

RICHARD E. GRAYSON, ESQ.
175 MAIN STREET, SUITE 307
WHITE PLAINS, NEW YORK 10601



New York State Bar Association

Committee on
Professional Discipline

The State of Discipline in New York State

Annual Report for the Year 1991

One Elk Street, Albany, New York 12207

New York State Bar Association
Committee on Professional Discipline

1992-1993

FRANK R. ROSINY, Chair
New York City

NANCY J. BARRY
Peekskill

MICHAEL P. BAZELL
Newburgh

SHERWOOD J. BIEN
Darien, CT

JOHN G. BONOMI
New York City

DAVID N. BRAININ
New York City

JOEL R. BRANDES
New York City

GARY L. CASELLA
White Plains

PETER R. CELLA
New York City

PETER V. COFFEY
Schenectady

TINA RAE ESKREIS
New York City

LOUIS GERSTMAN
Garden City

A. PAUL GOLDBLUM
Jackson Heights

RICHARD E. GRAYSON
White Plains

HAROLD M. HALPERN
Buffalo

IRWIN KAHN
New York City

DAVID S. LANDE
New York City

GERARD M. LARUSSO
Rochester

HAL R. LIEBERMAN
New York City

RICHARD M. MALTZ
New York City

MARTIN MINKOWITZ
New York City

JAN KEVIN MYERS
New York City

MARK S. OCHS
Albany

SUZANNE G. PARKER
Roslyn Heights

MICHAEL S. ROSS
New York City

ROBERT J. SALTZMAN
Brooklyn

PHILIP RANSOM SCHATZ
New York City

GARY VANGRAAFEILAND
Rochester

SUZANNE M. WARSHAVSKY
New York City

KATHLEEN R. MULLIGAN BAXTER
Counsel, Albany

Table of Contents

Introduction.....	1
-------------------	---

Statistics on Matters Processed

Table 1: Statewide 1991 Disciplinary Statistics	7
---	---

Table 2: Ten-year Departmental and Statewide Statistical Summary	9
--	---

Table 3: Ten-year Grievance Committee Statistical Summary	11
---	----

Reports of Individual Committee Activity	13
--	----

Disciplinary Decisions Reported by Appellate Division in 1991.....	27
---	----

Organization and Budget

Professional Disciplinary Staffs and Departmental and District Grievance Committees	55
---	----

Attorney Discipline Budget Appropriations and Salaries of Disciplinary Staff	63
---	----

INTRODUCTION

The following report consists of three parts. The first part is principally a statistical compilation of all disciplinary matters processed in New York State during 1991, along with tables which provide some comparative statistics for the preceding ten years. The second part summarizes all disciplinary decisions published last year by the four Departments of the Appellate Division. The third part indicates the appropriations made for attorney discipline during fiscal 1991-92, as well as the professional staff's salaries as of March 1992.

Interpretation and Analysis

Interpretation and analysis of the facts and figures set forth are generally left to the readers of this report. However, there are a few salient points worthy of note.

First, as indicated by Table 2, the workload of the disciplinary staffs is increasing. For example, overall, there has been an 11% increase in the number of matters filed with the various disciplinary agencies during the year just ended. In one Department, the number of new matters jumped by 16%.

Second, unfortunately, what is not reflected in our statistics is the fact that the number of staff attorneys available for assignment to these matters has remained fairly constant. As a consequence, the system has begun to show some signs of weakening under its increasing burden with the number of dispositions falling overall by 5%. Consistent with this pattern and its apparent cause, in the Department having the greatest annual increase in the number of new matters, the number of dispositions has fallen by 16%.

Third, not only are there more matters in process, but the number of attorneys being disciplined by the courts has generally risen. Overall, the number of proceedings resulting in the imposition of serious discipline has increased by 24%. Indeed, during the year just ended, the number of proceedings resulting in

serious discipline in one Department increased by 42%.

Understanding the Statistical Nomenclature

To those unfamiliar with the nomenclature of professional discipline in New York State, some of the terms used in this report may be confusing. The most basic unit used for statistical reporting purposes is a "matter"; but, even that seemingly uncomplicated term requires a word of explanation.

The practice has been initially to consider each intended complaint of misconduct or supposed cause for investigation as an "inquiry." When it appears that the "inquiry" does not allege conduct which, even if true, would constitute professional misconduct, it is rejected as "failing to state a complaint." Otherwise, where a cognizable complaint has been alleged, the file is assigned for investigation.

All inquiries in the form of a written complaint that come to the attention of a disciplinary committee, whether or not subsequently dismissed for "failure to state a complaint," are deemed "matters" for reporting purposes. Simple requests for information about an attorney's conduct or mere telephonic accusations are no longer reported as "matters." Prior to 1990, for a time, such requests were reported as "matters" in two of the Departments, and that lack of uniformity had made statistical comparisons exceedingly difficult.

Often several "matters" will involve the same attorney; and all matters involving that attorney which are considered simultaneously will be deemed one "case."

The disciplinary procedures employed vary widely among the four Departments. Understandably, some of the terminology used to describe those differing procedures will also vary. What is remarkable about New York is that often the same procedures will be described differently by the various Departments of the Appellate Division and even function-

ally equivalent agencies of discipline will be known by different names. For example, all four Departments use so-called "Letters of Caution." In the First, Second and Fourth Departments, such letters are not considered professional discipline; however, in the Third Department, where there are "Letters of Education" as well as "Letters of Caution," the former are the functional equivalent of Letters of Caution in the other three Departments and the latter are considered a form of professional discipline.

In the First Department, we refer to the "Departmental Disciplinary Committee" as the principal agency of professional discipline; in the Third Department, its functional equivalent is known as the "Committee on Professional Standards"; in the Second and Fourth Departments, there are three district "Grievance Committees" which serve as the principal agencies of discipline in each of those two Departments.

The amount of committee consultation and review also varies widely among the Departments; and assessing the workload of the respective disciplinary agencies in terms of the statistics reported is complicated by the wide variation in procedures. For example, before formal proceedings may be instituted in the Second, Third and Fourth Departments, the full committee must be consulted and the court must approve issuance of the charges. However, in the First Department, only one member of the committee need be consulted and the staff is authorized to issue charges without further consultation of the committee or approval by the court. The procedures on closing files reflect a similar degree of diversity in the amount of committee consultation and review.

Reporting on Local Bar Activity

The multiplicity of disciplinary committees results in each committee receiving a substantial number of inquiries and complaints that fall within the jurisdiction of other committees and which must then be referred out.

Sometimes this is a consequence of the complainant having chosen the wrong forum; other times it is as a consequence of judicial policy requiring official staff review of all complaints relating to attorney conduct. For example, in the Second and Fourth Departments, all complaints received by county bar association grievance committees (with the sole exception of the Monroe County Bar Association in the Fourth Department) are routinely referred to the professional staff of one of the district grievance committees. Even if the complaint appears to be nothing more than a fee dispute, by court rule in these Departments, a policy has been established to refer all inquiries to the district grievance committee's professional staff. Upon review, the district grievance committee, in turn, will refer a large portion of these matters to county bar association committees for further processing and investigation. Often a matter that was initially referred to the district committee will be referred back to the same county bar association. Such matters would be reported by the district committee as both "new matters received" and "referred to other disciplinary committees."

Statistics from the First Department include matters that are referred by the departmental disciplinary committee to the so-called "complaint mediation panels" operated pursuant to court order by the Association of the Bar of the City of New York, the Bronx County Bar Association and the New York County Lawyers' Association. Other matters, more properly regarded as "fee disputes," are referred to the joint committee on fee disputes for New York and Bronx counties, consisting of members appointed by the same three local bar associations. Occasionally, matters that have been referred out are referred back to the departmental disciplinary committee for further investigation. None of the local bar associations in the First Department has authority to make findings or issue letters criticizing the conduct of attorneys.

The statistics from the Second Department represent the total number of actions ta-

ken by the various court appointed district committees and include the reports of county bar association grievance committees. The reports of the district committees, as well as those of the local bar association committees (including the respective grievance committees of the Dutchess, Orange, Putnam, Rockland and Westchester County Bar Associations), are separately reproduced. In the Tenth Judicial District, the grievance committees of the Nassau and Suffolk County Bar Associations only investigate so-called "minor complaints" and then report them to the district committee which makes the ultimate disposition. Such matters, although for the most part processed by the local bar association committees, are incorporated in the report of the district committee. The Second Department is unique among the four Departments in that local bar associations are given authority to issue letters of admonition; however, in practice, that authority has been rarely exercised and, even then, only in the counties of Kings and Queens.

In the Third Department, relatively few matters are processed by local bar associations. It is estimated that less than 10% of the total number of matters pending in the Third Department are handled by such associations; and, of that 10%, approximately one-fourth consist of fee disputes. However, no statistics are available that separately reflect such bar association activity. While the associations do not have authority to discipline attorneys, they do issue closing letters of instruction commenting on the respondents' conduct.

Finally, in the Fourth Department, a substantial number of minor complaints are processed by local bar associations. The associations are given authority to file complaints, *sua sponte*, and issue findings in the form of letters of instruction. The local processing of such matters is included, without differentiation, in the statistics furnished by the three district committees.

The Looming Crisis

There is a crisis that looms for professional discipline in New York. Its causes are many and complex. But there are a few more easily discernable—if no less intractable—problems that merit brief comment by way of introduction to the statistics which follow.

First, the system is too complicated and varied to afford prompt, efficient and consistent handling of complaints. Far from being a single, statewide system, there are significant variations in policy and procedure among the four Departments. There are also significant differences among the districts of which the Departments are comprised, and even within certain districts. Although the disciplinary staffs and volunteers who serve the various agencies try mightily to be thorough and fair, the problem is essentially systemic. Greater uniformity would seem to be indicated.

Second, adding to the complexity of the system, there is a disturbing trend to rely on local bar associations and volunteer prosecutors to provide the services that professional staff attorneys ought to furnish. While some argue that the trend should be regarded as a temporary expedient born of necessity, it has begun to take on the semblance of a permanent fixture. This invariably compromises (or, at least, appears to compromise) confidentiality, consistency, and control of the matters referred.

Third, there is a need for adequate funding. As the statistics indicate, the system has begun to back up. In this connection it will be observed that a substantial portion of the funds raised from the \$300 biennial lawyer registration fee are being turned over for the general purposes of the State. The fee has grown from \$50 biennially (in 1981) to \$100 (in 1986) to its present amount in 1990. Each time the fee was increased, there was discussion of the need to provide additional funding for the agencies of discipline, as well as the Lawyers' Fund for Client Protection. Under current law, \$60 of each fee is deposited with the LFCP and the

balance is claimed by the Attorney Licensing Fund. Of the \$11,496,288 raised by the fee in fiscal 1991-92, \$3,483,068 was deposited with LFCP and \$4,158,058 was distributed by the ALF to the State for its general purposes. There is no reason why these registration fee-generated funds should not be used to avoid the looming crisis in professional discipline. Last June, the Executive Committee of the New York State Bar Association proposed corrective legislation, but there is little support for change in the Legislature.

Over the months to come, our Committee will address each of the foregoing problems in an effort to offer some practical and politically feasible solutions. The Committee has no illusions. Clearly, it is not a job for the impatient or short-winded.

Frank R. Rosiny
Chair

Disciplinary Statistics 1991

Tables

Table 1
Appellate Division
(January 1, 1991 - December 31, 1991)

	1st Dept.	2d Dept.	3d Dept.	4th Dept.	Total
I. MATTERS PROCESSED:*					
Pending at start of period	1222	1991	554	901	4668
New matters received**	2800	5300	1509	2012	11621
Matters disposed of	2745	5202	1424	1857	11228
Pending at end of period	1277	2089	639	1056	5061
II. COMMITTEE DISPOSITIONS:					
Rejected for failing to state complaint	780	1727	787	869	4163
Referred to other agencies***	457	1530	98	82	2167
Dismissed or withdrawn	1261	1142	348	740	3491
Letters of caution	23	256	42	63	384
Letters of admonition	129	134	57	14	334
Admonition or reprimand	3	5	22	N/A	30
Referred to court	92	408	70	89	659
Other	0	0	0	0	0
TOTAL DISPOSED OF:	2745	5202	1424	1857	11228
III. CASES PROCESSED IN COURTS:					
Cases pending at start of period****	62	223	14	13	312
Cases received	116	166	84	52	418
CASES CLOSED:					
Disbarred	11	52	4	3	70
Resigned	3	11	26	3	43
Suspended	25	35	7	4	71
Censured	4	7	3	2	16
Censured privately	1	0	0	0	1
Remanded to Grievance Committee	12	6	11	4	33
Reinstatements granted	2	9	8	6	25
Reinstatements denied	5	9	0	1	15
Discontinued	4	4	1	0	9
Dismissed	2	6	0	1	9
All other dispositions	60	63	14	4	141
TOTAL CLOSED:	129	202	74	28	433
TOTAL PENDING:	49	188	24	37	298

* "Matters" refers to the number of complaints, not of attorneys.

** This includes complaints received and reactivated.

*** This includes matters referred to other disciplinary committees and other agencies.

**** Number of attorneys, not number of complaints.

Table 2

	New Matters*	Matters Closed*	Disciplinary Action by Committees	Disciplinary Action by Court
1st Department				
1982	2681	2788	127	43
1983	2547	2511	152	72
1984	3011	2693	123	39
1985	2869	2867	198	41
1986	2477	2838	194	38
1987	2328	2111	94	56
1988	4996	5087	86	45
1989	5278	5174	144	39
1990	2247	2408	175	40
1991	2343	2288	155	44
2nd Department				
1982	2188	2210	169	41
1983	2204	1970	187	79
1984	2646	2702	269	61
1985	2990	2966	290	64
1986	3452	3064	264	36
1987	3325	3465	282	49
1988	3119	3049	247	80
1989	3535	3170	291	75
1990	3275	3459	415	74
1991	3770	3672	395	105
3rd Department				
1982	630	568	50	14
1983	760	750	64	14
1984	662	746	57	24
1985	950	794	71	12
1986	976	986	96	16
1987	979	983	96	16
1988	1079	925	95	20
1989	1235	1237	63	13
1990	1374	1322	89	28
1991	1411	1326	121	40
4th Department				
1982	1558	1510	32	8
1983	2171	2056	30	15
1984	2083	1904	26	5
1985	2166	1934	42	5
1986	1895	1645	60	14
1987	2181	1992	51	19
1988	2631	2653	34	14
1989	2307	2368	26	14
1990	1659	2116	68	20
1991	1930	1775	77	12

* These figures are reduced by the number of complaints referred to other committees for action.

Statewide

1982	7057	7076	746	106
1983	7682	7287	433	180
1984	8402	8045	475	129
1985	8975	8516	601	160
1986	8800	8310	614	104
1987	8813	8551	523	140
1988	11825	8929	462	159
1989	12355	11949	524	141
1990	8555	9305	747	162
1991	9454	9061	748	201

Table 3

	New Matters*	Matters Closed*	Disciplinary Action by Committees	Disciplinary Action by Court
Departmental Disciplinary Committee for the First Department				
1982	2681	2788	127	43
1983	2547	2511	152	72
1984	3011	2693	123	39
1985	2869	2867	198	41
1986	2477	2838	194	38
1987	2328	2111	94	56
1988	4996	5087	86	45
1989	5278	5174	144	39
1990	2247	2408	175	40
1991	2343	2288	155	44
Grievance Committee for the Second and Eleventh Judicial Districts, Second Department				
1982	557	571	45	16
1983	506	506	37	65
1984	519	453	49	24
1985	802	672	66	17
1986	867	716	55	6
1987	1019	916	56	18
1988	992	1017	92	33
1989	1142	941	102	12
1990	1122	1201	220	26
1991	1211	1134	210	34
Grievance Committee for the Ninth Judicial District, Second Department				
1982	497	483	47	12
1983	443	470	64	6
1984	604	534	38	20
1985	567	612	40	11
1986	826	598	24	18
1987	829	894	41	10
1988	825	732	63	22
1989	915	900	101	34
1990	733	938	92	28
1991	1042	1030	48	34
Grievance Committee for the Tenth Judicial District, Second Department				
1982	865	848	76	13
1983	962	753	70	8
1984	1180	1411	164	17
1985	1070	1156	173	20
1986	826	1138	173	9
1987	829	1355	169	21
1988	1302	1300	92	25
1989	1478	1329	88	29
1990	1420	1320	103	20
1991	1517	1508	137	37

* These figures are reduced by the number of complaints referred to other committee for action.

Committee on Professional Standards, Third Department

1982	630	568	50	14
1983	760	750	64	14
1984	662	746	57	24
1985	950	794	71	12
1986	976	986	96	16
1987	979	983	96	16
1988	1079	925	95	20
1989	1235	1237	63	13
1990	1374	1322	89	28
1991	1411	1326	121	40

Grievance Committee for the Fifth Judicial District, Fourth Department

1982	340	338	9	0
1983	373	389	5	5
1984	420	430	6	0
1985	568	566	0	2
1986	448	442	11	3
1987	385	382	1	5
1988	435	419	7	3
1989	406	404	2	8
1990	423	439	9	6
1991	453	400	12	0

Grievance Committee for the Seventh Judicial District, Fourth Department

1982	317	304	10	5
1983	418	400	14	5
1984	528	451	20	2
1985	424	441	24	2
1986	355	413	10	5
1987	602	467	14	5
1988	571	535	12	7
1989	535	566	17	6
1990	516	469	19	5
1991	486	472	15	3

Grievance Committee for the Eighth Judicial District, Fourth Department

1982	901	868	13	3
1983	1380	1267	8	5
1984	1136	1024	0	3
1985	1174	927	18	1
1986	1092	790	39	6
1987	1194	1143	36	9
1988	1625	1699	15	4
1989	1366	1398	7	0
1990	720	1208	40	9
1991	991	903	50	9

Statistical Reports of Disciplinary Committees

Departmental Disciplinary Committee for the First Department

I. Matters Processed:*

A. Matters Pending on Jan. 1, 1991	1222	
B. New Matters Received During Period	2800	
C. Closed Matters Reactivated During Period	0	
D. Total Matters To Be Processed During Period		4022
E. Total Matters Disposed of During Period		2745
F. Matters Pending on Dec. 31, 1991		1277

CASES:

MATTERS:

II. Matters Disposed of By Committee

A. Rejected as Failing to State a Complaint	780	780
B. Referred to Other Disciplinary Committees/Agencies	457	457
C. Dismissed	1261	1261
E. Letter of Caution	22	23
F. Letter of Admonition	113	129
G. Reprimand After Hearing	3	3
H. Referred to Appellate Division	22	92
I. Total Disposed of During Period	2658	2745

III. Cases Processed in All Courts:

A. Cases Pending on Jan. 1, 1991		62
1. Disciplinary Proceedings	40	
2. Other	22	
B. Cases Received During Period		116
1. Disciplinary Proceedings	75	
2. Other	41	
C. Total To Be Processed During Period		178
D. Cases Closed		
1. Disbarred		11
2. Resigned**		3
3. Suspended***		25
4. Censured		4
5. Privately Censured		1
6. Remanded to Grievance Committee		12
7. Discontinued		4
8. Dismissed		2
9. Reinstatements Granted		5
10. Reinstatements Denied		5
11. All Other Dispositions		60
12. Total Closed		132
E. Total Cases Pending at End of Period		46
1. Disciplinary Proceedings	32	
2. Other	14	

* For purposes of this Report, "Matters" represents the number of complaints, telephone calls which initiate an investigation, inquiries and *sua sponte* investigation, while "Cases" refers to the number of respondent-attorneys against whom proceedings have been instituted. As some attorneys are the subject of multiple complaints, the number of matters exceed the number of cases.

** Contains one unpublished resignation.

*** Thirteen of the suspensions are interim suspensions and one is an indefinite suspension not previously reported.

Grievance Committee for the Second and Eleventh Judicial Districts of the Second Department

I. Matters Processed:

A. Matters Pending on Jan. 1, 1991	803	
B. New Matters Received During Period	1710	
C. Closed Matters Reactivated During Period	36	
D. Total Matters To Be Processed During Period		2549
E. Total Matters Disposed of During Period		1669
F. Matters Pending on Dec. 31, 1991		880

CASES:

MATTERS:

II. Matters Disposed of by Committee:

A. Rejected as Failing to State a Complaint	443	443
B. Referred to Other Disciplinary Committees	521	521
C. Referred to Other Agencies	14	14
D. Dismissed or Withdrawn	350	350
E. Letter of Caution (or Education)	146	146
F. Letter of Admonition	41	62
G. Admonition (or Reprimand)	1	2
H. Referred to Appellate Division	44	131
I. Total Disposed of During Period	1560	1669

III. Cases Processed in All Courts:

A. Cases Pending on Jan. 1, 1991	104	265
1. Disciplinary Proceedings	62	223
2. Other	42	42
B. Cases Received During Period	69	110
1. Disciplinary Proceedings	30	71
2. Other	39	39
C. Total To Be Processed During Period	173	375
D. Cases Closed		
1. Disbarred	24	148
2. Resigned	4	26
3. Suspended	4	4
4. Censured	2	2
5. Privately Censured	0	0
6. Remanded to Grievance Committee	1	1
7. Discontinued	1	1
8. Dismissed	0	0
9. Reinstatements Granted	7	7
10. Reinstatements Denied	6	6
11. All Other Dispositions	41	41
12. Total Closed	90	236
E. Total Cases Pending at End of Period	83	189
1. Disciplinary Proceedings	56	162
2. Other	27	27

Richmond County Bar Association Grievance Committee

I. Matters Processed:	
A. Matters Pending on Jan. 1, 1991	18
B. New Matters Received During Period	63
C. Closed Matters Reactivated During Period	1
D. Total Matters to be Processed During Period	82
E. Total Matters Disposed of During Period	61
F. Matters Pending on Dec. 31, 1991	21
II. Matters Disposed of by Committee:	
A. Rejected as Failing to State Complaint	0
B. Retained by District Disciplinary Committee	14
C. Referred to Fee Conciliation Committee	5
D. Judicially Settled	1
E. In Litigation	0
F. Closed by Appellate Division	6
G. Referred to Commn. on Judicial Conduct	0
H. Dismissed	24
I. Letter of Caution	2
J. Withdrawn	3
K. Admonition (by district committee)	3
L. Suspension (by district committee)	1
M. Reprimand (by district committee)	1
N. Disbarred	1
O. Total Disposed of During Period	61

Brooklyn Bar Association Grievance Committee

Grievance Files Received in 1991:	85
Matters disposed of:	37
Matters pending on December 31, 1991:	48
Fee Dispute Files Received in 1991:	45
Scheduled for hearings:	10
Resolved:	9
Complainants did not appear:	3
Pending:	23

Queens County Bar Association Grievance Committee

Dismissed:	53
Withdrawn:	1
Letter of Caution:	3
Letter of Advisement:	1
Admonition:	2
Referred to District Committee:	4
Referred to Fee Disputes Committee:	1
Tabled:	8
Total Matters Disposed of During Period:	73

Grievance Committee for the Ninth Judicial District of the Second Department

I. Matters Processed:

A. Matters Pending on Jan. 1, 1991	369	
B. New Matters Received During Period	1453	
C. Closed Matters Reactivated During Period	47	
D. Total Matters To Be Processed During Period		1869
E. Total Matters Disposed of During Period		1488
F. Matters Pending on Dec. 31, 1991		381

CASES: MATTERS:

II. Matters Disposed of by Committee:

A. Rejected as Failing to State a Complaint		495
B. Referred to Other Disciplinary Committees		449
C. Referred to Other Agencies		9
D. Dismissed or Withdrawn		329
E. Letter of Caution (or Education)		27
F. Letter of Admonition		20
G. Admonition (or Reprimand)		1
H. Referred to Appellate Division	50	158
I. Total Disposed of During Period		1488

III. Cases Processed in All Courts:

A. Cases Pending on Jan. 1, 1991		
1. Disciplinary Proceedings	47	122
2. Other	0	0
B. Cases Received During Period		
1. Disciplinary Proceedings	50	158
2. Other	0	0
C. Total To Be Processed During Period	97	280
D. Cases Closed		
1. Disbarred	13	87
2. Resigned	4	23
3. Suspended	16	36
4. Censured	1	1
5. Privately Censured	0	0
6. Remanded to Grievance Committee	2	3
7. Discontinued	0	0
8. Dismissed	0	0
9. Reinstatements Granted	2	11
10. Reinstatements Denied	1	1
11. All Other Dispositions	10	18
12. Total Closed	49	180
E. Total Cases Pending at End of Period		
1. Disciplinary Proceedings	48	100
2. Other	0	0

Dutchess County Bar Association Grievance Committee

Appellate Division, Second Department, Ninth Judicial District

I. Matters Processed:

A.	Matters Pending on Jan. 1, 1991	4
B.	New Matters Received During Period	39
C.	Closed Matters Reactivated During Period	0
D.	Total Matters to be Processed During Period	43
E.	Total Matters Disposed of During Period	39
F.	Matters Pending on Dec. 31, 1991	4

II. Matters Disposed of by Committee:

A.	Rejected as Failing to State Complaint	1
B.	Referred to Other Disciplinary Committees	10
C.	Referred to Other Agencies	1
D.	Dismissed	24
E.	Dismissed with Cautionary Language	2
F.	Letter of Caution	2
G.	Letter of Admonition	0
H.	Reprimand	0
I.	Total Disposed of During Period	39

Orange County Bar Association Grievance Committee

Appellate Division, Second Department, Ninth Judicial District

I. Matters Processed:

A.	Matters Pending on Jan. 1, 1991	51
B.	New Matters Received During Period	58
C.	Closed Matters Reactivated During Period	0
D.	Total Matters to be Processed During Period	109
E.	Total Matters Disposed of During Period	61
F.	Matters Pending on Dec. 31, 1991	48

II. Matters Disposed of by Committee:

A.	Rejected as Failing to State Complaint	4
B.	Referred to Other Disciplinary Committees	25
C.	Referred to Other Agencies (White Plains handling)	0
D.	Dismissed	27
E.	Dismissed with Cautionary Language	5
F.	Letter of Caution	0
G.	Letter of Admonition	0
H.	Reprimand	0
I.	Total Disposed of During Period	61

Putnam County Bar Association Grievance Committee

Appellate Division, Second Department, Ninth Judicial District

I. Matters Processed:

A.	Matters Pending on Jan. 1, 1991	3
B.	New Matters Received During Period	6
C.	Closed Matters Reactivated During Period	0
D.	Total Matters to be Processed During Period	9
E.	Total Matters Disposed of During Period	8
F.	Matters Pending on Dec. 31, 1991	1

II. Matters Disposed of by Committee:

A.	Rejected as Failing to State Complaint	5
B.	Referred to Other Disciplinary Committees	3
C.	Referred to Other Agencies	0
D.	Dismissed	0
E.	Dismissed with Cautionary Language	0
F.	Letter of Caution	0
G.	Letter of Admonition	0
H.	Reprimand	0
I.	Total Disposed of During Period	8

Rockland County Bar Association Grievance Committee

Appellate Division, Second Department, Ninth Judicial District

I. Matters Processed:

A.	Matters Pending on Jan. 1, 1991	14
B.	New Matters Received During Period	42
C.	Closed Matters Reactivated During Period	0
D.	Total Matters to be Processed During Period	56
E.	Total Matters Disposed of During Period	35
F.	Matters Pending on Dec. 31, 1991	21

II. Matters Disposed of by Committee:

A.	Rejected as Failing to State Complaint	0
B.	Referred to Other Disciplinary Committees	3
C.	Referred to Other Agencies	0
D.	Dismissed	29
E.	Dismissed with Cautionary Language	2
F.	Letter of Caution	0
G.	Letter of Admonition	1
H.	Reprimand	0
I.	Total Disposed of During Period	35

Westchester County Bar Association Grievance Committee

Appellate Division, Second Department, Ninth Judicial District

I. Matters Processed:

A.	Matters Pending on Jan. 1, 1991	91
B.	New Matters Received During Period	182
C.	Closed Matters Reactivated During Period	0
D.	Total Matters to be Processed During Period	273
E.	Total Matters Disposed of During Period	189
F.	Matters Pending on Dec. 31, 1991	84

II. Matters Disposed of by Committee:

A.	Rejected as Failing to State Complaint	11
B.	Referred to Other Disciplinary Committees	1
C.	Referred to Other Agencies	0
D.	Dismissed	127
E.	Dismissed with Cautionary Language	2
F.	Letter of Caution	0
G.	Letter of Admonition	0
H.	Reprimand	0
I.	Withdrawn	48
J.	Total Disposed of During Period	189

Grievance Committee for the Tenth Judicial District of the Second Department

I. Matters Processed:

A. Matters Pending on Jan. 1, 1991	819	
B. New Matters Received During Period	1977	
C. Closed Matters Reactivated During Period	77	
D. Total Matters To Be Processed During Period		2873
E. Total Matters Disposed of During Period		2045
F. Matters Pending on Dec. 31, 1991		828

CASES:

MATTERS:

II. Matters Disposed of by Committee:

A. Rejected as Failing to State a Complaint	789	789
B. Referred to Other Disciplinary Committees	525	525
C. Referred to Other Agencies	12	12
D. Dismissed or Withdrawn	463	463
E. Letter of Caution (or Education)	79	83
F. Letter of Admonition	46	52
G. Admonition (or Reprimand)	2	2
H. Referred to Appellate Division	42	119
I. Total Disposed of During Period	1958	2045

III. Cases Processed in All Courts:

A. Cases Pending on Jan. 1, 1991	72	255
1. Disciplinary Proceedings	63	246
2. Other	9	9
B. Cases Received During Period	47	72
1. Disciplinary Proceedings	30	54
2. Other	17	17
C. Total To Be Processed During Period	119	327
D. Cases Closed		
1. Disbarred	15	114
2. Resigned	3	25
3. Suspended	15	49
4. Censured	4	14
5. Privately Censured	0	0
6. Remanded to Grievance Committee	3	6
7. Discontinued	3	3
8. Dismissed	6	7
9. Reinstatements Granted	0	0
10. Reinstatements Denied	2	2
11. All Other Dispositions	12	12
12. Total Closed	63	228
E. Total Cases Pending at End of Period	57	99
1. Disciplinary Proceedings	54	96
2. Other	3	3

**Committee on Professional Standards, Third Department
(Third, Fourth and Sixth Judicial Districts)**

I. Matters Processed:

A. Matters Pending on Jan. 1, 1991	554	
B. New Matters Received During Period	1474	
C. Closed Matters Reactivated During Period	35	
D. Total Matters To Be Processed During Period		2063
E. Total Matters Disposed of During Period		1424
F. Matters Pending on Dec. 31, 1991		639

CASES:

MATTERS:

II. Matters Disposed of by Committee:

A. Rejected as Failing to State a Complaint	744	787
B. Referred to Other Disciplinary Committees	89	92
C. Referred to Other Agencies	6	6
D. Dismissed or Withdrawn	324	348
E. Letter of Caution (or Education)	41	42
F. Letter of Admonition	47	57
G. Admonition (or Reprimand)	18	22
H. Referred to Appellate Division	52	70
I. Total Disposed of During Period	1321	1424

III. Cases Processed in All Courts:

A. Cases Pending on Jan. 1, 1991		
1. Disciplinary Proceedings	9	34
2. Other	5	5
B. Cases Received During Period		
1. Disciplinary Proceedings	32	69
2. Other	52	58
C. Total To Be Processed During Period	84	127
D. Cases Closed		
1. Disbarred	4	5
2. Resigned	26	27
3. Suspended	7	11
4. Censured	3	5
5. Privately Censured	0	0
6. Remanded to Grievance Committee	11	21
7. Discontinued	1	1
8. Dismissed	0	0
9. Reinstatements Granted	8	8
10. Reinstatements Denied	0	0
11. All Other Dispositions	14	17
12. Total Closed	74	95
E. Total Cases Pending at End of Period	24	71
1. Disciplinary Proceedings	17	61
2. Other	7	10

Grievance Committee for the Fifth Judicial District of the Fourth Department

I. Matters Processed:

A. Matters Pending on Jan. 1, 1991	100	
B. New Matters Received During Period	488	
C. Closed Matters Reactivated During Period	9	
D. Total Matters To Be Processed During Period		597
E. Total Matters Disposed of During Period		444
F. Matters Pending on Dec. 31, 1991		153

CASES: MATTERS:

II. Matters Disposed of by Committee:

A. Rejected as Failing to State a Complaint	165	169
B. Referred to Other Disciplinary Committees	39	39
C. Referred to Other Agencies	5	5
D. Dismissed or Withdrawn	194	207
E. Letter of Caution (or Education)	7	8
F. Letter of Admonition	4	4
G. Admonition (or Reprimand)	N/A	N/A
H. Referred to Appellate Division	11	12
I. Total Disposed of During Period	425	444

III. Cases Processed in All Courts:

A. Cases Pending on Jan. 1, 1991		1
1. Disciplinary Proceedings	0	
2. Other	1	
B. Cases Received During Period		11
1. Disciplinary Proceedings	6	
2. Other	5	
C. Total To Be Processed During Period		12
D. Cases Closed		
1. Disbarred		0
2. Resigned		0
3. Suspended		0
4. Censured		0
5. Privately Censured		0
6. Remanded to Grievance Committee		4
7. Discontinued		0
8. Dismissed		0
9. Reinstatements Granted		2
10. Reinstatements Denied		0
11. All Other Dispositions		1
12. Total Closed		7
E. Total Cases Pending at End of Period		5
1. Disciplinary Proceedings	3	
2. Other	2	

Grievance Committee for the Seventh Judicial District of the Fourth Department

I. Matters Processed:

A. Matters Pending on Jan. 1, 1991	281	
B. New Matters Received During Period	485	
C. Closed Matters Reactivated During Period	14	
D. Total Matters To Be Processed During Period		780
E. Total Matters Disposed of During Period		485
F. Matters Pending on Dec. 31, 1991		295

CASES:

MATTERS:

II. Matters Disposed of by Committee:

A. Rejected as Failing to State a Complaint	216	239
B. Referred to Other Disciplinary Committees	12	12
C. Referred to Other Agencies	1	1
D. Dismissed or Withdrawn	173	204
E. Letter of Caution (or Education)	11	14
F. Letter of Admonition	1	1
G. Admonition (or Reprimand)	N/A	N/A
H. Referred to Appellate Division	6	14
I. Total Disposed of During Period	420	485

III. Cases Processed in All Courts:

A. Cases Pending on Jan. 1, 1991		7
1. Disciplinary Proceedings	6	
2. Other	1	
B. Cases Received During Period		6
1. Disciplinary Proceedings	4	
2. Other	2	
C. Total To Be Processed During Period		13
D. Cases Closed		
1. Disbarred		0
2. Resigned		0
3. Suspended		2
4. Censured		1
5. Privately Censured		0
6. Remanded to Grievance Committee		0
7. Discontinued		0
8. Dismissed		0
9. Reinstatements Granted		1
10. Reinstatements Denied		1
11. All Other Dispositions		0
12. Total Closed		5
E. Total Cases Pending at End of Period		8
1. Disciplinary Proceedings	7	
2. Other	1	

Grievance Committee for the Eighth Judicial District of the Fourth Department

I. Matters Processed:

A. Matters Pending on Jan. 1, 1991	520	
B. New Matters Received During Period	926	
C. Closed Matters Reactivated During Period	90	
D. Total Matters To Be Processed During Period		1536
E. Total Matters Disposed of During Period		928
F. Matters Pending on Dec. 31, 1991		608

CASES:

MATTERS:

II. Matters Disposed of by Committee:

A. Rejected as Failing to State a Complaint	418	461
B. Referred to Other Disciplinary Committees	15	15
C. Referred to Other Agencies	1	10
D. Dismissed or Withdrawn	255	329
E. Letter of Caution (or Education)	24	41
F. Letter of Admonition	2	9
G. Admonition (or Reprimand)	N/A	N/A
H. Referred to Appellate Division	35	63
I. Total Disposed of During Period	750	928

III. Cases Processed in All Courts:

A. Cases Pending on Jan. 1, 1991		5
1. Disciplinary Proceedings	5	
2. Other	0	
B. Cases Received During Period		35
1. Disciplinary Proceedings	14	
2. Other	21	
C. Total To Be Processed During Period		40
D. Cases Closed		
1. Disbarred		3
2. Resigned		3
3. Suspended		2
4. Censured		1
5. Privately Censured		0
6. Remanded to Grievance Committee		0
7. Discontinued		0
8. Dismissed		1
9. Reinstatement Granted		3
10. Reinstatement Denied		0
11. All Other Dispositions		3
12. Total Closed		16
E. Total Cases Pending at End of Period		24
1. Disciplinary Proceedings	10	
2. Other	14	

**Disciplinary Decisions Reported by
Appellate Division in 1991**

FIRST DEPARTMENT

Daniel P. Holliman 164 AD2d 328	Censured	Judiciary Law §90(4)(d) (serious crime - 26 USC §7203, failure to file federal income tax returns [federal misde- meanor]).
Mark J. Weinstein 164 AD2d 647	Interim Suspension	Judiciary Law §90(4)(d) (serious crime - 26 USC §7201, filing a false tax return).
Joseph R. Mack 164 Ad2d 702	Interim Suspension	22 NYCRR §603.4(e)(1)(i) (willful failure to cooperate in Committee investigation).
Luis Oscar Beltre 165 AD2d 100	Censured	22 NYCRR §603.3 (discipline in a foreign jurisdiction [New Jersey 3 month suspension]).
Steven R. Wechsler 165 AD2d 39	Disbarred	DR 1-102(A)(4), (6) (conver- sion of client funds).
Thomas J.P. Courtney 165 AD2d 136	Indefinite Suspension	22 NYCRR §603.16(b)(1) (mental incapacity).
Stephen N. Cea 165 AD2d 197	Interim Suspension	Judiciary Law §90(4)(d) (serious crime - 18 UCS §§ 2, 656, embezzlement).
Mario L. Bejasa, Jr. 165 AD2d 397	Stricken	Judiciary Law §90(4)(b) (felony conviction - 18 USC §1001, making false statements; 18 UCS §371, con- spiracy to defraud; 18 USC §1505, obstruction of justice).
Dorothy Graham 165 AD2d 420	Indefinite Suspension	22 NYCRR §603.3 (discipline in foreign jurisdiction [Tennes- see suspension]).
Daniel H. Greenberg 165 AD2d 424	Censured	DR 9-102(A) (commingling client funds).
J. Nicholas Tlaga 165 AD2d 494	Interim Suspension	22 NYCRR §603.4(e)(1)(i) (willful failure to cooperate with Committee's investiga- tion of professional miscon- duct).

Note: This is a listing of disciplinary decisions rendered by the Appellate Division in 1991; unless otherwise indicated, the listing does not cover any subsequent action which may have been taken by the Appellate Division.

Sanford Postel 165 AD2d 474	Stricken	Judiciary Law §90(4)(a), (e) (felony conviction - Penal Law §155.40[1], grand larceny, 2d degree; Penal Law §170.10[1], forgery, 2d degree; Penal Law §170.25, criminal possession of a forged instrument, 2d degree; Penal Law §155.35, grand larceny, 3d degree).
John J. Sullivan 165 AD2d 595	Interim Suspension	22 NYCRR §603.4(e)(1)(i), (iii) (willful failure to cooperate with Committee's investigation of professional misconduct; other uncontroverted evidence of professional misconduct).
George W. Nash 166 AD2d 84	Suspended 1 year effective 5/30/91	DR 1-102(A)(4),(5),(6) (commission of fraud upon the Court).
Israel I. Sylvan 166 AD2d 20	Disbarred	22 NYCRR §603.15, DR 9-102(B)(3) (failure to account); DR 1-102(A)(4), (6) (conversion of client's funds); DR 9-102(A) (commingling).
Irving Markowitz (admitted as Isidore Markowitz) 166 AD2d 1	Stricken on Consent	22 NYCRR §603.11 (resignation of attorney under investigation).
Reuben A. Katz 165 AD2d 635	Stricken	Judiciary Law §90(4)(b) (felony conviction - Penal Law §155.35, grand larceny 3d degree [class "D" felony]).
Seymour Fenichel 167 AD2d 58	Stricken	Judiciary Law §90(4)(b) (felony conviction - Penal Law §155.40, grand larceny 2d degree [class "C" felony]; Penal Law §175.35, offering a false instrument for filing [class "E" felony]).
Mark L. Fishbein (admitted as Mark Lewis Fishbein) 167 AD2d 85	Suspended 3 years effective 1/31/88	DR 1-102(A)(4), (5), (6) (conversion, dishonesty and fraud); DR 9-102(A) (failure to preserve identity of client funds).

Charles S. Horgan 168 AD2d 28	Disbarred	DR 1-102(A)(4), (6) (misrepresentation); DR 1-102(A)(5) (conduct prejudicial to the administration of justice); DR 6-101(A)(3) (neglect); DR 7-101(A)(2), (3) (breach of contract of employment); DR 2-110(A)(3) and DR 9-102(B)(4) (failure to return unearned portion of fee); DR 2-110(A)(2) (withdrawal from representation without notice; failure to return client property; DR 2-102(C)(holding oneself out as a partner).
Kenneth Frederick Anderson 168 AD2d 59	Suspended 2 years effective 7/1/91	DR 9-102(A), 22 NYCRR §603.15 (commingling); DR 1-102 (A)(4), (6) (conversion, dishonesty & fraud, conduct adversely reflecting on fitness to practice law); DR 9-102 (B)(1), (3), (4) (failure to keep proper records, failure to render accounting or return client property on demand).
Robert B. Levine 168 AD2d 116	Suspended 3 years effective 6/28/88	Judiciary Law §90(4)(d) (serious crime - 26 USC §7206 [2], aiding client in filing false corporate income tax return).
Norman Robbins 169 AD2d 6	Censured	22 NYCRR §603.3 (discipline in a foreign jurisdiction [New Jersey - public reprimand]; DR 1-102 (A)(4), (5) (dishonesty, fraud, deceit or misrepresentation, conduct prejudicial to the administration of justice).
Joel Winograd 169 AD2d 146	Suspended 6 months, retro-active to 7/27/89	Judiciary Law §90(4)(d) (serious crime - 26 USC §7201, attempt to evade income tax).
George A. Pins (admitted as George Arnold Pins) 169 AD2d 166	Interim Suspension	22 NYCRR §603.4(e)(1)(i) & (iii) (suspension pending disposition of disciplinary matters, uncontroverted evidence of professional misconduct).
J. James Bambury (admitted as John James Bambury) 169 AD2d 168	Suspended 7 years, nunc pro tunc as of 11/21/85	DR 1-102(A)(4) (conversion).

Dumas Gabbriellini (admitted as Dumas Gabbriellini, Jr.) 169 AD2d 158	Interim Suspension	22 NYCRR §603.4(e)(1)(i) (suspension pending resolution of charges; failure to cooperate with Committee in its investigation).
Bernard Sennet 169 AD2d 78	Stricken on Consent	22 NYCRR §603.11 (resignation of attorney under investigation).
Steven J. Romer 169 AD2d 97	Interim Suspension	22 NYCRR §603.4(e)(1)(i) & (iii) (suspension pending resolution of charges; failure to cooperate in Committee's investigation and uncontroverted evidence of misconduct).
Harold L. King, Jr. 169 AD2d 94	Interim Suspension	22 NYCRR §603.4(e)(1)(i) (failure to cooperate with Committee's investigation).
Irving Kurtz 170 AD2d 1	Interim Suspension	22 NYCRR §603.4(e)(1)(i) & (iii) (willful failure to cooperate with Committee's investigation and other uncontroverted evidence of professional misconduct [DR 1-102 (A)(4),(6) (conversion)]).
Richard M. Biaggi (admitted as Richard Mario Biaggi) 170 AD2d 139	Diabarment vacated; Indefinite Suspension pending final sanction	Judiciary Law §90(5)(a) (vacatur of disbarment order [bribery and mail fraud convictions dismissed on appeal]); Judiciary Law §90(4)(d) (serious crime - 26 USC §7206, filing false tax return).
Stephen A. Geiger 170 AD2d 134	Disbarred	DR 1-102(A)(4), (6) (conversion of client funds).
Seymour Breiterman 170 AD2d 162	Suspended 5 years, nunc pro tunc as of 1/9/90	Judiciary Law §90(4)(d) (serious crime - 18 USC §201(c)(1)(A), giving an unlawful gratuity to a public official; 26 USC §7201, filing false income tax return).
Ronald I. Parker 169 AD2d 366	Suspended 6 months, effective 8/26/91	22 NYCRR §603.3 (reciprocal discipline [New Jersey]; DR 6-101(A)(3) (neglect); DR 7-101(A)(2) (failure to carry out contract of employment)).

Elliot J. Stein 171 AD2d 202	Interim Suspension	22 NYCRR §603.4(e)(1)(i) & (iii) (suspension pending resolution of charges: failure to cooperate in Committee's investigation, uncontroverted evidence of misconduct).
Paul C. Butler (admitted as Paul Claude Butler) 171 AD2d 210	Stricken on Consent	22 NYCRR §603.11 (resignation of attorney under investigation).
Harvey Goldstein 576 NYS2d 788	Interim Suspension (vacated nunc pro tunc order of 12/10/91)	Judiciary Law §90(4)(d), 22 NYCRR §603.12 (b) (serious crime - Judiciary Law §§750, 751, 755, criminal contempt of court).
Richard T. Petty (admitted as Richard Thomas Petty) 171 AD2d 283	Disbarred	DR 1-102(A)(4), (6) [now DR 1-102(A)(7)] (conversion of client funds); 22 NYCRR §603.15 (a) (commingling client funds); DR 9-102(B)(4) (failure to pay or deliver client funds); DR 6-101(A)(3) (neglect); DR 9-102(B)(3) (failure to account); DR 1-102(A)(5), (6) [now DR 1-102(A)(7)] (failure to produce escrow records to Committee); 22 NYCRR §603.13, DR 1-102(A)(5), DR 1-102(A)(6) [now DR 1-102(A)(7)] (failure to file affidavit of compliance).
Andrews Bruce Campbell 172 AD2d 141	Disbarred	Judiciary Law §90(4)(d) (serious crime - 21 USC §§ 841 (a)(1)(D), 846, 18 USC §2, conspiracy to possess marijuana; 21 USC §§841 (a)(1), 841 (b)(1)(D), 18 USC §2, possession of marijuana with intent to distribute).
Nancy L. Kourland 172 AD2d 77	Stricken	Judiciary Law §90(4)(b) (felony conviction - 21 USC §841, unlawful possession of a controlled substance with intent to distribute).
Leonard Howard Rubin 174 AD2d 38	Interim Suspension	22 NYCRR §603.4(e)(1)(iii) (suspension to protect public interest based on uncontroverted evidence of serious professional misconduct).

Mitchell Bedell
174 AD2d 52

Suspended 3 years

Judiciary Law §90(4)(d)
(serious crime - Penal Law
§170.05, forgery, 3d degree
[class "A" misdemeanor]).

SECOND DEPARTMENT

(Second and Eleventh Judicial Districts)

Earl G. Thompson
164 AD2d 453

Disbarred

Misrepresented identity to clients; neglected matters of six clients; created and submitted false, fraudulent and forged documents to Grievance Committee; failed to comply with judicial subpoena; failed to respond to lawful inquiry of Grievance Committee.

Alvin Tahlor
164 AD2d 510

Disbarred

Converted clients' funds; gave false and misleading testimony at examination before trial re-lating thereto; failed to keep accurate and complete escrow records.

Floriato Amante
164 AD2d 528

Resigned

Converted clients' funds; commingled clients' funds; failed to cooperate with Grievance Committee; failed to submit escrow records; disobeyed a judicial subpoena; convicted of serious crime (Judiciary Law §90[4][d]).

David Kweller
165 AD2d 391

Disbarred

Convicted of felony.

Joel S. Rose
165 AD2d 400

Disbarred

Convicted of second degree rape in Washington.

John J. O'Keefe
165 AD2d 422

Resigned

Misappropriated clients' money; failed to account for assets of estate entrusted to him.

Dennis M. Beck
165 AD2d 628

Resigned

Convicted of failure to file tax information form.

Jeffrey Stern 166 AD2d 4	Resigned	Converted clients' funds.
Joseph A. Tracy 166 AD2d 17	Resigned	Converted clients' funds; improperly entered into business transactions with two clients; knowingly submitted document containing false statements to court; failed to pay judgments; violated fiduciary duties as trustee.
Paul S. Mirman 167 AD2d 60	Disbarred	Neglected eight personal injury matters; engaged in pattern of gross neglect over many years; blatantly disregarded rights of clients.
Thomas Lukas 167 AD2d 83	Resigned	Failed to forward funds to clients representing their share of an inheritance.
John J. Scotto 167 AD2d 89	Disbarred	Convicted in California of felony possession of forged instrument.
H. Henry Schulman 167 AD2d 91	Censured	Neglect of legal matter.
John Piastra 167 AD2d 95	Disbarred	Convicted of felony.
John R. Grant 167 AD2d 97	Resigned	Converted escrow funds.
Robert E. Johnson 168 AD2d 7	Disbarred	Converted client funds; commingled client funds; submitted false affidavit to Civil Court; neglected legal matters; failed to communicate with clients; failed to cooperate with Grievance Committee.
Anthony S. Caronna 168 AD2d 23	Resigned	Mishandled client funds.
Charles J. Walker 168 AD2d 66	Disbarred	Convicted in Minnesota of felony of theft of public records.
Anthony Ferraro 168 AD2d 68	Disbarred	Convicted of two counts of criminal solicitation, fourth degree.

Basil Apostle 169 AD2d 80	Suspended three years	Improperly acquired proprietary interest in subject matter of litigation in conflict with interests of client; intentionally failed to carry out contract of employment by failing to follow client's specific directions, which prejudiced or damaged client.
Dennis W. Gallagher 169 AD2d 148	Resigned	Overdraft on escrow account.
Jerald D. Werlin 170 AD2d 77	Censured	Convicted of serious crime of criminal contempt; engaged in undignified and discourteous conduct which was degrading to tribunal.
Jose A. Rivera 170 AD2d 178	Disbarred	Neglected clients' matters; converted and commingled clients' funds; pressured client to lend him money which he failed to repay.
Edward Horn	Interim Suspension	Admissions under oath; uncontroverted evidence of professional misconduct.
Joseph Guarino	Interim Suspension	Failed to answer complaint; uncontroverted evidence of professional misconduct.
John W. Casey	Interim Suspension	Failed to cooperate.
R. Scott Daly	Interim Suspension	Failed to answer two complaints.
Indar Singh	Interim Suspension	Failed to appear to give testimony.
Simeon Greenaway	Interim Suspension (Reinstated 7/15/91)	Failed to answer complaints.
Lloyd Jonathan Manning	Interim Suspension	Uncontroverted evidence of conversion; failed to comply with lawful demands of grievance committee.
Richard P. Perrin	Interim Suspension	Convicted of serious crime.
Steven Rosenbluth	Interim Suspension	Uncontroverted evidence of professional misconduct.

Harvey Sorid	Interim Suspension	Failed to comply with lawful demands of Grievance Committee.
Robert J. Clark	Interim Suspension	Failed to answer complaint.
Maureen Ann Sockett	Interim Suspension (Reinstated 8/29/91)	Failed to answer complaint.
Peter G. Smith	Interim Suspension	Failed to answer complaint.
John J. Kim	Interim Suspension	Uncontroverted evidence of professional misconduct.
Paul E. Keith	Interim Suspension	Failed to comply with lawful demand of Grievance Committee for escrow records.
Harold V. Marcus 171 AD2d 4	Resigned	Mishandled client funds; failed to maintain adequate bookkeeping records for escrow.
Rudolph Klenosky	Indefinite Suspension	Medical disability.
Sy L. Rolnick 171 AD2d 29	Disbarred	Converted clients' funds; commingled client funds; gave false and misleading statements to Grievance Committee; submitted altered and misleading bank records to Grievance Committee; failed to maintain complete and accurate escrow records.
Hector Rosado 171 AD2d 6	Disbarred	Accepted bribes while an Administrative Law Judge.
John P. Greeley 171 AD2d 40	Disbarred	Convicted of felony in Kentucky.
Andrew P. Tivoli 171 AD2d 10	Disbarred	Converted client funds; submitted false and misleading answer to Grievance Committee; gave false and misleading testimony to Grievance Committee.
Ronald J. Glick 171 AD2d 24	Disbarred	Convicted of felony.

Michael Entes 171 AD2d 42	Suspended 5 years	Conduct involving dishonesty, fraud, deceit and misrepresentation; improper conflict of interest.
Lloyd Jonathan Manning 171 AD2d 56	Resigned	Converted client funds; failed to comply with lawful demands of Grievance Committee.
Edward J. Tighe 171 AD2d 116	Suspended 1 year	Failed to cooperate with Grievance Committee.
Andrew J. Jenkins 171 AD2d 113	Disbarred	Convicted of two federal felonies.
Norman Gersman 171 AD2d 37	Disbarred	Failed to answer complaints; failed to comply with a judicial subpoena and subpoena duces tecum; failed to provide escrow records; failed to file affidavit of compliance.
Norman F. Russakoff	Interim Suspension (Stayed by Court of Appeals)	Uncontroverted evidence of professional misconduct.
Andrew S. Fisher	Censured	Convicted of serious crime (failed to file tax returns).
William Jacobs	Interim Suspension	Failed to comply with lawful demands of Grievance Committee.
Frank J. Verderame	Suspended 1 year	Commingled client funds; failed to maintain required records.
Douglas M. Carter	Interim Suspension	Failed to comply with lawful demands of Grievance Committee.
Michael Edward Zadan	Disbarred	Convicted of a felony in California.

(Ninth Judicial District)

Vincent M. Brennan	Interim Suspension	22 NYCRR 691.4(1) (substantial admission under oath).
Kenneth E. Bruce	Motion to reargue or renew, or for leave to appeal denied.	

Kenneth E. Bruce 77 NY2d 986	Motion for leave to appeal denied.	
Patrick W. Cukierski	Interim Suspension	22 NYCRR 691.4(1) (substantial admissions under oath and uncontroverted evidence; disciplinary proceeding authorized).
Raymond A. D'Alvia 168 AD2d 71	Disbarred	DR 9-102(A),(B) (commingling, conversion, failure to account); DR 6-101(A)(3) (neglect); DR 1-102(A)(6) (conduct adversely reflecting on fitness to practice law, failure to communicate); 22 NYCRR 691.4(1)(failure to communicate).
Bertram S. Devorsetz 171 AD2d 322	Disbarred (Resigned)	Judiciary Law §486 (practicing law while suspended).
John C. DiPirro 169 AD2d 124	Disbarred (Resigned)	DR 9-102(A),(B),(C) (commingling, conversion, failure to account, improper release of escrow funds); 22 NYCRR 691.12(a),(b),(e),(f) (failure to maintain escrow account, failure to maintain records); DR 6-101(A)(3) (neglect); DR 1-102(A)(4),(6) (conduct involving dishonesty, fraud, deceit or misrepresentation, conduct adversely reflecting on fitness to practice law, failure to communicate); 22 NYCRR 691.4(1)(failure to cooperate).
Kevin B. Swyer 171 AD2d 376	Suspended 3 years	DR 6-101(A)(3)(neglect); DR 1-101(A)(4),(6)(conduct involving dishonesty, fraud, deceit or misrepresentation, conduct adversely reflecting on fitness to practice law, failure to communicate).
Paul J. Eckelman	Interim Suspension	22 NYCRR 691.4(1) (substantial admissions under oath, uncontroverted evidence; disciplinary proceeding authorized).

William B. Falow	Interim Suspension	22 NYCRR 691.4(1) (substantial admissions under oath; uncontroverted evidence; disciplinary proceeding authorized).
William B. Falow	Suspension Vacated	Motion to reargue granted to extent suspension vacated.
Henry S. Goldman 165 AD2d 637	Disbarred	Judiciary Law §90(4)(d) (convicted of Grand Larceny 2d Degree [Penal Law §155.40] and two counts of Grand Larceny 3d Degree [Penal Law §155.35]).
Terry D. Grossefinger 165 AD2d 412	Disbarred (Resigned)	DR 9-102(A),(B) (commingling, conversion); 22 NYCRR 691.4(1) (failure to cooperate).
John J. Hayden 168 AD2d 78	Disbarred (Resigned)	DR 6-101(A)(3)(neglect); DR 2-110 (improper withdrawal); DR 1-102(A)(6) (conduct adversely reflecting on fitness to practice law, failure to communicate, failure to limit engagements to 6 cases during period of suspension as he had advised court).
William J. Holden 165 AD2d 371	Disbarred (Resigned)	DR 9-102(B)(conversion).
William E. Karamitis	Interim Suspension	22 NYCRR 691.4(1) (substantial admissions under oath; disciplinary proceeding authorized).
Martin Kent	Interim Suspension	Motion to vacate disbarment granted; previous interim suspension reinstated; respondent ordered to file answer to petition.
Kenneth S. Knigin	Motion for leave to appeal denied.	
Kenneth S. Knigin 155 AD2d 164	Leave to appeal denied.	

M. Thomas Kuriakose 171 AD2d 358	Disbarred	DR 1-102(A)(5),(7) (conduct prejudicial to administration of justice; conduct adversely reflecting on fitness to practice law; failure to communicate); 22 NYCRR 691.20 (failure to file retainer statement); DR 3-101(A) (aiding and abetting unauthorized practice of law); DR 6-101(A)(3) (neglect); Judiciary Law §486 (practicing while under suspension); 22 NYCRR 691.4(1) (failure to cooperate).
Paul J. LeVine 165 AD2d 199		Respondent deceased, proceeding abated.
Denis J. McClure 168 AD2d 75	Disbarred (Resigned)	DR 1-102(A)(4),(5),(6) (conduct involving dishonesty, fraud, deceit or misrepresentation; conduct prejudicial to administration of justice; conduct adversely reflecting on fitness to practice law); 22 NYCRR 691.4(1) (failure to cooperate); 22 NYCRR 691.10 (failure to file proof of compliance with prior suspension order).
John A. Manning 168 AD2d 81	Suspended 2 years	DR 6-101(A)(3) (neglect); DR 1-102(A)(4),(6) (conduct involving dishonesty, fraud, deceit or misrepresentation; conduct adversely reflecting on fitness to practice law; failure to communicate); 22 NYCRR 691.12(a),(b),(e),(f) (failure to maintain escrow account; failure to produce records); DR 9-102(B) (failure to account); 22 NYCRR 691.4(1) failure to cooperate).
Thomas K. Pedersen 165 AD2d 282	Disbarred	Judiciary Law §90(4) (convicted of Grand Larceny, 3d Degree [Penal Law §155.35]).
Howard Pitt	Interim Suspension	22 NYCRR 691.4(1) (failure to cooperate; disciplinary proceeding authorized).

Peter Roth 171 AD2d 366	Disbarred	DR 9-1032(A),(B) (conversion/commingling; failure to account); 22 NYCRR 691.12 (a),(b) (failure to maintain escrow account).
Doris L. Sassower	Interim Suspension	22 NYCRR 691.4(1) (failure to comply with order of Court).
Richard H. Scheck 171 AD2d 33	Suspended 1 year	DR 3-101(A) (aiding and abetting unauthorized practice of law); DR 5-107(B) (allowing another to direct professional judgment); DR 1-102(A)(4),(6) (conduct involving dishonesty, fraud, deceit or misrepresentation; conduct adversely reflecting on fitness to practice).
Arthur J. Selkin 165 AD2d 221	Disbarred	Judiciary Law §90(4) (convicted of Grand Larceny, 2d Degree [Penal Law §155.40]).
Peter W. Sluys 171 AD2d 8	Disbarred	Judiciary Law §90(4) (convicted of 3 counts Grand Larceny, 3d Degree [Penal Law §155.35] and Forgery, 2d Degree [Penal Law §170.10]).
Michael J. Stella	Interim Suspension	Judiciary Law §90(4)(d), (f), (g) (serious crime; disciplinary proceeding authorized).
Martyn Taub 171 AD2d 349	Disbarred (Resigned)	22 NYCRR 691.12(c) (failure to maintain records).
Peter P. Tivolacci 171 AD2d 374	Disbarred	Judiciary Law §90(4) (convicted of Grand Larceny, 3d Degree [Penal Law §155.35]).
Westervelt Kirkland Taylor 164 AD2d 699	Disbarred	22 NYCRR 691.3 (reciprocal discipline); Judiciary Law §468-a (failure to register); 22 NYCRR 691.4 (failure to cooperate).
Howard M. Thaler	Suspension Vacated	Motion for reargument granted to extent suspension vacated.
Howard M. Thaler	Motion for reargument denied.	

Edwin P. Tiihonen	Indefinite Suspension	22 NYCRR 691.13(b) (incapacitation).
Donald Van Cook 171 AD2d 58	Disbarred	DR 1-102(A)(4) (conduct involving dishonesty, fraud, deceit or misrepresentation - forgery).
I. Peter Venezia	Interim Suspension	22 NYCRR 691.4 (uncontroverted evidence; disciplinary proceeding authorized).
Harry Waitzman 164 AD2d 724	Disbarred (Resigned)	DR 9-102(B) (conversion).
Richard Winkler	Leave to appeal denied.	
Morton H. Zucker 169 AD2d 141	Censured	DR 6-101(A)(3) (neglect).

(Tenth Judicial District)

Matter of Adams 174 AD2d 170	Disbarred	Judiciary Law §468-a (failure to comply with registration); 22 NYCRR 691.4(2) (failure to cooperate with grievance committee); DR 6-101(A)(3) (neglect of estate); DR 9-102(A) (commingling of escrow funds); DR 1-102(A)(4) (overreaching); DR 1-102(A)(7) (default to allegations).
Matter of Ansell 170 AD2d 171	Suspended 5 years	DR 6-101(A)(3) (neglect); DR 1-102(A)(4)(deceit of clients).
Matter of Bracken 153 AD2d 314	Disbarred	Judiciary Law §90(4) (Felony conviction [grand larceny 3d degree]).
Matter of Berger 165 AD2d 71	Suspended 5 years	DR 6-101(A)(3) (gross neglect of orphan's estate).
Matter of Blumberg 171 AD2d 383	Censured	DR 1-102(A)(4) (fraud and deceit); DR 1-102(A)(7) (conduct adversely reflecting on lawyer's fitness to practice law).

Matter of Boxer 165 AD2d 71	Disbarred	22 NYCRR 691.4(1)1 (failure to cooperate with committee); DR 6-101(A)(3) (gross neglect of orphan's estate).
Matter of Burns 169 AD2d 162	Disbarred	DR 1-102(A)(7) (assault of another attorney, contempt of court); DR 8-102(B) (falsely accused judge); DR 7-108(D) (entertained jurors); DR 6-101(A)(3) (neglect); 22 NYCRR 691.4(2)1 (failure to cooperate with grievance committee).
Matter of Chase 125 AD2d 515	Motion for reinstatement denied.	
Matter of Cohen 155 AD2d 220	Censured	22 NYCRR 691.7(b) (Serious crime: convicted of one count of aggravated harassment, 2d degree, and two counts of aggravated harassment, 2d degree).
Matter of Coiro (Unpublished)	Suspended	Judiciary Law §90(4)(f) (Convicted of serious crime).
Matter of Cotter	Suspended pending outcome of disciplinary proceeding.	
Matter of Crowley 165 AD2d 211	Resigned	DR 9-102(D) (failure to maintain records); DR 9-102(A) (conversion and commingling).
Matter of Cuti	Motion for reinstatement denied.	
Matter of Dolan 168 AD2d 1	Disbarred	DR 9-102(A) (Conversion).
Matter of Domsy 160 AD2d 158	Disbarred	22 NYCRR 691.10 (practicing law after effective date of suspension).
Matter of Dougherty	Suspended 10/17/91; disbarred 6/15/92	Judiciary Law §90(4)(1) (felony conviction - attempted grand larceny).
Matter of Franklin 168 AD2d 4	Disbarred	DR 9-102(A) (Conversion); DR 1-102(A)(4) (Dishonesty, fraud, deceit, misrepresentation due to forgery).

Matter of Franklin 78 NY2d 858	Motion to appeal denied.	
Matter of Fondulis	Suspended pending outcome of disciplinary proceeding	DR 1-102(A)(7) (failure to cooperate).
Matter of Gelb 85 AD2d 494	Disbarred	Judiciary Law §90(4) (guilty of Federal crimes recognised in New York as felonies [18 USC §2.844 (h),(i); Penal Law §150.0]).
Matter of Gill 167 AD2d 92	Resigned	DR 9-102(A) (Conversion); DR 1-102(A)(7) (Default to allegations).
Matter of Goerlich 170 AD2d 106	Disbarred	Judiciary Law §90(4)(a) (Felony conviction - grand larceny, 4th degree).
Matter of Gold 171 AD2d 106	Suspended	DR 9-102(A) (conversion); DR 1-102(A)(4) (dishonesty, fraud, deceit, misrepresentation).
Matter of Goldman 151 AD2d 31	Disbarred upon resignation	22 NYCRR 691.9, DR 6-101(A) (3) (acknowledged allegations of neglect and failure to cooperate with grievance committee).
Matter of Gullo 170 AD2d 167	Suspended 3 years, motion for reargument denied	DR 6-101(A)(3) (neglect); 22 NYCRR 691.4(7) (failure to cooperate with grievance committee); DR 1-104(A)(2) failure to supervise); EC 8-5 (failure to disclose that a fraud had been perpetrated upon the court); DR 1-102(A) (4) (dishonesty, fraud, deceit, misrepresentation).
Matter of Holtzman 78 NY2d 184, <i>cert. denied</i> 112 S.Ct. 648	Appeal to Court of Appeals affirmed, admonition upheld; petition for certiorari denied.	DR 1-102(A)(6) (recklessly made false accusations against judge).
Matter of Horowitz 171 AD2d 26	Censure and reinstatement	Judiciary Law §90 (federal crime).

Matter of Humphrey 156 AD2d 37	Disbarred upon resignation	22 NYCRR 691.9; DR 9-102(A) (acknowledged allegations of commingling funds, using client's funds improperly and causing escrow account shortages).
Matter of Hutchinson 171 AD2d 26	Suspended 2 years	DR 1-102(A)(4) (dishonesty, fraud, deceit, misrepresentation due to overreaching, self-dealing, and violation of fiduciary duties and responsibilities).
Matter of Isaacs 75 NY2d 706	Motion for leave to appeal denied	
Matter of Kavanaugh 161 AD2d 89	Disbarred	DR 9-102(A) (conversion of client's funds); DR 6-101(A) (3) (neglect of legal matter).
Matter of Kirkland 165 AD2d 497	Resigned	DR 9-102(A) (conversion of client's funds); DR 1-102(A) (7) (conduct adversely reflecting on lawyer's fitness to practice due to default to allegations).
Matter of Krol 167 AD2d 99	Censured	DR 6-101(A)(3) (Neglect of a criminal appeal).
Matter of Lopez	Suspended	
Matter of Manning 170 AD2d 142	Disbarred	DR 6-101(A)(3) (neglect); 22 NYCRR 691.2 (failure to cooperate with grievance committee); DR 1-102(A)(7) (conduct adversely reflecting on lawyer's fitness to practice law due to default in allegations).
Matter of McCarthy 170 AD2d 142	Disbarred upon resignation	DR 9-102(A)(conversions from estates).
Matter of Miller 170 AD2d 122	Disbarred	Judiciary Law §90(4)(a) (convicted of felony).
Matter of Miranne	Interim Suspension	22 NYCRR 691.4(l) (failure to cooperate).
Matter of Nolan 170 AD2d 175	Disbarred	DR 9-102(A),(B) (conversion of funds and failure to maintain escrow account).

Matter of Papandon 172 AD2d 109	Disbarred	Judiciary Law §90(4) (felony conviction - aiding and assisting in the preparation of fraudulent federal excise tax returns); DR 1-102(A)(4).
Matter of Pollard 167 AD2d 48	Suspended 1 year	Judiciary Law §468-a (engaged in conduct involving fraud and failed to comply with attorney registration requirements).
Matter of Rasmussen 165 AD2d 262	Disbarred	DR 6-101(A)(3) (neglect of estate matters); DR 1-102(A)(7) (failure to cooperate with grievance committee).
Matter of Rivers 165 AD2d 649	Disbarred	Judiciary Law §90(4) (convicted of felony - failure to file tax returns).
Matter of Schimmel 166 AD2d 111	Suspended 3 years	DR 6-101(A)(3) (neglected various legal matters); 22 NYCRR 691.4(l) (failed to cooperate with grievance committee).
Matter of Schneider 151 AD2d 212	Disbarred upon resignation	DR 9-102(A)(conversion of funds); DR 6-101(A)(3) (neglect of legal matter); 22 NYCRR 691.4(l) (failed to cooperate with grievance committee).
Matter of Speciner	Suspended	DR 9-102 (conversion of funds).
Matter of Stadtman 171 AD2d 1	Disbarred	Judiciary Law §90(4) (convicted of Class E felony of conspiracy 4th degree).
Matter of Verplank	Suspended	22 NYCRR 691.13 (physical inability to defend allegations).
Matter of Weiss 171 AD2d 362	Disbarred	DR 9-102(A) (converted escrow funds); DR 9-102(D) (failed to maintain adequate records).

Matter of Whelan
169 AD2d 71

Censured

Judiciary Law §90(4) (convicted of misdemeanors of driving while intoxicated and assault 3d degree).

THIRD DEPARTMENT

Edward P. Abbott

Motion to reopen denied.

Edward P. Abbott

Contempt - \$500 fine

Edward P. Abbott
78 NY2d 1124

Appeal to Court of Appeals dismissed.

Anonymous

Referred back to Committee for letter of admonition.

DR 1-102(A)(5), (7) (threatening client for filing inquiry with Committee).

Michael P. Barrett

Indefinite Suspension

Judiciary Law §90 (serious crime [Penal Law §§105.05, 210.35]).

William M. Burke

Indefinite Suspension

22 NYCRR 806.8 (failure to comply with subpoena).

William M. Burke

Resignation rejected

Failed to comply with requirements of 22 NYCRR 806.8.

Nicholas A. Cokely

Indefinite Suspension

22 NYCRR 806.10(a) (incapacity to practice law).

Jonathan E. Cole

Application for reinstatement granted.

Bruce H. Hardy

Suspended 2 years

DR 6-101(A)(3) (neglect of real estate matter); DR 1-102(A)(4),(5),(6) and DR 9-102(A), (B)(1),(3) (conversion of client's funds); DR 1-102(A)(4),(6) (converting and diverting fees due his firm); DR 1-102(A)(6) (conduct adversely reflecting on fitness to practice related to taking loans from clients); DR 6-101(A)(3) (neglect of conservatorship).

Wendell D. Harp	Suspended 6 months	DR 1-102(A)(4),(5),(7) and DR 9-102(A),(B) (conversion of client funds); DR 6-101(A)(3) (neglect to file income tax returns on behalf of a trust).
William D. Krebs	Resigned	Resignation accepted in face of motion to suspend pursuant to 22 NYCRR 806.10(a).
Bernard H. Lalone	Indefinite Suspension	Judiciary Law §90(4)(g) (convicted of misdemeanors of Forgery, 3d degree [Penal Law §170.05] and Petit Larceny [Penal Law §155.25]).
Bernard H. Lalone	Disbarred	Application to resign accepted pursuant to 22 NYCRR 806.8. Attorney under investigation did not contest allegations of misconduct involving the unauthorized cashing of checks and unauthorized withdrawals from a money market account on behalf of his clients in the amounts of \$21,210.73 and \$45,000, respectively.
Donald F. Larson	Disbarred	Judiciary Law §468-a, 22 NYCRR 118.1 (failure to register as attorney and pay registration fee); DR 1-102(A)(5),(7) (failure to cooperate with Committee); 22 NYCRR 806.4(e) (failure to comply with court rule); DR 1-102(A)(4) (attempt to mislead and deceive Committee).
Murray F. Lewis	Motion for leave to appeal denied.	
Robert E. Martin	Disbarred	Judiciary Law §90(4)(a) (convicted of Attempted Criminal Possession of a Weapon, 3d Degree).
Robert G. Mazeau	Censured	22 NYCRR 806.19 (reciprocal discipline based upon New Jersey reprimand).

John C. McDonald 174 AD2d 942	Censured	DR 1-102(A)(5), (6) (engaged in private practice of law while serving as full-time District Attorney in violation of County Law §700[8]; DR 1-102(A)(5), (6) (acted as recording secretary for county political committee).
James F. Mills	Application for reinstatement granted.	
Norman Nouskajian 174 AD2d 834	Disbarred	Resigned based upon Federal conviction (15 USC §77e (a)(1).
Michael Raphael	Application for reinstatement granted.	
G. Thomas Rea	Suspended 1 year	DR 6-101(A)(3)(neglect of legal matters); DR 1-102(A)(4),(5) (misleading and deceiving client).
Glenn C. Relyea	Censured	Judiciary Law §468-a, 22 NYCRR 118.1 (failure to register as attorney and pay registration fee); DR 1-102(A)(5) (failure to cooperate with Committee).
Sol Z. Rosen	Application for reinstatement granted.	
Thuryo A. Sneed	Suspended 18 months	22 NYCRR 806.19 (reciprocal discipline based upon Texas suspension).
David H. Swyer	Application for reinstatement granted.	
J. Paul Troue	Application for reinstatement granted.	
Harvey L. Weiss	Application for reinstatement granted.	
Louis B. Youmans	Disbarred	22 NYCRR 806.19 (reciprocal discipline based upon New Jersey disbarment).

FOURTH DEPARTMENT

(Fifth Judicial District)

George Stephen Getman	Application for reinstatement granted.
Joseph F. Muto	Application for reinstatement granted.

(Seventh Judicial District)

Arthur F. Turco	Application for reinstatement denied.	
Edward A. Kiley 170 AD2d 90	Censured	DR 1-102(A)(6) (engaged in conduct adversely reflecting on fitness to practice law); DR 5-101(A)(placed personal interests above those of clients in such a way as to affect his personal judgment).
David M. Gray 171 AD2d 190	Suspended 2 years	DR 1-102(A)(4) (engaged in conduct involving dishonesty and misrepresentation); DR 1-102(A)(5) (engaged in conduct prejudicial to administration of justice); DR 6-101(A)(3) (neglected legal matters entrusted to him); DR 9-102(A) (comingled personal and client funds); DR 9-102(B)(3) (failed to maintain complete records of estate funds and to render prompt accountings concerning estate funds).
George W. Conaty, Jr. 172 AD2d 139	Suspended 1 year	Judiciary Law §90(4) (misdemeanor conviction[Tax Law §1801]).
Michael B. Rudin 172 AD2d 115	Suspended 6 months	Judiciary Law §90(4) (misdemeanor conviction [26 USC §7207]).
Ernest F. Ferullo	Application for reinstatement granted.	

(Eighth Judicial District)

Patrick E. Granger	Disbarred	Judiciary Law §90(4) (felony conviction [Penal Law §105.15]).
Richard H. Cataldi	Resigned	
Oscar Smukler	Application for reinstatement granted.	
Floyd A. Young	Disbarred	DR 1-102(A)(4) (engaged in conduct involving dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(6) (unlawfully discriminated in the practice of law); DR 9-102(A) (commingled funds or property belonging to another person with his own); DR 9-102(B) (1) (failed to maintain in a separate account funds belonging in part to a client or third person and in part to the lawyer when the portion belonging to the lawyer is disputed by the client).
Robert P. Johnson 168 AD2d 193	Suspended 3 years	DR 1-102(A)(4) (engaged in conduct involving fraud and misrepresentation); former DR 1-102 (A)(6) (engaged in conduct that reflects adversely on his fitness to practice law); DR 6-101(A)(3) (neglected a legal matter entrusted to him); DR 7-101(A)(2) (failed to carry out a contract of employment entered into with a client for professional services); DR 7-101(A)(3) (prejudiced or damaged a client during the course of the professional relationship); DR 7-102(A)(5) (knowingly made false statement of fact or law).
David E. Hampton	Application for reinstatement granted.	

James Michalek	Disbarred	Judiciary Law §90(4) (felony conviction [Penal Law §190.62, Gen. Bus. Law §352-c(6), Gen. Bus. Law §352-e(1)(a)]).
John F. Papsidero	Application for reinstatement granted.	
James A. W. McLeod 172 AD2d 131	Censured	DR 6-101(A)(3) (failed to communicate with clients, neglected responsibilities to them, misrepresented status of clients' actions).
Donald W. Merritt	Resigned	
Harry N. Stone	Suspended	22 NYCRR 1022.22(c).

**Professional Disciplinary Staffs
and
Departmental and District
Grievance Committees**

Professional Disciplinary Staffs

FIRST DEPARTMENT

Departmental Disciplinary Committee
First Judicial Department
41 Madison Avenue, 39th Floor
New York, NY 10010
Tel. (212) 685-1000

Hal R. Lieberman, Chief Counsel
Barbara S. Gillers, 1st Deputy Chief Counsel
Richard M. Maltz, Deputy Chief Counsel
Sarah Jo Hamilton, Special Trial Counsel
Jorge Dopico, Staff Attorney
Andral N. Bratton, Staff Attorney
Mady Edelstein, Staff Attorney
Judith N. Stein, Staff Attorney
Christopher Kerr, Staff Attorney
Rosemary F. Palladino, Staff Attorney
Andrew Maloney, Staff Attorney
Tracy Miller, Staff Attorney
Jeremy S. Garber, Staff Attorney
Deborah A. Scalise, Staff Attorney
Naomi F. Simon, Staff Attorney
Martin Silverstein, Office Manager
Vincent C. Ranieri, Investigator
Christopher Kern, Investigator

Adriano J. Rodriguez, Investigator
Patrick A. Smith, Investigator
Kenneth VanLew, Investigator
Brian G. Plaine, Investigator
Marion S. Namm, Paralegal
William Broderick, Paralegal
Carol Scheuer, Paralegal
Joan Bila, Administrative Secretary
Nancy DeLeon, Law Steno-Computer Operator
Nienna Cooper-Winfield, Law Steno
Maria DiPasquale, Law Steno
Grace Jacobs, Law Steno
Denise Lariscy, Law Steno
Margot Levy, Law Steno
Phyllis Rudolph, Law Steno
Marilyn G. Smith, Law Steno
Ann Marie Joseph, Receptionist

SECOND DEPARTMENT

9th Judicial District
Grievance Committee
399 Knollwood Road
White Plains, NY 10603
Tel. (914) 949-4540

Gary L. Casella, Chief Counsel
Etta M. Bilon, Deputy Counsel
Gary D. Egerman, Associate Counsel
Sondra S. Holt, Associate Counsel
Maryann Yannarella, Associate Counsel
C. Alfred Hecker III, Grievance Examiner
Denise Lierni, Secretary
Virginia E. Mordiglia, Secretary
Maria J. Mangione, Secretary
Maryellen Horan, Secretary
Lori A. Russo, Secretary
Janet L. Papitto, Secretary

2nd & 11th Judicial Districts
Grievance Committee
210 Joralemon Street
Municipal Building, 12th Floor
Brooklyn, NY 11201
Tel. (718) 624-7851

Robert H. Straus, Chief Counsel
Vincent J. Carroll, Jr., Deputy Counsel
Khadijah Muhammad-Starling, Assistant Counsel
Mark F. DeWan, Assistant Counsel
Diana J. Szochet, Assistant Counsel
Robert J. Saltzman, Assistant Counsel
Alison Aplin, Grievance Examiner
Daniel McKenna, Grievance Examiner

10th Judicial District
Grievance Committee
900 Ellison Avenue
Westbury, NY 11590
Tel. (516) 832-8585

Frank A. Finnerty, Jr., Chief Counsel
Grace D. Moran, Deputy Counsel
Robert P. Guido, Assistant Counsel
Muriel L. Gennosa, Assistant Counsel
Nancy A. Bolger, Assistant Counsel
Chris G. McDonough, Assistant Counsel
Dianne M. Saccone, Assistant Counsel

THIRD DEPARTMENT

Committee on Professional Standards
Third Judicial Department
A.E. Smith State Office Building, 22nd Floor
P.O. Box 7013, Capitol Station Annex
Albany, New York 12225
Tel. (518) 474-8816

Mark S. Ochs, Chief Attorney
Michael Philip Jr., Deputy Chief Attorney
Rita K. Pickett, Staff Attorney
Kenneth H.P. Bryk, Staff Attorney
Joseph L. Legnard, Grievance Examiner

FOURTH DEPARTMENT

8th Judicial District
Grievance Committee
Ellicott Square Building
Buffalo, New York 14203
Tel. (716) 855-1191

Gerard M. LaRusso, Chief Counsel
Vincent L. Scarsella, Principal Counsel
Joseph J. Hausbeck, Associate Counsel
Joanne Walsh, Grievance Examiner
William P. Zenosky, Grievance Examiner
Mary E. Davis, Grievance Examiner
Kathleen Caprio, Principal Office Stenographer
Joyce H. Wittkopp, Law Stenographer
Virginia Pawlik, Principal Office Typist

5th Judicial District
Grievance Committee
472 South Salina Street, Room 310
Syracuse, NY 13202
Tel. (315) 471-1835

Gerard M. LaRusso, Chief Counsel
Paul J. Ginnelly, Principal Counsel
Robert Bevilacqua, Grievance Examiner
Lisa Sidnam, Law Stenographer

7th Judicial District
19 West Main Street, Room 1002
Rochester, NY 14614
Tel. (716) 456-8340

Gerard M. LaRusso, Chief Counsel
Daniel A. Drake, Principal Counsel
Ann M. Peters, Grievance Examiner
Germaine Murawski, Law Examiner

Departmental and District Grievance Committees

FIRST DEPARTMENT

Haliburton Fales, 2d, Chairman
John L. Amabile
Beverly S. Bond
Gardner Botsford*
P. Kevin Castel
Prof. Mary C. Daly
Peter J. DeLuca
Joan L. Ellenbogen
Sheldon H. Elsen
Charles Fabrikant
Rosalind S. Fink
Robert B. Fiske, Jr.
Prof. Beatrice S. Frank
Max Freund
Martin R. Gold
Bernard Goldstein
Elinor Guggenheimer*
Patricia Handal*
Barbara Merrill Huggins*

Joseph M. Irom
Joanne Sidener Johnson*
Irwin Kahn
Stephen R. Kaye
Philip Kraus*
James Milligan*
Archibald R. Murray
Mercedes A. Nesfield*
Barbara Reach*
Roy I. Reardon
Frank R. Rosiny
Emil M. Sanchez
Andrew N. Sears
George W. Shea*
Samuel J. Silverman
Stephen L. Weiner
Susan Welsher*

SECOND DEPARTMENT

2nd & 11th Districts Grievance Committee

Gerard A. Gilbride, Chairman
William H. Booth
Paul F. Callahan
George A. Farkas
Michael K. Feigenbaum
Catherine R. Glover
A. Paul Goldblum
Harvey S. Jacobs
Barry M. Kamins
Joan Kronick*
Richard A. LaRosa

Evelyn R. Lawrence
Rev. Barbara Austin Lucas*
Lynn S. Okin
Paul Pavlides
Paul E. Proske*
Edward S. Reich
Marjorie Weinberg Rooney
Perry Sklarin
Rabbi Sidney Solomon*
Melvin Wolinsky

9th District Grievance Committee

Edward I. Sumber, Chair
George R. Bartlett, Jr.
Libby Bay*
Robert B. Dietz
Robert P. Dohn
Chester Gordon
Hector M. Hyacinthe*
Janet Johnson
Mary F. Kelly

Raina E. Maissel
Gilbert E. McCormack
S. J. Schulman*
Sidney Schwartz
Thomas J. Singleton
Mark D. Stern
James G. Sweeney
Margaret H. Tyre
Judge Sam D. Walker
Belle M. Zeck

10th District Grievance Committee

Frank A. Gulotta, Jr., Chair
Emmet J. Agoglia
Carl C. Banno
Harvey B. Besunder
Frank J. Cafaro
Daniel Greenberg
Harry Kassel*
Vincent A. Malito
Msgr. Edward L. Melton*
Joshua M. Pruzansky

Stephen W. Schlissel
Paula S. Seider
Rhoda Selvin*
Thomas J. Spellman, Jr.
Michael F. Sperendi
Elaine Jackson Stack
Joan Tiedemann*
Owen B. Walsh
Barry L. Warren

THIRD DEPARTMENT

Richard J. Miller, Chair

3rd District

Margaret N. Bliss*
Theodore Drew
Susanne M. Dumbleton*
Joseph D. Hill

B. Robert Joel*
Elliott F. Marenstein
George J. Pulver
Mary Anne Tommaney

4th District

Peter V. Coffey
Robert L. Maidar
Thomas J. McNamara

Martin A. Meyer
William L. Owens
Dana D. Peck

6th District

John V. Moore
Edward S. Nelson
N. Theodore Sommer

Walter L. Terry, III
Grant Van Sant
Robert I. Williamson

FOURTH DEPARTMENT

Fifth District Grievance Committee

Alan J. Goldberg, Chair
Joseph S. Basloe
Leighton R. Burns
Stephen E. Chase*
Herbert J. Cully
Thomas V. Dadey
George S. Deptula
Earl B. Duncel
Robert E. Genant
Samuel D. Hester
Lawrence Katzman

Richard C. Kram
Beverly A. Michaels
Roberta Millet*
Taylor H. Obold
Thomas A. Reynolds
Edward J. Rose
Janet Smith*
Addison Vars, III
Paul A. Worlock
Howard J. Woronov

Seventh District Grievance Committee

Michael T. Tomaino, Chair
Mark H. Fandrich
Jane B. Hopfinger
Laurence Karz
John J. Keigher
John Leyden
Charles Marangola
Mary Lou Medley
Randolph A. Meyer
Anita C. Miller
Weston H. Palmer

Richard A. Palumbo
James L. Sapienza
Bertram C. Serling
Sanford R. Shapiro
John E. Tyo
Gerald VanStrydonck*
Rev. Anne B. Waasdorp*
Vincent J. Welch
Leigh H. Williams*
Russell I. Zuckerman

Eighth District Grievance Committee

Richard T. Sullivan, Chair
Daniel W. Bishara
Thomas F. Brinkworth
Edmund S. Brown
Sanford A. Church
Peter D. Clark
Robert B. Conklin
Patricia K. Fogarty
Arthur E. Jackson
Michael J. Kelly
Alan H. Levine

Gregory P. Miller
Paul J. Murphy
James P. Renda
Hon. H. Buswell Roberts
Daniel A. Rybak
J. Michael Shane
Morton H. Stovroff*
Allan B. VanDeMark*
Paul V. Webb
Robert A. Zugger*

* Denotes non-lawyer members

**Attorney Discipline Budget Appropriations
(Fiscal 1991-1992)
and
Salaries of Disciplinary Staff
(March 1992)**

First Department

Title	Grade	March 1992 Salary
Chief Attorney	34	\$77,998
Principal Attorney	30	60,992
Principal Attorney	30	63,196
Principal Attorney	30	63,196
Associate Attorney	27	50,157
Associate Attorney	27	50,157
Associate Attorney	27	54,724
Senior Attorney	25	45,042
Senior Attorney	25	48,712
Associate Attorney	27	58,811
Senior Attorney	25	45,042
Administrative Secretary	17	38,343
Court Assistant	16	26,139
Sr. App. Court Assistant	21	45,755
Grievance Examiner	17	31,823
Court Analyst	18	30,930
Law Stenographer	14	32,596
Law Stenographer	14	26,916
Law Stenographer	14	25,780
Law Stenographer	14	31,460
Law Stenographer	14	32,596
Law Stenographer	14	24,644
Sr. Admin. Serv. Clerk	20	35,874
Law Stenographer	14	25,780
Asst. Court Analyst	16	31,337
Senior Office Typist	08	19,187
Assistant Court Analyst	16	36,305
Sr. App. Office Asst.	09	19,306
Sr. App. Court Asst.	21	41,459
Grievance Examiner	17	31,823
Principal Attorney	30	65,559
Associate Attorney	27	52,135
Grievance Examiner	17	31,823
1991-92 Appropriations:		
Personal Service		\$1,457,373
Nonpersonal Service		<u>382,538</u>
Total		\$1,839,911

Second Department

Title	Grade	March 1992 Salary
(Second and Eleventh Judicial Districts)		
Chief Attorney	32	\$81,929
Principal Attorney	30	68,411
Senior Attorney	25	45,042
Associate Attorney	27	52,135
Associate Attorney	27	58,687
Associate Attorney	27	60,665
Court Analyst	18	30,930
Grievance Examiner	17	29,215
Secretary	14	26,916
Law Stenographer	14	32,596
Law Stenographer	14	24,644
Senior Office Assistant	08	25,302
1991-92 Appropriations:		
Personal Service		\$591,810
Nonpersonal Service		<u>146,265</u>
Total		\$738,075
(Ninth Judicial District)		
Chief Attorney	32	\$81,929
Principal Attorney	30	64,007
Associate Attorney	27	52,135
Associate Attorney	27	62,519
Associate Attorney	27	54,724
Grievance Examiner	17	29,215
Secretary	14	15,162
Secretary	14	16,866
Secretary	14	30,324
Law Stenographer	14	30,324
1991-92 Appropriations:		
Personal Service		\$459,374
Nonpersonal Service		<u>196,300</u>
Total		\$655,674
(Tenth Judicial District)		
Chief Attorney	32	\$84,277
Principal Attorney	30	72,012
Associate Attorney	27	52,668
Associate Attorney	27	61,989
Senior Attorney	25	45,042
Associate Attorney	27	50,690
Attorney	22	38,280
Grievance Examiner	17	40,535
Law Stenographer	14	25,780
Law Stenographer	14	32,596
Law Stenographer	14	32,596
Law Stenographer	14	30,324
1991-92 Appropriations:		
Personal Service		\$572,467
Nonpersonal Service		<u>241,900</u>
Total		\$814,367

Third Department

Title	Grade	March 1992 Salary
Chief Attorney	32	\$79,085
Principal Attorney	30	58,788
Attorney	22	39,908
Appellate Court Clerk	18	35,798
Principal App. Office Asst.	13	28,372
Senior App. Office Steno.	10	23,971
Senior Office Stenographer	09	21,021
Attorney	22	39,908
Senior Office Stenographer	09	18,839
1991-92 Appropriations:		
Personal Service		\$339,109
Nonpersonal Service		<u>101,495</u>
Total		\$440,604

Fourth Department

Title	Grade	March 1992 Salary
Chief Attorney	32	\$81,116
Principal Attorney	30	60,992
Principal Attorney	30	76,420
Principal Attorney	30	60,992
Associate Attorney	27	52,135
Law Stenographer	14	32,596
Principal Office Stenographer	12	26,072
Law Stenographer	14	33,732
Law Stenographer	14	32,596
Grievance Examiner	17	37,039
Grievance Examiner	17	38,343
Grievance Examiner	17	33,127
Grievance Examiner	17	38,343
Grievance Examiner	17	38,343
Principal Office Typist	12	27,114
1991-92 Appropriations:		
Personal Service		\$669,174
Nonpersonal Service		<u>203,012</u>
Total		\$872,186