanlon materially violated the terms and conditions of the default judgment of probated suspension, including, among other violations, failing to pay attorney's fees, failing to pay restitution, failing to provide affidavits to the State Bar of Texas, failing to surrender his law license and bar card, failing to remain current on MCLE, and by failing to return papers and other property. Hanlon did not answer or appear.

SKELTON, PATRICIA FOSTER: #07307200
09/29/2011-INTERLOCUTORY SUSPENSION
09/29/2011-UNTIL FURTHER ORDER

On September 29, 2011, the Board of Disciplinary Appeals signed a final judgment of suspension against Utopia, Texas, attorney **Patricia Foster Skelton**, 52, State Bar of Texas Card No. 07307200.

On June 19, 2008, the Board of Disciplinary Appeals signed an interlocutory order of suspension against Skelton because on or about December 12, 2007, she was found guilty of forgery, an Intentional Crime as defined in the TEXAS RULES OF DISCIPLINARY PROCEDURE, in Cause number 2004-934-CR styled, *The State of Texas v. Patricia Foster Skelton*, in the 38th District Court of Real County, Texas. She was sentenced to one year in the Texas Department of Criminal Justice - State Jail Division. The jail sentence was suspended and she was placed on probation for two years. Skelton appealed the conviction and on March 25, 2011, the Court of Appeals for the Fourth District of Texas affirmed the criminal conviction. Skelton is suspended from the practice of law during the term of her criminal conviction.