



New York State Bar Association
One Elk Street, Albany, New York 12207

**Committee on
Professional Discipline**

**Annual Report on
Lawyer Discipline in New York State
for the Year 1995**

New York State Bar Association
Committee on Professional Discipline

1995-1996

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INTRODUCTION

This report is divided into three parts. Each part is intended to explain a different aspect of the disciplinary system.

Although each part of our report is complete and self-contained, by way of introduction, we offer a summary of the report's various parts and a brief overview of the report as a whole so that the reader can better understand how these parts relate to each other.

In general, our report is intended to serve a dual purpose. It is, in one sense, a compilation of data, reflecting the immediate past in relation to the last ten years. It is also an expression of our hope for progress in the future development of professional discipline as a constructive means for regulating the practice of law.

PART I

The first part contains a statistical compilation of all disciplinary matters processed in New York State during 1995 and includes three tables. The last two of these tables compare disciplinary activity over the preceding ten years.

Before turning to the tables themselves, we identify in this introduction what we regard as some of the most significant statistics to be reported for the year just ended and offer a brief explanation of the terminology used in reporting about disciplinary matters.

Some Significant Statistics

Our statistics are generally intended to speak for themselves, with interpretation and analysis of the figures set forth in this report being left to its readers. However, there are a few apparently significant statistics that bear some comment.

First, as demonstrated by Table 1, the gap between the number of matters opened and the number of matters closed has been eliminated. Overall, there were 105 fewer matters pending at the end of the year than were pending at its start. Although there were 281 more complaints filed in 1995 than in 1994, the system was able to dispose of more matters than it took in during the year. These statistics are generally indicative of a system that is able to cope with its caseload.

Second, as demonstrated by Table 2, the number of attorneys being disciplined by the courts has remained fairly stable. Statewide, the number of proceedings resulting in the imposition of serious discipline has actually decreased by a scant 3% as compared with the previous year (viz. 272:264). The number of attorneys disciplined by the court in the Second Department was exactly the same (99), with only negligible decreases in the First, Third and Fourth Departments (respectively, 79:74, 63:62, and 31:29).

Third, as further demonstrated by Table 2, the number of attorneys being disciplined by grievance committees for relatively minor misconduct has also remained fairly constant, rising only in the Second

Department (419:444), while falling slightly in the First, Third and Fourth Departments (respectively, 114:111, 151:147, and 193:178).

Fourth, with respect to the issue of confidentiality, last year's statistics reflect little change in the percentage of cases made public. Thus, we see that in 1995 the courts imposed some form of public discipline (public censure, suspension or disbarment) in 235 cases, while private sanctions or letters of comment were issued in 833 cases. That is, 22% of the cases which apparently involved some departure from appropriate conduct were made public. If we eliminate letters of caution or education from our calculation, in 41% of the cases where the conduct at issue was deemed sufficiently serious to warrant some form of professional discipline, the imposition of discipline on the respondent attorney was made public. This percentage is slightly more than the 39% of such cases which were made public in the preceding year.

Finally, the 10-year statistics contained in Tables 2 and 3 reflect certain basic trends. Most significantly, except in the Fourth Department, the number of complaints is on the rise. The reasons for this increase are unclear; and a study of the demographics of the profession does not furnish an explanation or point to any consistently applicable cause.

Understanding the Tables

To those unfamiliar with the nomenclature of professional discipline in New York State, some of the terms used in the following tables 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 for "failure 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 at least 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 functionally equivalent agencies of discipline will be known by different names.

For example, until May 1994 (when the First Department abolished them), all four Departments used "Letters of Caution." In the First, Second and Fourth Departments, such letters have not been considered professional discipline. However, in the Third Department, where there are so-called "Letters of Education" as well as Letters of Caution, the former have been deemed the functional equivalent of Letters of Caution and the latter are considered a form of professional discipline.

Even the names used to describe the official agencies of discipline vary from one department to another. 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 district 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.

The multiplicity of disciplinary committees operating throughout the State 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 those received by one 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 com-

mittee, 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 members of 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 to the mediation panels or the joint committee are referred back to the departmental disciplinary committee for further investigation.

The statistics from the Second Department represent the total number of actions taken 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 Brooklyn, Queens, Richmond, Dutchess, Orange, Putnam,

Rockland and Westchester 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.

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 are handled by such associations. But, no statistics are available that separately reflect such bar association activity. When comparing disciplinary statistics from the Third Department with those of other departments, it is also important to understand that the Third Department's Committee on Professional Standards includes in the number of "disbarments" it reports what the other three departments report as "resignations" (pending disciplinary proceedings); and unlike the other three departments, the Committee on Professional Standards reports as "resignations" wholly voluntary withdrawals from practice, unrelated to disciplinary proceedings.

Finally, in the Fourth Department, a substantial number of so-called "minor complaints" are processed by local bar associations. The local processing of such matters is included, without differentiation, in the statistics furnished by the district committees.

PART II

The second part of this report summarizes all disciplinary decisions published by the four departments of the Appellate Division during 1995. Although these decisions are important in terms of expressing the judiciary's treatment of serious misconduct, it should be remembered that they represent only a small portion of the matters which pass through the disciplinary system each year, and that most cases which involve some form of professional misconduct are not referred to the courts for imposition of discipline.

The lists of cases contained in this part are intended to summarize the disciplinary decisions issued by the four departments of the Appellate Division during the year just ended. There are eight lists, one for each of the official agencies of discipline. Each list is divided into three columns. The first column contains the respondent's name and the official citation; the second column contains a brief statement of the action taken by the court; and the last column summarizes the charges, where relevant to the proceedings.

As with all summaries, the need to condense a large body of information results in a loss of substantial detail. Accordingly, the reader who is interested in obtaining information about a particular case or respondent is cautioned not to rely on the summary presentation contained in these lists. Instead, such reader is urged to refer to the full text of the court's decision.

PART III

The third and last part of this report contains various data on the organization and budget of the State's eight official agencies of discipline. It is comprised of two sections. The first section sets forth the names and titles of the professional disciplinary staff and their respective volunteer committee members in each of the eight official disciplinary agencies of the State. The second section sets forth the disciplinary budget appropriations for fiscal 1995-1996 and the salaries of disciplinary staff.

A Note of Appreciation

In reviewing these statistics, the reader is urged to consider the number of complaints processed in the course of a year as against the resources and personnel available to do the job. The tables contained in Part I of this report reveal that over 12,000 complaints were processed last year.

Available to do the job were less than 400 individuals. It is to them, in recognition of their unflagging devotion to their duties, that this report is respectfully dedicated.

Frank R. Rosiny
Chair

Disciplinary Statistics 1995

Tables

Table 1
Appellate Division
January 1, 1995 - December 31, 1995

	1st Dept.	2d Dept.	3d Dept.	4th Dept.	Total
I. MATTERS PROCESSED:¹					
Pending at start of period	1216	2650	682	505	5053
New matters received ²	3879	5389	1471	1960	12699
Matters disposed of	3772	5547	1538	1947	12804
Pending at end of period	1323	2492	615	518	4948
II. COMMITTEE DISPOSITIONS:					
Rejected for failing to state complaint	979	1765	788	701	4233
Referred to other agencies ³	652	1187	104	145	2088
Dismissed or withdrawn	1861	1802	398	836	4897
Letters of caution	N/A	289	59	152	500
Letters of admonition	109	153	56	26	344
Admonition or reprimand	2	2	32	N/A	36
Referred to court	169	331	101	87	688
Other	0	18	0	0	18
TOTAL DISPOSED OF:	3772	5547	1538	1947	12804
III. CASES PROCESSED IN COURTS:					
Cases pending at start of period ⁴	50	129	23	39	241
Cases received	151	193	84	49	477
CASES CLOSED					
Disbarred	27	24	8	6	65
Resigned	8	21	26 ⁵	1	56
Suspended	31	41	23	19	114
Censured	5	13	5	3	26
Censured privately	3	0	0	0	3
Remanded to Grievance Committee	16	6	0	3	25
Reinstatements granted	9	13	1	6	29
Reinstatements denied	6	23	3	2	34
Discontinued	4	4	0	2	10
Dismissed	0	1	2	0	3
All other dispositions	46	44	15	14	119
TOTAL CLOSED:	155	190	83	56	484
TOTAL PENDING:	46	146	24	32	248

¹ "Matters" refers to the number of complaints, not attorneys.

² This includes complaints received and reactivated.

³ This includes matters referred to other disciplinary committees and other agencies.

⁴ Number of attorneys, not number of complaints.

⁵ The Third Department includes in its statistical reports "non-disciplinary" resignations - attorneys who resign from the New York bar because they no longer wish to practice in New York State. No disciplinary proceedings were instituted against these attorneys.

Table 2

	New Matters ¹	Matters Closed ²	Disciplinary Action by Committees	Disciplinary Action by Court
1st Department				
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
1992	2819	2808	146	71
1993	2782	2766	157	69
1994	2946	3034	114	79
1995	3227	3120	111	74
2nd Department				
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
1992	3519	3458	309	112
1993	4049	3585	378	85
1994	4438	4404	419	99
1995	4202	4360	444	99
3rd Department				
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
1992	1450	1376	142	47
1993	1467	1557	149	44
1994	1414	1355	151	63
1995	1367	1434	147	62
4th Department				
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
1992	1939	2040	105	24
1993	2060	2204	136	26
1994	1825	2131	193	31
1995	1815	1802	178	29

¹ These figures are reduced by the number of complaints referred to other committees for action.

² These figures are reduced by the number of complaints referred to other committees for action.

Statewide

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
1992	9727	9682	702	254
1993	10358	10112	820	224
1994	10623	10924	877	272
1995	10611	10716	880	264

Committee on Professional Standards, Third Department

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
1992	1450	1376	142	47
1993	1467	1557	149	44
1994	1414	1355	151	63
1995	1367	1434	147	62

Grievance Committee for the Fifth Judicial District, Fourth Department

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
1992	356	418	41	3
1993	423	364	13	4
1994	366	397	28	7
1995	415	366	24	11

Grievance Committee for the Seventh Judicial District, Fourth Department

1986	355	413	10	5
1987	602	447	14	5
1988	571	535	12	7
1989	535	566	17	6
1990	516	469	19	5
1991	486	472	15	3
1992	609	585	28	3
1993	647	741	32	7
1994	652	746	70	11
1995	601	630	52	6

Grievance Committee for the Eighth Judicial District, Fourth Department

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
1992	972	1037	36	11
1993	990	1099	91	15
1994	807	988	95	13
1995	799	806	102	12

Table 3

	New Matters¹	Matters Closed²	Disciplinary Action by Committees	Disciplinary Action by Court
Departmental Disciplinary Committee for the First Department				
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
1992	2819	2808	146	71
1993	2782	2766	157	69
1994	2946	3034	114	79
1995	3227	3120	111	74
Grievance Committee for the Second and Eleventh Judiciary Districts, Second Department				
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
1992	1104	1147	142	41
1993	1238	1308	182	36
1994	1325	1391	202	36
1995	1333	1369	191	52
Grievance Committee for the Ninth Judicial District, Second Department				
1986	826	5948	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
1992	915	802	45	27
1993	1017	853	77	21
1994	963	1168	97	23
1995	888	1003	118	17
Grievance Committee for the Tenth Judicial District, Second Department				
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
1992	1500	1509	116	44
1993	1794	1424	119	28
1994	2150	1845	120	40
1995	1969	2002	135	30

¹ These figures are reduced by the number of complaints referred to other committees for action.
² These figures are reduced by the number of complaints referred to other committees for action.

Statistical Reports of Disciplinary Committees

Departmental Disciplinary Committee for the First Department

I. Matters Processed:¹

A.	Matters Pending on Jan. 1, 1995	1216	
B.	New Matters Received During Period	3808	
C.	Closed Matters Reactivated During Period	71	
D.	Total Matters to be Processed During Period		5095
E.	Total Matters Disposed of During Period		3772
F.	Matters Pending on Dec. 31, 1995		1323

II. Matters Disposed of by Committee

		CASES:	MATTERS:
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A.	Rejected as Failing to State a Complaint	979	979
B.	Referred to Other Disciplinary Committees/Agencies	652	652
C.	Dismissed	1861	1861
D.	Letter of Caution ²	0	0
E.	Letter of Admonition	95	109
F.	Reprimand After Hearing	2	2
G.	Referred to Appellate Division	59	169
H.	Total Disposed of During Period	3648	3772

III. Cases Processed in All Courts:

A.	Cases Pending on Jan. 1, 1995		50
	1. Disciplinary Proceedings	43	
	2. Other	7	
B.	Cases Received During Period		151
	1. Disciplinary Proceedings	86	
	2. Other	65	
C.	Total To Be Processed During Period		201
D.	Cases Closed		
	1. Disbarred		27
	2. Resigned		8
	3. Suspended ³		31
	4. Censured		5
	5. Privately Censured		3
	6. Remanded to Grievance Committee		16
	7. Discontinued		4
	8. Dismissed		0
	9. Reinstatements Granted		9
	10. Reinstatements Denied		6
	11. All Other Dispositions		46
	12. Total Closed		155
E.	Total Cases Pending at End of Period		46
	1. Disciplinary Proceedings	31	
	2. Other	15	

¹ 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.

² Letters of Caution were eliminated by order of the Appellate Division on May 19, 1994.

³ 12 of the reported suspensions were interim suspensions.

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

I. Matters Processed:

A.	Matters Pending on Jan. 1, 1995	703	
B.	New Matters Received During Period	1954	
C.	Closed Matters Reactivated During Period	26	
D.	Total Matters to be Processed During Period		2683
E.	Total Matters Disposed of During Period		1990
F.	Matters Pending on Dec. 31, 1995		693

II. Matters Disposed of by Committee

		CASES:		MATTERS:
A.	Rejected as Failing to State a Complaint	597		597
B.	Referred to Other Disciplinary Committees	621		621
C.	Referred to Other Agencies	14		14
D.	Dismissed or Withdrawn	360		360
E.	Letter of Caution	135		137
F.	Letter of Admonition	38		52
G.	Reprimand After Hearing	2		2
H.	Referred to Appellate Division	50		189
I.	Tabled Pending Litigation	16		16
J.	Other	2		2
K.	Total Disposed of During Period	1835		1990

III. Cases Processed in All Courts:

A.	Cases Pending on Jan. 1, 1995	57		68
	1. Disciplinary Proceedings	48		59
	2. Other	9		9
B.	Cases Received During Period	75		160
	1. Disciplinary Proceedings	42		127
	2. Other	33		33
C.	Total To Be Processed During Period (Additional matters closed into DP's)	132		228
		132		376
D.	Cases Closed			
	1. Disbarred	14		31
	2. Resigned	13		155
	3. Suspended	19		45
	4. Censured	6		7
	5. Privately Censured	0		0
	6. Remanded to Grievance Committee	1		1
	7. Discontinued	0		0
	8. Dismissed	1		1
	9. Reinstatements Granted	4		4
	10. Reinstatements Denied	20		20
	11. All Other Dispositions	12		12
	12. Total Closed	90		276
E.	Total Cases Pending at End of Period	56		83
	1. Disciplinary Proceedings	36		63
	2. Other	20		20

Richmond County Bar Association Grievance Committee

I.	Matters Processed:	
A.	Pending at Start of Period:	37
B.	New Matters Received During Period:	45
C.	Closed Matters Reactivated During Period:	1
D.	Total Matters to be Processed During Period:	83
E.	Total Matters Disposed of During Period:	57
F.	Matters Pending at End of Period:	26
II.	Matters Disposed of by Committee:	
A.	Rejected as Failing to State Complaint:	0
B.	Retained by District Grievance Committee:	16
C.	Referred to Fee Conciliation Committee:	5
D.	Settled by Fee:	0
E.	Judicially Settled:	0
F.	In Litigation:	2
G.	Referred to Commission on Judicial Conduct:	0
H.	Closed by Appellate Division:	7
I.	Dismissed:	16
J.	Letter of Caution:	3
K.	Withdrawn:	4
L.	Admonition (by district committee):	0
M.	Suspension (by district committee):	1
N.	Reprimand (by district committee):	0
O.	Disbarred (by District Committee):	0
P.	Letter of Education:	1
Q.	File to U.S. Attorney:	1
R.	Total Disposed of During Period:	57

Brooklyn Bar Association Grievance Committee

Total Complaints Received:	104
Dismissed:	30
Withdrawn:	2
Returned to District Grievance Committee:	1
Complaints Pending:	71
Arbitration Complaints Received:	49
Resolved:	6
Returned to District Grievance Committee:	1
Closed Due to Complainants' Unavailability:	5
Pending:	37

Queens County Bar Association Grievance Committee

Dismissed:	58
Dismissed with Advisement:	9
Letter of Caution:	1
Letter of Admonition:	4
Referred to District Grievance Committee:	4
Tabled:	4
Fee Disputes Committee	
No Consent from Respondent:	9
No Consent from Complainant:	6
Matter Settled Prior to Arbitration:	3
No Response from Either Complainant or Respondent:	7
Declination of Arbitration by Complainant/Respondent:	13
Matters Closed by Arbitration:	12

Grievance Committee for the Ninth Judicial District, Second Department

I. Matters Processed:

A.	Matters Pending on Jan. 1, 1995	453	
B.	New Matters Received During Period	1265	
C.	Closed Matters Reactivated During Period	16	
D.	Total Matters to be Processed During Period		1734
E.	Total Matters Disposed of During Period		1396
F.	Matters Pending on Dec. 31, 1995		338

II. Matters Disposed of by Committee

		CASES:		MATTERS:
A.	Rejected as Failing to State a Complaint			397
B.	Referred to Other Disciplinary Committees			371
C.	Referred to Other Agencies			22
D.	Dismissed or Withdrawn			404
E.	Letter of Caution			66
F.	Letter of Admonition			52
G.	Reprimand After Hearing			0
H.	Referred to Appellate Division	57		84
I.	Total Disposed of During Period			1396

III. Cases Processed in All Courts:

A.	Cases Pending on Jan. 1, 1995			
	1. Disciplinary Proceedings	34		97
	2. Other	0		0
B.	Cases Received During Period			
	1. Disciplinary Proceedings	57		84
	2. Other	0		0
C.	Total To Be Processed During Period	91		181
D.	Cases Closed			
	1. Disbarred	4		14
	2. Resigned	4		10
	3. Suspended	7		17
	4. Censured	2		3
	5. Privately Censured	0		0
	6. Remanded to Grievance Committee	2		3
	7. Discontinued	0		0
	8. Dismissed	0		0
	9. Reinstatements Granted	3		3
	10. Reinstatements Denied	1		1
	11. All Other Dispositions	21		28
	12. Total Closed	44		76
E.	Total Cases Pending at End of Period			
	1. Disciplinary Proceedings	47		105
	2. Other	0		0

Dutchess County Bar Association Grievance Committee

Second Department, Ninth Judicial District

I. Matters Processed:

A.	Matters Pending on Jan. 1, 1995	18
B.	New Matters Received During Period	23
C.	Closed Matters Reactivated During Period	0
D.	Total Matters to be Processed During Period	41
E.	Total Matters Disposed of During Period	34
F.	Matters Pending on Dec. 31, 1995	7

II. Matters Disposed of by Committee:

A.	Rejected as Failing to State Complaint	0
B.	Referred to Other Disciplinary Committees	0
C.	Referred to Other Agencies	0
D.	Dismissed	32
E.	Dismissed with Cautionary Language	1
F.	Letter of Caution	-
G.	Letter of Admonition	1
H.	Reprimand	-
I.	Total Disposed of During Period	34

Orange County Bar Association Grievance Committee

Second Department, Ninth Judicial District

I. Matters Processed:

A.	Matters Pending on Jan. 1, 1995	9
B.	New Matters Received During Period	47
C.	Closed Matters Reactivated During Period	0
D.	Total Matters to be Processed During Period	56
E.	Total Matters Disposed of During Period	37
F.	Matters Pending on Dec. 31, 1995	19

II. Matters Disposed of by Committee:

A.	Rejected as Failing to State Complaint	1
B.	Referred to Other Disciplinary Committees	2
C.	Referred to Other Agencies	1
D.	Dismissed	25
E.	Dismissed with Cautionary Language	7
F.	Letter of Caution	1
G.	Letter of Admonition	0
H.	Reprimand	0
I.	Total Disposed of During Period	37

Putnam County Bar Association Grievance Committee

Second Department, Ninth Judicial District

I. Matters Processed:

A.	Matters Pending on Jan. 1, 1995	0
B.	New Matters Received During Period	8
C.	Closed Matters Reactivated During Period	0
D.	Total Matters to be Processed During Period	8
E.	Total Matters Disposed of During Period	2
F.	Matters Pending on Dec. 31, 1995	6

II. Matters Disposed of by Committee:

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

Rockland County Bar Association Grievance Committee

Second Department, Ninth Judicial District

I. Matters Processed:

A.	Matters Pending on Jan. 1, 1995	27
B.	New Matters Received During Period	29
C.	Closed Matters Reactivated During Period	0
D.	Total Matters to be Processed During Period	56
E.	Total Matters Disposed of During Period	32
F.	Matters Pending on Dec. 31, 1995	24

II. Matters Disposed of by Committee:

A.	Rejected as Failing to State Complaint	0
B.	Referred to Other Disciplinary Committees	2
C.	Referred to Other Agencies	0
D.	Dismissed	27*
E.	Dismissed with Cautionary Language	1
F.	Letter of Caution	2**
G.	Letter of Admonition	0
H.	reprimand	0
I.	Total Disposed of During Period	32

* Four of these matters were withdrawn by the complainant.
** These matters are being appealed by the attorneys.

Westchester County Bar Association Grievance Committee

Second Department, Ninth Judicial District

I. Matters Processed:

A.	Matters Pending on Jan. 1, 1995	118
B.	New Matters Received During Period	144
C.	Closed Matters Reactivated During Period	0
D.	Total Matters to be Processed During Period	262
E.	Total Matters Disposed of During Period	139
F.	Matters Pending on Dec. 31, 1995	123

II. Matters Disposed of by Committee:

A.	Rejected as Failing to State Complaint	0
B.	Referred to Other Disciplinary Committees	8
C.	Referred to Other Agencies	0
D.	Dismissed	108
E.	Withdrawn:	21
F.	Dismissed with Cautionary Language	2
G.	Letter of Caution	0
H.	Letter of Admonition	0
I.	Reprimand	0
J.	Total Disposed of During Period	139

Grievance Committee for the Tenth Judicial District, Second Department

I. Matters Processed:

A.	Matters Pending on Jan. 1, 1995	1494	
B.	New Matters Received During Period	2086	
C.	Closed Matters Reactivated During Period	42	
D.	Total Matters to be Processed During Period		3622
E.	Total Matters Disposed of During Period		2161
F.	Matters Pending on Dec. 31, 1995		1461

II. Matters Disposed of by Committee

CASES: MATTERS:

A.	Rejected as Failing to State a Complaint	771			771
B.	Referred to Other Disciplinary Committees	155			155
C.	Referred to Other Agencies	4			4
D.	Dismissed or Withdrawn	1038			1038
E.	Letter of Caution	81			86
F.	Letter of Admonition	44			49
G.	Admonition or Reprimand	0			0
H.	Referred to Appellate Division	33			58
I.	Total Disposed of During Period	2126			2161

III. Cases Processed in All Courts:

A.	Cases Pending on Jan. 1, 1995	38			76
	1. Disciplinary Proceedings	29			67
	2. Other	9			9
B.	Cases Received During Period	61			94
	1. Disciplinary Proceedings	36			69
	2. Other	25			25
C.	Total To Be Processed During Period	99			170
D.	Cases Closed				
	1. Disbarred	6			19
	2. Resigned	4			5
	3. Suspended	15			28
	4. Censured	5			11
	5. Privately Censured	0			0
	6. Remanded to Grievance Committee	3			9
	7. Discontinued	4			8
	8. Dismissed	0			0
	9. Reinstatements Granted	6			6
	10. Reinstatements Denied	2			2
	11. All Other Dispositions	11			11
	12. Total Closed	56			99
E.	Total Cases Pending at End of Period	43			71
	1. Disciplinary Proceedings	28			56
	2. Other	15			15

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

I. Matters Processed:

A.	Matters Pending on Jan. 1, 1995	682	
B.	New Matters Received During Period	1436	
C.	Closed Matters Reactivated During Period	35	
D.	Total Matters to be Processed During Period		2153
E.	Total Matters Disposed of During Period		1538
F.	Matters Pending on Dec. 31, 1995		615

II. Matters Disposed of by Committee **CASES:** **MATTERS:**

A.	Rejected as Failing to State a Complaint	768	788
B.	Referred to Other Disciplinary Committees	56	56
C.	Referred to Other Agencies	48	48
D.	Dismissed or Withdrawn	372	398
E.	Letter of Caution (or Education)	59	59
F.	Letter of Admonition	52	56
G.	Admonition (or Reprimand)	27	32
H.	Referred to Appellate Division	69	101
I.	Total Disposed of During Period	1451	1538

III. Cases Processed in All Courts:

A.	Cases Pending on Jan. 1, 1995		
1.	Disciplinary Proceedings	22	44
2.	Other	1	1
B.	Cases Received During Period		
1.	Disciplinary Proceedings	56	102
2.	Other	28	28
C.	Total To Be Processed During Period	107	175
D.	Cases Closed		
1.	Disbarred	8	16
2.	Resigned ¹	26	26
3.	Suspended	23	53
4.	Censured	5	5
5.	Privately Censured	0	0
6.	Remanded to Grievance Committee	0	0
7.	Discontinued	0	0
8.	Dismissed	2	2
9.	Reinstatements Granted	1	1
10.	Reinstatements Denied	3	3
11.	All Other Dispositions	15	18
12.	Total Closed	83	124
E.	Total Cases Pending at End of Period	24	51
1.	Disciplinary Proceedings	23	50
2.	Other	1	1

¹ The Third Department includes in its statistical reports "non-disciplinary" resignations – attorneys who resign from the New York bar because they no longer wish to practice in New York State. No disciplinary proceedings were instituted against these attorneys.

Grievance Committee for the Fifth Judicial District, Fourth Department

I. Matters Processed:

A.	Matters Pending on Jan. 1, 1995	121	
B.	New Matters Received During Period	507	
C.	Closed Matters Reactivated During Period	9	
D.	Total Matters to be Processed During Period		637
E.	Total Matters Disposed of During Period		467
F.	Matters Pending on Dec. 31, 1995		170

II. Matters Disposed of by Committee

CASES: MATTERS:

A.	Rejected as Failing to State a Complaint	106	108
B.	Referred to Other Disciplinary Committees	86	86
C.	Referred to Other Agencies	15	15
D.	Dismissed or Withdrawn	198	218
E.	Letter of Caution	19	21
F.	Letter of Admonition	3	3
G.	Admonition (or Reprimand)	N/A	N/A
H.	Referred to Appellate Division	9	16
I.	Total Disposed of During Period	436	467

III. Cases Processed in All Courts:

A.	Cases Pending on Jan. 1, 1995		7
	1. Disciplinary Proceedings	7	
	2. Other	0	
B.	Cases Received During Period		9
	1. Disciplinary Proceedings	7	
	2. Other	2	
C.	Total To Be Processed During Period		16
D.	Cases Closed		
	1. Disbarred		3
	2. Resigned		0
	3. Suspended		7
	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		0
	11. All Other Dispositions		0
	12. Total Closed		12
E.	Total Cases Pending at End of Period		4
	1. Disciplinary Proceedings	4	
	2. Other	0	

Grievance Committee for the Seventh Judicial District, Fourth Department

I. Matters Processed:

A.	Matters Pending on Jan. 1, 1995	131	
B.	New Matters Received During Period	589	
C.	Closed Matters Reactivated During Period	28	
D.	Total Matters to be Processed During Period		748
E.	Total Matters Disposed of During Period		646
F.	Matters Pending on Dec. 31, 1995		102

II. Matters Disposed of by Committee

		CASES:		MATTERS:
A.	Rejected as Failing to State a Complaint	269		291
B.	Referred to Other Disciplinary Committees	13		13
C.	Referred to Other Agencies	3		3
D.	Dismissed or Withdrawn	211		261
E.	Letter of Caution	34		48
F.	Letter of Admonition	2		4
G.	Admonition or Reprimand	N/A		N/A
H.	Referred to Appellate Division	12		26
I.	Total Disposed of During Period	544		646

III. Cases Processed in All Courts:

A.	Cases Pending on Jan. 1, 1995			7
	1. Disciplinary Proceedings	6		
	2. Other	1		
B.	Cases Received During Period			12
	1. Disciplinary Proceedings	8		
	2. Other	4		
C.	Total To Be Processed During Period			19
D.	Cases Closed			
	1. Disbarred			0
	2. Resigned			1
	3. Suspended			5
	4. Censured			0
	5. Privately Censured			0
	6. Remanded to Grievance Committee			1
	7. Discontinued			2
	8. Dismissed			0
	9. Reinstatements Granted			2
	10. Reinstatements Denied			2
	11. All Other Dispositions			1
	12. Total Closed			14
E.	Total Cases Pending at End of Period			5
	1. Disciplinary Proceedings	5		
	2. Other	0		

Grievance Committee for the Eighth Judicial District, Fourth Department

I. Matters Processed:

A.	Matters Pending on Jan. 1, 1995	253	
B.	New Matters Received During Period	752	
C.	Closed Matters Reactivated During Period	75	
D.	Total Matters to be Processed During Period		1080
E.	Total Matters Disposed of During Period		834
F.	Matters Pending on Dec. 31, 1995		246

II. Matters Disposed of by Committee

		CASES:		MATTERS:
A.	Rejected as Failing to State a Complaint	280		302
B.	Referred to Other Disciplinary Committees	28		28
C.	Referred to Other Agencies	0		0
D.	Dismissed or Withdrawn	324		357
E.	Letter of Caution	64		83
F.	Admonition (or Reprimand)	14		19
G.	Reprimand After Hearing	N/A		N/A
H.	Referred to Appellate Division	28		45
I.	Total Disposed of During Period	738		834

III. Cases Processed in All Courts:

A.	Cases Pending on Jan. 1, 1995			25
	1. Disciplinary Proceedings	9		
	2. Other	16		
B.	Cases Received During Period			28
	1. Disciplinary Proceedings	14		
	2. Other	14		
C.	Total To Be Processed During Period			53
D.	Cases Closed			
	1. Disbarred			3
	2. Resigned			0
	3. Suspended			7
	4. Censured			2
	5. Privately Censured			0
	6. Remanded to Grievance Committee			2
	7. Discontinued			0
	8. Dismissed			0
	9. Reinstatements Granted			3
	10. Reinstatements Denied			0
	11. All Other Dispositions			13
	12. Total Closed			30
E.	Total Cases Pending at End of Period			23
	1. Disciplinary Proceedings	8		
	2. Other	15		

**Disciplinary Decisions Reported by
Appellate Division in 1995**

FIRST DEPARTMENT

Attorney	Discipline Imposed	Statute or Rule
Kenneth S. Ampel (admitted as Kenneth Seth Ampel) 208 AD2d 57	Disbarred	DR 1-102 (A)(4), dishonesty, fraud, deceit or misrepresentation (conversion); DR 1-102(A)(7) {now (8)}, conduct adversely reflecting on fitness to practice law; DR 9-102(B)(3), failure to maintain sufficient funds in attorney account; DR 9-102(C)(1) and (4), 22 NYCRR 603.15, failure to notify client of receipt of funds and failure to pay funds to client.
Seth Benson 207 AD2d 81	Disbarred	Judiciary Law, §90 (4)(e), felony conviction; 18 USC §1342, mail fraud; 26 USC §7201, tax evasion [Penal Law §155.42, felonious larceny].
Brett K. Lurie 207 AD2d 48	Disbarred	Judiciary Law §90(4)(e), felony conviction; Penal Law §190.65 (1)(b), scheming to defraud; General Business Law §352-c(5)(6), real estate securities fraud; Penal Law §155.35, grand larceny, third degree; Penal Law §175.35, offering false instruments for filing, first degree.
Ronald G. Levine 207 AD2d 96	Interim Suspension	22 NYCRR §603.4(e)(1)(i), willful failure to cooperate with Committee's investigation.
Arthur H. Ruegger 207 AD2d 166	Suspended 1 year, effective 2/1/95	Judiciary Law §90(4)(d), serious crime; 18 USC §1012, defrauding a U.S. Government Agency (HUD).

C. Vernon Mason 208 AD2d 1	Disbarred	DR 1-102 (A)(4), dishonesty, fraud, deceit, or misrepresentation; DR 1-102(A)(5), conduct prejudicial to the administration of justice; DR 1-102 (A)(6) [now (8)], conduct adversely reflecting on fitness to practice law; DR 2-110 (A) (3), failure to return unearned portion of fee; DR 3-101, aiding a non-lawyer in the unauthorized practice of law; DR 6-101 (A), handling a legal matter incompetently, handling a legal matter without adequate preparation and neglecting a legal matter; DR 7-101 (A), failing to seek the lawful objectives of a client, failing to carry out a contract of employment entered into with a client and prejudicing or damaging the client during the course of the professional relationship; DR 9-102 (A) and (B), commingling client funds with personal funds and failing to establish separate accounts for client funds.
Wilfrid E. Marrin 207 AD2d 239	Censured	DR 1-102 (A) (7) [now (8)], conduct adversely reflecting on fitness to practice law; DR 6-101 (A) (3), neglect.
George H. Hartman 208 AD2d 154	Indefinite Suspension	22 NYCRR §603.16(c) (1), mental condition making it impossible for respondent to adequately defend himself.
Jack Levine 208 AD2d 53	Stricken on Consent	22 NYCRR §603.11, resignation of attorney under investigation.
Daniel J. Brady 208 AD2d 137	Indefinite Suspension	22 NYCRR §603.16 (b)(1), mental incapacity.
Andrew C. Levine 208 AD2d 156	Interim Suspension	Judiciary Law §90 (4)(d), serious crime; federal felony conviction, 26 USC §7206(2), assisting in preparation of false income tax return.
Lorraine Backal 208 AD2d 176	Interim Suspension	22 NYCRR §603.4 (e)(1)(iii), uncontested evidence of professional misconduct.

Richard J. Rubin 208 AD2d 192	Disbarred	22 NYCRR §603.4(g), failure to appear or apply in writing to the Committee or Court for a hearing or reinstatement within six months of the interim suspension date.
Paul I. Freedman 208 AD2d 325	Stricken on Consent	22 NYCRR §603.11, resignation of attorney under investigation.
Stephen J. Schwartz 208 AD2d 311	Stricken on Consent	22 NYCRR §603.11, resignation of attorney under investigation.
Stanley R. Stern 209 AD2d 311	Stricken on Consent, effective 12/2/94	22 NYCRR §603.11, resignation of attorney under investigation.
Arthur Wagner 208 AD2d 269	Stricken on Consent	22 NYCRR §603.11 resignation of attorney under investigation.
Deborah E. Jordon 208 AD2d 344	Disbarred	Judiciary Law §90(4)(b), felony conviction; Penal Law §155.40(1), grand larceny, second degree.
Gwynette R. Smith 208 AD2d 290	Interim Suspension	Judiciary Law §90 (4)(d), serious crime; felony, Criminal Code of California, Health and Safety Code §11350(a), possession of a cocaine-base substance.
Mark H. Fogel 209 AD2d 31	Interim Suspension	22 NYCRR §603.4(e)(1)(iii), uncontested evidence of professional misconduct.
William C. Bieluch, Jr. 209 AD2d 52	Censured	22 NYCRR §603.3, reciprocal discipline (Connecticut - 1 month suspension), DR 1-102(A)(4), dishonesty, fraud, deceit or misrepresentation; DR 1-102(A)(5), conduct prejudicial to the administration of justice.
Robert R. Goffe 209 AD2d 124	Disbarred	22 NYCRR §603.3 reciprocal discipline (District of Columbia); DR 1-102(A)(4), dishonesty, fraud, deceit or misrepresentation; DR 1-102(A)(5), conduct prejudicial to the administration of justice; DR 7-102(A)(4), false testimony.

<p>Manojkumar D. Patel 209 AD2d 180</p>	<p>Disbarred</p>	<p>DR 9-102(A), commingling; DR 1-102(A)(6) [now (8)], conduct adversely reflecting on fitness to practice law; DR 1-102(A)(4), dishonesty, fraud, deceit or misrepresentation (conversion); DR 7-106(A), failure to deliver files to successor counsel as directed by Court order; DR 1-102(A)(5), conduct prejudicial to administration of justice; DR 7-102(A)(1)(2), (5) and (8), abuse of process and contemptuous conduct before a Federal Court; DR 1-102(A)(4) and (6)[now (8)], refusal to return client's documents in attempt to extort additional fees; DR 9-102(B)(4), failing promptly to return client property.</p>
<p>Richard K. Kim 209 AD2d 127</p>	<p>Disbarred</p>	<p>Judiciary Law §90(4)(d), serious crime; federal felony conviction, 18 USC §371, conspiracy to commit bank fraud [Penal Law §190.65].</p>
<p>Susan M. Erda 209 AD2d 147</p>	<p>Censured</p>	<p>DR 6-101(A)(3), neglect; DR 1-102(A)(4), misrepresentation; DR 1-102(A)(5), conduct prejudicial to the administration of justice.</p>
<p>Richard D. Greenfield 211 AD2d 29</p>	<p>Suspended 1 year</p>	<p>22 NYCRR §603.3, reciprocal discipline (New Jersey); DR 5-105(C), conflict of interest; DR 5-103(A), proprietary interest in client's action; DR 7-102(A)(3), failure to disclose that which is required by law to reveal; DR 1-102(A)(4), dishonesty, fraud, deceit or misrepresentation.</p>
<p>Alan A. Ballinger 211 AD2d 6</p>	<p>Disbarred</p>	<p>Judiciary Law §90(4)(d), serious crime; federal felony conviction, 18 USC §1014, false statements in support of a loan application, 18 USC §1343, wire fraud.</p>

John Satta 211 AD2d 65	Interim Suspension	22 NYCRR §603.4(e)(1)(ii) and (iii), substantial admissions under oath of professional misconduct; uncontested evidence of professional misconduct.
Zacarias R. Manigbas 208 AD2d 311	Stricken on Consent	22 NYCRR §603.11, resignation of attorney under investigation.
Michael G. Flanagan 211 AD2d 75	Disbarred	22 NYCRR §603.4(g), failure to appear or apply in writing to the Committee or Court for a hearing or reinstatement within six months of the interim suspension date.
Edward M. Grushko 211 AD2d 184	Suspended 3 months	Judiciary Law §90(4)(d), serious crime; federal felony conviction, 18 USC §371 and 15 USC §§77Q(a) and 77x, conspiracy to commit securities and fraud.
Paul G. Reilly, Jr. 211 AD2d 145	Interim Suspension	22 NYCRR §603.4(e)(1)(i), willful failure to cooperate with Committee's investigation.
Roger G. Sam, Jr. 211 AD2d 166	Interim Suspension	22 NYCRR §603.4(e)(1)(ii) and (iii), substantial admissions under oath of professional misconduct; uncontested evidence of professional misconduct.
Joanne Marie Leddy 211 AD2d 232	Censured	DR 6-101(A)(3), neglect.
Joseph A. Cofino 211 AD2d 298	Suspended 1 year	DR 1-102(A)(5), conduct prejudicial to the administration of justice; DR 2-110(A)(1), withdrawal from employment in a proceeding before a tribunal without its permission; DR 2-110(A)(3), failure to return unearned portion of fee, DR 6-101(A)(3), neglect; DR 9-102(C)(4), failure to return client property.
David N. Brockett 211 AD2d 282	Interim Suspension	22 NYCRR 603-4(e)(1)(iii), uncontested evidence of professional misconduct.

Norman I. Lida 211 AD2d 255	Suspended 3 years	Judiciary Law §90(4)(d), serious crime; federal felony conviction, 18 USC §371, conspiracy to launder monetary instruments; 18 USC §1956 (a)(1)(A)(i), (a)(1)(B)(i) and (2), laundering monetary instruments.
Theodore E. Teah 211 AD2d 376	Disbarred	22 NYCRR §603.4(g), failure to appear or apply in writing to the Committee or Court for a hearing or reinstatement within six months of the interim suspension date.
Yoram Gafni 211 AD2d 364	Stricken on Consent	22 NYCRR §603.11, resignation of attorney under investigation.
Carol A. Safier 212 AD2d 1	Disbarred	DR 1-102(A)(4), dishonesty, fraud, deceit or misrepresentation; DR 1-102 (A)(5), conduct prejudicial to the administration of justice; DR 9-102(A) [since 9/1/90, DR 9-102(A) and (B)], commingling; DR 9-102(E), issuing checks payable to cash from funds held for benefit of client; DR 9-102(B)(1) [since 9/1/90, DR 9-102(C)(1)], failing to notify client of receipt of unauthorized proceeds; DR 9-102(B)(3) [since 9/1/90, DR 9-102(C)(3)], failing to render appropriate accounts and maintain complete records of client funds; DR 9-102(H) and (I), failing to maintain or produce financial records pertaining to lawyer's practice of law.
Leslie M. Westreich 212 AD2d 109	Disbarred	DR 1-102(A)(4), dishonesty, fraud, deceit or misrepresentation (conversion); DR 7-102 (A)(3), failing to disclose material facts; DR 9-102(A), unauthorized transfer of loan proceeds.

Irving Edelman 212 AD2d 126	Suspended 2 years	DR 1-102(A)(4), dishonesty, fraud, deceit or misrepresentation; DR 1-102(A)(5), conduct prejudicial to the administration of justice; DR 7-101(A)(1) and (3), making false statements and damaging or prejudicing client.
Harry J. Greenbaum 212 AD2d 143	Suspended 2 years	DR 1-102(A)(4), dishonesty, fraud, deceit or misrepresentation; DR 1-102(A)(7) [now (8)], conduct which adversely reflects on fitness to practice law; DR 6-101(A)(3), neglect; DR 7-101(A)(2), intentionally failing to carry out contract of employment.
Barry E. Goldrod 212 AD2d 210	Disbarred	Judiciary Law §90(4)(b), felony conviction; Penal Law §200.00, bribery in the third degree.
Ralph M. Gutstein 212 AD2d 200	Interim Suspension	22 NYCRR §603.4(E)(1)(I) and (iii), willful failure to cooperate with Committee's investigation; uncontested evidence of professional misconduct.
Samuel Konigsberg 212 AD2d 236	Suspended 3 years	Judiciary Law §90(4)(b), federal felony conviction; 18 USC §1001, making a false statement to a Government Agent (U.S. Postal Inspector).
Arthur H. Kroll 212 AD2d 220	Disbarred	DR 1-102(A)(4), dishonesty, fraud, deceit or misrepresentation; DR 1-102(A)(6) [now (8)], conduct which adversely reflects on fitness to practice law; DR 9-102(D) (after 1990 Amendments), failure to maintain accurate business and financial records.
Morton Greenberg 212 AD2d 310	Suspension coextensive with term of criminal probation or until 10/97	Judiciary Law §90(4)(d), serious crime; felony conviction, 18 USC §371 and 1341, conspiring to commit mail fraud and mail fraud.

Frank D. Scharf 213 AD2d 119	Suspended 6 months	DR 1-102(A)(4), dishonesty, fraud, deceit or misrepresentation; DR 1-102(A)(5), conduct prejudicial to the administration of justice; DR 1-102(A)(7) [now (8)], conduct which adversely reflects on fitness to practice law; DR 6-101(A)(3), neglect; DR 7-101(A)(2), intentionally failing to carry out contract of employment; DR 7-101(A)(3), intentionally prejudicing or damaging clients.
Robert Hirsch 214 AD2d 271	Disbarred	Judiciary Law §90(4)(b), federal felony conviction, 18 USC 1344, bank fraud (Penal Law §155.40, Grand Larceny in the second degree; Penal Law §190.65, scheme to defraud in the first degree); 18 USC §1001, making a false written statement to a governmental agency (Penal Law §175.35, offering a false instrument for filing in the first degree).
Lloyd N. Merrill 214 AD2d 244	Disbarred	Judiciary Law §90(4)(b), felony conviction; Penal Law §190.65[1][b], scheme to defraud in the first degree.
Phillip E. Shapiro 214 AD2d 282	Disbarred	DR 1-102(A)(5), conduct prejudicial to the administration of justice; DR 1-102(A)(7) [now (8)], conduct which adversely reflects on fitness to practice law; DR 6-101(A)(3), neglect.
Joseph B. Thor 214 AD2d 268	Disbarred	Judiciary Law §90 (4)(b), federal felony conviction; 18 USC §1951 (a), (b)(2) and (3), and Section 2 of that statute (extortion under color of official right, "the Hobbs Act").
Hyam Abrams 214 AD2d 293	Disbarred	Judiciary Law §90(4)(b), felony conviction; Penal Law §130.50(1), sodomy in the first degree; Penal Law §130.65(1), sexual assault in the first degree.

Wayne W. Kim 215 AD2d 64	Disbarred	22 NYCRR §603.4(g), failure to appear or apply in writing to the Committee or Court for a hearing or reinstatement within six months of the interim suspension date.
Wilfrid E. Marrin 215 AD2d 47	Indefinite Suspension	22 NYCRR §603.16(c)(1), mental condition making it impossible for respondent to adequately defend himself.
Steven Philip Rapoport 215 AD2d 32	Interim Suspension	22 NYCRR §603.4(c)(1)(ii), substantial admissions under oath of professional misconduct.
Francis X. Morrissey, Jr. 217 AD2d 74	Suspended 2 years	DR 1-102(A)(4), dishonesty, fraud, deceit or misrepresentation; DR 1-102 (A)(6) [now(8)], conduct which adversely reflects on fitness to practice law; DR 2-106(A), charging excessive fee.
John S. Jagiela 217 AD2d 104	Suspended 6 months	22 NYCRR §603.3, reciprocal discipline (Minnesota); DR 1-102(A)(4), dishonesty, fraud, deceit or misrepresentation; DR 1-102(A)(5), conduct prejudicial to the administration of justice; DR 7-102 (A)(4), using perjured testimony or false evidence; DR 7-102(A)(5), knowingly making false statement of fact or law; DR 7-102 (A)(6), participation in the creation or preservation of false evidence; DR 7-102(A)(7), assisting or counseling client in illegal or fraudulent conduct.
William S. Kaye 634 NYS2d 118	Disbarred	Judiciary Law §90(4)(b) (federal felony conviction - mail fraud [18 USC §1341]).
Constantine M. Vagionis 634 NYS2d 116	Suspended 6 months	DR 9-102(A)(commingling).
Ingrid D. Williams 217 AD2d 9	Disbarred	22 NYCRR 603.4(d)(based on interim suspension and serious crime hearing held in respondent's absence); 18 USC §1001 (making false statement to government agency).

James D. Kakoullis 217 AD2d 16	Disbarred	DR 1-102(A)(5)(conduct prejudicial to administration of justice [failure to cooperate with committee]); DR 6-101(A)(3)(neglect); DR 9-102(B) (failure to render appropriate accounts).
Shirley F. Gajewski 217 AD2d 90	Suspended 1 year	DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(6)[now (8)](conduct adversely reflecting on fitness to practice law); DR 6-101(A)(3) (neglect).
Michael B. Pollack 634 NYS2d 707	Interim Suspension	Judiciary Law §90(4)(d) (serious crime - 18 USC §371 [conspiracy]; 18 USC §3 [accessory after the fact]).
Lijyasu M. Kandekore 635 NYS2d 589	Disbarred	Judiciary Law §90(4)(b) (felony conviction - Penal Law §120.05[3][assault, 2nd degree]).
Arthur Koeppel 1995 NY App Div Lexis 13055	Disbarred	Judiciary Law §90(4)(b) (felony conviction - Penal Law §160.50 [criminal possession of stolen property, 3rd degree]).
Dean A. Burton (admitted as Dean Alan Burgold) 1995 NY App Div Lexis 13729	Stricken on Consent	22 NYCRR 603.11 (resignation of attorney under investigation).
Kevin P. Bosies 1995 NY App Div Lexis 13730	Suspended 6 months	22 NYCRR 603.3 (reciprocal discipline [New Jersey]); DR 1-102(A)(4)(dishonesty, fraud, deceit or misrepresentation; DR 1-102(A)(5) (conduct prejudicial to administration of justice); DR 6-101(A)(3)(neglect); DR 7-101(A) (1), (2)(failure to seek lawful objectives of client and failure to carry out contract of employment).
William M. Lesser 1995 NY App Div Lexis 13728	Censured	Judiciary Law §90(4)(d) (serious crime - Penal Law §105.00 [conspiracy 6th degree][misdemeanor]).

Svi Zer
1995 NY App Div Lexis 13731

Interim Suspension

22 NYCRR 603.4(e)(1)(iii)
(uncontroverted evidence of
professional misconduct).

SECOND DEPARTMENT

(Second and Eleventh Judicial Districts)

Cynthia Lynn Price 207 AD2d 112	Resigned	Misappropriated escrow funds.
Dennis J. Pottinger 207 AD2d 128	Suspended 3 years	Conversion; commingling; improper loan from client; failure to maintain records.
John J. McManus, Jr. 207 AD2d 189	Disbarred	Felony conviction.
Wallace Sturm 207 AD2d 230	Resigned	Failure to cooperate; neglect; failure to communicate with clients.
Edward Slavin 208 AD2d 86	Censured	Failure to maintain escrow records; commingling; false representations in a real estate matter.
Marguerite Lorent 208 AD2d 266	Censured	Failure to maintain proper registration with OCA.
Joseph Bigman and Harry I. Bigman 208 AD2d 313	Suspended 3 years	Conflict of interest; failure to record mortgage.
Dolores Galang 208 AD2d 293	Disbarred	Conversion; failure to safeguard client funds; commingling.
Sheryl D. Robertson 208 AD2d 347	Suspended 3 years	Misrepresentation and neglect.
Frank Sheehan 208 AD2d 333	Suspended 1 year	Serious crime conviction.
Jenny Maiolo 209 AD2d 20	Resigned	Conversion.
John A. Viggiano 211 AD2d 1	Suspended 2 years	Commingling; failure to safeguard client funds; conflict of interest; false representations.
Patrick C. Sealy 209 AD2d 132	Disbarred	Conflict of interest; false billing to assigned counsel panel.

Joseph Greenblatt	Interim Suspension	Commingling; conversion; failure to safeguard client funds.
Jeffrey Mark Richman	Interim Suspension	Failure to cooperate.
Deborah Fiss 211 AD2d 32	Suspended 1 year	Fraudulent representation; forgery of documents.
Anthony J. Figoni	Interim Suspension	Serious crime conviction.
Robert Levy 211 AD2d 10	Disbarred	Felony conviction.
Bernard Hanft 211 AD2d 125	Disbarred	Failure to submit to psychiatric exam.
Kevin G. McKeon 211 AD2d 240	Disbarred	Felony conviction.
Barbara Hoppman 211 AD2d 169	Suspended 1 year	Failure to cooperate.
Harold A. Landes 211 AD2d 201	Suspended 1 year	Neglect and failure to communicate with clients.
Stephen G. Murphy 211 AD2d 228	Suspended 1 year	Failure to appear in court.
David S. Sabghir 211 AD2d 337	Disbarred	Conversion; failure to cooperate; fraudulent representation to client.
Nora Z. Ramos	Interim Suspension	Conversion; commingling; failure to maintain book-keeping records.
Kenneth Gribetz	Interim Suspension	Serious crime conviction.
Blair Wasserman 212 AD2d 8	Censured (suspension vacated)	Serious crime conviction.
Salvatore Spinelli 212 AD2d 31	Suspended 1 year	Federal felony conviction.
Carol Per Lee Plumb 212 AD2d 51	Suspended 2 years	Neglect; failure to communicate with client; failure to cooperate.
Sandra Roper 212 AD2d 73	Censured	Commingling; conversion; forgery; excessive fees; conflict of interest.
Joseph Greenblatt 212 AD2d 83	Resigned	Conversion; commingling; failure to safeguard client funds.

Juan Carlos Villar 212 AD2d 86	Disbarred	Felony conviction.
Sheldon Rosenblum 212 AD2d 60	Resigned	Federal racketeering charges.
Thomas Katsaros 212 AD2d 257	Disbarred	Federal criminal conviction.
John Imperatore 212 AD2d 278	Suspended 2 years	Failure to safeguard client funds; commingling; failure to maintain bookkeeping records; failure to file statements with OCA; conflict of interest.
Jerome E. Shapiro 212 AD2d 269	Disbarred	Felony conviction.
Joseph A. Williams	Interim Suspension	Failure to cooperate.
Paul A. Leff 213 AD2d 11	Suspended 2 years	Conflicts of interest.
Joseph Mayerhoff 213 AD2d 37	Suspended 1 year	Conflict of interest.
James J. Davitt 213 AD2d 116	Resigned	Conversion.
Carl Mione 214 AD2d 35	Resigned	Mishandled an estate.
Val A. Henry	Interim Suspension	Conversion; commingling.
Stuart B. Cassell	Interim Suspension	Failure to cooperate; failure to safeguard client funds; negative balances in escrow accounts.
Sohan R. Singh	Interim Suspension	Failure to cooperate.
Bryan S. Ross 214 AD2d 295	Censured	Reciprocal discipline.
David B. Lubash	Interim Suspension	Failure to cooperate.
Jesse G. Goldstein 215 AD2d 68	Resigned	Incapacitated from practicing law.
Emilia A. Tems	Interim Suspension	Misappropriated client funds.
Debra A. Drexler 634 NYS2d 540	Suspended 1 year	Failure to cooperate.
James R. Weiner 635 NYS2d 523	Resigned	Felony conviction.

Stuart B. Cassell 638 NYS2d 526	Resigned	Conversion of client funds.
John W. Blaha 634 NYS2d 748	Suspended 1 year	Neglect; failure to communicate.
Joel N. Rosenthal 217 AD2d 6	Resigned	Felony conviction.
Robert W. Pruzan 217 AD2d 13	Resigned	Commingling.
Sergio Linietsky	Interim Suspension	Failure to cooperate.
Ronald Rubenstein 1995 WL 752337	Censured	Serious crime conviction.
Edward M. Fink 1995 WL 752267	Suspended 1 year	Reciprocal discipline.
Irwin H. Berson 1995 WL 752220	Disbarred	Felony conviction.
Jeffrey Mark Richman 1995 WL 752313	Suspended 1 year	Failure to cooperate.
John J. Raia 1995 WL 775294	Resigned	Conversion.
Ronald B. Losner 1995 WL 775196	Disbarred	Misrepresentation; conflict of interest; fraudulent inducement; neglect; failure to communicate.
Joseph Bigman 1995 WL 775194	Disbarred	Forgery; conversion; fraudulent transactions; failure to cooperate; failure to communicate.
Harry I. Bigman 1995 WL 775194	Disbarred	Forgery; conversion; fraudulent transactions; failure to cooperate; failure to communicate.

(Ninth Judicial District)

Samuel Adelman	Interim Suspension; disciplinary proceeding authorized.	Judiciary Law §90(4)(serious crime conviction - conspiracy to commit mail and wire fraud [18 USC §371]).
Mark Brettschneider	Reinstated effective 1/16/95	

R. Emmet Delany	Motion to reargue order of disbarment or for leave to appeal denied.	
R. Emmet Delany 631 NYS2d 606	Motion for leave to appeal granted; argued 1/3/96.	
Kevin B. Dwyer	Motion for reinstatement held in abeyance, referred to Committee on Character and Fitness.	
Wayne K. Gabel	Motion to reargue order of suspension denied.	
Richard L. Giampa 211 AD2d 212	Suspended 1 year	22 NYCRR 691.7(b)(serious crime - criminal contempt); DR 1-102(A)(5), (8)(conduct prejudicial to administration of justice; conduct adversely reflecting on fitness to practice law); DR 7-106(C)(6)(undignified and discourteous conduct degrading to a tribunal).
Richard L. Giampa 86 NY2d 731	Motion for leave to appeal denied, appeal dismissed.	No substantial constitutional question.
Richard L. Giampa	Motion by NYS Assn. of Criminal Defense Attorneys for leave to appeal amicus curiae on motion for leave to appeal granted.	
Richard L. Giampa	Motion by New York Civil Liberties Union Foundation for leave to appeal amicus curiae denied.	
Richard L. Giampa 116 S. Ct. 566	Petition for writ of certiorari denied.	
Richard A. Gould 207 AD2d 98	Suspended 2 years.	DR 5-105(A), (B), (C) (conflicts of interest); DR 1-102(A)(4)(conduct involving dishonesty, fraud, deceit or misrepresentation).
Richard A. Gould	Motion to postpone effective date of suspension and for reargument granted solely to extent that effective date of suspension extended to 3/10/95 for designated matters.	

S. Simpson Gray	Motion for reargument of order denying reinstatement or for leave to appeal denied.	
S. Simpson Gray 86 NY2d 702	Motion for leave to appeal denied.	
F. Hollis Griffin 217 AD2d 95	Censured	DR 6-101(A)(5)(neglect); DR 1-102(A)(5), (8)(conduct prejudicial to administration of justice; conduct adversely reflecting on fitness to practice law, failure to communicate, failure to cooperate).
Joseph A. Hammerman 211 AD2d 85	Disbarred	DR 6-101(A)(3)(neglect); DR 9-102(B)(1)(failure to deposit funds into escrow); DR 9-102(C)(failure to safeguard and account for estate assets, breach of fiduciary responsibilities); DR 1-102(A)(8)(conduct adversely reflecting on fitness to practice law, failure to cooperate).
Paul D. Jaffe 208 AD2d 215	Censured	DR 1-102(A)(4), (8)(conduct involving dishonesty, fraud, deceit or misrepresentation; conduct adversely reflecting on fitness to practice law); DR 2-106(A)(charging and bringing action to collect excessive fee); DR 7-102(A)(1)(harassing conduct); DR 7-104(A)(1)(communication with adverse party)
Paul D. Jaffe	Motion to reargue order of censure or for leave to appeal denied.	
Paul D. Jaffe	Motion for leave to appeal denied.	
Leon Kornfeld	Interim Suspension; disciplinary proceeding authorized.	
Herbert M. Kuschner	Motion for reinstatement held in abeyance, referred to Committee on Character and Fitness.	
Herbert M. Kuschner	Reinstated effective 11/21/95.	

Ronald R. Laskorski 213 AD2d 50	Suspended 1 year	DR 1-102(A)(4), (8)(conduct involving dishonesty, fraud, deceit or misrepresentation; conduct adversely reflecting on fitness to practice law).
Stephen J. Lehrman	Motion for reinstatement denied.	
Dennis Beirne McCormick 28 AD2d 238	Disbarred	DR 6-101(A)(3)(neglect); DR 1-102(A)(5), (8)(conduct prejudicial to administration of justice; conduct adversely reflecting on fitness to practice law, failure to communicate, failure to cooperate, failure to account); DR 2-110(A)(2) (failure to cooperate with counsel failure to return unearned fee); Judiciary Law §468-a, 22 NYCRR 118.1 (failure to maintain proper registration).
Richard M. McMahon	Indefinite Suspension	22 NYCRR 691.13(b)(1).
John R. Miller 211 AD2d 217	Disbarred (resigned)	DR 5-101(A), DR 5-105(A) (conflicts of interest); DR 1-102(A)(5), (8)(conduct prejudicial to administration of justice; conduct adversely reflecting on fitness to practice law, breach of fiduciary responsibilities, failure to cooperate); DR 6-101(A)(3) (neglect); DR 9-102(H)(failure to produce bookkeeping records).
John R. Miller ____AD2d	Motion for interim suspension dismissed as academic.	
Albert P. Pacione, Jr.	Motion for reinstatement held in abeyance, referred to Committee on Character and Fitness.	
John P. Rooney, Jr.	Reinstated effective 1/20/95	Judiciary Law §90(5)(a)(conviction vacated).
Abraham Rosten 207 AD2d 120	Disbarred (resigned)	Premature release of escrow funds, taking action to frustrate collection of judgment against himself and his client.

Frank J. Ryan	Motion to reargue denial of reinstatement granted; held in abeyance, referred to Committee on Character and Fitness.	
Frank J. Ryan	Reinstated effective 11/14/95.	
Michael P. Sanchirico 108 AD2d 341	Suspended 1 year	Judiciary Law §90(4)(serious crime conviction - intentional real estate securities fraud [GBL §352-c(1)(c)(iv)]).
Doris L. Sassower	Motion to reargue or renew denied.	
Martin J. Spellman 214 AD2d 38	Disbarred (resigned)	22 NYCRR 691.6 (conversion, commingling, failure to cooperate).
Nanci J. Walter 207 AD2d 247	Disbarred	Judiciary Law §90(4)(felony conviction - extortion [18 USC §1001(2), (3)]).
Howard J. Weiss	Disbarred (resigned)	Conflicts of interest, mishandling and commingling client funds.
Aaron G. Windheim 208 AD2d 255	Disbarred	DR 1-102(A)(8)(conduct adversely reflecting on fitness to practice law, failure to cooperate, failure to account); DR 9-102(B)(4)(failure to pay funds upon request).

(Tenth Judicial District)

Alan R. Aledort 209 AD2d 77	Disbarred	Judiciary Law §90(failure to appear in disciplinary matter).
Scott David Amoros 1995 NY App Div Lexis 12486	Disbarred	Judiciary Law §90, DR 9-102 (C)(4)(conversion).
Alan Paul Ansell 195 AD2d 127	Disbarred	Judiciary Law §90(u)(failure to appear in disciplinary matter).

Marcia Meengs Bakker 197 AD2d 186	Censured	DR 9-102(C)(4), DR 1-102(A)(1), (5), (7)(failure to comply with court judgment and failure to refund retainer); DR 1-102(A)(8)(failure to promptly re-register).
Marvin E. Basson 214 AD2d 196	Disbarred (Resigned)	22 NYCRR 691.7 (serious crime - Federal conviction).
John P. Charles 208 AD2d 271	Censured	DR 1-102(A)(5), (8)(failure to cooperate with grievance committee); DR 1-102(A)(4), (5), (8)(issuing bad check); DR 1-102(A)(5), (8), DR 6-101(A)(3)(failure to fulfill obligations as temporary receiver); DR 1-102(A)(5), (8)(failure to discharge a trust).
Sydney J. Chase 85 NY2d 809	Appeal Denied	Motion for reinstatement denied.
Raymond E. Claybrook AD2d 447	Suspended	22 NYCRR 601.7(b)(serious crime - mail fraud [18 USC §371])(matter discontinued upon attorney's death).
John DiPietro 209 AD2d 97	Suspended 1 year	DR 1-102(A)(3), (4), (8) (forwarding false signature on HUD-1 statement).
Margaret R. Dolin	Suspended	Serious crime conviction.
Myron Domsky	Reinstatement denied.	
Joseph S. Dornbush	Suspended	Serious crime conviction.
William J. Dougherty	Custodian appointed for files.	
Joseph Gelb	Reinstated	
Lawrence A. Gottlieb	Suspended	
Alvin S. Hutchinson	Reinstated	
Stephen K. Lee	Reinstated	
William McCormick 634 NYS2d 731	Disbarred	DR 1-102(A)(5), (8); DR 9-102(D)(1), (2), (8) (misappropriation and conversion of client funds entrusted to him as committee for incompetent, failure to file accounting of incompetent).

Mary Mongioi	Censured	Criminal conviction - Penal Law §155.25 (class B misdemeanor).
Daniel Naeder 1995 NY App Div Lexis 12037	Suspended	DR 1-102(A)(5)(failure to cooperate with grievance committee).
Eugene Natale 214 AD2d 36	Disbarred (resigned)	22 NYCRR 691.9 (conversion).
Jerem O'Sullivan 214 AD2d 30	Disbarred (resigned)	22 NYCRR 691.9 (conversion).
Gilbert T. Perlman 1995 NY App Div Lexis 13993	Disbarred (resigned)	22 NYCRR 691.9 (conversion).
Stanley Polansky 207 AD2d 207	Disbarred	DR 1-102(A)(8), DR 9-102(A), (B), (D).
Melinda Pollard	Reinstated	
John V. Potter	Suspended	
Edward Raskin 217 AD2d 187	Suspended 1 year	DR 3-101(A), DR 1-102(A)(5), (8)(assisting disbarred attorney in practice of law); DR 7-106(C)(6), DR 1-102(A)(8) (discourteous and unprofessional behavior).
Roger A. Regenbogen 1995 NY App Div Lexis 1201	Interim Suspension	22 NYCRR 691.4(1)(1)(failure to cooperate with grievance committee).
Stephen Joseph Ruocco	Interim Suspension	
Gerald Ralph Saffioti	Suspended 1 year	DR 1-102(A)(5), (8)(failure to cooperate with grievance committee; failure to cooperate with Appellate Division; failure to return client files).
Edward J. Schwarz	Reinstated	
Alan J. Shimel 209 AD2d 15	Disbarred	Judiciary Law §90 (default in disciplinary proceeding; conversion allegation).
Joseph F. Soviero, Jr. 211 AD2d 62	Censured	Misdemeanor conviction - Tax Law §1801 (failure to file income taxes).
Michael H. Weisser 214 AD2d 33	Censured	22 NYCRR 691.3 (reciprocal discipline).

THIRD DEPARTMENT

Dennis M. Barlow	Disbarred	22 NYCRR 806.19 (reciprocal discipline based on New Jersey disbarment).
James F. Carney 212 AD2d 956	Censured	22 NYCRR 806.19 (reciprocal discipline based on New Jersey reprimand).
John M. Cassel	Reinstatement denied	Failure to show by clear and convincing evidence character and general fitness to resume practice of law.
William Castro	Disbarred	Judiciary Law §90(4)(a), (e) (felony conviction - 18 USC §666 [a][2][bribery]).
Wayne M. Chariff	Suspended 6 months	DR 1-102(A)(4), (5), (8), DR 9-102(conversion of client funds); DR 1-102(A)(5), (8), DR 9-102(A)(commingling personal funds with client funds); DR 1-102(A)(5), (8), DR 9-102(issuing checks returned for insufficient funds); DR 1-102(A)(8)(borrowing funds from client without taking appropriate steps to protect client's interests); DR 1-102(A)(5)(failure to comply with court rule); DR 1-102(A)(4), (5), (8)(failure to cooperate with investigation and attempting to mislead and deceive committee); DR 1-102(A)(4), (5)(directing another to engage in fraudulent conduct).
Casey A. Clines	Indefinite suspension	22 NYCRR 806.4(b)(failure to comply with subpoena).
Casey A. Clines	Disbarred	DR 6-101(A)(3)(neglect); DR 1-102(A)(5), (8)(failure to maintain client communications, failure to cooperate with committee, failure to comply with court order); DR 9-102(C)(4)(failure to return property and files requested by clients).
Benjamin F.L. Darden	Indefinite suspension	22 NYCRR 806.4(b)(failure to comply with subpoena).

Thomas A. Dussault	Disbarred	Resignation accepted. Order of restitution to be submitted.
Thomas A. Dussault	Restitution order issued	Judiciary Law §90(6-a)(e) (order of restitution entered).
William J. Ewing	Reinstated	
Michael A. Feit	Suspended 1 year	DR 6-101(A)(3)(neglect); DR 1-102(A)(4), (5), (8)(attempt to mislead and deceive client as to status of legal matter); DR 1-102(A)(5), (8)(failure to cooperate with committee).
Jeffrey S. Feldman	Reinstatement denied	Failure to demonstrate by client and convincing evidence character and fitness to re-sume practice of law.
John F. Phillipone, Jr. 213 AD2d 849	Suspended 2 years	DR 1-102(A)(5), (8)(failure to file registration statement and pay fee, failure to comply with directives of court and committee; failure to cooperate with committee).
Joanne M. Glavin 214 AD2d 803	Censured	DR 1-102(A)(5), (8), DR 9-102(A), (B)(commingling, failure to deposit client and estate funds into appropriate accounts).
Keith A. Gourlay	Censured	DR 1-102(A)(3), (4), (5), (8) (assaulting client).
R. Burr Hubbell	Indefinite suspensions	22 NYCRR 806.4(b)(failure to comply with subpoena).
R. Burr Hubbell	Disbarred	DR 6-101(A)(3)(neglect);DR 1-102(A)(5), (8)(failure to respond to communications from clients and third parties, failure to maintain client communications); DR 1-102(A)(4), (5), (8)(attempting to mislead and deceive client); DR 1-102(A)(5), DR 9-102(C) (3), (4)(failure to return funds and files as requested by clients); DR 1-102(A)(5), (7) (failure to cooperate with committee); DR 1-102(A)(5), (8)(failure to comply with court order).

David A. Jones	Suspended 1 year, 1 day	22 NYCRR 806.19 (reciprocal discipline based on Pennsylvania suspension. Respondent directed to comply with New York attorney registration and fee requirements).
Leonard Krouner	Motion to suspend denied	Judiciary Law §90(4)(f)(motion to suspend for conviction of serious crime and cross-motion to extend time to file certificate of conviction denied. Attorney censured).
Leonard Krouner	Censured	DR 1-102(A)(4), (5), (8)(improperly signing clients' names to petition and notarizing signatures); DR 1-102(A)(5), (8)(submitting petition to Surrogate's Court which contained improper notarizations).
John J. Mahoney	Suspended 3 months	22 NYCRR 806.19 (reciprocal discipline based upon New Jersey suspension. Respondent directed to comply with New York attorney registration and fee requirements).
Richard E. McLenithan	Indefinite suspension	22 NYCRR 806.4(b)(failure to comply with subpoena).
Eugene D. Micci	Indefinite suspension	Judiciary Law §90(4)(d) (serious crime - 18 USC 1014 [making false statement to federally insured financial institution]).
Richard M. Piscane	Indefinite suspension	22 NYCRR 806.19 (reciprocal discipline based upon New Jersey suspension).
Richard F. Place	Interim suspension	22 NYCRR 806.4(f)(suspension pending consideration of disciplinary charges).
Andrew M. Puritz 214 AD2d 802	Suspended 6 months	DR 6-101(A)(3)(neglect); DR 1-102(A)(5), (8)(failure to respond to communications from and on behalf of clients and third parties; failure to maintain appropriate client communications; failure to cooperate with committee).

Michael Raphael	Suspended 18 months	DR 9-102(A)(commingling personal funds with client funds); DR 1-102(A)(5), DR 9-102 (allowing balance in account to fall below amount required for client); DR 9-102 (B)(failure to deposit clients' funds into escrow account); DR 1-102(A)(5), (8), DR 9-102(C), (D)(failure to maintain complete records of clients' funds); DR 9-102(E)(issuing checks from escrow accounts payable to cash); DR 1-102 (A)(5), (8), DR 9-102 (issuing checks returned for insufficient funds); DR 9-102(B)(2) (failure to properly title accounts); DR 2-106(D)(failure to provide written statement in contingent fee matters); DR 2-105(A), DR 2-106(C)(2), (B)(failure to provide statement of clients' rights and responsibilities and written retainer agreement in domestic relations matters); DR 6-101(A)(3) (neglect); DR 1-102(A)(5), (8)(failure to cooperate with committee).
Richard F. Reilly	Suspended 3 months	DR 6-101(A)(3)(neglect); DR 1-102(A)(4), (5), (8)(attempting to mislead and deceive committee).
James M. Russell	Disbarred	Judiciary Law §90(4)(a) (felony conviction - Penal Law §155.30 [grand larceny, 3rd degree]).
Barry M. Schreiber 211 AD2d 836	Censured	DR 1-102(A)(5), (8), DR 9-102 (conversion of client funds); DR 1-102(A)(5), (8) (commingling personal funds with client funds).
Richard J. Silberfein 212 AD2d 907	Suspended 6 months	22 NYCRR 806.19 (reciprocal discipline based upon New Jersey suspension. Attorney reinstated effective immediately).
Warren J. Taub	Disbarred	22 NYCRR 806.19 (reciprocal discipline based upon New Jersey disbarment).

Jill A. Terry	Suspended 3 1/2 years	22 NYCRR 806.19 (reciprocal discipline based upon New Jersey suspension. New York suspension retroactive to Sept. 1990).
Audrey S. Walters	Indefinite suspension	22 NYCRR 806.4(b)(failure to comply with subpoena).
Audrey S. Walters	Suspended 2 years	DR 6-101(A)(3)(neglect); DR 1-102(A)(5), (8)(failure to respond to communications from and on behalf of clients and counsel); DR 1-102(A)(5), (8) (failure to comply with court orders and subpoena and failure to comply with Appellate Division rules); DR 1-102(A)(5), (8)(failure to cooperate with committee).
Allan Y. Wong 212 AD2d 863	Disbarred	Judiciary Law §90(4)(a), (e)(automatic disbarment for New Hampshire felony essentially similar to Penal Law §165.45 [criminal possession of stolen property]).

FOURTH DEPARTMENT

(Fifth Judicial District)

John T. Papworth 208 AD2d 69	Suspended 2 years	Judiciary Law §90(4)(Federal felony conviction - 18 USC §371).
David W. Pelland 208 AD2d 71	Suspended 1 year	Judiciary Law §90(4)(Federal felony conviction - 18 USC §152).
Edward M. Sinker 209 AD2d 85	Disbarred	Judiciary Law §90(4)(Federal felony conviction - 18 USC §1341).
Emil Warchol 211 AD2d 107	Suspended 1 year	DR 1-102 (A)(4)(engaging in conduct involving dishonesty and misrepresentation); DR 1-102(A)(8)(engaging in conduct adversely reflecting on fitness to practice law); DR 9-102 (A), (B), (C)(commingling and converting client funds and failing to maintain, preserve and identify client funds).

Robert H. Woodford	Disbarred	Judiciary Law §90(4)(Federal felony conviction - 18 USC §645).
William J. Mastine, Jr.	Disbarred (restitution ordered)	22 NYCRR 1022.25(a)(re-signed pending disciplinary charges).
Daniel E. Barrett 214 AD2d 231	Suspended 6 months	DR 1-102(A)(5)(engaging in conduct prejudicial to administration of justice); DR 1-102(A)(8)(engaging in conduct adversely reflecting on fitness to practice law); DR 6-101(A)(3)(neglect).
K. Scott Creaser 214 AD2d 201	Censured	DR 1-102(A)(8)(engaging in conduct adversely reflecting on fitness to practice law); DR 5-104(A)(engaging in business relationship with client having different interests without full disclosure).
David W. Pelland	Reinstated	
Richard A. Gwynn, Jr.	Suspended 6 months	DR 1-102(A)(5)(engaging in conduct prejudicial to administration of justice); DR 1-102(A)(8)(engaging in conduct adversely reflecting on fitness to practice law); DR 6-101(A)(3)(neglect).
John C. Kanaley	Suspended 1 year	DR 1-102(A)(8)(engaging in conduct adversely reflecting on fitness to practice law); DR 5-101(A)(accepting employment when exercise of professional judgment reasonably may be affected by own interests); DR 5-104(A)(entering into business transaction with client if they have differing interests and client expects lawyer to exercise professional judgment for client, unless client consents after full disclosure).
Joseph F. Muto	Suspended 1 year	DR 1-102(A)(7) (now [8])(engaging in conduct adversely reflecting on fitness to practice law); DR 6-101(A)(3) (neglect); DR 9-102 (failing to identify and preserve client funds).

(Seventh Judicial District)

Irwin R. Gilbert	Reinstated	
Donald H. Kohler	Reinstated	
William S. Wood	Indefinite suspension	22 NYCRR 1022.23(b) (incapacitation).
Vito Michael Pastore	Motion for leave to appeal to Court of Appeals denied	Motion concerned Appellate Division denial of reinstatement petition.
William H. McKeon	Disbarred	22 NYCRR 1022.25(a)(re-signed while under investigation).
Anonymous	Petition dismissed; remanded to committee for appropriate action	DR 1-102(A)(4)(engaging in conduct involving misrepresentation).
George R. LaCava	Reinstatement denied	
Willard H. Myers, III	Indefinite suspension	Default - failure to respond to petition.
Bradley C. Bennett 214 AD2d 206	Suspended 2 years	DR 1-102(A)(4)(engaging in conduct involving dishonesty, deceit, and misrepresentation); DR 1-102(A)(5), (8) (engaging in conduct prejudicial to administration of justice and adversely reflecting on fitness to practice law); DR 6-101(A)(3)(neglect); DR 9-102(A), (B), (C)(failure to maintain and preserve client funds, commingling and converting client funds, failure to keep records relating to clients).
James W. Richards	Reinstatement denied	

Joseph A. Giorgi	Suspended 6 months	DR 1-102(A)(8)(engaging in conduct adversely reflecting on fitness to practice law); DR 2-106(A), (D)(collecting excessive fees and failing to issue a closing statement on a contingent matter); DR 6-101(A)(3)(neglect); DR 9-102(B), (C)(failing to render an accounting for funds, disbursing disputed trust funds to himself, failing promptly to pay funds due a client).
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Edward A. Kiley	Indefinite suspension	22 NYCRR 1022.23(b)(incapacitation)
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(Eighth Judicial District)

John D. Bridge 208 AD2d 95	Suspended 2 years	DR 1-102(A)(4), (8)(engaging in conduct involving dishonesty and adversely reflecting on fitness to practice law).
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James G. Gembarosky 208 AD2d 118	Suspended 6 months	DR 1-102(A)(4)(engaging in conduct involving misrepresentation); DR 6-101(A)(3)(neglect); DR 7-101(A)(2)(failing to carry out contract of employment).
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Timothy L. Foley 209 AD2d 24	Suspended 91 days	22 NYCRR 1022.22 (reciprocal discipline - Florida).
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Bruce S. Kirby	Reinstated	
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Henry A. Langer	Indefinite suspension	Default - failure to respond to petition.
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Timothy L. Foley 211 AD2d 97	Censured	DR 2-110(A)(2)(failure to avoid prejudice to rights of client upon withdrawal); DR 6-101(A)(3)(neglect).
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Henry A. Langer	Reinstated	
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Salvatore M. Latona	Reinstated	
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Gerald B. Cohen 212 AD2d 286	Censured	DR 1-102(A)(4)(engaging in conduct involving dishonesty, fraud, deceit or misrepresentation); DR 5-101(A) (accepting employment when exercise of professional judgment affected by own interests); DR 5-104(A)(entering into business transactions with clients having differing interests when clients expected lawyer to exercise professional judgment for their protection).
Richard C. Southard 212 AD2d 344	Suspended 2 years	DR 1-102(A)(4)(engaging in conduct involving dishonesty); DR 1-102(A)(8)(engaging in conduct adversely reflecting on fitness to practice law); DR 9-102(A)(comingling); DR 9-102(B)(1) (failing to maintain, preserve and identify client funds); DR 9-102(C)(4)(failing to remit promptly to client the funds of such client); DR 9-102(E) (making trust account withdrawals payable to cash).
James G. Gembarosky 214 AD2d 209	Disbarred	DR 1-102(A)(4), (5), (8)(engaging in conduct involving dishonesty, fraud, deceit or misrepresentation, prejudicial to administration of justice, and adversely reflecting on fitness to practice law); DR 2-110(A)(3)(failing to promptly refund unearned fees); DR 6-101(A)(3) (neglect); DR 7-101(A)(2), (3) (failing to carry out contract of employment and prejudicing or damaging client during course of professional relationship); DR 9-102(B) (1), (C)(4), (H)(failing to maintain funds of client in special account, to deliver promptly property of client, to make available or produce records in response to subpoena).

Mark M. Jasen	Suspended 1 year	DR 1-102(A)(4), (8)(engaging in conduct involving dishonesty and adversely reflecting on fitness to practice law); DR 9-102(A)(commingling); DR 9-102(B)(1)(failing to maintain, preserve and identify client funds in trust account, converting funds to uses other than for client); DR 9-102(E) (making trust account withdrawal payable to cash).
Richard F. Kinzly	Disbarred	22 NYCRR 1022.25(a) (Resigned while under investigation).
Jerry A. Session	Suspended 1 year	DR 1-102(A)(4), (8)(engaging in conduct involving dishonesty, fraud, deceit or misrepresentation and adversely reflecting on fitness to practice law); DR 5-101(A)(accepting employment when exercise of professional judgment may be affected by own interests); DR 5-104(A)(entering into business transaction with client with differing interests); DR 5-105(A)(accepting employment when exercise of professional judgment on behalf of client may be adversely affected); DR 6-101(A)(3)(neglect).
Vincent S. Tracy, Jr.	Disbarred	Judiciary Law §90(4)(Federal felony conviction - 18 USC §§ 371, 1001, 1002).

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

Professional Disciplinary Staffs

FIRST DEPARTMENT

Departmental Disciplinary Committee
First Judicial Department
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Jorge Dopico, Staff Attorney
Mady Edelstein, Staff Attorney
Jeremy S. Garber, Staff Attorney
Elyse N. Post, Staff Attorney
Erania M. Ebron-Fubara, Staff Attorney
Deborah A. Scalise, Staff Attorney
Eileen Shields, Staff Attorney
Naomi F. Simon, Staff Attorney
Judith N. Stein, Staff Attorney
Raymond Vallejo, Staff Attorney

Clarence Smith, Jr., Staff Attorney
Richard Supple, Staff Attorney
Martin Silverstein, Office Manager
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Kimberly Evans, Grievance Examiner
Patrick A. Smith, Grievance Examiner
Kenneth VanLew, Grievance Examiner
John E. Pugliese, Legal Assistant
Rebecca Taub, Legal Assistant
Carol Scheuer, Legal Assistant
Joan Bila, Administrative Secretary
Michelle Wang, Network Operator
Nancy DeLeon, Law Steno/Computer Operator
Niena Cooper-Winfield, Law Steno
Ertha Hobot, Law Steno
Grace Jacobs, Law Steno
Denise Lariscy, Law Steno
Anna Abbate, Law Steno
Phyllis Rudolph, Law Steno
Maria L. Vera, Law Steno
Benita D. Whitaker, Law Steno
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Virginia Mordiglia, Senior Secretary
Maryellen Horan, Secretary
Maria J. Mangione, Secretary
Denise Santomorena, Secretary
Patricia Marucci, Secretary
Ellen M. Tallevi, Secretary

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Diana J. Szochet, Assistant Counsel
Robert J. Saltzman, Assistant Counsel
David C.Y. Cheung, Assistant Counsel
Viviana Taverna, Grievance Examiner
Daniel McKenna, Court Analyst

Muriel L. Gennosa, Assistant Counsel
Nancy A. Bolger, Assistant Counsel
Chris G. McDonough, Assistant Counsel
Dianne M. Saccone, Assistant Counsel
Sharon M.J. Commissiong, Assistant Counsel
Guy B. Soden, Investigator
Christopher Kern, Investigator
Ralph Bravaro, Legal Assistant

THIRD DEPARTMENT

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Kenneth H.P. Bryk, Staff Attorney
Vincent M. Tepedino, Investigator
Joseph L. Legnard, Investigator

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Robert Bevilacqua, Grievance Examiner

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Margaret C. Callanan, Associate Counsel
Joanne Walsh, Grievance Examiner
William P. Zenosky, Grievance Examiner
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Departmental and District Grievance Committees

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* Denotes non-lawyer member.

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Grievance Committee for the 5th Judicial District

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Victoria J. Saxon
Norris L. Webster
David R. Wendt
Catherine T. Wettlaufer
Robert Zabel*

**Attorney Discipline Budget Appropriations
(Fiscal 1995-1996)
and
Salaries of Disciplinary Staff
(March 1996)**

FIRST DEPARTMENT

Title	Grade	3/96 Salary
Chief Attorney	34	\$95,344
Principal Attorney	30	75,585
Principal Attorney	30	77,982
Principal Attorney	30	77,982
Associate Attorney	27	62,834
Associate Attorney	27	58,848
Associate Attorney	27	56,837
Associate Attorney	27	53,013
Senior Attorney	25	60,652
Associate Attorney	27	70,059
Associate Attorney	27	53,013
Senior Attorney	25	49,300
Administrative Secretary	17	43,399
Court Assistant	16	30,229
Appellate Court Asst.	21	42,606
Grievance Examiner	17	41,436
Court Analyst	18	39,338
Law Stenographer	14	26,976
Law Stenographer	14	32,767
Law Stenographer	14	35,680
Law Stenographer	14	35,680
Secretary	14	25,888
Secretary	14	31,532
LAN Administrator	21	39,715
Senior Court Analyst	21	46,801
Law Stenographer	14	25,888
Assistant Court Analyst	16	33,794
Senior Office Assistant	08	18,196
Court Analyst	18	43,702
Sr. Appellate Office Asst.	09	21,930
Sr. Appellate Court Asst.	21	51,569
Grievance Examiner	17	40,046
Principal Attorney	30	80,545
Associate Attorney	27	64,985
Grievance Examiner	17	40,046
Associate Attorney	27	54,799
Associate Attorney	27	54,799
Assistant Attorney	20	36,208
Senior Attorney	25	49,300
Senior Attorney	25	49,300
Court Analyst	18	45,827
Secretary	14	36,925
Senior Attorney	25	47,542
Court Analyst	18	32,550
1995-96 Appropriations:		
Personal Service		\$2,019,117
Nonpersonal Service		<u>404,416</u>
Total		\$2,423,533

SECOND DEPARTMENT

Title	Grade	3/96 Salary
(Second and Eleventh Judicial Districts)		
Chief Attorney	32	\$91,930
Principal Attorney	30	48,742
Associate Attorney	27	54,799
Associate Attorney	27	64,985
Associate Attorney	27	70,059
Associate Attorney	27	70,059
Senior Attorney	25	49,300
Senior Court Analyst	21	38,223
Court Analyst	18	38,533
Grievance Examiner	17	30,730
Assistant Court Analyst	16	35,297
Secretary	14	25,888
Secretary	14	26,976
Law Stenographer	14	25,888
Law Stenographer	14	31,532
Junior Court Analyst	12	29,693
1995-96 Appropriations:		
Personal Service		\$836,020
Nonpersonal Service		<u>194,300</u>
Total		\$1,030,320
(Ninth Judicial District)		
Chief Attorney	32	92,250
Associate Attorney	27	53,013
Associate Attorney	27	56,801
Associate Attorney	27	70,059
Associate Attorney	27	67,772
Senior Attorney	25	49,300
Attorney	22	40,337
Court Analyst	18	35,904
Grievance Examiner	17	30,730
Secretary	14	36,302
Secretary	14	12,944
Secretary	14	25,888
Assistant Court Analyst	16	38,058
1995-96 Appropriations:		
Personal Service		\$671,711
Nonpersonal Service		<u>249,650</u>
Total		\$921,361

SECOND DEPARTMENT

(Tenth Judicial District)

Title	Grade	3/96 Salary
Chief Attorney	32	\$92,250
Principal Attorney	30	81,238
Associate Attorney	27	32,769
Associate Attorney	27	70,059
Associate Attorney	27	58,848
Associate Attorney	27	63,388
Associate Attorney	27	53,013
Senior Attorney	25	39,440
Attorney	22	40,337
Court Analyst	18	34,603
Grievance Examiner	17	40,046
Law Stenographer	14	32,767
Law Stenographer	14	36,925
Assistant Court Analyst	16	29,040
Law Stenographer	14	35,680
Secretary	14	28,064
1995-96 Appropriations:		
Personal Service		\$850,775
Nonpersonal Service		<u>321,500</u>
Total		\$1,172,275

FOURTH DEPARTMENT

Title	Grade	3/96 Salary
Chief Attorney	32	\$89,681
Principal Attorney	30	75,585
Principal Attorney	30	83,650
Principal Attorney	30	75,585
Associate Attorney	27	60,589
Associate Attorney	27	57,034
Assistant Court Analyst	16	39,303
Senior Attorney	25	51,386
Secretary	14	33,866
Secretary	14	29,208
Secretary	14	30,296
Principal App. Office Asst.	13	26,472
Principal App. Office Asst.	13	24,384
Grievance Examiner	17	41,971
Grievance Examiner	17	43,220
Grievance Examiner	17	41,464
Grievance Examiner	17	43,399
Grievance Examiner	17	43,399
Senior Attorney	25	47,542
Assistant Court Analyst	16	35,770
1995-96 Appropriations:		
Personal Service		\$966,791
Nonpersonal Service		<u>247,631</u>
Total		\$1,214,422

THIRD DEPARTMENT

Title	Grade	3/96 Salary
Chief Attorney	32	\$89,681
Principal Attorney	30	72,097
Senior Attorney	25	47,542
Senior Court Analyst	21	46,505
Sr. Appellate Office Steno	10	20,418
Secretary	14	31,517
Secretary	14	28,209
Associate Attorney	27	56,693
Secretary	14	35,680
Associate Attorney	27	53,013
Court Analyst	18	41,589
Junior Court Analyst	12	23,977
Court Analyst	18	32,550
Secretary	14	25,888
1995-96 Appropriations:		
Personal Service		\$590,526
Nonpersonal Service		<u>106,835</u>
Total		\$697,361