

NEW YORK STATE BAR ASSOCIATION

NYSBA

Committee on Professional Discipline

Annual Report on
Lawyer Discipline in
New York State
For the Year 1999

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



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Committee on Professional Discipline

1999-2000

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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 1999 and includes three tables. The last two of these tables compare disciplinary activity over the preceding ten years.

To those unfamiliar with the nomenclature of professional discipline in New York State, some of the terms used in the tables may be confusing. 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 not reported as "matters." 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 in some respects among the four Departments. Understandably, some of the terminology used to describe those differing procedures will also vary. 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 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 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 as-

sociation. Such matters would be reported by the district committee as both "new matters received" and "referred to other disciplinary committees."

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. However, no statistics are available that separately reflect such bar association activity.

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 1999. 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, where available, the 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 1999-2000 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 15,000 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.

Disciplinary Statistics 1999 Tables

Table 1
Appellate Division
January 1, 1999-December 31, 1999

	1 st Dept.	2 nd Dept.	3 rd Dept.	4 th Dept.	Total
I. MATTERS PROCESSED:¹					
Pending at start of period	1158	2681	768	525	5132
New matters received ²	4695	6343	1951	2193	15182
Matters disposed of	4294	6545	1761	2199	14799
Pending at end of period	1559	2479	958	519	5515
II. COMMITTEE DISPOSITIONS:					
Rejected for failing to state complaint	1203	1812	811	893	4719
Referred to other agencies ³	552	1786	159	115	2612
Dismissed or withdrawn	1543	1589	330	854	4316
Letters of caution (education)	N/A	314	91	185	590
Letters of admonition	75	203	51	37	366
Admonition or reprimand	1	1	30	N/A	32
Referred to court	920	322	289	115	1646
Other	0	518	0	0	518
III. CASES PROCESSED IN COURTS⁴					
Cases pending at start of period	52	155	23	11	241
Cases received	189	227	108	38	562
CASES CLOSED					
Disbarred	35	41	7	3	86
Resigned	7	17	0	2	26
Suspended	40	43	17	6	106
Censured	8	6	4	6	24
Privately censured	2	0	0	0	2
Remanded to grievance committee	15	4	0	0	19
Discontinued	20	1	0	1	22
Dismissed	0	4	1	0	5
Reinstatements granted	25	9	3	6	43
Reinstatements denied	4	28	1	0	33
Other	58	51	70	16	195
TOTAL CLOSED:	214	204	103	40	561
TOTAL PENDING:	27	178	28	9	242

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

² Includes complaints received and old matters reactivated.

³ Includes matters referred to other disciplinary committees and to other agencies.

⁴ "Cases" refers to the number of attorneys, not complaints.

Table 2

	New Matters	Matters Closed*	Disciplinary Action By Committees	Disciplinary Action by Court
1st Department				
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
1996	3399	3263	101	94
1997	3953	3964	117	81
1998	4797	5087	100	91
1999	4143	3742	76	92
2nd Department				
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
1996	4715	4570	442	102
1997	5772	5130	442	102
1998	4712	5306	662	106
1999	4557	4759	518	107
3rd Department				
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
1996	1413	1406	178	24
1997	1388	1437	203	30
1998	1795	1600	173	36
1999	1792	1602	172	28
4th Department				
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
1996	1704	1906	159	38
1997	2262	1967	196	18
1998	2224	2208	200	19
1999	2078	2084	222	17

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

Statewide

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
1996	11231	11145	950	252
1997	13375	12498	958	231
1998	13528	14201	1135	252
1999	12570	12187	988	244

Table 3

	New Matters*	Matters Closed*	Disciplinary Action By Committees	Disciplinary Action by Court
Departmental Disciplinary Committee for the First Department				
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
1996	3399	3263	101	94
1997	3953	3964	117	81
1998	4797	5087	100	91
1999	4143	3742	76	92
Grievance Committee for the Second and Eleventh Judicial Districts, Second Department				
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
1996	1436	1483	246	37
1997	1653	1533	211	31
1998	1517	1586	346	31
1999	1081	1070	90	39
Grievance Committee for the Ninth Judicial District, Second Department				
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
1996	919	896	79	33
1997	1391	1175	110	37
1998	1116	1171	136	33
1999	1406	1304	241	19
Grievance Committee for the Tenth Judicial District, Second Department				
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
1996	2360	2191	117	32
1997	2728	2422	121	34
1998	2079	2548	140	44
1999	2070	2385	187	49

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

Committee on Professional Standards, Third Department

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
1996	1413	1406	178	24
1997	1388	1437	203	30
1998	1795	1600	173	36
1999	1792	1602	172	28

Grievance Committee for the Fifth Judicial District, Fourth Department

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
1996	412	513	48	6
1997	533	468	28	6
1998	644	650	39	3
1999	618	597	43	2

Grievance Committee for the Seventh Judicial District, Fourth Department

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
1996	536	575	53	11
1997	716	645	64	3
1998	591	608	47	4
1999	529	566	36	4

Grievance Committee for the Eighth Judicial District, Fourth Department

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
1996	756	820	128	15
1997	913	854	104	9
1998	989	942	114	12
1999	931	921	143	11

Statistical Reports of Disciplinary Committees

Departmental Disciplinary Committee for the First Department

I. Matters Processed¹

A.	Matters Pending at Start of Period	1158	
B.	New Matters Received During Period	4602 ²	
C.	Closed Matters Reactivated During Period	93	
D.	Total Matters to be Processed During Period		5853
E.	Total Matters Disposed of During Period		4294 ²
F.	Matters Pending at Close of Period		1559

II. Matters Disposed of by Committee

		CASES	MATTERS
A.	Rejected as Failing to State a Complaint	1203	1203
B.	Referred to Other Disciplinary Committees/Agencies	552	552
C.	Dismissed	1543	1543
D.	Letter of Admonition	69	75
E.	Reprimand After Hearing	1	1
F.	Referred to Appellate Division	827	920 ²
G.	Total Disposed of During Period	4195	4294

III. Cases Processed by Court

A.	Cases Pending at Start of Period	52	
	1. Disciplinary Proceedings		42
	2. Other		10
B.	Cases Received During Period	189	
	1. Disciplinary Proceedings		100
	2. Other		89
C.	Total to be Processed During Period	241	
D.	Cases Closed		
	1. Disbarred	35 ³	
	2. Resigned	7	
	3. Suspended	40 ⁴	
	4. Censured	8	
	5. Privately Censured	2	
	6. Remanded to Grievance Committee	15	
	7. Discontinued	20	
	8. Dismissed	0	
	9. Reinstatements Granted	25	
	10. Reinstatements Denied	4	
	11. All Other Dispositions	58	
	12. Total Closed	214	
E.	Cases Pending at Close of Period	27	
	1. Disciplinary Proceedings		22
	2. Other		5

¹ For purposes of this report, "Matters" represents the number of complaints telephone calls which initiate an investigation, inquiries and sua sponte investigations, while "Cases" refers to the number of respondent-attorneys against whom proceedings have been instituted or action has been taken. As some attorneys are the subject of multiple complaints, the number of matters exceeds the number of cases.

² This figure includes 692 attorneys suspended for non-payment of registration fees.

³ Includes 1 disbarment that took place in 1998 but was recorded in 1999.

⁴ Includes 19 interim suspensions. One suspension represents all attorneys suspended for non-payment of registration fees in 1999.

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

I. Matters Processed

A.	Matters Pending at Start of Period	697	
B.	New Matters Received During Period	2157	
C.	Closed Matters Reactivated During Period	26	
D.	Total Matters to be Processed During Period		2880
E.	Total Matters Disposed of During Period		2081
F.	Matters Pending at Close of Period		799

II. Matters Disposed of by Committee

		CASES	MATTERS
A.	Rejected as Failing to State a Complaint	611	611
B.	Referred to Other Disciplinary Committees	729	729
C.	Referred to Other Agencies	48	48
D.	Dismissed or Withdrawn	349	349
E.	Letter of Caution	168	168
F.	Letter of Admonition	58	58
G.	Reprimand After Hearing	N/A	N/A
H.	Referred to Appellate Division	41	81
I.	Tabled Pending Litigation	10	10
J.	Other	11	11
K.	Total Disposed of During Period	2026	2081

III. Cases Processed by Court

A.	Cases Pending at Start of Period	52	58
	1. Disciplinary Proceedings	22	28
	2. Other	30	30
B.	Cases Received During Period	72	112
	1. Disciplinary Proceedings	41	81
	2. Other	31	31
C.	Total to be Processed During Period	124	170
D.	Cases Closed		
	1. Disbarred	12	36
	2. Resigned	1	5
	3. Suspended	6	6
	4. Censured	0	0
	5. Privately Censured	0	0
	6. Remanded to Grievance Committee	1	1
	7. Discontinued	0	0
	8. Dismissed	3	4
	9. Reinstatements Granted	4	4
	10. Reinstatements Denied	16	16
	11. All Other Dispositions	13	13
	12. Total Closed	56	85
E.	Cases Pending at Close of Period	68	85
	1. Disciplinary Proceedings	40	57
	2. Other	28	28

Richmond County Bar Association Grievance Committee

I.	Matters Processed		
	A.	Pending at Start of Period	27
	B.	New Matters received During Period	67
	C.	Closed Matters Reactivated During Period	1
	D.	Total Matters to be Processed During Period	95
	E.	Total Matters Disposed of During Period	58
	F.	Matters Pending at End of Period	37
II.	Matters Disposed of During Period		
	A.	Rejected as Failing to State a Complaint	0
	B.	Retained by District Grievance Committee	21
	C.	Referred to Fee Conciliation Committee	0
	D.	Settled by Fee	0
	E.	Judicially Settled	0
	F.	In Litigation	1
	G.	Closed by Appellate Division	0
	H.	Dismissed	30
	I.	Letter of Caution	0
	J.	Withdrawn	3
	K.	Abated, attorney passed away	1
	L.	Letter of Education	1
	M.	Forward to 10 th Dist. by Appellate Division	1
	O.	Total Disposed of During Period	58

Brooklyn Bar Association Grievance Committee

Total Complaints Received	107
Dismissed	29
Withdrawn	0
Returned to District Grievance Committee	0
Complaints Pending	77
Arbitration Complaints Received	57
Resolved	2
Returned to District Grievance Committee	0
Closed/Withdrawn	19
Hearing Scheduled	0
Pending	36

Queens County Bar Association Grievance Committee

Dismissed	76
Dismissed with Advisement	8
Letter of Caution	0
Letter of Admonition	2
Referred to District Grievance Committee	1
Tabled	3
Withdrawn	1
Fee Disputes Committee	
No Consent from Respondent	11
No Consent from Complainant	5
Matter Settled Prior to Arbitration	11
No Response from Either Complainant or Respondent	7
Declination of Arbitration by Complainant/Respondent	7
Matters Closed by Arbitration	4
Pending	12

Grievance Committee for the Ninth Judicial District, Second Department

I. Matters Processed

A.	Matters Pending at Start of Period	521	
B.	New Matters Received During Period	1514	
C.	Closed Matters Reactivated During Period	51	
D.	Total Matters to be Processed During Period		2086
E.	Total Matters Disposed of During Period		1554
F.	Matters Pending at Close of Period		532

II. Matters Disposed of by Committee

		CASES	MATTERS
A.	Rejected as Failing to State a Complaint		424
B.	Referred to Other Disciplinary Committees		455
C.	Referred to Other Agencies		29
D.	Dismissed or Withdrawn		436
E.	Letter of Caution		47
F.	Letter of Admonition		42
G.	Reprimand After Hearing		1
H.	Referred to Appellate Division	71	120
I.	Total Disposed of During Period		1554

III. Cases Processed by Court

A.	Cases Pending at Start of Period		
	1. Disciplinary Proceedings	46	80
	2. Other	0	0
B.	Cases Received During Period		
	1. Disciplinary Proceedings	64	120
	2. Other	0	0
C.	Total to be Processed During Period	110	200
D.	Cases Closed		
	1. Disbarred	5	11
	2. Resigned	10	34
	3. Suspended	21	37
	4. Censured	3	5
	5. Privately Censured	0	0
	6. Remanded to Grievance Committee	1	1
	7. Discontinued	0	0
	8. Dismissed	0	0
	9. Reinstatements Granted	2	2
	10. Reinstatements Denied	4	4
	11. All Other Dispositions	24	32
	12. Total Closed	70	126
E.	Cases Pending at Close of Period		
	1. Disciplinary Proceedings	40	74
	2. Other	0	0

Dutchess County Bar Association Grievance Committee

Second Department, Ninth Judicial District

I.	Matters Processed	
A.	Matters Pending at Start of Period	19
B.	New Matters Received During Period	19
C.	Closed Matters Reactivated During Period	0
D.	Total Matters to be Processed During Period	38
E.	Total Matters Disposed of During Period	26
F.	Matters Pending at Close of Period	12
II.	Matters Disposed of by Committee	
A.	Rejected as Failing to State a Complaint	0
B.	Referred to Other Disciplinary Committees	0
C.	Referred to Other Agencies	0
D.	Dismissed	25
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	26

Orange County Bar Association Grievance Committee

Second Department, Ninth Judicial District

I.	Matters Processed	
A.	Matters Pending at Start of Period	20
B.	New Matters Received During Period	44
C.	Closed Matters Reactivated During Period	4
D.	Total Matters to be Processed During Period	68
E.	Total Matters Disposed of During Period	56
F.	Matters Pending at Close of Period	12
II.	Matters Disposed of by Committee	
A.	Rejected as Failing to State a Complaint	0
B.	Referred to Other Disciplinary Committees	2
C.	Referred to Other Agencies	0
D.	Dismissed	42
E.	Dismissed with Cautionary Language	9
F.	Letter of Caution	3
G.	Letter of Admonition	0
H.	Reprimand	0
I.	Total Disposed of During Period	56

Putnam County Bar Association Grievance Committee

Second Department, Ninth Judicial District

I.	Matters Processed	
A.	Matters Pending at Start of Period	2
B.	New Matters Received During Period	7
C.	Closed Matters Reactivated During Period	0
D.	Total Matters to be Processed During Period	9
E.	Total Matters Disposed of During Period	7
F.	Matters Pending at Close of Period	2
II.	Matters Disposed of by Committee	
A.	Rejected as Failing to State a Complaint	0
B.	Referred to Other Disciplinary Committees	2
C.	Referred to Other Agencies	0
D.	Dismissed	4
E.	Dismissed with Cautionary Language	0
F.	Letter of Caution	1
G.	Letter of Admonition	0
H.	Reprimand	0
I.	Total Disposed of During Period	7

Rockland County Bar Association Grievance Committee

Second Department, Ninth Judicial District

I.	Matters Processed	
A.	Matters Pending at Start of Period	20
B.	New Matters Received During Period	27
C.	Closed Matters Reactivated During Period	0
D.	Total Matters to be Processed During Period	47
E.	Total Matters Disposed of During Period	38
F.	Matters Pending at Close of Period	9
II.	Matters Disposed of by Committee	
A.	Rejected as Failing to State a Complaint	0
B.	Referred to Other Disciplinary Committees	2
C.	Referred to Other Agencies	0
D.	Dismissed	30
E.	Dismissed with Cautionary Language	2
F.	Letter of Caution	3
G.	Letter of Admonition	1
H.	Reprimand	0
I.	Total Disposed of During Period	38

* One matter was withdrawn by the complainant.

Westchester County Bar Association Grievance Committee

Second Department, Ninth Judicial District

I. Matters Processed

A.	Matters Pending at Start of Period	252
B.	New Matters Received During Period	167
C.	Closed Matters Reactivated During Period	1
D.	Total Matters to be Processed During Period	420
E.	Total Matters Disposed of During Period	148
F.	Matters Pending at Close of Period	272

II. Matters Disposed of by Committee

A.	Rejected as Failing to State a Complaint	0
B.	Referred to Other Disciplinary Committees	20
C.	Referred to Other Agencies	4
D.	Dismissed	102
E.	Dismissed with Cautionary Language	0
F.	Letter of Caution	6
G.	Letter of Admonition	4
H.	Reprimand	0
I.	Withdrawn	12
J.	Total Disposed of During Period	148

Grievance Committee for the Tenth Judicial District, Second Department

I. Matters Processed

A.	Matters Pending at Start of Period	1463	
B.	New Matters Received During Period	2556	
C.	Closed Matters Reactivated During Period	39	
D.	Total Matters to be Processed During Period		4058
E.	Total Matters Disposed of During Period		2910
F.	Matters Pending at Close of Period		1148

II. Matters Disposed of by Committee

		CASES	MATTERS
A.	Rejected as Failing to State a Complaint	777	777
B.	Referred to Other Disciplinary Committees	226	226
C.	Referred to Other Agencies	299	299
D.	Dismissed or Withdrawn	804	804
E.	Letter of Caution	93	99
F.	Letter of Admonition	69	88
G.	Reprimand After Hearing	0	0
H.	Referred to Appellate Division	72	121
I.	Other	496	496
J.	Total Disposed of During Period	2836	2910

III. Cases Processed by Court

A.	Cases Pending at Start of Period	57	118
	1. Disciplinary Proceedings	44	105
	2. Other	13	13
B.	Cases Received During Period	91	147
	1. Disciplinary Proceedings	59	115
	2. Other	32	32
C.	Total to be Processed During Period	148	265
D.	Cases Closed		
	1. Disbarred	24	66
	2. Resigned	6	6
	3. Suspended	16	43
	4. Censured	3	3
	5. Privately Censured	0	0
	6. Remanded to Grievance Committee	2	2
	7. Discontinued	1	1
	8. Dismissed	1	1
	9. Reinstatements Granted	3	3
	10. Reinstatements Denied	8	8
	11. All Other Dispositions	14	14
	12. Total Closed	78	147
E.	Cases Pending at Close of Period	70	118
	1. Disciplinary Proceedings	50	98
	2. Other	20	20

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

I. Matters Processed

A.	Matters Pending at Start of Period	768	
B.	New Matters Received During Period	1888	
C.	Closed Matters Reactivated During Period	63	
D.	Total Matters to be Processed During Period		2719
E.	Total Matters Disposed of During Period		1761
F.	Matters Pending at Close of Period		958

II. Matters Disposed of by Committee

	CASES	MATTERS	
A.	Rejected as Failing to State a Complaint	796	811
B.	Referred to Other Disciplinary Committees	128	128
C.	Referred to Other Agencies	31	31
D.	Dismissed or Withdrawn	318	330
E.	Letter of Caution	91	91
F.	Letter of Admonition	46	51
G.	Reprimand After Hearing	20	30
H.	Referred to Appellate Division	246	289
I.	Total Disposed of During Period	1676	1761

III. Cases Processed by Court

A.	Cases Pending at Start of Period		
1.	Disciplinary Proceedings	15	18
2.	Other	8	8
B.	Cases Received During Period		
1.	Disciplinary Proceedings	68	84
2.	Other	40	40
C.	Total to be Processed During Period	131	150
D.	Cases Closed		
1.	Disbarred	7	17
2.	Resigned	0	0
3.	Suspended	17	21
4.	Censured	4	5
5.	Privately Censured	0	0
6.	Remanded to Grievance Committee	0	0
7.	Discontinued	0	0
8.	Dismissed	1	1
9.	Reinstatements Granted	3	3
10.	Reinstatements Denied	1	1
11.	Non-Disciplinary Resignations	31	31
12.	All Other Dispositions	39	39
13.	Total Closed	103	108
E.	Cases Pending at Close of Period		
1.	Disciplinary Proceedings	17	31
2.	Other	11	11

Grievance Committee for the Fifth Judicial District, Fourth Department

I. Matters Processed			
A.	Matters Pending at Start of Period	120	
B.	New Matters Received During Period	651	
C.	Closed Matters Reactivated During Period	12	
D.	Total Matters to be Processed During Period		783
E.	Total Matters Disposed of During Period		642
F.	Matters Pending at Close of Period		141
II. Matters Disposed of by Committee		CASES	MATTERS
A.	Rejected as Failing to State a Complaint	292	308
B.	Referred to Other Disciplinary Committees	37	40
C.	Referred to Other Agencies	5	5
D.	Dismissed or Withdrawn	208	220
E.	Letter of Caution	25	37
F.	Letter of Admonition	2	6
G.	Reprimand After Hearing	N/A	N/A
H.	Referred to Appellate Division	10	26
I.	Total Disposed of During Period	638	688
III. Cases Processed by Court			
A.	Cases Pending at Start of Period	4	
	1. Disciplinary Proceedings	1	
	2. Other	3	
B.	Cases Received During Period	10	
	1. Disciplinary Proceedings	7	
	2. Other	3	
C.	Total to be Processed During Period	14	
D.	Cases Closed		
	1. Disbarred	0	
	2. Resigned	0	
	3. Suspended	2	
	4. Censured	0	
	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	7	
	12. Total Closed	10	
E.	Cases Pending at Close 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 at Start of Period	117	
B.	New Matters Received During Period	535	
C.	Closed Matters Reactivated During Period	38	
D.	Total Matters to be Processed During Period		690
E.	Total Matters Disposed of During Period		610
F.	Matters Pending at Close of Period		80
II. Matters Disposed of by Committee		CASES	MATTERS
A.	Rejected as Failing to State a Complaint	220	258
B.	Referred to Other Disciplinary Committees	39	39
C.	Referred to Other Agencies	5	5
D.	Dismissed or Withdrawn	220	246
E.	Letter of Caution	27	30
F.	Letter of Admonition	5	6
G.	Reprimand After Hearing	N/A	N/A
H.	Referred to Appellate Division	15	26
I.	Total Disposed of During Period	537	610
III. Cases Processed by Court			
A.	Cases Pending at Start of Period	1	
	1. Disciplinary Proceedings	1	
	2. Other	0	
B.	Cases Received During Period	15	
	1. Disciplinary Proceedings	4	
	2. Other	11	
C.	Total to be Processed During Period	16	
D.	Cases Closed		
	1. Disbarred	0	
	2. Resigned	1	
	3. Suspended	2	
	4. Censured	1	
	5. Privately Censured	0	
	6. Remanded to Grievance Committee	0	
	7. Discontinued	1	
	8. Dismissed	0	
	9. Reinstatements Granted	1	
	10. Reinstatements Denied	0	
	11. All Other Dispositions	8	
	12. Total Closed	14	
E.	Cases Pending at Close of Period	2	
	1. Disciplinary Proceedings	2	
	2. Other	0	

Grievance Committee for the Eighth Judicial District, Fourth Department

I. Matters Processed

A.	Matters Pending at Start of Period	288	
B.	New Matters Received During Period	889	
C.	Closed Matters Reactivated During Period	68	
D.	Total Matters to be Processed During Period		1245
E.	Total Matters Disposed of During Period		947
F.	Matters Pending at Close of Period		298

II. Matters Disposed of by Committee

		CASES		MATTERS
A.	Rejected as Failing to State a Complaint	299		327
B.	Referred to Other Disciplinary Committees	26		26
C.	Referred to Other Agencies	0		0
D.	Dismissed or Withdrawn	320		388
E.	Letter of Caution	90		118
F.	Letter of Admonition	12		25
G.	Reprimand After Hearing	N/A		N/A
H.	Referred to Appellate Division	14		63
I.	Total Disposed of During Period	761		947

III. Cases Processed by Court

A.	Cases Pending at Start of Period	6	
	1. Disciplinary Proceedings	6	
	2. Other	0	
B.	Cases Received During Period	13	
	1. Disciplinary Proceedings	8	
	2. Other	5	
C.	Total to be Processed During Period	19	
D.	Cases Closed		
	1. Disbarred	3	
	2. Resigned	1	
	3. Suspended	2	
	4. Censured	5	
	5. Privately Censured	0	
	6. Remanded to Grievance Committee	0	
	7. Discontinued	0	
	8. Dismissed	0	
	9. Reinstatements Granted	4	
	10. Reinstatements Denied	0	
	11. All Other Dispositions	1	
	12. Total Closed	16	
E.	Cases Pending at Close of Period	4	
	1. Disciplinary Proceedings	4	
	2. Other	0	

**Disciplinary Decisions Reported by
Appellate Division in 1999**

FIRST DEPARTMENT

Gail D. Butler 252 AD2d 150	Disbarred	22 NYCRR 603.4(g)(failure to appear or apply in writing to committee or court for hearing or reinstatement within six months of interim suspension date).
Arthur J. Gallancy 252 AD2d 135	Suspended 1 year <i>nunc pro tunc</i> 4/11/96	DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 9-102(B)(failure to preserve identity of client funds); DR 9-102(C)(4)(failure to promptly pay client funds); DR 1-102(A)(8)(conduct adversely reflecting on fitness to practice law).
John T. Higginbotham 252 AD2d 161	Interim suspension	22 NYCRR 603.4(e)(1)(ii) (substantial admissions under oath).
Alan S. Adolph 252 AD2d 16	Suspended 3 months	DR 9-102(A), (B)(failure to preserve identity of client funds); DR 9-102(C)(failure to return client funds) DR 1-102(A)(8) (conduct adversely reflecting on fitness to practice law).
Roger K. Solymosy 252 AD2d 152	Suspended 4 years	DR 1-102(A)(4)(dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(8)(conduct adversely reflecting on fitness to practice law); DR 6-101(A)(3) (neglect); DR 9-102(C)(4)(failure to promptly pay or deliver funds or property to client or third person).
Pasquale V. Stiso 252 AD2d 167	Disbarred	Judiciary Law §90(4)(felony conviction – criminal possession of controlled substance [18 USC §841(a)(1)]).
Sonya Latimore 252 AD2d 217	Suspended 1 year	DR 1-102(A)(7)(now [8]) (conduct adversely reflecting on fitness to practice law); DR 9-102(D)(failure to maintain client account); DR 9-102(E) (unauthorized withdrawal of client funds).
Aaron J. Bertel 252 AD2d 256	Interim suspension	Serious crime – conspiracy to defraud the United States

		(scheme to defraud, Penal Law §190.65), offering a false instrument (Penal Law §175.35).
Louis Cantor 252 AD2d 256	Suspended <i>nunc pro tunc</i> to 10/22/96 (co-extensive with federal probationary period).	Conspiring to commit bribery (18 USC §371); bribery (18 USC §666).
Daniel A. Krasnick 252 AD2d 287	Disbarred	22 NYCRR 603.4(g)(failure to appear or apply in writing to committee or court for hearing or reinstatement within 6 months of interim suspension date).
Andrew L. Singer 252 AD2d 338	Interim suspension	Serious crime – aggravated sexual battery (Virginia).
Stanley Zucker 252 AD2d 330	Interim suspension	22 NYCRR 603.4(e)(1)(i)(willful failure to cooperate with committee’s investigation); 22 NYCRR 603.4(e)(1)(ii) (substantial admissions under oath); 22 NYCRR 603.4(e)(1)(iii) (uncontested evidence of professional misconduct).
William T. McCue 252 AD2d 343	Disbarred	22 NYCRR 603.3 (reciprocal discipline – New Jersey).
Paul Chazan 252 AD2d 323	Suspended 3 months	DR 1-102(A)(4)(dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(8)(conduct adversely reflecting on fitness to practice law).
Scott McKay Wolas 252 AD2d 346	Disbarred	22 NYCRR 603.4(g)(failure to appear or apply in writing to committee or court for hearing or reinstatement within six months of interim suspension date).
Jeffrey M. Spiegel 253 AD2d 6	Disbarred	Judiciary Law §90(4)(felony conviction - General Business Law §352-C[5]).
Terry J. Wolfgang 252 AD2d 348	Interim suspension	22 NYCRR 603.4(3)(1)(i)(willful failure to cooperate with committee’s investigation).
Michael J. Klapper 253 AD2d 72	Disbarred	DR 1-102(A)(5)(conduct prejudicial to administration of justice) DR 1-102(A)(8)(conduct

		adversely reflecting on fitness to practice law); DR 2-106(C)(2) (failure to provide written re-tainer); DR 2-110(A)(3)(failure to return unearned portion of fee); DR 6-101(A)(3)(neglect); DR 7-106(A), 7-106(C)(7) (inappropriate trial conduct).
Richard Rodwin 253 AD2d 67	Interim suspension	22 NYCRR 603.4(e)(1)(iii) (uncontested evidence of professional misconduct).
Michael Shapiro 253 AD2d 62	Disbarred	Judiciary Law §90(4)(felony conviction – commercial bribing [Penal Law §180.03], scheme to defraud [Penal Law §190.65(1)(b)]).
Michael D. Blutrigh 253 AD2d 106	Disbarred	Judiciary Law §90(4)(felony conviction – racketeering and racketeering conspiracy [18 USC §§1962(c), (d)]; wire fraud [18 USC §1343]; money laundering [18 USC §1956(a)(1)(A), (B)(see Penal Law §155.42)]).
Michael J. Rosenblatt 253 AD2d 106	Suspended 6 months	DR 1-102(A)(4)(dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(8)(conduct adversely reflecting on fitness to practice law).
Paul D. Ghinger 253 AD2d 219	Interim suspension	22 NYCRR 603.4(e)(1)(i)(willful failure to cooperate with committee’s investigation).
Ernest H. Hammer 253 AD2d 226	Censured	DR 9-101(D)(1), (2)(failure to keep adequate records); DR 9-102(A)(commingling); DR 9-102(B)(1)(failure to preserve identity of client funds).
Abbot N. Solomon 253 AD2d 230	Resigned	22 NYCRR 603.11
Robert D. Gould 253 AD2d 233	Censured	DR 6-101(A)(3)(neglect).
Steven M. Blumrosen 253 AD2d 239	Suspended 18 months	22 NYCRR 603.3 (Reciprocal discipline – Arizona).
Raymond K. Hsu 257 AD2d 309	Disbarred	Judiciary Law §90(4)(felony conviction – grand larceny [Pe-

Steven T. Seltzer 255 AD2d 1	Disbarred	nal Law §155.30]). Judiciary Law §90 (felony conviction – conspiracy to defraud [18 USC §§371, 3551; see Penal Law §190.65(1)]).
Lewis M. Koss 253 AD2d 259	Disbarred	Judiciary Law §90(4)(felony conviction – RICO [18 USC §1962(c)]; mail fraud [18 USC §1341]; see Penal Law §190.65).
Sheldon Walker 257 AD2d 315	Disbarred	Judiciary Law §90(4)(felony conviction – filing false instruments [18 USC §§1001, 1002; see Penal Law §175.5]).
Nathaniel K. Charny 257 AD2d 18	Interim suspension	Serious crime – conspiracy to defraud the United States (18 USC §371).
Edward J. Porcelli 257 AD2d 124	Interim suspension	22 NYCRR 603.4(e)(1)(iii) (uncontested evidence of professional misconduct).
Allen B. Gottlieb 257 AD2d 121	Disbarred	22 NYCRR 603.4(g)(failure to appear or apply in writing to committee or court for hearing or reinstatement within six months of interim suspension date).
Barry Ross Weiner 255 AD2d 99	Resigned	22 NYCRR 603.11.
John F. Lillard, III 255 AD2d 88	Censured	22 NYCRR 603.3 (reciprocal discipline – Maryland).
Michael T. Wolin 258 AD2d 37	Indefinite suspension	22 NYCRR 603.16 (b)(1)(mental incapacity).
Philip J. Dinhofer 257 AD2d 326	Suspended 3 months	22 NYCRR 603.3 (reciprocal discipline – U.S. District Court).
Paul A. Seader 257 AD2d 285	Disbarred	Judiciary Law §90(4)(felony conviction – grand larceny [Penal Law §155.42]).
Herbert B. Derman 257 AD2d 110	Disbarred	Judiciary Law §90 (felony conviction – conspiracy with intent to distribute marijuana [21 USC §841 – see Penal Law §221.30]).
Felice F. Mischel 257 AD2d 226	Disbarred	Judiciary Law §90 (felony conviction – offering a false instrument for filing [Penal Law

		§175.35]).
Edwin H. Hochberg 259 AD2d 94	Interim suspension	Serious crimes – mail fraud (18 USC §7203), tax evasion (18 USC §7201).
Donald P. Partland 257 Ad2d 209	Censured	Misdemeanor conviction – willful failure to make and timely file an income tax return (26 USC §7203).
Joan Ann Charles 258 AD2d 60	Suspended 18 months	DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(8)(conduct adversely reflecting on fitness to practice law); DR 6-101(A)(3) (neglect); DR 7-106(A) (disregarding ruling of tribunal); DR 9-102(A), (B)(failure to preserve identity of client funds).
Michael Lulkin 258 AD2d 209	Disbarred	Judiciary Law §90(4)(felony conviction – securities fraud, mail fraud, wire fraud [18 USC §371]; money laundering [18 USC §1956(h)]; mail fraud [18 USC §1341]; see Penal Law §§180.08 [commercial bribe receiving], 190.65 [scheme to defraud]).
Harvey B. Baum 258 AD2d 83	Disbarred	Judiciary Law §90(4)(felony conviction – obstruction of justice [18 USC §1503]).
Paul E. Haberman 258 AD2d 216	Resigned	22 NYCRR 603.11.
Regina M. Tate 258 AD2d 120	Disbarred	DR 1-102(A)(4)(dishonesty, fraud, deceit or misrepresentation – conversion); DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 6-101(A)(3)(neglect).
Bernard B. Cohen 258 AD2d 172	Disbarred	Judiciary Law §90(4)(felony conviction – falsifying business records [Penal Law §175.10]).
Mitchil O. Bechet 259 AD2d 113	Interim suspension	22 NYCRR 603.4(e)(1)(i)(willful failure to cooperate with committee’s investigation); 22 NYCRR 603.4(e)(1)(iii) (uncontested evidence of professional misconduct).

Michael J. Donovan 259 AD2d 150	Interim suspension	22 NYCRR 603.4(e)(1)(i)(willful failure to cooperate with committee's investigation).
Srteven H. Gifis 259 AD2d 105	Disbarred	22 NYCRR 603.3 (reciprocal discipline – New Jersey).
Irwin D. Schlacter 259 AD2d 140	Disbarred	Judiciary Law §90(4)(felony conviction – conspiracy to commit extortion [18 USC §1951][see Penal Law §155.05(2)(e)]).
Warren Lubin 259 AD2d 110	Censured	DR 6-101(A)(3)(neglect).
Seamus Tuohey 259 AD2d 157	Suspended 6 months	Serious crime – failure to file corporate tax return (26 USC §7203).
Domenick Crispino 259 AD2d 167	Disbarred	22 NYCRR 603.4(g)(failure to appear or apply in writing to committee or court for hearing or reinstatement within six months of interim suspension date).
Miriam L. Hartman 259 AD2d 131	Censured	DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(8)(conduct adversely reflecting on fitness to practice law); DR 6-101(A)(3)(neglect); DR 9-102(A), (B) (failure to preserve identity of client funds); DR 9-102(E) (writing checks to cash).
Saul L. Eagle 259 AD2d 216	Resigned	22 NYCRR 603.11
Bruce S. Frank 695 NYS2d 91	Censured	DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(8)(conduct adversely reflecting on fitness to practice law); DR 2-110(A)(3) (failure to promptly return unearned fee); DR 6-101(A)(3) (neglect).
Richard A. Rehbock 696 NYS2d 133	Suspended 6 months	Serious crime – income tax evasion (26 USC §7201).
Aaron Gelbwaks 696 NYS2d 45	Disbarred	DR 1-102(A)(4)(dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(5)(conduct prejudicial to administration of

		justice); DR 1-102(A)(8)(conduct adversely reflecting on fitness to practice law); DR 5-101(A) (conflict of interest); DR 5-105(B) (multiple employment/conflict of interest); DR 7-102(A)(5), (6) (false statements, creating false evidence); DR 7-102(A)(7) (assisting client in fraudulent conduct).
Richard J. Cardali 695 NYS2d 571	Disbarred	Judiciary Law §90(4)(felony conviction – commercial bribing [Penal Law §180.03]).
Mark R. Rennie 696 NYS2d 444	Interim suspension	22 NYCRR 603.4(e)(1)(i)(willful failure to cooperate with committee’s investigation); 22 NYCRR 603.4(e)(1)(iii) (uncontested evidence of professional misconduct).
Ernest J. Miller 696 NYS2d 162	Interim suspension	Serious crimes – aggravated harassment (Penal Law §240.30(1); criminal contempt (Penal Law §215.50[3]).
Jesus M. Rivera-Arvelo 696 NYS2d 442	Interim suspension	22 NYCRR 603.4(e)(1)(iii) (uncontested evidence of professional misconduct).
Alan L. Weschler 696 NYS2d 814	Resigned	22 NYCRR 603.11
Jay A. Wallman 696 NYS2d 164	Interim suspension	22 NYCRR 603.4(e)(1)(iii) (uncontested evidence of professional misconduct, 603.4(iv) (willful failure to pay a judgment).
Terry J. Wolfgang 697 NYS2d 27	Disbarred	22 NYCRR 603.4(g)(failure to appear or apply in writing to committee or court for hearing or reinstatement within six months of interim suspension date).
Roger Levin	Suspended 3 years <i>nunc pro tunc</i> 7/18/96	
Marvin D. Yaker 697 NYS2d 29	Resigned	22 NYCRR 603.11
Stephen I. Munzer 697 NYS2d 49	Suspended 1 year	DR 1-102(A)(4)(dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(8)(conduct

			adverse practice ure to p: funds).	Michael A. Toler 258 AD2d 117
Charles E. Meaden 697 NYS2d 285	Censured	22 NYC cipline -		Bernard Dov Car 258 AD2d 174
Richard J. Kurtz 698 NYS2d 29	Disbarred	Judiciar convicti [18 USC §§175.3		Samuel Lazerowit 258 AD2d 218
Hartley T. Bernstein 698 NYS2d 222	Disbarred	Judiciar convicti §1621; s		Michael D. Bienst 259 AD2d 72
Charles M. Powell, Jr. 699 NYS2d 9	Interim suspension	22 NYC stantial 22 NYC (uncont fessiona		Eric Jay Piepes 295 AD2d 135
Stephen Yagman 698 NYS2d 224	Suspended 1 year	22 NYC cipline -		Setiri S. Sotiriou 259 AD2d 108
Lawrence A. Smith 698 NYS2d 223	Disbarred	Judiciar convicti [Penal I		Selwyn Karp
Harrison Chester Grant 698 NYS2d 223	Disbarred	22 NYC incapaci		Howard Francis M Carmine DeSantis
Roger A. Levy 698 NYS2d 233	Suspended 3 months	22 NYC cipline -		Abraham Rostoker
Edwin H. Hochberg 698 NYS2d 855	Resigned	22 NYC		Cyrus Wolf 260 AD2d 4
William M. Kirschner 699 NYS2d 399	Disbarred	Judiciar convicti Stat. 81 Law §1		Judah Dick
Mark I. Adelman 700 NYS2d 12	Interim suspension	22 NYC (uncont fessiona NYCRR failure t		Mark A. Baron
Jose M. Betancourt 699 NYS2d 416	Disbarred	Judicia: convicti nal Law nal Law		Keith M. Krasnove
Carla P. Rabinowitz	Interim suspension	22 NYC		Terrence Butler

(Ninth Judicial District)

Eugene C. Adams	Reinstatement denied	
Andrew C. Carlin 259 AD2d 98	Suspended 2 years	DR 1-102(A)(5), (8)(conduct prejudicial to administration of justice, conduct adversely reflecting on fitness to practice law); DR 6-101(A)(3)(neglect).
Ralph P. Cosentino 693 NYS2d 259	Disbarred (resigned)	DR 6-101(A)(3)(neglect); DR 1-102(A)(4)(conduct involving dishonesty, fraud, deceit or misrepresentation).
Frank T. D'Onofrio 693 NYS2d 802	Motion for leave to appeal denied	
Lance H. Falow 695 NYS 2d 584	Suspended 5 years	DR 1-102(A)(4), (5)(conduct involving dishonesty, fraud, deceit or misrepresentation; conduct prejudicial to administration of justice); DR 1-102(A)(8) (conduct adversely reflecting on fitness to practice); DR 5-101(A) (conflict of interest).
Michael S. Felman 259 AD2d 68	Suspended 2 years	Judiciary Law §90(4), 22 NYCRR 691.7(b)(serious crime – sharing fees with nonlawyers); DR 1-102(A)(1), (3), (4), (5), (8)(conduct prejudicial to administration of justice, violation of disciplinary rule, illegal conduct involving moral turpitude, conduct involving dishonesty, fraud, deceit or misrepresentation, conduct adversely reflecting on fitness to practice law); DR 3-102(A) (sharing fees with nonlawyer).
Robert E. Ferguson 259 AD2d 186	Suspended 1 year	DR 1-102(A)(8) (conduct adversely reflecting on fitness to practice law [failure to maintain duly constituted escrow account]); DR 9-102(A)(commingling); DR 9-102(E)(disbursing checks made payable to cash);DR 9-102(D)(8) (failure to maintain and produce required records).
Susan Goldsweig 252 AD2d 179	Disbarred (resigned)	DR 1-102(A)(3), (4), (5), (8) (conduct prejudicial to administration of justice, violation of disciplinary rule, conduct involving dishonesty, fraud, deceit or mis-

Lawrence J. Groskin 696 NYS2d 897	Disbarred (resigned)	representation, conduct adversely reflecting on fitness to practice law); DR 9-102(E) (disbursing checks made payable to cash); DR 9-102(D)(8)(failure to maintain and produce required records).
Shmuel Klein	Reinstatement denied	DR 1-102(A)(1), (3), (4), (5), (8) (conduct prejudicial to administration of justice, violation of disciplinary rule, conduct involving dishonesty, fraud, deceit or misrepresentation, conduct adversely reflecting on fitness to practice law); DR 9-102(E) (disbursing checks made payable to cash); DR 9-102(D)(8)(failure to maintain and produce required records).
Jeffrey M. Leben	Reinstatement denied with leave to renew	
Jeffrey E. Levine 252 AD2d 232	Disbarred (resigned)	DR 1-102(A)(4), (8)(conduct involving dishonesty, fraud, deceit or misrepresentation; conduct adversely reflecting on fitness to practice law [failure to properly administer escrow account]); DR 9-102(D)(8)(failure to maintain and produce required records).
David George Lewis 258 AD2d 213	Disbarred (resigned)	DR 1-102(A)(8)(conduct adversely reflecting on fitness to practice law [failure to maintain duly constituted escrow account]); DR 5-101(A)(conduct of interest); DR 5-103(A) (acquisition of interest in client's transaction); DR 7-101(A)(1) (failure to carry out client's lawful objectives); DR 9-102(A) (commingling); DR 9-102(E) (disbursing checks made payable to cash); DR 9-102(D)(8)(failure to maintain and produce required records).
Emmanuel Joseph Lobato 253 AD2d 77	Disbarred (resigned)	DR 1-102(A)(4), (5), (8) (conduct involving dishonesty, fraud, deceit or misrepresentation, conduct prejudicial to administration of justice, conduct adversely

		reflecting on fitness to practice law [conversion]); DR 6-101(A)(3)(neglect); DR 7-101(A)(1)(failure to seek client's lawful objectives).
John C. Lopes 259 AD2d 192	Disbarred (resigned)	DR 1-102(A)(5), (8)(conduct prejudicial to administration of justice, conduct adversely reflecting on fitness to practice law); DR 6-101(A)(3)(neglect).
Robert P. McGrath	Reinstated	
Thomas W. Maroney 259 AD2d 206	Disbarred	DR 1-102(A)(8)(conduct adversely reflecting on fitness to practice law based on conversion, breach of fiduciary duty, failure to maintain positive balance in escrow account, drawing checks against overdrawn escrow account, failure to keep and/or oversee keeping of escrow records).
Lisa Perl 697 NYS2d 352	Disbarred	Judiciary Law §90(4)(b) (felony conviction – DWI).
Robert J. Ponzini 259 AD2d 142	Disbarred (subsequently modified to 1 year suspension)	DR 1-102(A)(8)(conduct adversely reflecting on fitness to practice law based on conversion, breach of fiduciary duty, failure to maintain positive balance in escrow account, drawing checks against overdrawn escrow account, failure to keep and/or oversee keeping of escrow records).
Charles Lee Quaintance 255 AD2d 70	Disbarred (resigned)	DR 9-102(D)(8)(failure to maintain and produce required records, failure to account for escrow funds).
Lawrence S. Rabine 253 AD2d 144	Censured	DR 1-102(A)(8)(conduct adversely reflecting on fitness to practice law); DR 9-102(B)(2)(failure to maintain duly constituted escrow account); DR 9-102(D)(1), (2), (8)(failure to maintain and produce records of deposits, withdrawals, disbursements, and checks); DR 9-102(A)(failure to safeguard entrusted funds, conversion).

Kristina M. Rende 258 AD2d 124	Disbarred	Judiciary Law §90(4)(felony conviction – grand larceny, 2 nd degree).
Robert D. Schulman 252 AD2d 251	Disbarred (resigned)	Judiciary Law §90(4)(d), 22 NYCRR 691.7(b)(serious crime); DR 9-102(D)(8)(failure to maintain and produce required records).
Donna F. Sheidlower 253 AD2d 222	Censured	DR 1-102(A)(4)(conduct involving dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(8)(conduct adversely reflecting on fitness to practice law); DR 6-101(A)(3)(neglect).
Irwin B. Silverman	Reinstated	
Charles Compton Spain 697 NYS2d 691	Censured	Judiciary Law §90(4)(d), 22 NYCRR 691.7(b)(serious crime); DR 1-102(A)(5), (8)(conduct prejudicial to administration of justice, conduct adversely reflecting on fitness to practice law).
Robert W. Spencer 259 AD2d 218	Disbarred(subsequently modified to 1 year suspension)	DR 1-102(A)(8)(conduct adversely reflecting on fitness to practice law based on conversion, breach of fiduciary duty, failure to maintain positive balance in escrow account, drawing checks against overdrawn escrow account, failure to keep and/or oversee keeping of escrow records).
Donald Van Cook	Reinstatement denied	
Dorothy S. Vivas 259 AD2d 153	Suspended 2 years	DR 1-102(A)(4)(conduct involving dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(8)(conduct adversely reflecting on fitness to practice law).
Harry Waitzman	Reinstatement denied	
Donald M. Walsh 252 AD2d 327	Disbarred (resigned)	Judiciary Law §90(4)(f) (serious crime).

(Tenth Judicial District)

Kennety Ashley	Disbarred	Judiciary Law §90(4)(Federal felonies – wire fraud [18 USC §1343]; subornation of perjury [18 USC §1622]; conspiracy [18 USC §371]).
Murray Berger	Reinstated	
Seth Bykofsky 258 AD2d 196	Disbarred	Judiciary Law §90 (felony conviction – grand larceny 3 rd degree).
James W. Carter	Indefinite suspension	
Peter Citrin	Reinstatement denied	
Cornell D.M.J. Cornish	Federal disciplinary action	
Walter T. Darrah	Interim suspension	
Richard H. Davies 253 AD2d 243	Disbarred	DR 1-102(A)(4), (8)(conversion).
Alexander DeFrancis 258 AD2d 126	Disbarred	22 NYCRR 691.4(L)(1)(i) (failure to answer petition of charges).
Eugene P. Devany 694 NYS2d 746	Censured	22 NYCRR 691.2 (convicted of violation involving disorderly conduct and resisting arrest).
Myron Domsky	Reinstatement denied	
Alvin Dorfman	Interim suspension	
Robert G. Dubrow 694 NYS2d 767	Disbarred (resigned)	22 NYCRR 691.9 (failure to maintain client funds).
Valdas Duoba	Reinstatement denied	
Ethan E. Ellner 253 AD2d 103	Suspended 1 year	Judiciary Law §90(4)(Federal felony – tax evasion [26 USC §7201]).
Gary B. Franklin	Reinstatement denied	
William P. Geier	Interim suspension	
Steven S. Glaser 259 AD2d 37	Disbarred	Judiciary Law §90(4)(Federal felony – mail fraud [18 USC §371]).
Bruce Glubin	Reinstatement denied	
Robert H. Harris 694 NYS2d 678	Disbarred	DR 1-102(A)(2), (4), (8)(filing false and fraudulent documents);

		DR 2-106(A)(excessive fee); DR 9-102(C)(failure to promptly return escrow).
Robert H. Harris	Reargument denied	
Walter Hagerty 253 AD2d 262	Suspended 1 year	DR 1-102(A)(5), (8)(failure to cooperate); DR 6-101(A)(3) (neglect).
Julian Kaplan 258 AD2d 48	Disbarred	DR 1-102(A)(1), (4), (5), (8) (conversion).
Shahriar Kashanian	Disbarred (resigned)	22 NYCRR 691.9 (filing false and misleading closing statements with OCA).
Robert J. Katcher 693 NYS2d 118	Censured	Judiciary Law §90 (convicted of violation – computer tampering [Penal Law §156.20]).
Brent J. Kaufman 1999 App. Div. Lexis 13225	Disbarred (resigned)	22 NYCRR 691.9 (Federal felony – filing false claim [18 USC §152(4)]).
Peter Kramer	Interim suspension	
George E. Lasch 258 AD2d 177	Suspended 3 years	DR 9-102 (conversion); DR 1-102 (A)(5), (8)(failure to cooperate); DR 6-101(A)(3)(neglect).
Michael M. Laufer 694 NYS2d 118	Censured	Judiciary Law §90 (convicted of violation – computer tampering [Penal Law §156.20]).
Mark W. Lewis	Reinstated	
James Lysaght	Interim suspension	
Robert F. Malerba 699 NYS2d 448	Disbarred	Judiciary Law §90(4)(Federal felony – mail fraud [18 USC §371]).
Marshall F. Massa 253 AD2d 70	Disbarred	22 NYCRR 691.3 (reciprocal discipline).
Timothy S. McCulley 253 AD2d 314	Suspended 1 year	DR 1-102(A)(5), (8)(failure to cooperate); DR 6-101(A)(3) (neglect); Judiciary Law §468-a (failure to re-register).
James A. McGinnis	Interim suspension	
Daryl C. McNicholas 257 AD2d 236	Disbarred	Failure to answer petition of charges re conviction of petit larceny (Penal Law §155.25)].

Jules M. Mencher	Reinstatement denied	
Jules M. Mencher	Reinstated	
Peter Paul Mendel 259 AD2d 4	Disbarred	Judiciary Law §468-a (failure to re-register with OCA).
Mark J. Morganstern	Disbarred	DR 6-101(A)(3)(neglect); DR 6-101(A)(1)(incompetent representation); DR 1-102(A)(5), (8) (failure to cooperate); DR 2-106(C)(3)(non-refundable retainer); DR 7-102(A)(5)(false statements to client); 22 NYCRR 691.26 (failure to file judicial retainer statement).
Lawrence J. Mullan	Interim suspension	
Lawrence J. Mullan 694 NYS2d 745	Disbarred	22 NYCRR 691.4(L)(1)(i)(failure to cooperate; default in responding to petition of charges).
Dennis J. Pappas 253 AD2d 96	Disbarred	Judiciary Law §90(4)(Federal felony – racketeering [18 USC §1962]).
Theodore Pederson	Indefinite suspension	
Robert J. Pellicane 252 AD2d 341	Disbarred	Judiciary Law §90(4)(felony conviction – grand larceny 3 rd degree).
Joseph M. Reynolds]698 NYS2d 48	Disbarred	Judiciary Law §90 (felony conviction – commercial bribery 1 st degree [Penal Law §180.03]).
Robert J. Sherman 257 AD2d 312	Disbarred (resigned)	DR 1-102(A)(5), (8) (failure to cooperate); DR 6-101(A)(3) (neglect); failure to make refund.
Robert M. Spilkey	Interim suspension	
Ferne Steckler 257 AD2d 93	Suspended 5 years	DR 1-102(A)(8)(failure to communicate with clients); DR 1-102(A)(5), (8)(failure to cooperate); DR 2-106(C)(2)(b)(failure to pay arbitration award); 22 NYCRR 1400.2 (failure to comply with matrimonial rules).
Ronald Steinkritz 1999 App. Div. Lexis 13242	Disbarred	Judiciary Law §90(4)(Federal felony conviction – conspiracy to defraud the IRS [18 USC §371]).
Carrie Sutherland	Indefinite suspension	

Sheldon J. Turtletaub 258 AD2d 162	Disbarred	DR 9-102(A), (D)(conversion).
Glenn O. Vickers	Reinstatement denied	
Thomas J. Vaughn 1999 App. Div. Lexis 12886	Disbarred (resigned)	Judiciary Law §90(4)(Federal felony – conspiracy to defraud financial institution [18 USC §371]).
Gary Westfal	Disbarred (resigned)	DR 6-101(A)(3)(neglect); DR 1-102(A)(5), (8)(failure to re-register, failure to cooperate).

THIRD DEPARTMENT

Attorneys in violation of Judiciary Law §468-a	Indefinite suspensions	Judiciary Law §468-a, 22 NYCRR part 118 (167 attorneys suspended until further order of the court for failure to file registration statement and pay fee).
John H. Babigian	Reinstatement denied	
Edward Boncek	Disbarred (resigned)	Judiciary Law §90(4)(f)(serious crime – offering false instrument for filing [Penal Law §175.30]).
Derek E. Brooks	Disbarred	22 NYCRR 806.19 (reciprocal discipline – New Jersey).
Jeffrey T. Canale	Disbarred	Judiciary Law §90(4)(e)(felony conviction – attempted criminal possession of forged instrument, 2 nd degree [Penal Law §107.25]).
Andrew F. Capoccia	Application for waiver of confidentiality of disciplinary proceeding granted.	
James F. Carney	Indefinite suspension	22 NYCRR 806.19 (reciprocal discipline – New Jersey).
Benjamin V.R. Conlon 260 AD2d 794	Disbarred	DR 1-102(A)(4), (5), (8), DR 7-102(A)(1), (2), (5), (8)(taking action on behalf of client when it was obvious that such action served merely to harass or maliciously injure another; knowingly advancing claim unwarranted under existing law; engaging in unlawful conduct; violating disciplinary rules; engaging in conduct involving dishonesty, fraud,

		deceit or misrepresentation; engaging in conduct prejudicial to administration of justice; engaging in conduct adversely reflecting on fitness to practice law).
Benjamin V.R. Conlon	Motion for reconsideration and leave to appeal to Court of Appeals denied.	
Benjamin V.R. Conlon	Leave denied by Court of Appeals.	
Richard E. Doling	Conditional order of suspension	Stay contained in 254 AD2d 620 vacated and suspension imposed effective 60 days from date of order, unless respondent documents to court and petitioner within that period that he has refunded \$4,000 to clients who requested \$5,000 refund.
Richard A. Dudley, Jr.	Suspended 1 year, stayed	DR 6-101(A)(3)(neglect); DR 1-102(A)(5), (8), DR 9-102 (advancing commissions and fees to self without court approval); DR 1-102(A)(5), (8)(failure to cooperate with committee). Suspension stayed upon condition respondent not be subject of further disciplinary proceeding or application by committee. May apply for termination of suspension after 1 year upon proof he has taken and passed the Multistate Professional Responsibility Examination.
Charles H. Essepian	Censured	DR 1-102(A)(5), (8), 6-101(A)(3) (neglect); DR 6-101(A)(1), (2) (failure to act competently); DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(5), 9-102(C), (D)(failure to maintain records to preserve identity of fund).
James C. Farrington 257 AD2d 914	Indefinite suspension	22 NYCRR 806.4(b)(failure to comply with subpoena duces tecum).
Robert S. Gaiman	Interim suspension	Judiciary Law §90(4)(f) (serious crime – aiding in filing of false income tax return [26 USC §7206(2)]).

Robert S. Gaiman	Suspended 3 months, retroactive to 6/7/99; reinstated	Judiciary Law §90(4)(g)(serious crime - aiding in filing of false income tax return [18 USC §7206]).
Martin A. Gendel 260 Ad2d 796	Disbarred	22 NYCRR 806.19 (reciprocal discipline – New Jersey).
Thomas W. Griffin	Indefinite suspension	Suspension pending compliance with order directing appearance and production of records.
Harry R. Hayes. III	Stayed suspension terminated	Conditions of stayed suspension met; see 238 AD2d 668.
Arnold E. Hurtault	Indefinite suspension	DR 1-102(A)(5), (8), Judiciary Law §468-a, 22 NYCRR part 118 (failure to file registration statement and pay fee; failure to cooperate).
Alan P. Joseph 259 AD2d 945	Reinstated	
Susan Keiser	Censured	DR 1-102(A)(5), 2-106(A) (excessive fee). Respondent directed to return all fees paid in excess of \$7,500 and reimburse client \$4,980 for attorney's fees incurred in defending respondent's lawsuit.
Gerald D. Kramer	Suspended 2 years	DR 1-102(A)(4), (5), (8) (attempting to mislead client and petitioner); DR 6-101(A)(3) (neglect); DR 1-102(A)(5), (8)(failure to respond to communications from clients).
Gerald D. Kramer	Motion for permission to appeal denied; permission for stay denied; motion to Court of Appeals denied	
Edward Leshaw	Appeal to Court of Appeals dismissed	
William K. Maney	Disbarred	Judiciary Law §90(4)(a), (e) (convicted of grand larceny, 4 th degree [Penal Law §155.30]).
Melvin M. Marin	Motion for leave to appeal to Court of Appeals denied	
Norman J. Mordkofsky	Leave to appeal to Court of Appeals dismissed	

Donald I. Orseck	Suspended 18 months	DR 1-102(A)(5), 5-104(A)(conflict of interest); DR 1-102(A)(5), (8), 9-102 (conversion, commingling, not withdrawing legal fees within a reasonable period of time after they were earned, issuing a check from escrow account against insufficient funds); DR 9-102(B)(2)(failure to properly title escrow account); DR 1-102(A)(4), (5), (8), 9-102 (converting fund in escrow against which NYS Insurance Fund had issued a lien).
Gerald Orseck	Censured	DR 1-104(D)(2)(responsibility for misconduct of partner).
Vincent D. Paragano	Suspended 6 months	22 NYCRR 806.19 (reciprocal discipline – New Jersey).
Joanne E. Robinson	Suspended 3 months	22 NYCRR 806.19 (reciprocal discipline – New Jersey).
Richard C. Roemmelt 259 AD2d 769	Interim suspension	Judiciary Law §90(4)(d), (f) (serious crime – knowingly filing false tax return [26 USC §7206]).
Richard C. Roemmelt	Suspension for period of time coterminous with Federal probationary period	Judiciary Law §90(4)(d), (f) (serious crime – knowingly filing false tax return [26 USC §7206]).
Liang-Houh Shieh	Motion to vacate prior order denied	
Ronald J. Slocum	Indefinite suspension	22 NYCRR 806.4(b)(failure to comply with subpoena duces tecum.
Thomas R. Snow	Reinstated upon conditions	Practice limited to employment as attorney for New York State until further order of court; copies of future biennial registration statements to be submitted to petitioner; take and pass the Multistate Professional Responsibility Examination and report compliance with 22 NYCRR 806.12(b).
William P. Sullivan, Jr.	Extension of 2 year stayed suspension to 3 years	DR 1-102(A)(5), 5-104(A)(conflict of interest in loan transaction with client).
Howard S. Weiss	Disbarred	22 NYCRR 806.19 (reciprocal dis-

261 AD2d 708

Dixon S. Welt
259 AD2d 833

Censured

cipline – New Jersey).

DR 6-101(A)(3)(neglect); DR 1-102(A)(4), (5), (8)(attempting to mislead and deceive client); DR 2-110(A)(2)(failure to forward client's file upon discharge); DR 1-102(A)(4), (5), (8)(attempting to mislead petitioner).

FOURTH DEPARTMENT

(Fifth Judicial District)

William F. Carrigan, Jr.

Interim suspension

Default in filing answer, failure to appear.

Ruth F. Rosenberg
259 AD2d 976

Interim suspension

William F. Carrigan, Jr.

Indefinite suspension

Default; unexcused failure to appear or answer petition.

Douglas R. Hawkins
257 AD2d 266

Suspended 6 months

DR 1-102(A)(4)(conduct involving dishonesty); DR 1-102 (A)(8) (conduct adversely reflecting on fitness to practice law); DR 9-102 (A)(commingling); DR 9-102(B) (failure to identify, preserve and maintain separate accounts); DR 9-102(C)(3) (failure to maintain complete records of client funds); DR 9-102 (C)(4)(failure to promptly pay client when requested); DR 9-102 (D)(1)(failure to maintain required records); DR 9-102(E) (withdrawals made payable to cash).

Douglas R. Hawkins
700 NYS2d 780

Reinstated

(Seventh Judicial District)

Carl J. Schwartz, Jr.
252 AD2d 254

Censured

Judiciary Law §90(4) (misdemeanor conviction – Penal Law §§260.10[1], 110.55); DR 1-102(A) (3)(conduct involving moral turpitude); DR 1-102(A)(4) (conduct involving dishonesty, fraud, deceit or misrepresentation); DR 1-102(A) (8)(conduct adversely re-

		flecting on fitness to practice).
Michael P. Couture 258 AD2d 973	Interim suspension	Judiciary Law §90(4)(felony conviction – Colorado Rev. Stat. 18-4-102).
Michael P. Couture	Suspension extended to 3/26/2000	Judiciary Law §90(4)(felony conviction – Colorado Rev. Stat. 18-4-102).
H. Paul Doucette, Jr. 696 NYS2d 717	Reinstated	
Robert M. Tyle 700 NYS2d 411	Suspended 1 year	DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(8)(conduct adversely reflecting on fitness to practice law); DR 6-101(A)(3) (neglect).
Kenneth L. Bennett 2000 WL 178129	Interim suspension	Default in answering, failure to appear.
Donald F. Lamutis 700 NYS2d 779	Interim suspension	22 NYCRR 102.19(f)(2).
Stewart D. Moot 700 NYS2d 780	Disbarred (resigned)	Resigned under investigation.

(Eighth Judicial District)

Leonard F. Walentynowicz 253 AD2d 150	Censured	DR 1-102(A)(4)(conduct involving misrepresentation); DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 2-110(A)(8)(conduct adversely reflecting on fitness to practice law); DR 6-101(A)(3)(neglect); DR 6-102(A)(settling malpractice claim with unrepresented client without advising client that independent representation is appropriate); DR 7-101(A)(3) (prejudicing or damaging client during course of professional relationship).
Norman A. LeBlanc, Jr. 258 AD2d 973	Reinstated	
Nicholas J. Sargent 259 AD2d 976	Reinstated	

John T. Bertell 253 AD2d 156	Censured	DR 1-102(A)(4)(conduct constituting dishonesty); DR 1-102(A)(8)(conduct adversely reflecting on fitness to practice law); DR 9-102(B)(1)(failure to maintain, preserve and identify funds belonging to client, thereby converting them to other uses).
Steven D. Wisniewski 259 AD2d 976	Indefinite suspension	
Edward J. Dinki 253 AD2d 154	Censured	Respondent admitted material allegations of petition charging professional misconduct.
Thomas J. Morehouse 253 AD2d 152	Suspended 6 months	Judiciary Law §468-a, 22 NYCRR 118.1 (failure to register as attorney and pay registration fee).
Michael J. Cleary 257 AD2d 107	Disbarred	DR 1-102(A)(4)(conduct involving dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(8)(conduct adversely reflecting on fitness to practice law); DR 6-101(A)(3)(neglect); DR 7-106(A)(disregarding ruling of tribunal made in the course of a proceeding); DR 9-102(A) (commingling); DR 9-102(B)(1) (failure to maintain client funds in separate account); DR 9-102(C) (3) (failure to maintain complete records of funds, securities and other property of clients or third person and render accounts regarding them); DR 9-102(C)(4) (failure to pay promptly funds client is entitled to receive); DR 9-102(D)(1)(failure to maintain required records of bank accounts); DR 9-102(E) (withdrawals made payable to cash).
Mark D. Deinhart 261 AD2d 972	Disbarred	Judiciary Law §90(4)(felony conviction -- Penal Law §155.31[1]).
Jerry A. Session 261 AD2d 972	Reinstated	
Jopseh M. Cox 259 AD2d 45	Censured	DR 1-102(A)(8)(conduct adversely reflecting on fitness to practice law); DR 6-101(A)(3) (neglect); DR 9-102(A) (commin-

		gling); DR 9-102(B)(1)(failure to preserve and identify client funds, converting client funds); DR 9-102(B)(2)(failure to properly identify attorney trust account, checks and deposit slips); DR 9-102(C)(3)(failure to render appropriate accounting of trust funds); DR 9-102(C)(4)(failure to promptly pay funds to third party entitled to receive them); DR 9-102(D)(failure to maintain complete and accurate records of client funds and transactions); DR 9-102(E)(checks made payable to cash).
Thomas H. McKelvey 259 AD2d 66	Censured	DR 1-102(A)(8)(conduct adversely reflecting on fitness to practice); DR 9-102(A) (commingling); DR 9-102(B) (failure to identify and preserve client funds, converting client funds); DR 9-102(D)(failure to maintain complete and accurate records of client funds and transactions); DR 9-102(E)(checks made payable to cash).
Steven D. Wisniewski 263 AD2d 969	Disbarred; restitution ordered	Resigned pending disciplinary proceedings.
Drew V. Tidwell 700 NYS2d 411	Disbarred	Judiciary Law §90(4)(conviction – Vehicle and Traffic Law §600[2][a]).
Francis W. Tesseyman, Jr. 698 NYS2d 386	Suspended 2 years	DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 6-101(A)(3)(neglect); DR 9-102(A), (B)(1)(2), (C)(3)(4), (D)(1), (E), (H)(allowing balance in trust account to fall below amount that should have been maintained on clients' behalf; issued checks on behalf of clients from other clients' funds; deposited personal funds into trust account; made unauthorized electronic transfers of clients' funds; failed to keep required records).
James Fronk 700 NYS2d 780	Resinstated	

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and
Departmental and District
Grievance Committees**

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Nancy A. Bolger, Assistant Counsel
Chris G. McDonough, Assistant Counsel
Dianne M. Saccone, Assistant Counsel
Catherine A. Sheridan, Assistant Counsel

THIRD DEPARTMENT

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A.E. Smith Building, 22nd Floor
P.O. Box 7013, Capitol Station Annex
Albany, NY 12225
(518) 474-8816

Edward A. Trini, Assistant Counsel
Elizabeth A. Grabowski, Assistant Counsel
Stacey J. Sharpelletti, Assistant Counsel
Mitchell Borkowsky, Assistant Counsel
Guy B. Soden, Investigator
Christopher Kern, Investigator
Barbara Maniscalco, Secretary
Joan M. Pace, Secretary
Elizabeth Vanderhoef, Secretary
Kathleen A. Gress, Secretary
Noreen Johnston, Secretary
Kerry Lopez, Secretary

Mark S. Ochs, Chief Attorney
Michael Philip, Jr., Deputy Chief Counsel
Michael G. Gaynor, Staff Attorney
Michael K. Creaser, Staff Attorney
Geoffrey E. Major, Staff Attorney
Steven D. Zayas, Staff Attorney
Joseph L. Legnard, Investigator
Vincent M. Tepedino, Investigator

FOURTH DEPARTMENT

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

Grievance Comm. for the 7th Judicial District
50 East Avenue, Suite 404
Rochester, NY 14604
(716) 530-3180

Grievance Comm. for the 8th Judicial District
295 Main Street, Room 1036
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(716) 858-1190

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Sheryl M. Crankshaw, Investigator
M. Susan Roland, Secretary
Christine E. Angell, Secretary

Gerard M. LaRusso, Chief Counsel
Daniel A. Drake, Principal Counsel
Andrea E. Tomaino, Associate Counsel
Stephanie K. Serikstad, Asst. Court Analyst
Alana D. Williams, Secretary

Gerard M. LaRusso, Chief Counsel
Vincent L. Scarsella, Principal Counsel
Roderick Quebral, Associate Counsel
Margaret C. Callanan, Associate Counsel
Colleen P. Dietrich, Associate Counsel
Joanne Walsh, Investigator
William P. Zenosky, Investigator
Mary E. Davis, Investigator
Virginia Pawlik, Asst. Court Analyst
Kathleen E. Caprio, Secretary
Kathleen E. Pierce, Secretary
Anna M. Hunt, Secretary
Brian L. Marshall, Princ. App. Office Asst.

Departmental and District Grievance Committees

FIRST DEPARTMENT

Departmental Disciplinary Committee

Denis McInerney, Chair	Bruce A. Green	Howard S. Stein*
Gardner Botsford*	Telesforo Del Valle, Jr.	Jopseh M. Irom
P. Kevin Castel	Abraham Galfunt*	Patricia Hatry
Martin R. Gold	Reuben Samuel	Beverly Folasade Sowande
Joanne Sidener Johnson*	John L. Warden	Arthur Reis, Jr.*
Stephen R. Kaye	Charles L. Brieant, III	Beatrice S. Frank
Mercedes A. Nesfield*	John E. Brigandi	Lisa E. Davis
Stephen L. Weiner	Patricia Handal*	Rosalind S. Fink
Haliburton Fales, 2d, Sp. Counsel	Justin N. Feldman	Steven B. Shapiro
Thomas B. Galligan, Sp. Counsel	Christopher E. Chang	Charles A. Gibson*
Roy L. Reardon, Sp. Counsel	Lorraine Coyle	Otto Obermaier
Richard J. Holwell	Robert L. Haig	Sharlus E. Dorkey, III
Jerold J. Benavie	Brian M. Cogan	Oliver A. Smith
Marian E. Silber	Michael A. Lacher	Alfred G. Gerosa*
Susan Welsher*	Ada Meloy	
Steven C. Krane	Charles G. Moerdler	
Elinore B. Klein	Pamela A. Liapakis	
Casimir C. Patrick, II	Arthur Richenthal	
Walter A. Wichern, M.D.*	Lawrence D. McGovern	

SECOND DEPARTMENT

Grievance Committee for the 2nd & 11th Judicial Districts

Mark A. Longo, Chair	Lawrence F. DiGiovanna
Anthony P. Barone	David Doyaga
Robert A. Bohner	Linda Fedrizzi
Rose Ann C. Branda	Israel Goldberg
Fred Blue	Bryan Fielder Levinson
Maurice Chayt	George J. Nashak, Jr.
Jeffrey L. Cohen*	Dennis Shields*
James W. Crowley*	George A. Sieghardt
Victoria Delgado*	James Slattery
John V. DiBlasi	Muriel D. Wanderman

Grievance Committee for the 9th Judicial District

Mary F. Kelly, Chair	Wesley L. Jordan*
Dorothy Allen*	Joseph P. McGlenn
William D. Bavoso	James H. Mellion
Isabel L. Becker	Mark J. Metzger
Paul B. Bergins	Camille Failla Murphy*
Richard R. Duvall	Sheila O'Donnell
Minna J. Edelman	Ellen B. O'Han-Murphy*
Richard Greenblatt	Luis Andrew Penichet
H. Glen Hall	Joseph L. Spiegel
Eric Lamar Harris	Alan Steiner

Grievance Committee for the 10th Judicial District

David H. Besso, Chair
Julia Ryan Christ
Peter R. DeFilippi
Donna England
Gustave Fishel, III
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Gregory H. Hammill
Frank I. Isler
John L. Juliano

Victor Levin
William F. Levine
Greta M. Rainsford*
Merton L. Reichler*
Edward T. Robinson
Douglas R. Rothkopf
David S.J. Rubin
Vanessa M. Sheehan
John J. Toomey, Jr.
Owen B. Walsh

THIRD DEPARTMENT

Committee on Professional Standards

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Eli B. Basch
Joyce M. Galante
Amparo Acosta de Gazzera*
Jeanne M. Kane*
Joseph H. Pond
Louis-Jack Pozner
Peter H. Saidel*
Charles H. Schaefer
Thomas J. Walsh

Jennifer A. Jensen
Charles J. Nicasastro
Kevin L. Peryer
Mark M. Rider
Richard D. Wickerham
Paul F. Eaton, Jr.
David M. Gouldin
James A. Haynes, Jr.
Cynthia S. Hutchinson
Dennis K. McDermott
Nelson E. Roth

FOURTH DEPARTMENT

Grievance Committee for the 5th Judicial District

Patrick L. Evans, Chair
Keith Bowers
Alan S. Burstein
Patrick M. Connors
William F. Dowling
Elizabeth B. Dugan*
James F. Dwyer
Roscoe A. Eisenhower Jr.
G. Gerald Fiesinger
Harlan B. Gingold

Frank J. Giruzzi
Bartle J. Gorman
David H. Hawthorne
C. Earl Ledden
Edward Z. Menken
Edgar S.K. Merrell 3rd
Brian M. Miga
Mary Pat Oliker*
Paul L. Pileckas
M. Catherine Richardson
Philip C. Stein*

Grievance Committee for the 7th Judicial District

James T. Townsend, Chair
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Lynn M. Carleton*
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Michael C. Dwyer
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Douglas Jones
John J. Kelley
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Dianne S. Lovejoy
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Edwin C. Perego*
Gregory J. Power
Peter T. Rodgers
Charles E. Shaffer
Elisabeth Toole
Judy A. Toyer
Patricia O. Vazzana
Dale R. Yates

Grievance Committee for the 8th Judicial District

Catherine T. Wettlaufer, Chair
Richard G. Berger
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W. Douglas Call
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Jeffrey E. Erickson
Leslie J. Haggstrom
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Judy L. Johnson -Granat
Dan D. Kohane

Joseph V. McCarthy
Thomas M. O'Donnell
Jeffrey G. Passafaro
Jay N. Rosenthal
John R. Samelson
Victoria J. Saxon
David C. Schubel
Susan Villiers*
Robert Zabel*
Nelson Zakia

* Non-lawyer

**Attorney Discipline Budget
Appropriations
(Fiscal 1999-2000) and
Salaries of Disciplinary Staff
(February 2000)**

FIRST DEPARTMENT

Title	Grade	2/00 Salary
Chief Attorney	NS	\$102,173
Principal Attorney	530	73,181
Principal Attorney	530	91,477
Principal Attorney	530	91,477
Principal Attorney	530	70,435
Associate Attorney	528	80,083
Associate Attorney	528	73,678
Associate Attorney	528	59,945
Associate Attorney	528	74,143
Associate Attorney	528	81,551
Associate Attorney	528	81,228
Associate Attorney	528	71,368
Associate Attorney	528	71,368
Associate Attorney	528	66,260
Associate Attorney	528	36,610
Senior Attorney	526	53,737
Senior Attorney	526	53,737
Attorney	523	45,627
Sr. LAN Administrator	523	50,837
Principal Court Analyst	523	58,832
Principal Court Analyst	523	58,458
Sr. Court Analyst	521	50,705
Sr. App. Court Asst.	521	55,352
Court Analyst	518	39,190
Court Analyst	518	47,507
Court Analyst	518	47,507
Court Analyst	518	42,506
Court Analyst	518	39,089
Court Analyst	518	36,283
Administrative Secretary	517	35,084
Asst. Court Analyst	516	32,396
Asst. Court Analyst	516	33,670
Asst. Court Analyst	516	41,312
Asst. Court Analyst	516	40,038
Law Stenographer	514	39,402
Law Stenographer	514	33,572
Law Stenographer	514	38,236
Law Stenographer	514	30,074
Secretary	514	38,236
Secretary	514	31,240
Secretary	514	31,656
Prin. App. Office Asst.	513	29,018
Sr. Office Asst.	508	23,405
1999-2000 Appropriations:		
Personal Service		\$2,472,806
Nonpersonal Service		<u>476,185</u>
Total:		\$2,948,991

SECOND DEPARTMENT

Title	Grade	2/00 Salary
(Second and Eleventh Judicial Districts)		
Chief Attorney	NS	\$101,000
Dep. Chief Attorney	532	94,067
Principal Attorney	530	81,228
Principal Attorney	531	81,551
Principal Attorney	531	81,551
Associate Attorney	528	63,048
Associate Attorney	528	61,018
Senior Attorney	526	53,737
Principal PC Analyst	523	47,498
Sr. Court Analyst	521	40,961
Court Analyst	518	37,686
Court Analyst	518	36,283
Asst. Court Analyst	516	42,588
Asst. Court Analyst	516	31,122
Secretary	514	27,742
Jr. Court Analyst	512	34,252
1999-2000 Appropriations:		
Personal Service		\$1,018,335
Nonpersonal Service		<u>267,500</u>
Total:		\$1,285,835
(Ninth Judicial District)		
Chief Attorney	532	\$98,857
Dep. Chief Attorney	532	74,415
Principal Attorney	531	81,551
Principal Attorney	531	70,435
Associate Attorney	528	71,168
Associate Attorney	528	59,945
Associate Attorney	527	59,945
Sr. Attorney	526	53,737
Sr. Court Analyst	521	50,705
Sr. Court Analyst	521	40,961
Asst. Court Analyst	516	42,588
Secretary	514	19,701
Secretary	514	19,701
Secretary	514	32,406
Secretary	514	39,571
1999-2000 Appropriations:		
Personal Service		\$887,161
Nonpersonal Service		<u>409,450</u>
Total:		\$1,296,611

SECOND DEPARTMENT

Title	Grade	2/00 Salary
(Tenth Judicial District)		
Chief Attorney	NS	\$96,552
Dep. Chief Attorney	532	86,299
Principal Attorney	531	40,614
Principal Attorney	531	70,435
Principal Attorney	531	75,825
Principal Attorney	531	80,637
Principal Attorney	531	70,435
Associate Attorney	528	59,945
Senior Attorney	526	53,737
Attorney	523	45,627
Sr. Court Analyst	521	44,528
Sr. Court Analyst	521	50,705
Asst. Court Analyst	516	40,784
Asst. Court Analyst	516	36,012
Law Stenographer	514	34,445
Law Stenographer	514	31,240
Law Stenographer	514	39,402

1999-2000 Appropriations:

Personal Service	\$1,087,568
Nonpersonal Service	<u>393,400</u>

Total: \$1,480,968

THIRD DEPARTMENT

Title	Grade	2/00 Salary
Chief Attorney	NS	\$98,515
Dep. Chief Attorney	32	91,184
Associate Attorney	28	57,737
Senior Attorney	26	54,427
Senior Attorney	26	53,737
Attorney	23	45,627
Princ. Court Analyst	23	58,162
Sr. Court Analyst	21	52,221
Asst. Court Analyst	16	41,060
Court Analyst	18	35,227
Secretary	14	38,512
Secretary	14	34,961
Secretary	14	31,990
Secretary	14	29,663

1999-2000 Appropriations:

Personal Service	\$765,781
Nonpersonal Service	<u>101,830</u>

Total: \$867,611

FOURTH DEPARTMENT

Title	Grade	2/00 Salary
Chief Attorney	NS	\$98,515
Principal Attorney	31	91,477
Principal Attorney	31	91,477
Principal Attorney	31	80,423
Associate Attorney	27	75,228
Associate Attorney	27	69,432
Associate Attorney	27	66,852
Associate Attorney	27	71,537
Sr. Court Analyst	21	50,953
Sr. Court Analyst	21	50,953
Sr. Court Analyst	21	50,705
Sr. Court Analyst	21	51,138
Court Analyst	18	34,880
Asst. Court Analyst	16	42,588
Asst. Court Analyst	16	37,643
Secretary	14	38,236
Secretary	14	37,204
Secretary	14	34,180
Secretary	14	31,240
Secretary	14	31,891

1999-2000 Appropriations:

Personal Service	\$1,122,448
Nonpersonal Service	<u>337,782</u>

Total: \$1,460,230