

In Memoriam



Robert J. Saltzman, Esq.

The Committee on Professional Discipline mourns the loss of Robert J. Saltzman, Esq., a longtime member of the Committee who passed away unexpectedly in May 2010.

Bob not only served on the Professional Discipline Committee, he also served on the Special Committee on Disaster Planning of the New York State Bar Association and was instrumental in drafting the Mass Disaster Rule, now Rule 7.3(E), of the New York Rules of Professional Conduct. Following adoption of the Mass Disaster Rule, Bob was a member of the NYSBA Committee on Mass Disaster Response from 1997 until his death, serving as Vice Chair from 1999 to 2002, and as Chair from 2002 to 2009. Bob's additional contributions to the NYSBA included his membership on the Task Force on Lawyer Advertising, which advised on, and recommended passage of, new advertising rules for the profession, and the Committee on Legal Education and Admission to the Bar. Bob also served as Chair of the General Practice Section's Regulation of the Profession Committee.

Bob's devotion to improving the profession was evident in his longtime work as counsel to the Grievance Committee for the Second, Eleventh and Thirteenth Judicial Districts, including approximately 10 years as Deputy Chief Counsel, as well as his remarkable contributions to this Bar Association; the American Bar Association; and the National Organization of Bar Counsel, of which he was a past president. For his wise judgment and counsel, and his great personal concern for friends and colleagues, Bob will be forever missed.

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January 1 – December 31, 2008

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INTRODUCTION

This is a report on lawyer discipline in New York State for the years 2008 and 2009. Each section of the 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 2008 and 2009 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." Oth-

erwise, 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 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. 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 association. 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 com-

plaints" 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 2008 and 2009. 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 divid-

ed 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 of the State's eight official agencies of discipline. It 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. An Appendix sets forth the disciplinary budget appropriations for fiscal 2008 and 2009 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 14,000 complaints were processed in each year.

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

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Disciplinary Statistics 2008 Tables

Table 1
Appellate Division
January 1, 2008-December 31, 2008

	1 st Dept.	2 nd Dept.	3 rd Dept.	4 th Dept.	Total
I. MATTERS PROCESSED:¹					
Pending at start of period	1039	2522	711	747	5019
New matters received ²	4026 ³	6292	1664	2674	14656
Matters disposed of	3798	5972	1735	2898	14403
Pending at end of period	1267	2842	640	523	5272
II. COMMITTEE DISPOSITIONS:					
Rejected for failing to state complaint	525	2806	962	1263	5556
Referred to other agencies ⁴	433	1127	139	136	1835
Dismissed or withdrawn	1919	1168	306	842	4235
Dismissed through mediation	9	43	0	0	52
Letters of caution (education)	N/A	267	59	281	607
Letters of admonition	60	182	36	106	384
Admonition or reprimand	3	3	30	0	36
Referred to court	849	257	203	270	1579
Other	0	119	0	0	119
III. CASES PROCESSED IN COURTS⁵					
Cases pending at start of period	22	156	42	21	241
Cases received	119	288	206	215	828
CASES CLOSED					
Disbarred	21	26	18	4	69
Resigned	8	18	0	1	27
Suspended	22	29	23	161 ⁶	235
Censured	2	12	11	8	33
Privately censured	2	0	0	0	2
Remanded to grievance committee	9	10	0	4	23
Discontinued	2	3	0	0	5
Dismissed	1	0	0	1	2
Reinstatements granted	8	18	15	4	45
Reinstatements denied	8	5	4	0	17
Non-Disciplinary Resignations	0	36	66	21	123
Other	31	73	74	5	183
TOTAL CLOSED:	114	230	217	209	764
TOTAL PENDING:	27	214	37	27	305

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

² Includes complaints received and old matters reactivated.

³ Includes 693 attorneys suspended for nonpayment of registration fees; also included in totals of cases/matters.

⁴ Includes matters referred to other disciplinary committees and to other agencies.

⁵ "Cases" refers to the number of attorneys, not complaints.

⁶ Includes 143 attorneys who were suspended as a result of registration delinquencies.

Table 2

	New Matters*	Matters Closed*	Disciplinary Action by Committee	Disciplinary Action by Court
1st Department				
1998	4797	5087	100	91
1999	4143	3742	76	92
2000	3004	2870	63	65
2001	2987	2587	55	57
2002	3123	3785	134	55
2003	3133	3218	88	63
2004	3205	3313	102	63
2005	2994	3002	78	63
2006	3939	4058	90	65
2007	3140	3212	87	79
2008	3593	3365	63	55
2nd Department				
1998	4712	5306	662	106
1999	4557	4759	518	107
2000	4032	4287	395	107
2001	4519	4650	404	97
2002	4981	4944	458	98
2003	5928	5357	445	85
2004	4776	5044	425	78
2005	6563	6010	462	97
2006	5199	5090	407	90
2007	4251	4826	430	92
2008	5165	4845	452	85
3rd Department				
1998	1795	1600	173	36
1999	1792	1602	172	28
2000	1588	1673	239	41
2001	1846	1548	223	42
2002	1930	1559	186	30
2003	1579	1608	141	28
2004	1610	1500	88	29
2005	1688	1659	136	29
2006	1566	2468	91	25
2007	1577	1483	97	10
2008	1525	1596	101	52

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

4th Department

1997	2262	1967	196	18
1998	2224	2208	200	19
1999	2078	2084	222	17
2000	2077	2112	221	23
2001	2206	2100	283	33
2002	2082	2084	316	26
2003	2125	2059	235	28
2004	2072	2056	219	21
2005	2560	2365	232	25
2006	2344	2357	310	28
2007	2108	2208	209	36
2008	2538	2762	184	174*

Statewide

1998	13528	14201	1135	252
1999	12570	12187	988	244
2000	10701	10942	918	236
2001	11558	10885	965	229
2002	12142	12372	1094	209
2003	12765	12242	909	204
2004	11663	11913	834	189
2005	13672	13036	908	214
2006	13040	13973	898	208
2007	11076	11729	823	217
2008	12821	12568	800	366

Table 3

	New Matters*	Matters Closed*	Disciplinary Action By Committees	Disciplinary Action by Court
Departmental Disciplinary Committee for the First Department				
1998	4797	5087	100	91
1999	4143	3742	76	92
2000	3004	2870	63	65
2001	2987	2587	55	57
2002	3123	3785	134	55
2003	3133	3218	88	63
2004	3205	3313	102	63
2005	2994	3002	78	63
2006	3939	4058	90	65
2007	3140	3212	87	79
2008	3593	3365	63	55
Grievance Committee for the Second and Eleventh Judicial Districts, Second Department				
1998	1517	1586	346	31
1999	1502	1304	226	19
2000	1361	1402	152	25
2001	1575	1620	155	44
2002	1609	1761	212	42
2003	2076	1966	181	38
2004	1659	1748	150	37
2005	1748	1617	168	44
2006	1889	1716	161	34
2007	1542	1724	158	36
2008	1742	1616	156	31
Grievance Committee for the Ninth Judicial District, Second Department				
1998	1116	1171	136	33
1999	1081	1070	90	39
2000	937	963	100	36
2001	836	852	90	22
2002	1303	1104	120	26
2003	1159	1137	140	26
2004	930	914	134	21
2005	1530	1426	131	22
2006	1381	1546	134	30
2007	1114	1198	118	27
2008	1291	1202	103	20
Grievance Committee for the Tenth Judicial District, Second Department				
1998	2079	2548	140	44
1999	2070	2385	187	49
2000	1734	1922	143	46
2001	2108	2178	159	31
2002	2069	2079	126	30
2003	2693	2254	144	21
2004	2187	2382	141	23
2005	3243	2925	163	31
2006	1929	1828	112	26
2007	1595	1904	154	29
2008	2132	2027	141	34

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

Committee on Professional Standards, Third Department

1998	1795	1600	173	36
1999	1792	1602	172	28
2000	1588	1673	239	41
2001	1846	1548	223	42
2002	1930	1559	186	30
2003	1579	1608	141	28
2004	1610	1500	88	29
2005	1688	1659	136	29
2006	1566	2468	91	25
2007	1577	1483	97	10
2008	1525	1596	101	52

Grievance Committee for the Fifth Judicial District, Fourth Department

1998	644	650	39	3
1999	618	597	43	2
2000	576	600	37	8
2001	598	603	101	7
2002	574	546	84	4
2003	527	521	65	5
2004	520	521	39	5
2005	537	409	50	3
2006	539	543	91	4
2007	562	624	55	12
2008	584	620	42	10

Grievance Committee for the Seventh Judicial District, Fourth Department

1998	591	608	47	4
1999	529	566	36	4
2000	578	562	39	7
2001	564	534	48	12
2002	589	573	65	11
2003	626	608	51	7
2004	654	639	51	8
2005	686	694	46	8
2006	622	639	51	9
2007	572	573	55	12
2008	584	626	50	5

Grievance Committee for the Eighth Judicial District, Fourth Department

1998	989	942	114	12
1999	931	921	143	11
2000	923	950	145	8
2001	1044	963	134	14
2002	919	965	167	11
2003	972	930	119	16
2004	898	896	129	8
2005	1337	1261	136	14
2006	1183	1175	168	15
2007	974	1011	99	12
2008	1370	1516	92	159

2008 Statistical Reports of Disciplinary Committees

Departmental Disciplinary Committee for the First Department

I. Matters Processed¹

A.	Matters Pending at Start of Period	1309	
B.	New Matters Received During Period	3977	
C.	Closed Matters Reactivated During Period	49	
D.	Total Matters to be Processed During Period		5065
E.	Total Matters Disposed of During Period		3798
F.	Matters Pending at Close of Period		1267

II. Matters Disposed of by Committee

	CASES	MATTERS
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A.	Rejected as Failing to State a Complaint	499	525
B.	Referred to Other Disciplinary Committees/Agencies	422	433
C.	Dismissed	1887	1919
D.	Dismissed Through Mediation	9	9
E.	Letter of Admonition	58	60
F.	Reprimand After Hearing	3	3
G.	Referred to Appellate Division	790	849
	Total Disposed of During Period	3668	3798

III. Cases Processed by Court

A.	Cases Pending at Start of Period	22	
	1. Disciplinary Proceedings	16	
	2. Other	6	
B.	Cases Received During Period	119	
	1. Disciplinary Proceedings	57	
	2. Other	62	
C.	Total to be Processed During Period	141	
D.	Cases Closed		
	1. Disbarred	21	
	2. Resigned	8	
	3. Suspended	22 ²	
	4. Censured	2	
	5. Privately Censured	2	
	6. Remanded to Grievance Committee	9	
	7. Discontinued	2	
	8. Dismissed	1	
	9. Reinstatements Granted	8	
	10. Reinstatements Denied	8	
	11. All Other Dispositions	31	
	12. Total Closed	114	
E.	Cases Pending at Close of Period	27	
	1. Disciplinary Proceedings	14	
	2. Other	13	

¹ For purposes of this report, "Matters" represents the number of complaints 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 Includes definite, interim and indefinite suspensions.

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

I. Matters Processed

A.	Matters Pending at Start of Period	703	
B.	New Matters Received During Period	2176	
C.	Closed Matters Reactivated During Period	22	
D.	Total Matters to be Processed During Period		2901
E.	Total Matters Disposed of During Period		2072
F.	Matters Pending at Close of Period		829

II. Matters Disposed of by Committee

		CASES	MATTERS
A.	Rejected as Failing to State a Complaint	1097	1097
B.	Referred to Other Disciplinary Committees/Agencies	456	456
C.	Dismissed or Withdrawn	258	258
D.	Dismissed through Mediation	7	7
E.	Letter of Caution	105	108
F.	Letter of Admonition	50	74
G.	Reprimand After Hearing	1	1
H.	Referred to Appellate Division	26	47
I.	Other	23	24
J.	Total Disposed of During Period	2023	2072

III. Cases Processed by Court

A.	Cases Pending at Start of Period	44
1.	Disciplinary Proceedings	28
2.	Other	16
B.	Cases Received During Period	88
1.	Disciplinary Proceedings	29
2.	Other	59
C.	Total to be Processed During Period	132
D.	Cases Closed	
1.	Disbarred	9
2.	Resigned	8
3.	Suspend	10
4.	Censured	4
5.	Privately Censured	0
6.	Remanded to Grievance Committee	2
7.	Discontinued	1
8.	Dismissed	0
9.	Reinstatements Granted	8
10.	Reinstatements Denied	1
11.	Non-Disciplinary Resignations	11
12.	All Other Dispositions	23
13.	Total Closed	77
E.	Cases Pending at Close of Period	55
1.	Disciplinary Proceedings	30
2.	Other	25

Brooklyn Bar Association Committees

Total Complaints Received	40
Withdrawn	1
Complaints completed	25
Complaints Pending	14
Mediation Complaints Received	6
Hearing scheduled	1
Pending	5

Queens County Bar Association Committees

Grievance Committee	
Dismissed	29
Dismissed with Advisement	11
Letter of Caution	1
Letter of Admonition	0
Referred to District Grievance Committee	1
Withdrawn	0
Tabled	4

Richmond County Bar Association Grievance Committee

Matters Processed	
Pending at start of period	42
New matters received	29
Closed matters reactivated	0
Total matters processed	54
Matters disposed of	20
Matters pending	
Richmond County	17
Appellate Division	18
Fee Conciliation	1
Matters Disposed of By Committee	
Rejected as failing to state complaint	0
Retained by 2 nd & 11 th District for investigation	18
Referred to Fee Conciliation Committee	1
Settled by Fee	0
Judicially settled	0
Disbarred	1
Suspended	0
Investigation suspended pending litigation	1
Closed by Appellate Division	0
Dismissed	13
Letter of caution	0
Withdrawn	2
Letter of education	3
Mediation	1
Total Disposed of	40

Grievance Committee for the Ninth Judicial District, Second Department

I. Matters Processed

A.	Matters Pending at Start of Period	585	
B.	New Matters Received During Period	1558	
C.	Closed Matters Reactivated During Period	55	
D.	Total Matters to be Processed During Period		2198
E.	Total Matters Disposed of During Period		1524
F.	Matters Pending at Close of Period		674

II. Matters Disposed of by Committee

		CASES	MATTERS
A.	Rejected as Failing to State a Complaint	483	483
B.	Referred to Other Disciplinary Committees	287	287
C.	Referred to Other Agencies	35	35
D.	Dismissed or Withdrawn	446	446
E.	Letter of Caution	54	54
F.	Letter of Admonition	49	49
G.	Reprimand After Hearing	0	0
H.	Referred to Appellate Division	94	134
I.	Total Disposed of During Period	1484	1524

III. Cases Processed by Court

A.	Cases Pending at Start of Period	33	139
	1. Disciplinary Proceedings	21	124
	2. Other	12	15
B.	Cases Received During Period	94	134
	1. Disciplinary Proceedings	25	48
	2. Other	69	86
C.	Total to be Processed During Period	127	273
D.	Cases Closed		
	1. Disbarred	3	3
	2. Resigned	6	27
	3. Suspended	11	20
	4. Censured	0	0
	5. Privately Censured	0	0
	6. Remanded to Grievance Committee	0	0
	7. Discontinued	1	1
	8. Dismissed	0	0
	9. Reinstatements Granted	3	3
	10. Reinstatements Denied	2	2
	11. Non-Disciplinary Resignations	16	16
	12. All Other Dispositions	31	45
	13. Total Closed	73	171
E.	Cases Pending at Close of Period	54	156
	1. Disciplinary Proceedings	25	125
	2. Other	29	31

Dutchess County Bar Association Grievance Committee

Second Department, Ninth Judicial District

I. Matters Processed

A.	Matters Pending at Start of Period	6
B.	New Matters Received During Period	14
C.	Closed Matters Reactivated During Period	0
D.	Total Matters to be Processed During Period	20
E.	Total Matters Disposed of During Period	15
F.	Matters Pending at Close of Period	5

II. Matters Disposed of by Committee

A.	Rejected as Failing to State a Complaint	0
B.	Referred to Other Disciplinary Committees	1
C.	Referred to Other Agencies	0
D.	Dismissed	10
E.	Dismissed with Cautionary Language	4
F.	Letter of Caution	0
G.	Letter of Admonition	0
H.	Reprimand	0
I.	Total Disposed of During Period	15

Orange County Bar Association Grievance Committee

Second Department, Ninth Judicial District

I. Matters Processed

A.	Matters Pending at Start of Period	6
B.	New Matters Received During Period	33
C.	Closed Matters Reactivated During Period	0
D.	Total Matters to be Processed During Period	39
E.	Total Matters Disposed of During Period	28
F.	Matters Pending at Close of Period	11

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	27
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	28

Putnam County Bar Association Grievance Committee

Second Department, Ninth Judicial District

I. Matters Processed

A.	Matters Pending at Start of Period	1
B.	New Matters Received During Period	2
C.	Closed Matters Reactivated During Period	0
D.	Total Matters to be Processed During Period	3
E.	Total Matters Disposed of During Period	2
F.	Matters Pending at Close of Period	1

II. Matters Disposed of by Committee

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

Rockland County Bar Association Grievance Committee

Second Department, Ninth Judicial District

I. Matters Processed

A.	Matters Pending at Start of Period	16
B.	New Matters Received During Period	12
C.	Closed Matters Reactivated During Period	0
D.	Total Matters to be Processed During Period	28
E.	Total Matters Disposed of During Period	13
F.	Matters Pending at Close of Period	15

II. Matters Disposed of by Committee

A.	Rejected as Failing to State a Complaint	0
B.	Referred to Other Disciplinary Committees	5
C.	Referred to Other Agencies	0
D.	Dismissed	7
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	13

Westchester County Bar Association Grievance Committee

Second Department, Ninth Judicial District

I. Matters Processed

A.	Matters Pending at Start of Period	38
B.	New Matters Received During Period	98
C.	Closed Matters Reactivated During Period	2
D.	Total Matters to be Processed During Period	138
E.	Total Matters Disposed of During Period	94
F.	Matters Pending at Close of Period	44

II. Matters Disposed of by Committee

A.	Rejected as Failing to State a Complaint	0
B.	Referred to Other Disciplinary Committees	1
C.	Referred to Other Agencies	3
D.	Dismissed	85
E.	Dismissed with Cautionary Language	4
F.	Letter of Caution	1
G.	Letter of Admonition	0
H.	Reprimand	0
I.	Withdrawn	0
J.	Total Disposed of During Period	94

Grievance Committee for the Tenth Judicial District, Second Department

I. Matters Processed

A.	Matters Pending at Start of Period	1234	
B.	New Matters Received During Period	2449	
C.	Closed Matters Reactivated During Period	32	
D.	Total Matters to be Processed During Period		3715
E.	Total Matters Disposed of During Period		2376
F.	Matters Pending at Close of Period		1339

II. Matters Disposed of by Committee

	CASES	MATTERS
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A.	Rejected as Failing to State a Complaint	1226	1226
B.	Referred to Other Disciplinary Committees	336	336
C.	Referred to Other Agencies	13	13
D.	Dismissed or Withdrawn	464	464
E.	Dismissed through Mediation	36	36
F.	Letter of Caution	95	105
G.	Letter of Admonition	44	59
H.	Reprimand After Hearing	2	2
I.	Referred to Appellate Division	33	76
J.	Other	31	56
K.	Total Disposed of During Period	2280	2376

III. Cases Processed by Court

A.	Cases Pending at Start of Period	79
	1. Disciplinary Proceedings	36
	2. Other	43
B.	Cases Received During Period	106
	1. Disciplinary Proceedings	33
	2. Other	73
C.	Total to be Processed During Period	185
D.	Cases Closed	
	1. Disbarred	14
	2. Resigned	4
	3. Suspended	8
	4. Censured	8
	5. Privately Censured	0
	6. Remanded to Grievance Committee	8
	7. Discontinued	1
	8. Dismissed	0
	9. Reinstatements Granted	7
	10. Reinstatements Denied	2
	11. Non-disciplinary Resignations	9
	11. All Other Dispositions	19
	12. Total Closed	80
E.	Cases Pending at Close of Period	105
	1. Disciplinary Proceedings	38
	2. Other	67

**Nassau County Bar Association
Second Department, Tenth Judicial District**

A.	Cases Referred to Grievance Committee	103
B.	Cases Referred to Mediation	22
	Total Cases Referred:	125

**Suffolk County Bar Association
Second Department, Tenth Judicial District**

A.	Cases Referred to Grievance Committee	72
B.	Cases Referred to Mediation	12
	Total Cases Referred	84

Total Cases Referred to Local Bar Associations: 209

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

I. Matters Processed

A.	Matters Pending at Start of Period	711	
B.	New Matters Received During Period	1639	
C.	Closed Matters Reactivated During Period	25	
D.	Total Matters to be Processed During Period		2375
E.	Total Matters Disposed of During Period		1735
F.	Matters Pending at Close of Period		640

II. Matters Disposed of by Committee

		CASES	MATTERS
A.	Rejected as Failing to State a Complaint	887	962
B.	Referred to Other Disciplinary Committees	103	103
C.	Referred to Other Agencies	36	36
D.	Dismissed or Withdrawn	292	306
E.	Dismissed Through Mediation	0	0
F.	Letter of Caution	53	59
G.	Letter of Admonition	31	36
H.	Reprimand After Hearing	17	30
I.	Referred to Appellate Division	175	203
J.	Total Disposed of During Period	1594	1735

III. Cases Processed by Court

A.	Cases Pending at Start of Period		42
1.	Disciplinary Proceedings	42	
2.	Other	0	
B.	Cases Received During Period		206
1.	Disciplinary Proceedings	141	
2.	Other	65	
C.	Total to be Processed During Period		248
D.	Cases Closed		
1.	Disbarred	18	
2.	Resigned	0	
3.	Suspended	23	
4.	Censured	11	
5.	Privately Censured	0	
6.	Remanded to Grievance Committee	0	
7.	Discontinued	0	
8.	Dismissed	0	
9.	Reinstatements Granted	15	
10.	Reinstatements Denied	4	
11.	Non-Disciplinary Resignations	66	
12.	All Other Dispositions	74	
13.	Total Closed	217	
E.	Cases Pending at Close of Period	37	
1.	Disciplinary Proceedings	37	
2.	Other	0	

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Grievance Committee for the Fifth Judicial District, Fourth Department

I. Matters Processed

A.	Matters Pending at Start of Period	206	
B.	New Matters Received During Period	620	
C.	Closed Matters Reactivated During Period	11	
D.	Total Matters to be Processed During Period		837
E.	Total Matters Disposed of During Period		667
F.	Matters Pending at Close of Period		170

II. Matters Disposed of by Committee

		CASES	MATTERS
A.	Rejected as Failing to State a Complaint	351	378
B.	Referred to Other Disciplinary Committees	43	44
C.	Referred to Other Agencies	3	3
D.	Dismissed or Withdrawn	126	141
E.	Dismissed Through Mediation	0	0
F.	Letter of Caution	32	39
G.	Letter of Admonition	10	24
H.	Reprimand After Hearing	N/A	N/A
I.	Referred to Appellate Division	13	38
J.	Total Disposed of During Period	578	667

III. Cases Processed by Court

A.	Cases Pending at Start of Period	7
	1. Disciplinary Proceedings	7
	2. Other	0
B.	Cases Received During Period	13
	1. Disciplinary Proceedings	8
	2. Other	5
C.	Total to be Processed During Period	20
D.	Cases Closed	
	1. Disbarred	0
	2. Resigned	0
	3. Suspended	7
	4. Censured	3
	5. Privately Censured	0
	6. Remanded to Grievance Committee	1
	7. Discontinued	0
	8. Dismissed	0
	9. Reinstatements Granted	1
	10. Reinstatements Denied	0
	11. Non-Disciplinary Resignations	1
	11. All Other Dispositions	1
	12. Total Closed	14
E.	Cases Pending at Close of Period	6
	1. Disciplinary Proceedings	6
	2. Other	0

Grievance Committee for the Seventh Judicial District, Fourth Department

I. Matters Processed

A.	Matters Pending at Start of Period	149	
B.	New Matters Received During Period	630	
C.	Closed Matters Reactivated During Period	8	
D.	Total Matters to be Processed During Period		787
E.	Total Matters Disposed of During Period		680
F.	Matters Pending at Close of Period		107

II.	Matters Disposed of by Committee	CASES	MATTERS
A.	Rejected as Failing to State a Complaint	301	346
B.	Referred to Other Disciplinary Committees	52	53
C.	Referred to Other Agencies	1	1
D.	Dismissed or Withdrawn	163	178
E.	Dismissed Through Mediation	0	0
F.	Letter of Caution	44	59
G.	Letter of Admonition	6	11
H.	Reprimand After Hearing	N/A	N/A
I.	Referred to Appellate Division	17	32
J.	Total Disposed of During Period	584	680

III. Cases Processed by Court

A.	Cases Pending at Start of Period	3
	1. Disciplinary Proceedings	2
	2. Other	1
B.	Cases Received During Period	17
	1. Disciplinary Proceedings	9
	2. Other	8
C.	Total to be Processed During Period	20
D.	Cases Closed	
	1. Disbarred	0
	2. Resigned	0
	3. Suspended	4
	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. Non-Disciplinary Resignations	1
	12. All Other Dispositions	1
	13. Total Closed	8
E.	Cases Pending at Close of Period	12
	1. Disciplinary Proceedings	9
	2. Other	3

Grievance Committee for the Eighth Judicial District, Fourth Department

I. Matters Processed

A.	Matters Pending at Start of Period	392	
B.	New Matters Received During Period	1230	
C.	Closed Matters Reactivated During Period	175	
D.	Total Matters to be Processed During Period		1797
E.	Total Matters Disposed of During Period		1551
F.	Matters Pending at Close of Period		246

II. Matters Disposed of by Committee

		CASES	MATTERS
A.	Rejected as Failing to State a Complaint	418	539
B.	Referred to Other Disciplinary Committees	30	32
C.	Referred to Other Agencies	3	3
D.	Dismissed or Withdrawn	320	523
E.	Dismissed Through Mediation	0	0
F.	Letter of Caution	82	183
G.	Letter of Admonition	10	71
H.	Reprimand After Hearing	N/A	N/A
I.	Referred to Appellate Division	185	200
J.	Total Disposed of During Period	1048	1551

III. Cases Processed by Court

A.	Cases Pending at Start of Period	11
	1. Disciplinary Proceedings	11
	2. Other	0
B.	Cases Received During Period	185
	1. Disciplinary Proceedings	2
	2. Other	183
C.	Total to be Processed During Period	196
D.	Cases Closed	
	1. Disbarred	4
	2. Resigned	1
	3. Suspended	150 ¹
	4. Censured	4
	5. Privately Censured	0
	6. Remanded to Grievance Committee	3
	7. Discontinued	0
	8. Dismissed	1
	9. Reinstatements Granted	2
	10. Reinstatements Denied	0
	11. Non-Disciplinary Resignations	19
	12. All Other Dispositions	3
	13. Total Closed	187
E.	Cases Pending at Close of Period	9
	1. Disciplinary Proceedings	3
	2. Other	6

¹ Includes 143 attorneys who were suspended as a result of registration delinquencies.

Disciplinary Decisions Reported by Appellate Division in 2008

FIRST DEPARTMENT

Leopold Kaplan 49 AD3d 107	Interim Suspension	22 §603.4(e)(1)(i), (iii), and (iv), willful failure to cooperate with Committee's investigation; uncontested evidence of professional misconduct immediately threatening public interest; willful failure or refusal to pay money owed to client.
Peter A. Barta 49 AD3D 141	Stricken	Penal Law §250.45(1) and (2), Class E felony, unlawful surveillance.
Ellen M. Carlstein Roth (admitted as Ellen M. Carlstein) 49 AD3d 144	Stricken	Felony conviction; 18 USC §1001, making false statements (Penal Law §190.65[1][b], scheme to defraud).
Michael Caliguiri 50 AD3d 90	Suspended 1 year	DR 1-102(A)(5), conduct prejudicial to administration of justice; DR 1-102(A)(7), conduct adversely reflecting on fitness; DR 4-101(B)(2), using confidence to disadvantage of client; DR 1-101(B)(3), using confidence to attorney's or third party's advantage; DR 5-101(A), accepting employment when professional judgment affected by personal interests; DR 5-105(A), acceptance of employment which would likely involve representing different interests.
Leah Larsen 50 AD3D 41	Suspended 2-1/2 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)(7), fitness; DR 2-102(F), failure to advise client in a matrimonial matter; DR 7-106(A), advising client to disregard tribunal ruling; DR 2-106(A), excessive fee; DR 7-102(A)(1) asserting position to harass or injure client; DR 9-102(D)(1)(8), (I), (J), failure to maintain bookkeeping records; DR 9-102(A), commingling; DR 9-102(B)(1), failure to maintain separate accounts.
Zelda E. Stewart 50 AD3d 247	Interim Suspension	22 NYCRR §603.4(e)(1)(i) and (iv), willful failure to cooperate with Committee's investigation; willful failure/refusal to pay money owed to client.

Howard L. Blau 50 AD3d 240	Interim Suspension	22 NYCRR §603.4(e)(1)(ii) and (iii), substantial admissions under oath; other uncontested evidence of professional misconduct.
James P. Colliton (admitted as James Patrick Colliton) 50 AD3d 245	Stricken	Felony conviction; rape in the 2 nd degree, Penal Law §130.30(1), patronizing prostitute 3 rd degree, Penal Law §230.04 (misdemeanor); rape in the 3 rd degree, Penal Law §130.25(2).
Valerie M. Vellella 51 AD3d 73	Disbarred	22 NYCRR §603.3, reciprocal discipline (Florida).
Louise M. Brown (admitted as Louise Mitchell Brown) 51 AD3d 76	Stricken	Felony conviction; grand larceny, 1 st degree, Penal Law §155.42; grand larceny, 2 nd degree, Penal Law §155.40(1); falsifying business records, 1 st degree, Penal Law §175.10.
William Jarblum 51 AD3d 68	Suspended 2 years	22 NYCRR §603.3, reciprocal discipline (California)
Angelo Cappelli 51 AD3d 100	Resignation	22 NYCRR §603.11.
Armando A. Crescenzi (admitted as Armando Anthony Crescenzi) 51 AD3d 230	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)(7), fitness; DR 9-102(B), failure to maintain escrow funds.
Barry J. Benzing (admitted as Barry Joseph Benzing) 51 AD3d 236	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 suspension.
Gwenerva D. Cherry 51 AD3d 119	Stricken	Felony conviction; grand larceny, 2 nd degree, Penal Law §155.40(I); grand larceny, 3 rd degree, Penal Law §155.25.
Israel G. Grossman (admitted as Israel Gedaliah Grossman) 51 AD3d 135	Disbarred	DR 1-101(A), false statements; 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), fitness.
Steven G. Schulman (admitted as Steven Gary Schulman) 51 AD3d 220	Stricken	Felony conviction; 18 USC §1962(d), racketeering conspiracy (N.Y. Penal Law §460.20).

Michael D. Jaspan (admitted as Michael David Jaspan) 51 AD3d 256	Resignation	22 NYCRR §603.11.
Hersey Jones, Jr. 51 AD3d 360	Disbarred	22 NYCRR §603.3, reciprocal discipline (Supreme Court of Louisiana)
Joel Jay Rogge 51 AD3d 367	Censured	22 NYCRR §603.3, reciprocal discipline (Commonwealth of Massachusetts Board of Overseers of the Supreme Judicial Court).
Dexter C. Wadsworth (admitted as Dexter Charles Anthony Wadsworth) 52 AD3d 42	Resignation	22 NYCRR §603.11.
Alan J. Lichtenstein (admitted as Alan Lichtenstein) 52 AD3d 130	Resignation	22 NYCRR §603.11.
Ira L. Berman (admitted as Ira Lewis Berman) 53 AD3d 11	Stricken	Felony conviction; grand larceny, 1 st degree, Penal Law §155.42.
Joseph S. Lefrak (admitted as Joseph Saul Lefrak) 53 AD3d 161	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 suspension.
Walter Lawrence Lopez 53 AD3d 198	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 suspension.
Winford Kent Bishop 54 AD3d 1	Disbarred	22 NYCRR §603.3, reciprocal discipline (Supreme Court of Georgia).
Barry I. Spiegler (admitted as Barry Ira Spiegler) 53 AD3d 218	Disbarred	22 NYCRR §603.4(g), failure to appear or apply in writing to the Committee or Court for a hearing for reinstatement within six months of the suspension.
Thomas P. Burke (admitted as Thomas Patrick Burke) 54 AD3d 70	Interim Suspension	22 NYCRR §603.4(e)(1)(i), willful failure to cooperate with Committee's investigation.
Morgan Kennedy (admitted as Morgan Kennedy III) 55 AD3d 169	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 suspension.

John G. Lynch (admitted as John Gregory Lynch) 55 AD3d 213	Suspended Indefinitely	Serious crime; failure to file personal income tax returns, NY Tax Law, §1801(a); conspiracy to employ a prohibited person, 18 USC §371. (Upon release from incarceration, final determination to be made by court after disciplinary hearing).
Manuel S. Martinez 55 AD3d 197	Stricken	Felony conviction; murder, 2 nd degree, Penal Law §125.25(1).
Carlos J. Spinelli-Nosedá (admitted as Carlos Javier Spinelli-Nosedá) 55 AD3d 206	Resignation	22 NYCRR §603.11.
Manuel Campos-Galvan 55 AD3d 241	Resignation	22 NYCRR §603.11.
James J. Hess 55 AD3d 248	Suspended 5 years	22 NYCRR §603.3, reciprocal discipline (Superior Court of Connecticut)
Frederick D. Schwartz (admitted as Frederick David Schwartz) 56 AD3d 87	Suspended indefinitely	22 NYCRR §603.16(c), physical incapacity.
Anthony M. Mahoney (admitted as Anthony Michael Mahoney) 56 AD3d 169	Suspended 3 years	Serious crime; theft by failure to make required disposition of property (NJ Stat Ann §2C:20-9); misapplication of entrusted property (NY Stat Ann §2C:21-15); forgery (NY Stat Ann §2C:21-1a[2], [3]).
Jack Tillem 56 AD3d 94	Suspended 1 year	DR 1-102(A)(5), conduct prejudicial to the administration of justice; DR 7-101(A)(3), prejudice or damage client; Dr 7-102(A)(1), sue to harass or maliciously injure another; DR 1-102(A)(7), fitness.
Chin W. Fong (admitted as Chin Wei Fong) 56 AD3d 136	Resignation	22 NYCRR §603.11.
Samuel Racer 56 AD3d 125	Suspended 4 years	DR 9-102(A), misappropriation; DR 9-102(B), failure to preserve identity of client funds; DR 9-102(D), failure to maintain proper bookkeeping; DR 9-102(E), writing checks to "cash"; DR 1-102(A)(5), conduct prejudicial to the administration of justice; DR 1-102(A)(7), fitness.

Stephen K. Woods 56 AD3d 184	Stricken	Felony conviction; operating motor vehicle while intoxicated, 3 rd offense, MCL §257.625(9)(c) and (6)(d) (Michigan) [essentially similar to NY VTL §1192 subd.2 or 3, VTL §1193 subd.1c(ii), NY felony, driving while intoxicated]
Kehinde Oluwaranti Jobi 56 AD3d 158	Interim Suspension	22 NYCRR §603.4(e)(1)(i) and (iii), willful failure to cooperate with Committee's investigation; uncontested evidence of professional misconduct immediately threatening public interest.
Laurence T. Lewitas (admitted as Laurence Tod Lewitas) 56 AD3d 178	Resignation	22 NYCRR §603.11.
Stuart G. Fish 57 AD3d 112	Interim Suspension	22 NYCRR §603.4(e)(1)(i), (iii) and (iv), willful failure to cooperate with Committee's investigation; uncontested evidence of professional misconduct immediately threatening public interest; willful failure to pay outstanding judgment.
Wild Chang 57 AD3d 151	Suspended 1 year	22 NYCRR §603.3, reciprocal discipline (Massachusetts Supreme Court).
Kenneth A. Rosen (admitted as Kenneth Alan Rosen) 57 AD3d 157	Censured	22 NYCRR §603.3, reciprocal discipline (New Jersey Supreme Court).
Samuel A. Amukele (admitted Samuel Anele Amukele) 58 AD3d 128	Interim Suspension	22 NYCRR §603.4(e)(1)(I), willful failure to cooperate with Committee's investigation.
James J. Armenakis (admitted as James John Armenakis) 58 AD3d 222	Interim Suspension	22 NYCRR §603.4(e)(1)(ii), admissions under oath and other uncontested evidence of professional misconduct.
Edward D. Fagan (admitted as Edward Davis Fagan) 58 AD3d 260	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)(7), fitness; DR 5-103, acquiring proprietary interest in subject of litigation; DR 7-106(A), conduct in disregard of rulings of the court; DR 7-106(C)(7), violating established rules of procedure.

Jeffrey D. Fletcher 58 AD3d 254	Interim Suspension	22 NYCRR §603.4(e)(1)(i) and (iii), willful failure to cooperate with Committee's investigation; uncontested evidence of professional misconduct immediately threatening public interest.
Melvyn I. Weiss (admitted as Melvyn Irwin Weiss) 58 AD3d 203	Stricken	Felony conviction; 18 USC §1962 (d), racketeering conspiracy (N.Y. Penal Law, §460.20, Class B felony).
Marc S. Dreier (admitted as Marc Stuart Dreier) 59 AD3d 37	Interim Suspension	22 NYCRR §603.4(e)(1)(iii), uncontroverted evidence of professional misconduct immediately threatening public interest; willful failure or refusal to pay monies owed to client.
Steven J. Lever (admitted as Steven Jon Lever) 2008 NY Slip Opinion 102301	Suspended 3 years	DR 1-102(A)(3), conduct adversely reflecting on honesty, trustworthiness or fitness; DR 1-102(A)(7), conduct adversely reflecting on fitness as a lawyer.
Mark W. Scher (admitted as Mark Waclaw Scher) 59 AD3d 47	Suspended Indefinitely	22 NYCRR 603.16(b)(1), mental infirmity.

SECOND DEPARTMENT
Second and Eleventh Judicial Districts

Daniel Paul Foster, A Disbarred Attorney	Reinstated	
Rebecca E. Carmen, A Suspended Attorney	Reinstated	
Mark Lewis Brecker, A Disbarred Attorney	Reinstated	
Mark Marcus 49 A.D.3d 131	Disbarred (resigned)	Failure to satisfy judgments; failure to safeguard client funds; failure to re-register with the Office of Court Administration.
Keith G. Rubenstein, A Suspended Attorney 50 A.D.3d 74	Disbarred	Allowing non-attorneys to exercise control over law practice; sharing legal fees with nonlawyer; paying for client referrals; filing retainer and closing statements containing false and misleading information; failure to safeguard escrow funds; failure to maintain required bookkeeping records.
Andre Strishak A Suspended Attorney 50 A.D.3d 4	Disbarred (on default)	Failure to cooperate.
Daryll Boyd Jones 851 N.Y.S.2d 610	Disbarred	Conversion; commingling; failure to maintain required escrow records; charging excessive fees; lack of candor.
Maureen Abato	Suspended 6 months	Conversion; commingling; failure to maintain required escrow records.
Donnahue G. George	Interim suspension	Failure to cooperate.
Marie M. Humphreys, A Suspended Attorney	Reinstatement denied	
Daryll Boyd Jones 51 A.D.3d 294	Suspended 5 years (upon reargument, disbarment recalled and vacated)	Conversion; commingling; failure to maintain required escrow records; charging excessive fees; lack of candor
Thomas V. Zacharia 52 A.D.3d 76	Disbarred (resigned)	Dishonored escrow checks due to insufficient funds.
Joseph LaMattina A Suspended Attorney 51 A.D.3d 371	Disbarred	Aiding non-attorneys in the unauthorized practice of law; failure to safeguard funds.

Anthony L. Chin-Quee 52 A.D.3d 45	Disbarred (resigned)	Failure to safeguard client funds.
Joseph Foglia	Interim suspension	Serious crime conviction – tax evasion (26 USC §7201).
Philip Dale Russell	Interim suspension	Serious crime conviction – misprision of a felony (18 USC §4).
G. Warren A. Cohen A Suspended Attorney	Indefinite suspension	22 NYCRR 691.13(b) (incapacitated from continuing to practice law).
Suzana Frlan-Zovko, A Suspended Attorney	Reinstated	
Anthony J. Figoni, A Suspended Attorney	Reinstated	
Michael A. Cintron 52 A.D.3d 156	Public censure	Failure to re-register with OCA; failure to cooperate.
Sergey Khaitov 52 A.D.3d 154	Disbarred	Felony conviction – grand larceny (Penal Law 155.40(1)).
Vincent F. Siccardi 53 A.D.3d 76	Suspended 6 months	Neglect.
Arthur Shtaynberg 53 A.D.3d 57	Public censure	Serious crime conviction – Judiciary Law §482.
Paul Leff, A Disbarred Attorney	Reinstated	
Cheryl K. Brodsky	Interim suspension	Failure to comply with the lawful demands of the Grievance Committee and a court order.
David Clinton 54 A.D.3d 104	Suspended 5 years	Conduct involving dishonesty, fraud, deceit or misrepresentation.
Michael J. Garson	Disbarred (resigned)	Criminal possession of a forged instrument in the 3 rd degree (Penal Law §170.20), a class A misdemeanor.
William M. Nolan, A Disbarred Attorney	Reinstated	
Yohan Park	Interim suspension	Failure to safeguard escrow funds.
Anthony G. Young 56 A.D.3d 181	Disbarred	Reciprocal discipline – North Carolina
David Gruen	Public censure	Improper payments for referral of clients; filing improper retainer and closing statements; misappropriating funds from settlements; failure to timely file retainer and closing statements;

		failure to maintain ledger book; commingling.
Satish K. Goli	Disbarred (resigned)	Escrow violations.
Beth Mansfield Modica 58 A.D.3d 59	Disbarred	Felony conviction – Rape in the 3 rd degree (Penal law §130.25(2) and criminal sexual act in the third degree (Penal Law §130.40(2)).
Scott S. Gale	Disbarred (resigned)	Failure to safeguard escrow funds.
Michael George Furtado	Disbarred (resigned)	Failure to adequately supervise a paralegal; failure to tender escrow funds to a third party; neglect of an estate.
Donnahue G. George A Suspended Attorney 58 A.D.3d 267	Disbarred (on default)	Failure to cooperate.
Donald J. Neidhardt 58 A.D.3d 237	Public censure	Reciprocal discipline – Montana.
Dorothy Baratta 59 A.D.3d 123	Disbarred (resigned)	Improper use of escrow funds.
Mayank V. Munsiff 60 A.D.3d 32	Disbarred	Conversion and commingling.

SECOND DEPARTMENT

Ninth Judicial District

Jeffrey M. Adams,
Suspended Attorney

Application for reinstatement held in
Abeyance and matter referred to
Committee on Character and Fitness
February 22, 2008

Application Granted
October 15, 2008

Gary Ajello,
Disbarred Attorney

Application for reinstatement held in
Abeyance and matter referred to
Committee on Character and Fitness
March 27, 2008

Jeffrey Allen
Disbarred Attorney

Application for reinstatement held in
Abeyance and matter referred to
Committee on Character and Fitness
July 2, 2008

John G. Broetsky

Six Month Suspension
April 8, 2008

DR 1-102(a)(4): Conduct involving
dishonesty, fraud, deceit, or
misrepresentation; DR 1-102(a)(5):
Conduct prejudicial to the
administration of justice; DR 1-
102(a)(7): Conduct adversely
reflecting upon fitness to practice
law; DR 6-101(a)(3): Neglecting
legal matter(s).

Donna A. Campbell

Interim Suspension and Disciplinary
Proceeding Authorized
May 19, 2008

22 NYCRR 691.4(1)(1)(ii) and
(iii): Admissions under oath and
other uncontroverted evidence of
misconduct.

Roger L. Cohen

Disbarred Pursuant to Resignation
July 29, 2008

DR 9-102: Breach of fiduciary duty
with respect to escrow funds.

John J. Connolly
Disbarred Attorney

Application for Reinstatement
Granted
February 1, 2008

Robert M. Cronk
Suspended Attorney

Two Year Suspension
April 8, 2008

DR 1-102(a)(5): Conduct
prejudicial to the administration of
justice; DR 1-102(a)(7): Conduct
adversely reflecting upon fitness to
practice law; DR 9-102(e): cash
withdrawals from escrow account;
DR 2-110(a)(1): Improper
withdrawal from representation DR
9-102(i) and (j): failing to maintain
attorney bank records and comply
with request by Grievance
Committee for such.

Edward W. Donnelly Suspended Attorney	Disbarred May 13, 2008	DR 1-102(a)(4): Conduct involving dishonesty, fraud, deceit or misrepresentation; DR 1-102(a)(5): Conduct prejudicial to the administration of justice; DR 1-102(a)(7): Conduct adversely reflecting upon fitness to practice law; DR 2-110(a)(3): Failing to refund an unearned fee.
Leroy Evans	Disbarred November 25, 2008	Judiciary Law §90(4): Felony conviction – 18 USC §§ 371 and 1546(a): Obtaining fraudulent visas and inducing aliens to unlawfully reside in the United States.
J. Bennett Farrell	Interim Suspension and Disciplinary Proceeding Authorized February 20, 2008	22 NYCRR 691.4(1)(1)(i) and (iii): Failure to Cooperate with investigation and uncontroverted evidence of misconduct.
Robert M. Fuster	Eighteen Month Suspension October 7, 2008	22 NYCRR 691.3: Reciprocal Discipline based upon eighteen month suspension in the State of Massachusetts.
Barry L. Goldstein	Five Year Suspension December 30, 2008	DR 1-102(a)(4): Conduct involving dishonesty, fraud, deceit, or misrepresentation; DR 1-102(a)(5): Conduct prejudicial to the administration of justice; DR 1-102(a)(7): Conduct adversely reflecting upon fitness to practice law; DR 9-102(d): Failing to maintain required account and client records.
Warren Scott Goodman	Interim Suspension and Disciplinary Proceeding Authorized February 20, 2008	22 NYCRR 691.4(1)(1)(i) and (iii): Failure to Cooperate with investigation and uncontroverted evidence of misconduct.
Vivian L. Hausch Suspended Attorney	Application for Reinstatement Denied February 22, 2008	
David C. Kobrin Disbarred Attorney	Application for Reinstatement held in Abeyance and matter referred to Committee on Character and Fitness March 14, 2008	
Bruce E. Lilling	Disbarred Pursuant to Resignation September 2, 2008	DR 9-102: Breach of fiduciary duty with respect to escrow funds.
Steven Lipton	Disbarred March 25, 2008	Judiciary Law §90(4): Felony conviction 18 USC §2252A(a)(5)(B): Possession of child pornography transported in interstate commerce.

John C. Lopes Disbarred Attorney	Application for Reinstatement Granted December 16, 2008	
Luis Medina Disbarred Attorney	Motion to Withdraw Granted Resignation Denied June 17, 2008	
Christopher W. Meyers	Disbarred Pursuant to Resignation January 8, 2008	DR 1-102(a)(4): Conduct involving dishonesty, fraud, deceit or misrepresentation; DR 6-101(a)(3): Neglecting legal matter(s); DR 9-102(a): Commingling and/or misappropriation of funds in attorney escrow account.
B. Marc Mogil Disbarred Attorney	Application for Reinstatement Denied July 11, 2008	
Michele M. Monopoly	Disbarred Pursuant to Resignation June 17, 2008	DR 1-102(a)(4): Conduct involving dishonesty, fraud, deceit or misrepresentation.
Stuart Ronald Moshell	Disbarred Pursuant to Resignation March 11, 2008	DR 9-102(a): Commingling and/or misappropriation of funds in attorney escrow account.
Mary Helen Richardson	One Year Suspension May 13, 2008	22 NYCRR 691.3: Reciprocal Discipline based upon six month suspension in the State of New Jersey.
Loel Seitel	Interim Suspension and Disciplinary Proceeding Authorized March 5, 2008	Judiciary Law §90(4): Conviction of Serious Crime – 18 USC §§371 and 1001: Conspiracy to Defraud the United States.
Paul S. Shemin	Disbarred Pursuant to Resignation January 29, 2008	DR 9-102: Breach of fiduciary duty with respect to escrow funds.
Robert C. Shuster Disbarred	Application for Reinstatement held in Abeyance and matter referred to Committee on Character and Fitness. October 17, 2008	
Daniel D. Tartaglia	Interim Suspension and Disciplinary Proceeding Authorized April 15, 2008	Judiciary Law §90(4): Conviction of Serious Crime – Tax law 1801(a): Failure to File a Tax Return.
Terrence P. Tormey	Eighteen Month Suspension March 25, 2008	22 NYCRR 691.3: Reciprocal Discipline based upon two year suspension in the State of New Jersey.
Jeffrey J. Weinstein Disbarred Attorney	Application for Reinstatement Denied June 10, 2008	

SECOND DEPARTMENT

Tenth Judicial District

Edward C. Katz	Application for Reinstatement Granted January 16, 2008	
Daniel Curtin 49 A.D.3d 103	Public Censure January 22, 2008	Judiciary Law §90 - Misdemeanor conviction – prohibition against kickbacks and unearned fees (12 USC §2607[b]).
Scott E. Garil	Application for Reinstatement Granted January 29, 2008	
Peter A. Gioia 51 A.D.3d 142	Disbarred (Resigned) January 29, 2008	
William L. Ostar 49 A.D.3d 195	Public Censure January 29, 2008	DR 1-102(a)(3)(7): Conduct adversely reflecting on his honesty, trustworthiness, or fitness as a lawyer; Judiciary Law §90(2): Misdemeanor conviction – criminal possession of a weapon in the fourth degree - Penal Law §265.01
Sydney M. Chase	Application for Reinstatement Granted March 14, 2008	
Amin K. Hussain-El 51 A.D.3d 263	Disbarred (Resigned) March 18, 2008	Judiciary Law §486.
Janice L. Jessup 51 A.D.3d 259	Censured March 25, 2008	22 NYCRR 691.3 reciprocal discipline (Ohio).
Avin J. Kasten	Reinstatement Denied March 27, 2008	
Jason Cohen 52 A.D.3d 51	Disbarred April 8, 2008	Judiciary Law §90(4)(a): Convicted of a felony – conspiracy to commit securities fraud, (18 USC §371) and conspiracy to commit money laundering (18 USC § 1956 [h]).
William L. Netusil 52 A.D.3d 23	Suspended for 6 Months April 29, 2008	DR 1-102 (a)(5) Engaged in conduct that is prejudicial to the administration of justice; DR 1-102 (a)(7) Engaged in conduct that adversely reflects on his fitness as a lawyer.

Arnold Zabinsky 52 A.D.3d 39	Disbarred April 29, 2008	Judiciary Law §90(4)(a): Convicted of a felony – enterprise corruption (Penal Law §460.20 (1)).
Stephen Zornberg 52 A.D.3d 48	Disbarred April 29, 2008	Judiciary Law §90(4)(a): Convicted of a felony – grand larceny in the second degree (Penal Law §155.40) and criminal possession of a forged instrument in the second degree (Penal Law §170.25)
Kevin R. Gorry	Application for Reinstatement Granted May 7, 2008	
Mark Easton 52 A.D.3d 133	Censured May 20, 2008	DR 6-101(a)(3): Neglected a legal matter by failing to timely and/or diligently pursue such matter; DR 1-102 (a)(4): Engaged in conduct involving dishonesty, fraud, deceit, or misrepresentation by misleading his client as to the status of the legal matter entrusted to him.
Jeffrey A. Irving 53 A.D.3d 133	Censured June 10, 2008	DR 1-102 (a)(3): Engaged in illegal conduct that adversely reflects on his honesty, trustworthiness, or fitness as a lawyer; DR 1-102 (a)(7): Engaged in conduct that adversely reflects on his fitness as a lawyer; Judiciary Law §90(4)(d) and 22 NYCRR 691.7: Conviction of Serious Crime.
Edward C. Klein 54 A.D.3d 21	Censured June 10, 2008	DR 1-102 (a)(3): Engaged in illegal conduct that adversely reflects on his honesty, trustworthiness, or fitness as a lawyer; DR 1-102 (a)(7): Engaged in conduct that adversely reflects on his fitness as a lawyer.
Mario F. Rolla 53 A.D.3d 42	Disbarred June 10, 2008	Judiciary Law §90(4)(a): Conspiracy to violate the Clean Air Act (42 USC §7401 <i>et seq.</i>), in violation of (18 USC §371).
Robert A. Shuster 53 A.D.3d 8	Disbarred June 10, 2008	Judiciary Law §90(4)(a): Convicted of a felony – grand larceny in the second degree (Penal Law §155.40 (1)).
Gregory E. Ronan 53 A.D.3d 201	Disbarred (Resigned) June 17, 2008	

Gary S. Shaw 54 A.D.3d 39	Disbarred June 17, 2008	Judiciary Law §90(4)(a): Convicted of a felony - falsifying business records (Penal Law §175.10).
Randi Alarcon 54 A.D.3d 101	Disbarred August 12, 2008	Judiciary Law §90(4)(a): Convicted of a felony – conspiracy to commit securities fraud, (18 USC §371) and (15 USC §78j (b) and §78ff).
Christopher Collotta 54 A.D.3d 98	Disbarred August 12, 2008	Judiciary Law §90(4)(a): Convicted of a felony – conspiracy to commit securities fraud, (18 USC §371) and (15 USC §78j (b) and §78ff).
Jason Moroff 55 A.D.3d 200	Suspended for Six Months	DR 1-102 (a)(4): Engaged in conduct involving dishonesty, fraud, deceit, or misrepresentation; DR 1-102 (a)(7): Engaged in conduct that adversely reflects on his fitness to practice law; DR 1- 102 (a)(5): Engaged in conduct that is prejudicial to the administration of justice.
Edward Shapiro 55 A.D.3d 291	Suspended for Six Months September 16, 2008	DR 1-102 (a)(4): Engaged in conduct involving dishonesty, fraud, deceit, or misrepresentation; DR 1-102 (a)(7): Engaged in conduct that adversely reflects on his fitness to practice law; DR 1- 102 (a)(5): Engaged in conduct that is prejudicial to the administration of justice; DR 1-104 (a)(b) and (c): As the supervisor in his law firm, engaged in conduct that failed to ensure that all lawyers in his firm conformed to the disciplinary rules and failed to adequately supervise his associate and the work submitted by the associate to the court.
Robert L. Clarey 55 A.D.3d 209	Suspended for one year September 23, 2008	DR 1-102 (a)(3): Conduct that adversely reflects on his honesty, trustworthiness, or fitness as a lawyer; DR 1-102 (a)(7): engaged in illegal conduct that adversely reflects on his fitness as a lawyer.
Peter Scott Port 57 A.D.3d 139	Disbarred November 12, 2008	Judiciary Law §90(4)(a): Convicted of a felony – offering a false instrument for filing in the first degree (Penal Law §175.35).

Floyd T. Ewing
58 A.D.3d 98

Disbarred (Resigned)
November 25, 2008

David A. Gross
58 A.D.3d 284

Disbarred
December 16, 2008

Judiciary Law §90(4)(a):
Convicted of a felony – conspiracy
to commit money laundering (18
USC §1956 (a)(3) and (h)).

Michael S. Feit
58 A.D.3d 234

Disbarred
December 23, 2008

Judiciary Law §90(4)(a):
Convicted of a felony – grand
larceny in the second degree (Penal
Law §155.40 (1)); falsifying
business records in the first degree
(Penal Law § 175.10); attempted
grand larceny in the second degree
(Penal Law §§ 110.00 and 155.40).

THIRD DEPARTMENT

Daniel E. Abrams
50 AD3d 1449
4/24/08

One year suspension

22 NYCRR 806.19 reciprocal discipline based upon Florida suspension.

John A. Aretakis
57 AD3d 1160
12/11/08

One year suspension

DR 1-102(a)(4), (5) & (7), 7-102(a)(1) & (5), 7-106(c)(6) & 8-102(b) respondent engaged in frivolous conduct by making false accusations against judges, which accusations were prejudicial to the administration of justice, engaged in conduct that adversely reflects on his fitness as an attorney, asserted positions which served to harass and maliciously injure, knowingly made false statements of law and fact, and engaged in undignified and discourteous conduct degrading to the court; DR 8-102(b) & 1-102(a)(4), (5) & (7) respondent knowingly made false accusations against a judge that were prejudicial to the administration of justice and adversely reflected on respondent's fitness as an attorney.

John A. Aretakis
12/18/08

Appeal dismissed by Court of Appeals

Appeal, insofar as taken from that portion of the Appellate Division order that denied a motion to transfer the matter to the First Department and to issue certain subpoenas, dismissed without costs, by the Court *sua sponte*, upon the ground that such portion of the order does not finally determine the proceeding within the meaning of the Constitution; appeal otherwise dismissed without costs, by the Court *sua sponte*, upon the ground that no substantial constitutional question is directly involved.

John A. Aretakis
12/18/08

Appeal dismissed by Court of Appeals

Appeal dismissed without costs, by the Court *sua sponte*, upon the ground that the order appealed from does not finally determine the proceeding within the meaning of the Constitution.

John A. Aretakis
12/29/08

Stay granted by Court of Appeals
[motion denied 1/22/09]

Committee ordered to show cause at a motion term to be held on Monday, January 12, 2009, why an order should not be entered granting leave to appeal from and

<p>Becky L. Arnold 50 AD3d 1448 4/24/08</p>	<p>Six month suspension</p>	<p>staying enforcement of the December 11, 2008 order of the Appellate Division, Third Department.</p>
		<p>Pending determination of the motion, the December 11, 2008 order of the Appellate Division, Third Department is stayed.</p>
<p>James C. Barnes 50 AD3d 1308 4/11/08</p>	<p>Six month suspension</p>	<p>DR 1-102(a)(4)(5)(7), 6-101(a)(3), 7-101(a) failing to appear at scheduled court proceedings, neglect of client cases, failing to communicate with clients, opposing counsel and Supreme Court, attempting to mislead and deceive the court and petitioner, failing to comply with a court order, and failing to cooperate with petitioner in its investigation.</p>
		<p>22 NYCRR 806.19 reciprocal discipline based upon Michigan disbarment.</p>
		<p>Upon any application for reinstatement respondent shall show compliance with the attorney registration requirements (22 NYCRR Part 118).</p>
<p>Gary D. Barton 47 AD3d 1119 1/17/08</p>	<p>Censured</p>	<p>22 NYCRR 806.19, reciprocal discipline based upon New Jersey reprimand.</p>
<p>Amy E. Brown 51 AD3d 1330 5/22/08</p>	<p>Reinstated</p>	<p>11/20/98 suspension (255 AD2d 827) for failure to comply with Judiciary Law §468-a. Reinstated upon proof of compliance.</p>
<p>Edwin E. Burks 53 AD3d 774 7/3/08</p>	<p>Motion to strike denied, interim suspension imposed.</p>	<p>Motion to strike name from the roll of attorneys pursuant to Judiciary Law §90(4)(a) & (b) based upon guilty plea to the federal felony of computer fraud in violation of 18 USC §1030(a)(4) denied as not essentially similar to an offense classified as a felony under New York law.</p>
		<p>Respondent suspended pursuant to Judiciary Law §90(4)(f) based upon conviction of serious crime, until such time as a final disciplinary order is made pursuant to Judiciary Law §90(4)(g).</p>

Edwin E. Burks 54 AD3d 539 8/28/08	Disbarred	Respondent is directed to show cause within 20 days of the date of the decision, why a final order of suspension, censure or removal from office should not be made pursuant to Judiciary Law §90(4)(g).
Charles G. Buschman 50 AD3d 1309 4/11/08	Reinstated	Final order pursuant to Judiciary Law §90(4)(g) based upon guilty plea to the federal felony of computer fraud in violation of 18 USC §1030(a)(4).
Gloria S. Calonge 52 AD3d 1111 6/19/08	Two year suspension	6/7/99 suspension (262 AD2d 702) for failure to comply with Judiciary Law §468-a. Reinstated upon proof of compliance.
Brian P. Campbell 52 AD3d 1020 6/12/08	Censured	Judiciary Law §90(4) (d) & (g) final order based upon respondent's conviction and sentence for a serious crime, misprision of a felony 18 USC §4, a federal felony. 22 NYCRR 806.19 reciprocal discipline based upon New Jersey censure.
Stephen F. Chepiega 12/4/08	Censured	Respondent shall file with petitioner copies of the quarterly reconciliations of his attorney accounts which he is required to file with the New Jersey Office of Attorney Ethics. DR 1-102(a) (5) conduct prejudicial to the administration of justice. While serving as a supervisor and then Chief Clerk of the King's County Surrogate's Court, respondent was aware of agreements between the New York State Attorney General and the then counsel to the public administrator of King's County limiting fees to counsel to the public administrator to six percent of the size of an estate. From about 1997 through 2002, respondent was actively involved in the process of approval of fee requests from the counsel to the public administrator amounting to eight percent of estate value despite the provisions of a 1993 amendment to SCPA 1108(2), which requires that counsel to the public administrator submit for each estate an affidavit of legal services detailing the

Robert G. Clark 50 AD3d 1448 4/24/08	Reinstated	services rendered, the time spent and the method or basis upon which compensation is requested by the counsel.
Daniel A. Clarkin 6/27/08	Conditions terminated	Conditions of admission met. Conditional admission terminated.
Maxwell X. Colby 52 AD3d 1113 6/19/08	Censured	22 NYCRR 806.19 reciprocal discipline based upon New Jersey reprimand.
Derek J. Craig 2/8/05	Admitted to practice with conditions	Admitted to practice in New York conditioned upon his submission to the Committee on Professional Standards simultaneous copies of the quarterly reports he is required to submit to the Supreme Court of New Jersey as a condition of his admission to practice in New Jersey pursuant to the order of the Supreme Court of New Jersey dated June 15, 2004.
Derek J. Craig 5/1/08	Conditions of admission removed	Conditions imposed on petitioner's admission to practice by order entered 2/8/05 removed.
Edward F. Crumb 50 AD3d 1310 4/11/08	Indefinite suspension	DR 1-102(a) (5) (7) failure to cooperate with Committee; 22 NYCRR 806.4(c) (1) failure to appear for oral admonition.
Richard T. Distefano 47 AD3d 1190 1/31/08	Reinstated	
Glenn Erikson 53 AD3d 772 7/3/08	Motion to strike denied, interim suspension imposed.	Motion to strike name from the roll of attorneys pursuant to Judiciary Law §90(4) (a) & (b) based upon guilty plea to the federal felony of wire fraud affecting a financial institution in violation of 18 USC §1343 denied as not essentially similar to an offense classified as a felony under New York law.
		Respondent suspended pursuant to Judiciary Law §90(4)(f) based upon conviction of serious crime, until such time as a final disciplinary order is made pursuant to Judiciary Law §90(4)(g).

Glenn Erikson
54 AD3d 1068
9/4/08

Disbarred

Respondent is directed to show cause within 20 days of the date of the decision, why a final order of suspension, censure or removal from office should not be made pursuant to Judiciary Law §90(4)(g).

Final order pursuant to Judiciary Law §90(4) (g) based upon guilty plea to the federal felony of wire fraud affecting a financial institution in violation of 18 USC §1343.

Michael H. Feinberg
57 AD3d 1087
12/4/08

Disbarred

DR 1-102(a) (5) (7) conduct prejudicial to the administration of justice which adversely reflected on his moral character, respect for the law, and fitness as an attorney. Respondent failed to acquaint himself with a 1993 amendment to SCPA §1108(2), which requires that any fee application made to Surrogate's Court by counsel to the public administrator be supported by an affidavit of legal services setting forth in detail the services rendered, the time spent, and the method or basis by which compensation is requested. Upon becoming Surrogate in 1997, respondent replaced a law firm that had been acting as counsel to the public administrator for many years with Rosenthal, a long-time friend, law school classmate, and former colleague on the civil court bench. Respondent conducted no public search for the new counsel. Over a span of about five years, respondent awarded \$8,613,009.35 in legal fees to Rosenthal without requiring that he comply with SCPA §1108(2)(c). During most of this period, respondent failed to give individualized consideration to each fee application made by Rosenthal. In the spring of 2002, when respondent learned of an impending newspaper expose of his office, he directed Rosenthal to submit affidavits of legal services, nunc pro tunc, all of which he approved without adjustment.

Alan J. Feldman
51 AD3d 1209
5/8/08

One year suspension,
Stayed

22 NYCRR 806.19 reciprocal discipline based upon Colorado suspension. 1 year suspension stayed on condition that respondent fully comply with the conditions placed upon him by the Supreme Court of Colorado. After expiration of the one-year suspension, respondent may apply to the Court for termination of the suspension. Any such application must include proof of respondent's successful completion of his stayed suspension in Colorado and must be served upon petitioner, which may be heard thereon.

Jonathan P. Francis
47 AD3d 1119
1/17/08

Disbarred

Judiciary Law §90(4) (a) plea of guilty to criminal contempt in the first degree, a class E felony Penal Law §215.51(b) (v).

Stuart Frum
1/11/08

Motion for appointment of conservator denied

Motion pursuant to 22 NYCRR 806.11 for an order appointing the Essex County Bar Association or an attorney or attorneys as designated by the court as custodian(s) of the files and property of respondent's clients who died after submission of motion.

Motion denied on the ground that the court's rules do not provide authority for the requested appointment under the circumstances presented.

Jose E. M. Garcia
52 AD3d 1017
6/12/08

Motion to strike denied,
interim suspension imposed.

Motion to strike name from the roll of attorneys pursuant to Judiciary Law §90(4)(a) &(b) based upon guilty plea to conspiracy to commit immigration fraud in violation of 18 USC §§371 & 1546 denied as not essentially similar to an offense classified as a felony under New York law.

Respondent suspended pursuant to Judiciary Law §90(4)(f) based upon conviction of serious crime, until such time as a final disciplinary order is made pursuant to Judiciary Law §90(4)(g).

Respondent is directed to show cause within 20 days of the date of the decision, why a final order of suspension, censure or removal

<p>Jose E. M. Garcia 53 AD3d 1032 6/12/08</p>	<p>One year suspension</p>	<p>from office should not be made pursuant to Judiciary Law §90(4)(g).</p>
<p>Shannon L. Garrahan 54 AD3d 506 8/14/08</p>	<p>Censured</p>	<p>Final order pursuant to Judiciary Law §90(4) (g), effective nunc pro tunc as of June 12, 2008, based upon guilty plea to conspiracy to commit immigration fraud in violation of 18 USC §§371 & 1546.</p>
<p>David Goodhart 56 AD3d 889 11/6/08</p>	<p>Disbarred</p>	<p>22 NYCRR 806.19 reciprocal discipline based upon New Jersey censure.</p>
<p>Brian K. Goolden 53 AD3d 853 7/10/08</p>	<p>Disbarred</p>	<p>Respondent shall file with petitioner copies of the periodic reports that she is required to file with the New Jersey Office of Attorney Ethics attesting to her continued substance abuse treatment.</p>
<p>Steven H. Griffiths 57 AD3d 1090 12/4/08</p>	<p>One year suspension</p>	<p>22 NYCRR 806.19 reciprocal discipline based upon Florida disciplinary resignation tendered as a result of 1993 conviction of conspiracy to engage in racketeering in violation of 18 USC 1962(d), a federal felony.</p>
		<p>Respondent failed to notify New York of the conviction as required by Judiciary Law §90(4) (c) and is delinquent in the payment of his biennial registration fees for nine periods.</p>
		<p>Motion to strike name from the roll of attorneys pursuant to Judiciary Law §90(4) (a) & (b) based upon guilty plea to the federal felony of mail fraud in violation of 18 USC §1341.</p>
		<p>Resignation submitted pursuant to 22 NYCRR 806.8 accepted.</p>
		<p>22 NYCRR 806.19 reciprocal discipline based upon Pennsylvania suspension.</p>
		<p>Any application for reinstatement by respondent shall require the showing pursuant to 22 NYCRR 806.12(b), and include proof of respondent's reinstatement to practice in Pennsylvania.</p>

<p>Richard J. Haas 55 AD3d 1216 10/30/08</p>	<p>Application for reinstatement denied</p>	<p>Respondent has not shown by clear and convincing evidence that he possesses the character and general fitness to resume the practice of law in this state.</p>
<p>Kevin R. Hall 49 AD3d 1350 3/27/08</p>	<p>Disbarred</p>	<p>Judiciary Law §§90(2), 478, 484 & 486, DR 1-102(a)(4)(5)(7), 3-101(b), 22 NYCRR 806.9 unauthorized practice of law in contravention of Court's 2004 order of suspension and the November 2004 reciprocal order of suspension issued by the United States District Court for the Northern District of New York.</p>
<p>Justin D. Herzog 52 AD3d 1019 6/12/08</p>	<p>Disbarred</p>	<p>Judiciary Law §90(4)(g) conviction of serious crime, guilty plea to two counts of forgery in the third degree, a class A misdemeanor, in violation of Penal Law §170.05.</p>
<p>Matthew S. Hogan 56 AD3d 887 11/6/08</p>	<p>Disbarred</p>	<p>DR 6-101(a)(1)(2) & (3) neglect, lack of preparation & incompetence; DR 1-102(a)(5) conduct adversely reflecting upon fitness as a lawyer; DR 1-102(a)(5) failure to communicate with clients and opposing counsel; DR 9-102(b)(1), Judiciary Law §497 failure to maintain an escrow account; DR 2-106(a) charging a client an excessive fee; 22 NYCRR Part 1215 failure to provide a letter of engagement or enter into a retainer agreement with a client; DR 1-102(a)(5) failure to cooperate with petitioner.</p>
<p>Bonna L. Horovitz 53 AD3d 427 7/17/08</p>	<p>Reinstated</p>	<p>6/7/99 suspension (262 AD2d 702) for failure to comply with Judiciary Law §468-a. Reinstated upon proof of compliance.</p>
<p>Jose A. Izquierdo, II 56 AD3d 1117 11/26/08</p>	<p>Interim suspension</p>	<p>Motion granted to suspend pursuant to Judiciary Law §90(4) (f) pending final order pursuant to Judiciary Law §90(4) (g) for conviction in August 2008 in the United States District Court, District of New Jersey, of the federal felony of knowingly and willfully making false, fictitious and fraudulent statements to agents of the FBI during their interview of him as part of a bribery investigation in violation of 18 USC §1001.</p>

Sabine Jehner 48 AD3d 858 2/7/08	Reinstated	6/7/99 suspension (262 AD2d 702) for failure to comply with Judiciary Law §468-a. Reinstated upon proof of compliance.
Gary W. Johnston 50 AD3d 1308 4/11/08	Reinstated	6/15/00 suspension (273 AD2d 600) for failure to comply with Judiciary Law §468-a. Reinstated upon proof of compliance.
Alice M. Jones 48 AD3d 878 2/14/08	Reinstated	6/7/99 suspension (262 AD2d 702) for failure to comply with Judiciary Law §468-a. Reinstated upon proof of compliance.
Nabil N. Kassem 53 AD3d 926 7/17/08	Censured	22 NYCRR 806.19 reciprocal discipline based upon New Jersey censure.
Elissa Y. Killian 51 AD3d 1363 5/29/08	Application to terminate stayed suspension denied.	Application to terminate stayed suspension (38 AD3d 994) denied without prejudice to renewal in one year from the date of decision. Terms and conditions of the stay of respondent's suspension shall remain in effect until further order of the Court.
Joseph Kriz 56 AD3d 1116 11/26/08	Disbarred	22 NYCRR 806.19 reciprocal discipline based upon Connecticut disciplinary resignation.
William S. La Bahn 57 AD3d 1207 12/18/08	Disbarred	22 NYCRR 806.19 reciprocal discipline based upon Oregon disbarment.
Soonghee Lee 51 AD3d 1330 5/222/08	Reinstated	10/25/07 suspension (44 AD3d 1246) for failure to comply with Judiciary Law §468-a. Reinstated upon proof of compliance.
Brian C. Madigan 53 AD3d 981 7/24/08	Custodian of files appointed	Motion granted pursuant to 22 NYCRR 806.11; Broome County Bar Association appointed custodian of the files of respondent's clients and shall inventory same and take appropriate action to protect the interests of said clients, including distribution or destruction of the files, as appropriate, in its possession.
William K. Maney 51 AD3d 1265 5/15/08	Reinstatement denied	Reinstatement application denied. Respondent disbarred in 1999 upon plea of guilty to one count of grand larceny in the fourth degree, a class E felony (Penal Law §155.30).

Peter W. Margolin
57 AD3d 1208
12/18/08

Disbarred

Respondent has not shown by clear and convincing evidence that he possesses the character and general fitness to resume the practice of law.

22 NYCRR 806.19 reciprocal discipline based upon Florida disbarment.

Jason C. Matey
57 AD3d 1084
12/4/08

Three month suspension

22 NYCRR 806.19, reciprocal discipline based upon New Jersey suspension.

Upon any application for reinstatement, respondent shall show reinstatement to practice in New Jersey in addition to the requirements set forth in 22 NYCRR 806.12(b).

Sara W. McGinty
52 AD3d 1110
6/19/08

One year suspension,
Stayed

DR 1-102(a)(5)(7), 9-102(c)(d) issuing checks against insufficient funds from escrow account, allowing balance in account to fall below the amount required to be maintained on behalf of clients by making disbursements on behalf of clients and third parties in excess of the amounts held on deposit for them, by making disbursements which cleared before corresponding deposits were credited, by issuing a check from the account for office expenses, commingling personal funds with funds of her clients in her escrow account, and failing to maintain accurate records for the account.

Suspended one year, effective immediately and until further order of the Court, stayed upon condition that respondent submit to petitioner quarterly reports by a certified public accountant confirming that she is maintaining her escrow account and preserving client funds in accordance with the applicable provisions of the Code of Professional Responsibility. Respondent shall submit the required reports until such time as the suspension is terminated or until further order of the Court. Petitioner shall report any failure to meet the condition to the Court. Respondent may apply for termination of the suspension after expiration of the one-year period. Any such application shall be served on petitioner which may be heard thereon.

John F. Mizner
57 AD3d 1306
12/24/08

Stayed Five year suspension

22 NYCRR 806.19 reciprocal discipline based upon New Jersey stayed suspension.

5 year suspension, stayed upon the conditions that (1) respondent fully comply with all conditions placed upon him by the Supreme Court of Pennsylvania, and (2) respondent submit to petitioner copies of all reports that he is required to submit to the Pennsylvania Disciplinary Board pursuant to the order of the Supreme Court of Pennsylvania dated August 29, 2008. Any failure to meet the conditions shall be reported by petitioner to this Court. Respondent may, after five years from the date of the decision, apply to terminate the suspension, which application shall be on notice to petitioner.

Anthony Nduka-Eze
56 AD3d 1043
11/20/08

Reinstated

1/6/05 suspension (14 AD3d 788) for failure to comply with Judiciary Law §468-a. Reinstated upon proof of compliance.

Peter J. Ng
6/5/08

Application denied as unnecessary

Application, for extension of time, pursuant to Judiciary Law §90(4)(c), to file record of conviction in village justice court denied as unnecessary (see Judiciary Law §§2, 90[4] [c]).

Peter J. Ng
55 AD3d 1215
10/30/08

Censured

Judiciary Law §90(4)(d) & (g) final order based upon plea of guilty to Penal Law §155.25, Petit Larceny, a class A misdemeanor.

Paul G. Ngobeni
47 AD3d 1191
1/31/08

Disbarred

22 NYCRR 806.19 reciprocal discipline based upon Connecticut disbarment.

Cheryl Parsons Reul
53 AD3d 771
7/3/08

Motion to vacate stay denied

Motion to vacate the stay of respondent's suspension and to suspend her from practice for failure to comply with terms of stayed suspension (13 AD3d 800) denied.

Cheryl Parson Reul
57 AD3d 1091
12/4/08

Motion to vacate stay denied with stayed suspension extended and CLE course required.

Motion to vacate the stay of respondent's suspension and to suspend her from practice for failure to comply with terms of stayed suspension (13 AD3d 800) denied.

Respondent's stayed suspension extended for one year from the date of the decision and she shall

Erin L. Passetti 53 AD3d 1031 7/31/08	Three year suspension	continue to submit, in a timely manner, quarterly accountant reports to petitioner as previously required. Additionally, within 90 days of the date of the decision, respondent shall file proof with petitioner of having completed a continuing legal education course pertaining exclusively to the proper maintenance of New York attorney escrow accounts. DR 1-102(a) (4); 6-101(a) (3) misrepresenting the status of and neglecting clients' cases while an associate at a law firm.
Duriya Patel 50 AD3d 1311 4/11/08	Reinstated	Charge of violating DR 1-102(a)(5) by failing to comply with condition contained in letter of admonition, that respondent follow through within 30 days on her stated intention to voluntarily resign from the New York State Bar, dismissed as a conditional admonition is not authorized by the Court's rules. 11/20/98 suspension (255 AD2d 827) for failure to comply with Judiciary Law §468-a. Reinstated upon proof of compliance.
David M. Payne 54 AD3d 1096 9/11/08	Disbarred	22 NYCRR 806.19 reciprocal discipline based upon New Jersey disbarment.
Joseph Richichi 52 AD3d 1109 6/19/08	Disbarred	Judiciary Law §90(4) (g) final order, 26 USC §7201, tax evasion.
David C. Roosa 51 AD3d 1333 5/23/08	Suspended indefinitely	Motion for order suspending respondent from practice by reason of mental incapacity (22 NYCRR 806.10[a]) granted. Respondent suspended indefinitely, effective 10 days from the date of decision, and until further order of the Court. Respondent may apply for reinstatement no sooner than six months from the date of decision. Any application for reinstatement shall include the submissions and make the showing required by 22 NYCRR 806.12(a), (b), including medical opinion that he possesses the capacity to practice law. The Multistate Professional Responsibility Examination requirement (see 22 NYCRR 806.12[b]) is waived. Any pending

Louis R. Rosenthal
57 AD3d 1085
12/4/08

Two year suspension

disciplinary proceedings against respondent shall be held in abeyance.

DR 2-106(a), (c) (3) charging and collecting excessive fees. Respondent was appointed counsel to the public administrator in 1997. For a period of about five years, he failed to comply with SCPA § 1108(2) which requires that before any fee is considered and approved by Surrogate's Court, counsel to the public administrator must submit an affidavit of legal services detailing the services rendered, time spent, and the method or basis by which compensation is requested. During the five-year period, the Surrogate awarded respondent \$8,613,009.35 in legal fees. In May 2002, after respondent learned that an article was about to appear in a newspaper concerning his receipt of excessive fees, he met with the Surrogate who directed him to submit, nunc pro tunc, affidavits of legal services detailing the work respondent completed on estate files from the date of his appointment. He did so, but not a single fee was adjusted by the Surrogate.

DR 6-101(a)(2) handling matters without adequate preparation. After his appointment as counsel to the public administrator, rather than review and properly discharge his obligations pursuant to SCPA 1108(2) (c), respondent regularly requested the same percentage fee drawn from the estates. Moreover, his fee requests were submitted on post-it notes attached to the formal decree instead of the required affidavits of legal services.

Ernest T. Rossiello
50 AD3d 1447
4/24/08

Four months suspension

22 NYCRR 806.19 reciprocal discipline based upon Illinois suspension.

Sarah M. Braen Scott
54 AD3d 1145
9/25/08

Four year suspension

Judiciary Law §90(4) (d) & (g) final order based upon conviction of a serious crime, Penal Law §175.30, offering a false instrument for filing in the second degree, a class A misdemeanor.

		Any application for reinstatement shall comply with the Court's rules (see 22 NYCRR 806.12 [b]), and shall include the submission of a medical opinion that she possesses the capacity to resume the practice of law.
Bashist M. Sharma 56 AD3d 1041 11/20/08	Censured	22 NYCRR 806.19 reciprocal discipline based upon Texas one year probated suspension.
Mark S. Soja 47 AD3d 1060 1/19/08	Reinstated	6/7/99 suspension (262 AD2d 702) for failure to comply with Judiciary Law §468-a. Reinstated upon proof of compliance.
Brett B. Stein 54 AD3d 506 8/14/08	Censured	22 NYCRR 806.19 reciprocal discipline based upon Tennessee censure.
William P. Sullivan, Jr. 51 AD3d 1266 5/15/08	Disbarred	22 NYCRR 806.9, DR 6-101(a)(3) neglect, DR 2-110(b) & 9-102(c)(4) failure to provide required notice of suspension, failure to comply with the rules of the Court and failure to return client property; DR 1-102(a)(5) failure to cooperate with petitioner.
John E. Sweeney 4/29/08	Application granted	Application for extension of time to file record of DWI conviction granted. Records of conviction is deemed filed in compliance with Judiciary Law §90(4) (c).
E. Lisa Tang 55 AD3d 941 10/9/08	Two year suspension	DR 1-102(a) (5) (7) conduct prejudicial to the administration of justice, which adversely reflected on her fitness as a lawyer. Respondent failed to provide zealous and competent representation, failed to communicate with the client, and failed to comply with Bankruptcy Court rules; DR 1-102(a) (5) failure to cooperate with petitioner; DR 6-101(a) (3) neglect.
Michael J. Tatko 55 AD3d 1127 10/23/08	Disbarred	Judiciary Law §90(4) (d) & (g) final order based upon conviction of a serious crime, Penal Law §215.50(3), criminal contempt, second degree, a class A misdemeanor. Respondent sentenced to three years probation, restitution of \$1,182.90 and required to continue taking his medication. In January 2008, a violation of probation petition was

<p>William F. Tessitore 54 AD3d 482 8/7/08</p>	<p>Disbarred</p>	<p>files as respondent did not successfully complete mental health treatment and left the state without probation officer's permission. A warrant was issued for his arrest for failure to appear for a court hearing. Respondent's current whereabouts are unknown.</p>
<p>Nicholas J. Turco 56 AD3d 1042 11/20/08</p>	<p>Censured</p>	<p>Application to resign pursuant to 22 NYCRR 806.8(b) based upon disclosure of substantial conversion of client funds. Resignation accepted and disbarment ordered. Respondent directed to cooperate with petitioner, which may consult with the Lawyers' Fund for Client Protection, in the formulation of any restitution order or orders that petitioner may deem appropriate for submission to this Court for entry pursuant to Judiciary Law §90 (6-a)(e).</p>
<p>Ephraim C. Ugwuonye 56 AD3d 1206 12/18/08</p>	<p>Ninety day suspension</p>	<p>22 NYCRR 806.19 reciprocal discipline based upon New Jersey censure.</p> <p>22 NYCRR 806.19 reciprocal discipline based upon Maryland suspension.</p>
<p>G. Peter Van Zandt 53 AD3d 982 7/24/08</p>	<p>Custodian of files appointed</p>	<p>Broome County Bar Association appointed as interim limited custodian of the files and property of the clients of decedent attorney G. Peter Van Zandt for the specific and limited purpose of identifying and formally notifying decedent's clients of decedent's death in order to protect the interests of his clients, pending appointment of an administrator of decedent's estate.</p>
<p>G. Peter Van Zandt 7/31/08</p>	<p>Order expanded</p>	<p>Authority granted to the Broome County Bar Association (BCBA) by order dated July 24, 2008, is expanded to authorize the BCBA to take possession of decedent's client files, to inventory the files, and take appropriate action to protect the interests of decedent's clients and decedent's estate including release of the files to decedent's clients upon appropriate request of the client and/or the client's new counsel.</p> <p>The BCBA shall not disclose any information contained in the client files so inventoried without the consent of the client to whom such</p>

file relates, except as may be necessary to carry out the provisions of this order.

Within 30 days of the date of this order or upon appointment of an administrator of the estate of G. Peter Van Zandt, whichever comes earlier, the BCBA shall submit a report to the Court setting forth its actions taken pursuant to the authority set forth in this order and the prior order of the court dated July 24, 2008.

Donna J. Vellekamp 51 AD3d 1331 5/22/08	Reinstated	6/7/99 suspension (262 AD2d 702) for failure to comply with Judiciary Law §468-a. Reinstated upon proof of compliance.
Donna J. Vellekamp 51 AD3d 1331 5/22/08	Censured	22 NYCRR 806.19 reciprocal discipline based upon New Jersey reprimand.
Derrick R. Williams, Sr. 52 AD3d 1112 6/19/08	One year suspension	22 NYCRR 806.19 reciprocal discipline based upon Missouri suspension.
Mark Wilson 50 AD3d 1310 4/11/08	Reinstated	11/20/98 suspension (255 AD2d 827) for failure to comply with Judiciary Law §468-a. Reinstated upon proof of compliance.
Eric H. Witlin 57 AD3d 1205 12/18/08	Indefinite suspension	22 NYCRR 806.10(a), indefinite discipline based upon Connecticut interim suspension.

FOURTH DEPARTMENT
(Fifth Judicial District)

Stefan D. Berg
54 A.D.3d 66

Suspended One Year

DR 1-102(a)(3) – engaging in illegal conduct that adversely reflects on his honesty, trustworthiness or fitness as a lawyer; DR 1-102(a)(4) – engaging in conduct involving dishonesty, fraud, deceit or misrepresentation; DR 1-102(a)(5) – engaging in conduct that is prejudicial to the administration of justice; DR 1-102(a)(7) – engaging in conduct that adversely reflects on his fitness as a lawyer; DR 2-106(a) – entering into an agreement for, charging or collecting an illegal or excessive fee; DR 2-110(a)(1) – withdrawing from employment in a proceeding before a tribunal without the permission of the tribunal, as required by the rules of the tribunal; DR 2-110(a)(2) – withdrawing from employment without taking steps to the extent reasonably practicable to avoid foreseeable prejudice to the rights of the client; DR 5-105(c) – representing multiple clients with differing interests without disclosing the implications of the simultaneous representation and obtaining the consent of the clients to the representation; DR 6-101(a)(3) – neglecting a legal matter entrusted to him; DR 7-101(a)(1) – intentionally failing to seek the lawful objectives of a client through reasonably available means permitted by law and the disciplinary rules; DR 7-101(a)(2) – intentionally failing to carry out a contract of employment entered into with a client for professional services; DR 7-101(a)(3) – intentionally prejudicing or damaging a client during the course of the professional relationship; DR 7-102(a)(3) – concealing or knowingly failing to disclose that which he is required by law to reveal in the representation of a client; DR 7-102(a)(4) – knowingly using false evidence in the representation of a client; DR 7-102(a)(5) – knowingly making a false statement of law or fact in the representation of a client; DR 7-

Wayne R. Bodow 54 A.D.3d 76	Censured	102(a)(7) – counseling or assisting a client in conduct that he knows to be illegal or fraudulent; DR 9-102(b)(4) – failing to maintain client funds in a special account; DR 9-102(d)(1) – failing to maintain required records of bank accounts.
Kelly M. Ciccone 57 A.D.3d 148	Censured	DR 1-102(a)(7) – engaging in conduct that adversely reflects on his fitness as a lawyer; DR 1-104(c) – failing to supervise adequately the work of a non-lawyer employee; DR 1-104(d)(2) – failing to take reasonable remedial action at a time when the consequences of misconduct by a non-lawyer could have been avoided or mitigated, when he knew or should have known of the misconduct in the exercise of reasonable management or supervisory authority; DR 6-101(a)(3) – neglecting a legal matter entrusted to him; DR 7-101(a)(1) – intentionally failing to seek the lawful objectives of a client through reasonably available means permitted by law and the disciplinary rules; DR 7-101(a)(3) – intentionally prejudicing or damaging a client during the course of the professional relationship
Joseph M. Hobaica 49 A.D.3d 1319	Interim Suspension	DR 1-102(a)(4) – engaging in conduct involving dishonesty, fraud, deceit or misrepresentation; DR 1-102(a)(7) – engaging in conduct that adversely reflects on her fitness as a lawyer; DR 9-102(a) – misappropriating funds belonging to another person that are in her possession incident to her practice of law.
Thomas A. Lenkiewicz 49 A.D.3d 1319	Interim Suspension	Judiciary Law §90(4) (f) and (g).
Thomas A. Lenkiewicz 55 A.D.3d 251	Suspended Seven Months Definite Period	DR 1-102(a) (5) – engaging in conduct that is prejudicial to the administration of justice; DR 1-102(a) (7) – engaging in conduct that adversely reflects on his fitness as a lawyer; DR 6-101(a) (3) – neglecting a legal matter entrusted to him. Additionally, by failing to comply with attorney registration

requirements, respondent has violated Judiciary Law §468-a and 22 NYCRR 118.1.

Thomas A. Lenkiewicz
56 A.D.3d 1248

Resignation Accepted

Thomas E. O'Bryan
55 A.D.3d 254

Suspended Six Months

DR 1-102(a)(5) – engaging in conduct that is prejudicial to the administration of justice; DR 1-102(a)(7) – engaging in conduct that adversely reflects on his fitness as a lawyer; DR 2-106(c)(2)(ii) – entering into an arrangement for, charging or collecting a fee in a domestic relations matter without a written retainer agreement signed by the lawyer and client setting forth in plain language the nature of the relationship and the details of the fee arrangement; DR 2-110(a)(3) – failing to refund promptly any part of a fee paid in advance that has not been earned; DR 6-101(a)(3) – neglecting a legal matter entrusted to him. Additionally, respondent violated 22 NYCRR part 1400 by failing to provide his clients in domestic relations matters with a statement of client's rights and responsibilities and itemized bills at least every 60 days.

Bonnie Strunk
53 A.D.3d 60

Censured

DR 1-102(a)(4) – engaging in conduct involving dishonesty, fraud, deceit or misrepresentation; DR 1-102(a)(5) – engaging in conduct that is prejudicial to the administration of justice; DR 1-102(a)(7) – engaging in conduct adversely reflects on her fitness as a lawyer, DR 2-110(b)(2) – failing to withdraw from employment when she knows or it is obvious that continued employment will result in violation of a disciplinary rule; Dr 6-101(a)(3) – neglecting a legal matter entrusted to her; DR 9-102(c)(4) – failing to pay or deliver in a prompt manner to the client or third person as requested by the client or third person the funds, securities or other properties in her possession that the client or third person is entitled to receive.

Mark V. Williams
50 A.D.3d 157

Suspended One Year

DR 1-102(a)(4) – engaging in conduct involving dishonesty, fraud, deceit or misrepresentation; DR 1-102(a)(5) – engaging in conduct that is prejudicial to the

administration of justice; DR 2-110(a)(3) – failing to refund promptly any part of a fee paid in advance that has not been earned; DR 6-101(a)(3) – neglecting a legal matter entrusted to him; DR 9-102(a) – misappropriating client funds and commingling client funds with personal funds; DR 9-102(c)(3) – failing to maintain complete records of all funds, securities and other properties of a client or third person coming into his possession and to render appropriate accounts to the client or third person regarding them; DR 9-102(d)(1) – failing to maintain required records of bank accounts; DR 9-102(e) – making withdrawals from a special account payable to cash and not to a named payee. Additionally, respondent violated Judiciary Law §468-a and 22 NYCRR 118.1 by failing to comply with attorney registration requirements.

David E. Zacek
54 A.D.3d 84

Suspended One Year

DR 1-102(a)(5) – engaging in conduct that is prejudicial to the administration of justice; DR 1-102(a)(7) – engaging in conduct that adversely reflects on his fitness as a lawyer; DR 2-110(a)(3) – failing to refund promptly any part of a fee paid in advance that has not been earned; DR 5-105(a) – failing to decline proffered employment if the exercise of independent professional judgment on behalf of the client will be or is likely to be adversely affected by the acceptance of the proffered employment, or if it would be likely to involve him in representing differing interests, and a disinterested lawyer would not believe that he or she could competently represent the interest of each client and each client did not consent to the representation after full disclosure of the implications of the simultaneous representation and the advantages and risks involved; DR 5-105(c) – representing multiple clients with differing interests without disclosing the implications of the simultaneous representation and obtaining the consent of the clients to the representation; DR 6-101(a)(3) – neglecting a legal matter entrusted to him.

FOURTH DEPARTMENT
(Seventh Judicial District)

Martin E. Eades
49 AD3d 198

Six month Suspension

DR 1-102(a)(5) – engaging in conduct that is prejudicial to the administration of justice; DR 1-102(a)(7) – engaging in conduct that adversely reflects on his fitness as a lawyer; DR 6-101(a)(3) – neglecting a legal matter entrusted to him; DR 9-102(b)(1) – failing to maintain clients funds in a special account separate from his business or personal accounts; DR9-102(c)(4) – failing to pay or deliver to the client or third person in a prompt manner as requested by the client or third person the funds, securities possession that the client or third person is entitled to receive; and DR 9-102(d)(2) – failing to maintain a record for special accounts, showing the source of all funds deposited in such accounts, the names of all persons for whom the funds are or were held, the amount and description of such funds, and the names of all persons to whom such funds were disbursed.

Martin E. Eades
56 AD3d 1248

Reinstated

22 NYCRR 1022.28

Robert D. O’Connell
59 AD3d 126

Censured

DR 1-102(a)(7) – engaging in conduct that adversely reflects on his fitness as a lawyer; DR 2-106(c)(2)(ii) – entering into an arrangement for, charging or collecting a fee in a domestic relations matter without a written retainer agreement signed by the lawyer and client setting forth in plain language the nature of the relationship and the details of the fee arrangement; DR 5-101(a)- accepting or continuing employment if the exercise of professional judgment on behalf of the client will be or reasonably may be affected by his own personal interests; DR 5-102(a) – accepting or continuing employment that contemplates his acting as an advocate on issues of fact before any tribunal if he knows or it is obvious that he ought to be called as a witness on a significant issue on behalf of the client; DR 6-101(a)(3) – neglecting a legal

matter entrusted to him; DR 7-106(a) – disregarding a ruling of a tribunal made in the course of a proceeding; and DR 9-102(c)(4) – failing to deliver to a client in a prompt manner as requested by the client property in his possession that the client is entitled to receive; Judiciary Law §468-a and 22 N.Y.C.R.R. 118.1 – failing to comply with attorney registration requirements.

G. Bruce Spence
51 AD3d 98

Two year Suspension

22 NYCRR 1022.22

James F. Ryan
57 AD3d 1529

Suspension

22 NYCRR 1022.23 (b)

August E. Roehrig
56 AD3d 1248

Resigned

22 NYCRR 1022.26 (b)

James J. Shapiro
50 AD3d 1628

Resigned

22 NYCRR 1022.26 (b)

FOURTH DEPARTMENT
(Eighth Judicial District)

Alan D. Goldstein
49 AD3d 234

Suspended One Year

DR 1-102(a)(5) – engaging in conduct that is prejudicial to the administration of justice; DR 1-102(a)(7) – engaging in conduct that adversely reflects on his fitness as a lawyer; DR 5-105(b) – continuing multiple employment if the exercise of independent professional judgment on behalf of a client will be or is likely to be adversely affected by his representation of another client, or if it would be likely to involve him in representing differing interests, and a disinterested lawyer would not believe that he or she could competently represent the interest of each client and each client did not consent to the representation after full disclosure of the implications of the simultaneous representation and the advantages and risks involved; DR 5-105(d) – while associated with another lawyer in a law firm, knowingly accepting or continuing employment when one of the attorneys, if practicing alone, would be prohibited from doing so; DR 6-101(a)(3) – neglecting a legal matter entrusted to him; DR 7-101(a)(2) – intentionally failing to carry out a contract of employment entered into with a client for professional services; DR 7-101(a)(3) – intentionally prejudicing or damaging a client during the course of the professional relationship; DR 9-102(a) – misappropriating client funds; DR 9-102(b)(1) – failing to maintain client funds in a special account separate from his business or personal accounts; DR 9-102(b)(2) – failing to identify special bank accounts in a proper manner; and DR 9-102(c)(3) – failing to maintain complete records of all funds, securities and other properties of a client or third person coming into his possession and to render appropriate accounts to the client or third person regarding them.

Thomas E. Krug
51 AD3d 102

Censured

DR 1-102(a)(3) – engaging in illegal conduct that adversely reflects on his honesty, trustworthiness or fitness as a

		lawyer; DR 102(a)(4) – engaging in conduct involving dishonesty, fraud, deceit or misrepresentation; DR 1-102(a)(5) – engaging in conduct that is prejudicial to the administration of justice; DR 102(a)(7) – engaging in conduct that adversely reflects on his fitness as a lawyer; DR 2-103(d) – compensating or giving anything of value to a person or organization to recommend or obtain employment by a client, or as a reward for having made a recommendation resulting in employment by a client; and DR 3-102(a) – sharing legal fees with a non-lawyer.
Domenic J. Migliaccio 53 AD3d 18	Censured	DR 1-102(a) (5) – engaging in conduct that is prejudicial to the administration of justice; DR 1-102(a) (7) – engaging in conduct that adversely reflects on his fitness as a lawyer; and DR 6-101(a) (3) – neglecting a legal matter entrusted to him.
Jon E. Purizhansky 53 AD3d 1122	Reinstated	
William T. Jebb, II 53 AD3d 1122	Reinstated	
Allithea E. Killeen 54 AD3d 95	Censured	DR 1-102(a)(3) – engaging in illegal conduct that adversely reflects on her honest, trustworthiness or fitness as a lawyer; DR 1-102(a)(4) – engaging in conduct involving dishonesty, fraud, deceit or misrepresentation; DR 1-102(a)(5) – engaging in conduct that is prejudicial to the administration of justice; DR 1-102(a)(7) – engaging in conduct that adversely reflects on her fitness as a lawyer; and DR 7-104(a)(1) – communicating during the course of the representation of client on the subject of the representation with a party the lawyer knows to be represented by a lawyer in the matter.
Thomas H. McKelvey 54 AD3d 24	Censured	DR 1-102(a)(3) – engaging in illegal conduct that adversely reflects on his honesty, truthfulness or fitness as a lawyer; DR 1-102(a)0940 – engaging in conduct involving dishonesty, fraud, deceit

or misrepresentation; DR 1-102(a)(5) – engaging in conduct that is prejudicial to the administration of justice; DR 1-102(a)(7) – engaging in conduct that adversely reflects on his fitness as a lawyer; DR 5-105(a) – failing to decline proffered employment if the exercise of independent professional judgment on behalf of a client will be or is likely to be adversely affected by the acceptance of the proffered employment, or if it would be likely to involve him representing differing interest, and a disinterested lawyer would not believe that he or she could competently represent the interest of each client and each client did not consent to the representation after full disclosure of the implications of the simultaneous representation and the advantages and risks involved; and DR 5-105(b) – continuing multiple employment if the exercise of independent professional judgment on behalf of a client will be or is likely to be adversely affected by his representation of another client, or if it would be likely to involve him in representing differing interests, and a disinterested lawyer would not believe that he or she could competently represent the interest of each client and each client did not consent to the representation after full disclosure of the implications of the simultaneous representation and the advantages and risks involved.

****143 attorneys were suspended as a result of registration delinquencies.**
54 AD3d 9

**Suspended

Judiciary Law §468-a and 22 NYCRR 118.1

Alan E. Fielitz
55 AD3d 147

Resigned

Charles L. Davis
44 AD3d 244

Disbarred

DR 1-102(a)(2) – circumventing a disciplinary rule through actions of another; DR 1-102(a)(3) – engaging in illegal conduct that adversely reflects on his honesty, trustworthiness or fitness as a lawyer; DR 1-102(a)(4) – engaging in conduct involving dishonesty, fraud, deceit or misrepresentation;

DR 1-102(a)(5) – engaging in conduct that is prejudicial to the administration of justice; DR 1-102(a)(7) – engaging in conduct that adversely reflects on his fitness as a lawyer to engage in conduct that would be a violation of the Disciplinary Rules if engaged in by a lawyer; DR 7-102(a)(3) – concealing or knowingly failing to disclose that which he is required by law to reveal in the representation of a client; DR 7-102(a)(5) – knowingly making a false statement of law or fact in the representation of a client; DR 7-102(a)(8) – knowingly engaging in illegal conduct or conduct contrary to a disciplinary rule in the representation of a client; DR 7-106(a) – disregarding a ruling of a tribunal made in the course of a proceeding; DR 9-102(a) – misappropriating client funds and commingling client funds with personal funds; DR 9-102(b)(1)(2) – failing to maintain client funds in a special account separate from his business or personal accounts and to identify such special account; DR 9-102(d)(1) – failing to maintain required records of bank records; and DR 9-102(e) – making withdrawals from a special account payable to cash and not to a named payee.

John P. Duffy
869 NYS2d 352

Disbarred

Felony conviction of leaving the scene of an accident.

John M. Bailey
869 NYS2d 352

Disbarred

Felony conviction of driving while intoxicated.

Kenneth A. DeGasper
869 NYS2d 353

Suspension Vacated

Departmental and District Grievance Committees

DEPARTMENTAL AND DISTRICT GRIEVANCE COMMITTEES

FIRST DEPARTMENT

Departmental Disciplinary Committee

Roy L. Reardon, Esq.
Chairman

Haliburton Fales, 2d., Esq.
Charlotte Moses Fischman, Esq.
Martin R. Gold, Esq.
William Francis Kuntz, ii, Esq.
Stephen L. Weiner, Esq.
Special Counsel

Catherine M. Abate, Esq.
Dominic F. Amorosa, Esq.
Eugene F. Bannigan, Esq.
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Peter A. Bellacosa, Esq.
Nina Beattie, Esq.
George Berger, Esq.
Dr. Jane Eisner Bram
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Christopher E. Chang, Esq.
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Ernest J. Collazo, Esq.
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Denis F. Cronin, Esq.
Cheryl Davis, Esq.
Jean E. Davis
Ralph C. Dawson, Esq.
Paul F. Doyle, Esq.
Rosalind S. Fink, Esq.
Thomas Fitzpatrick, Esq.
William L. Freeman
Paul G. Gardephe, Esq.
David R. Gelfand, Esq.
Joseph Steven Genova, Esq.
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Robert E. Godosky, Esq.
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Richard M. Greenberg, Esq.
Maura Barry Grinalds, Esq.
Robert L. Haig, Esq.

William E. Hammond, Esq.
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Patricia Hatry, Esq.
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Lawrence D. McGovern, Esq.
Robert J. McGuire, Esq.
Harold F. McGuire, Jr., Esq.
Fitzgerald Miller
Charles G. Moerdler, Esq.
Mathias E. Mone, Esq.
Mercedes A. Nesfield
Lynn K. Neuner, Esq.
Frederic S. Newman, Esq.
Jacob Pultman, Esq.
Anthony M. Radice, Esq.
Timothy G. Reynolds, Esq.
Martin S. Rothman, Esq.
Reuben Samuel, Esq.
Augustin J. San Filippo, Esq.
John S. Siffert, Esq.
Marian E. Silber, Esq.
Eugene P. Souther, Esq.
Hon. Joseph P. Sullivan
Christine Collins Tomas
John L. Warden, Esq.
Milton L. Williams, Jr., Esq.
Committee Members

SECOND DEPARTMENT

Grievance Committee for the Second and Eleventh Judicial Districts

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Francis A. Kahn
Leardo Luis Lopez
William R. Lucas*
John Z. Marangos

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Joseph John Risi
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Gilbert L. Balanoff, Esq.
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Linda Devin-Sheehan
Steven J. Eisman, Esq.
William T. Ferris III, Esq.
Raymond J. Furey, Esq.
Joseph A. Gentile, Esq.

Thecla S. Johnides
Frederick C. Johs, Esq.
John P. Lektstutis, P.E.
Rev. Nicholas J. Magoulias
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Alan J. Reardon, Esq.
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Barry M. Smolowitz, Esq.
Arlene Zalayet, Esq.
John B. Zollo, Esq.

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Joseph M. Curtin*
Monica A. Duffy, Esq.
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Leonard A. Govern*
William J. Keniry, Esq.
Alfred B. Mainetti, Esq.

Michael D. McCormick, Esq.
Lisa M. Mills, Esq.
John F. Niles, Esq.
Peter E. Platt*
Edgar G. Purcell, Esq.
Gail B. Rubinfeld, Esq.
John J. Ryan, Jr., Esq.
Michael T. St. Leger, Esq.
John A. Stevens, Esq.
Richard D. Wickerham, Esq.

FOURTH DEPARTMENT

Grievance Committee for the Fifth Judicial District

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Robert A. Barrer
William A. Chambers*
John D. Conners
Keith A. Eisenhut
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Philip I. Frankel
Catherine A. Gale
Joseph P. Giruzzi
Cindy A. Granger

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Amy L. Hallenbeck
Christopher J. Harris*
Camille T. Kahler
Eugene J. Langone, Jr.
Kathlene M. Loconti
Garry L. Outtrim
Roy D. Pinsky
Kathy L. Quencer
Steven A. Smith

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Alan S. Biernbaum
G. James Blatt, Jr.*
Garry Brower*
June Castellano
V. Bruce Chambers
Timothy Dennis*
James A. Gabriel
Riccardo T. Galbato

Valerie G. Gardner
Michael T. Harren
LaMarr J. Jackson
Mary Jo S. Korona
Judith A. Palumbo
Jon H. Porter
Paul E. Richardson
Martha A. Roberts
Jeffrey E. Squires
Mary Walpole-Lightsey

Grievance Committee for the Eighth Judicial District

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David G. Brock
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John J. DelMonte
Amy Archer Flaherty
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Joseph L. Leone, Jr.
Valerie A. Leuthe*
Charles R. Loveland

Jeffrey R. Martin
Michael M. Mohun
James A. Musacchio
Timothy M. O'Mara
John J. Ottaviano
Dale C. Robbins
Susan C. Roney
Raymond F. Shirtz, Jr.*
Ellen Swartz Simpson
Deanne M. Tripi

*Denotes Non-lawyer Member

Professional Disciplinary Staffs

Professional Disciplinary Staffs

FIRST DEPARTMENT

Departmental Disciplinary Committee

First Judicial Department
61 Broadway, 2nd Floor
New York, NY 10006
212-401-0800

Alan W. Friedberg, Chief Counsel
Sherry K. Cohen, First Deputy Chief Counsel
Andral N. Bratton, Deputy Chief Counsel
Mary Louise A. Biunno, Staff Counsel
Angela Christmas, Staff Counsel
Nicole Corrado, Staff Counsel
Kevin P. Culley, Staff Counsel
Jorge Dopico, Staff Counsel
Mady J. Edelstein, Staff Counsel
Jeremy S. Garber, Staff Counsel
Naomi F. Goldstein, Staff Counsel
Joseph J. Hester, Staff Counsel
Roberta N. Kolar, Staff Counsel
Jun Hwa Lee, Staff Counsel
Vitaly Lipkansky, Staff Counsel
Stephen P. McGoldrick, Staff Counsel
Kevin E. F. O'Sullivan, Staff Counsel
Elisabeth A. Palladino, Staff Counsel
Kim Petersen, Staff Counsel
Orlando Reyes, Staff Counsel
Ann E. Scherzer, Staff Counsel
Eileen J. Shields, Staff Counsel
Scott D. Smith, Staff Counsel
Judith N. Stein, Staff Counsel
Raymond Vallejo, Staff Counsel

Vincent C. Raniere, Chief Investigator
George Cebisch, Investigator
Virgil Cruz, Investigator
John E. Puglise, Investigator
Martin Schwinger, Investigator
Michael Vega, Investigator
Leonard Zarrillo, Investigator
Rebeca V. Taub, Chief Paralegal
Donna M. Killian, Paralegal
Eileen McNerney, Paralegal
Joel A. Peterson, Paralegal
Marcy Sterling, Paralegal
Carol Scheuer, Office Manager
Anna Abbate, Secretary
Francine N. L. Ali, Secretary
Nancy K. De Leon, Secretary
Eartha Hobot, Secretary
Monique Hudson, Secretary
Tennille Millhouse, Secretary
Celina Nelson, Secretary
Hermine Otto, Secretary
Gloria Rodriguez, Secretary
Maria L. Vera, Secretary
Michele Y. Wang, LAN Administrator
Charles Sauer, Computer Analyst

SECOND DEPARTMENT

Grievance Committee for the Second and Eleventh Judicial Districts

335 Adams Street – Suite 2400

Brooklyn, NY 11201-3745

718-923-6300

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Diana J. Szochet, Assistant Counsel
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Colette M. Landers, Assistant Counsel
Sharon Gursen Ades, Assistant Counsel
Susan B. Master, Assistant Counsel
Myron C. Martynetz, Assistant Counsel
Kathryn Donnelly Gur-Arie, Assistant Counsel
Louis Romaine, Investigator
Erika Edinger, Paralegal
Joan Drabczyk, Accountant

Grievance Committee for the Ninth Judicial District

399 Knollwood Road – Suite 200

White Plains, NY 10603

914-949-4540

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Faith Lorenzo, Deputy Chief Counsel
Gloria J. Anderson, Staff Counsel
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Fredda Fixler-Fuchs, Staff Counsel
Matthew Renert, Staff Counsel
Glenn E. Simpson, Staff Counsel
Eddie Still, Staff Counsel
Forrest Strauss, Staff Counsel
Anthony Wynne, Staff Counsel
Patrick Smith, Principal Court Analyst
Virginia E. Mordiglia, Court Analyst
Maryellen Horan, Assistant Court Analyst
Ellen M. Tallevi, Senior Court Analyst
Patricia Marucci, Secretary
Claire Zeppieri, Secretary
Denise Santamarena, Secretary (Job Share)
Maria J. Mangine, Secretary (Job Share)
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Anita Belenchia, Secretary (Part-Time)

Grievance Committee for the Tenth Judicial District
150 Motor Parkway – Suite 102
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Michael Fuchs, Assistant Counsel
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Kerry E. Smith, Court Analyst
Joan Pace, Assistant Court Analyst
Barbara Maniscalco, Law Stenographer
Noreen Johnston, Law Stenographer
Phyllis Causillo, Law Stenographer
Mera Maharaj-Panan, Law Stenographer
Elizabeth Secondino, Secretary
Joann McLaughlin, Secretary

THIRD DEPARTMENT
Grievance Committee for the Third Judicial District
Committee on Professional Standards
40 Steuben Street – Suite 502
Albany, NY 12207-2109
518-285-8350

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

FOURTH DEPARTMENT

Grievance Committee for the Fifth Judicial District

224 Harrison Street, Suite 408
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315-471-1835

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Grievance Committee for the Seventh Judicial District

50 East Avenue – Suite 404
Rochester, NY 14604
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Gregory J. Huether, Chief Counsel
Daniel A. Drake, Principal Counsel
Andrea E. Tomaino, Principal Counsel
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Karen C. Malbone, Secretary
Cheryl L. Thompson, Secretary

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Mary E. Davis, Investigator
Carolyn M. Stachura, Investigator
Craig E. Semple, Investigator
Anna M. Hunt, Court Analyst
Kathleen E. Caprio, Assistant Court Analyst
Carol A. Cherry, Assistant Court Analyst
Kathleen J. Kasperek, Secretary
Misty A. White, Secretary

Appendix:
Attorney Discipline Budget
Appropriations and
Salaries of Disciplinary Staff

FIRST DEPARTMENT

<u>Title</u>	<u>Grade</u>	<u>Salary</u>
Chief Attorney	NS	\$126,764
Deputy Chief Attorney	532	\$119,283
Principal Attorney	531	\$120,990
Principal Attorney	531	\$120,990
Principal Attorney	531	\$117,284
Principal Attorney	531	\$117,284
Principal Attorney	531	\$117,284
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$112,414
Principal Attorney	531	\$105,384
Principal Attorney	531	\$102,749
Principal Attorney	531	\$99,817
Principal Attorney	531	\$99,817
Principal Attorney	531	\$95,768
Principal Attorney	531	\$90,758
Associate LAN Admin.	525	\$92,355
Principal Court Analyst	523	\$89,469
Principal Court Analyst	523	\$86,455
Sr. Appellate Court Asst.	521	\$75,447
Sr. Court Analyst	521	\$78,217
Sr. Court Analyst	521	\$73,187
Sr. Court Analyst	521	\$73,187
Sr. Court Analyst	521	\$60,357
Court Analyst	518	\$69,739
Court Analyst	518	\$67,308
Court Analyst	518	\$67,308
Court Analyst	518	\$64,877
Court Analyst	518	\$57,584
Administrative Secretary	517	\$63,793
Assistant Court Analyst	516	\$60,461
Assistant Court Analyst	516	\$60,461
Assistant Court Analyst	516	\$56,043
Assistant Court Analyst	516	\$44,998
Law Stenographer	514	\$54,410
Law Stenographer	514	\$54,410
Law Stenographer	514	\$52,389
Secretary	514	\$54,410
Secretary	514	\$52,389
Secretary	514	\$52,389
Prin. App. Office Asst.	513	\$51,583

2008-2009 Appropriations:

Personal Service	\$4,058,985
Nonpersonal Service	<u>324,509</u>

Total:	\$4,383,494
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SECOND DEPARTMENT

(Second & Eleventh District)

<u>Title</u>	<u>Grade</u>	<u>Salary</u>
Chief Attorney	NS	\$123,224
Deputy Chief Attorney	532	\$123,103
Principal Attorney	531	\$117,284
Principal Attorney	531	\$117,284
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$107,915
Assoc. LAN Administrator	525	\$92,355
Sr. PC Analyst	521	\$75,447
Sr. Court Analyst	521	\$75,447
Sr. Court Analyst	521	\$58,827
Court Analyst	518	\$64,877
Assistant Court Analyst	516	\$58,252
Assistant Court Analyst	516	\$57,933
Secretary	514	\$52,389
Secretary	514	\$50,394
Secretary	514	\$42,284

2008-2009 Appropriations:

Personal Service	\$1,713,743
Nonpersonal Service	<u>135,500</u>

Total:	\$1,849,243
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SECOND DEPARTMENT(Special Grievance Counsel – 2nd Department)

<u>Title</u>	<u>Grade</u>	<u>Salary</u>
Special Counsel	NS	\$125,154
Deputy Chief Attorney	532	\$123,103
Secretary	514	\$44,305

2008-2009 Appropriations:

Personal Service	\$308,208
Nonpersonal Service	<u>27,200</u>

Total:	\$335,408
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SECOND DEPARTMENT
(Ninth District)

<u>Title</u>	<u>Grade</u>	<u>Salary</u>
Chief Attorney	NS	\$125,741
Deputy Chief Attorney	532	\$119,283
Principal Attorney	531	\$120,990
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$104,678
Principal Court Analyst	523	\$83,441
Sr. Court Analyst	521	\$58,827
Court Analyst	518	\$65,099
Assistant Court Analyst	516	\$58,638
Secretary	514	\$56,430
Secretary	514	\$54,410
Secretary	514	\$44,305

2008-2009 Appropriations:

Personal Service	\$1,698,351
Nonpersonal Service	<u>371,873</u>
Total:	\$2,070,224

SECOND DEPARTMENT
(Tenth District)

<u>Title</u>	<u>Grade</u>	<u>Salary</u>
Chief Attorney	NS	\$122,855
Deputy Chief Attorney	532	\$115,000
Deputy Chief Attorney	532	\$115,000
Principal Attorney	531	\$117,284
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$111,964
Principal Attorney	531	\$103,866
Principal Attorney	531	\$99,817
Principal Court Analyst	523	\$86,455
Sr. Court Analyst	521	\$75,447
Court Analyst	518	\$67,308
Assistant Court Analyst	516	\$62,670
Law Stenographer	514	\$54,410
Secretary	514	\$52,389
Secretary	514	\$48,373
Secretary	514	\$38,242

2008-2009 Appropriations:

Personal Service	\$1,880,631
Nonpersonal Service	<u>406,368</u>
Total:	\$2,286,999

THIRD DEPARTMENT

<u>Title</u>	<u>Grade</u>	<u>Salary</u>
Chief Attorney	NS	\$126,555
Deputy Chief Attorney	532	\$123,103
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$95,768
Principal Court Analyst	523	\$89,469
Sr. Court Analyst	521	\$80,987
Assistant Court Analyst	516	\$62,670
Secretary	514	\$50,394
Secretary	514	\$44,305
Secretary	514	\$42,284
Secretary	514	\$40,263
Secretary	514	\$38,242

2008-2009 Appropriations:

Personal Service	\$1,197,569
Nonpersonal Service	<u>212,150</u>
Total:	\$1,409,719

FOURTH DEPARTMENT

<u>Title</u>	<u>Grade</u>	<u>Salary</u>
Chief Attorney	NS	\$126,555
Deputy Chief Attorney	532	\$101,120
Principal Attorney	531	\$120,990
Principal Attorney	531	\$117,284
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Associate Attorney	528	\$107,154
Associate Attorney	528	\$62,104
Sr. Attorney	526	\$76,665
Sr. Court Analyst	521	\$78,217
Sr. Court Analyst	521	\$75,447
Sr. Court Analyst	521	\$70,416
Court Analyst	516	\$59,360
Court Analyst	516	\$55,153

Assistant Court Analyst	516	\$60,461
Assistant Court Analyst	516	\$58,252
Assistant Court Analyst	516	\$53,166
Assistant Court Analyst	516	\$51,625
Secretary	514	\$52,389
Secretary	514	\$51,547
Secretary	514	\$42,284

2008-2009 Appropriations:

Personal Service	\$1,766,871
Nonpersonal Service	<u>360,098</u>

Total: \$2,126,969

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Disciplinary Statistics 2009 Tables

Table 1
Appellate Division
January 1, 2009-December 31, 2009

	1 st Dept.	2 nd Dept.	3 rd Dept.	4 th Dept.	Total
I. MATTERS PROCESSED:¹					
Pending at start of period	1267	2842	640	523	5272
New matters received ²	3363 ³	5342	3073	2550	14328
Matters disposed of	3441	5652	3078	2396	14567
Pending at end of period	1189	2532	635	677	5033
II. COMMITTEE DISPOSITIONS:					
Rejected for failing to state complaint	448	2569	841	1222	5080
Referred to other agencies ⁴	484	1033	143	135	1795
Dismissed or withdrawn	2135	959	376	628	4098
Dismissed through mediation	11	47	0	0	58
Letters of caution (education)	N/A	313	70	203	586
Letters of admonition	114	193	32	62	401
Admonition or reprimand	0	3	20	0	23
Referred to court	249 ⁵	405	1596	146	2396
Other	0	130	0	0	130
III. CASES PROCESSED IN COURTS⁶					
Cases pending at start of period	27	214	37	27	305
Cases received	171	316	202	71	760
CASES CLOSED					
Disbarred	21	26	14	5	66
Resigned	4	19	0	6	29
Suspended	19	52	25	13	109
Censured	8	6	6	9	29
Privately censured	0	0	0	0	0
Remanded to grievance committee	20	16	1	7	44
Discontinued	2	10	0	5	17
Dismissed	1	1	0	1	3
Reinstatements granted	3	24	5	6	38
Reinstatements denied	9	14	5	3	31
Non-Disciplinary Resignations	0	56	75	9	148
Other	71 ⁷	106	64	8	249
TOTAL CLOSED:	160 ⁸	330	195	72	757
TOTAL PENDING:	38	200	44	26	308

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

² Includes complaints received and old matters reactivated.

³ Does not include 857 attorneys suspended for nonpayment of registration fees.

⁴ Includes matters referred to other disciplinary committees and to other agencies.

⁵ In the First Department, "matters" does not include inquiries

⁶ "Cases" refers to the number of attorneys, not complaints.

⁷ This number includes 31 Attorney General and District Attorney Motions for sharing order/unseal.

⁸ This number includes 2 Disciplinary Proceeding numbers assigned for 2 mass suspensions.

Table 2

	New Matters*	Matters Closed*	Disciplinary Action by Committee	Disciplinary Action by Court
1st Department				
1998	4797	5087	100	91
1999	4143	3742	76	92
2000	3004	2870	63	65
2001	2987	2587	55	57
2002	3123	3785	134	55
2003	3133	3218	88	63
2004	3205	3313	102	63
2005	2994	3002	78	63
2006	3939	4058	90	65
2007	3140	3212	87	79
2008	3593	3365	63	55
2009	3697 ¹	2957	105	160 ²
2nd Department				
1998	4712	5306	662	106
1999	4557	4759	518	107
2000	4032	4287	395	107
2001	4519	4650	404	97
2002	4981	4944	458	98
2003	5928	5357	445	85
2004	4776	5044	425	78
2005	6563	6010	462	97
2006	5199	5090	407	90
2007	4251	4826	430	92
2008	5165	4845	452	85
2009	4309	4619	469	103
3rd Department				
1998	1795	1600	173	36
1999	1792	1602	172	28
2000	1588	1673	239	41
2001	1846	1548	223	42
2002	1930	1559	186	30
2003	1579	1608	141	28
2004	1610	1500	88	29
2005	1688	1659	136	29
2006	1566	2468	91	25
2007	1577	1483	97	10
2008	1525	1596	101	52
2009	2903	2935	109	45

* These figures are reduced by the number of complaints referred to other committees for action.
¹ 857 Cases opened for attorney registration default, referral to the Appellate Division and closed as suspended.
² This number includes 2 Disciplinary Proceeding numbers assigned for 2 mass suspensions.

4th Department

1997	2262	1967	196	18
1998	2224	2208	200	19
1999	2078	2084	222	17
2000	2077	2112	221	23
2001	2206	2100	283	33
2002	2082	2084	316	26
2003	2125	2059	235	28
2004	2072	2056	219	21
2005	2560	2365	232	25
2006	2344	2357	310	28
2007	2108	2208	209	36
2008	2538	2762	184	174*
2009	2372	2261	196	33

Statewide

1998	13528	14201	1135	252
1999	12570	12187	988	244
2000	10701	10942	918	236
2001	11558	10885	965	229
2002	12142	12372	1094	209
2003	12765	12242	909	204
2004	11663	11913	834	189
2005	13672	13036	908	214
2006	13040	13973	898	208
2007	11076	11729	823	217
2008	12821	12568	800	366
2009	13196	12772	879	341

Table 3

	New Matters*	Matters Closed*	Disciplinary Action By Committees	Disciplinary Action by Court
Departmental Disciplinary Committee for the First Department				
1998	4797	5087	100	91
1999	4143	3742	76	92
2000	3004	2870	63	65
2001	2987	2587	55	57
2002	3123	3785	134	55
2003	3133	3218	88	63
2004	3205	3313	102	63
2005	2994	3002	78	63
2006	3939	4058	90	65
2007	3140	3212	87	79
2008	3593	3365	63	55
2009	3697 ¹	2957	105	160 ²
Grievance Committee for the Second and Eleventh Judicial Districts, Second Department				
1998	1517	1586	346	31
1999	1502	1304	226	19
2000	1361	1402	152	25
2001	1575	1620	155	44
2002	1609	1761	212	42
2003	2076	1966	181	38
2004	1659	1748	150	37
2005	1748	1617	168	44
2006	1889	1716	161	34
2007	1542	1724	158	36
2008	1742	1616	156	31
2009	1584	1649	150	37
Grievance Committee for the Ninth Judicial District, Second Department				
1998	1116	1171	136	33
1999	1081	1070	90	39
2000	937	963	100	36
2001	836	852	90	22
2002	1303	1104	120	26
2003	1159	1137	140	26
2004	930	914	134	21
2005	1530	1426	131	22
2006	1381	1546	134	30
2007	1114	1198	118	27
2008	1291	1202	103	20
2009	930	1039	154	21
Grievance Committee for the Tenth Judicial District, Second Department				
1998	2079	2548	140	44
1999	2070	2385	187	49
2000	1734	1922	143	46
2001	2108	2178	159	31
2002	2069	2079	126	30
2003	2693	2254	144	21
2004	2187	2382	141	23

¹ 857 Cases opened for attorney registration default, referral to Appellate Division and closed as suspended.

² This number includes 2 Disciplinary Proceeding numbers assigned for 2 mass suspensions.

2005	3243	2925	163	31
2006	1929	1828	112	26
2007	1595	1904	154	29
2008	2132	2027	141	34
2009	1710	1931	165	45
Committee on Professional Standards, Third Department				
1998	1795	1600	173	36
1999	1792	1602	172	28
2000	1588	1673	239	41
2001	1846	1548	223	42
2002	1930	1559	186	30
2003	1579	1608	141	28
2004	1610	1500	88	29
2005	1688	1659	136	29
2006	1566	2468	91	25
2007	1577	1483	97	10
2008	1525	1596	101	52
2009	2903	2935	109	45
Grievance Committee for the Fifth Judicial District, Fourth Department				
1998	644	650	39	3
1999	618	597	43	2
2000	576	600	37	8
2001	598	603	101	7
2002	574	546	84	4
2003	527	521	65	5
2004	520	521	39	5
2005	537	409	50	3
2006	539	543	91	4
2007	562	624	55	12
2008	584	620	42	10
2009	562	549	47	10
Grievance Committee for the Seventh Judicial District, Fourth Department				
1998	591	608	47	4
1999	529	566	36	4
2000	578	562	39	7
2001	564	534	48	12
2002	589	573	65	11
2003	626	608	51	7
2004	654	639	51	8
2005	686	694	46	8
2006	622	639	51	9
2007	572	573	55	12
2008	584	626	50	5
2009	676	660	49	9
Grievance Committee for the Eighth Judicial District, Fourth Department				
1998	989	942	114	12
1999	931	921	143	11
2000	923	950	145	8
2001	1044	963	134	14
2002	919	965	167	11
2003	972	930	119	16
2004	898	896	129	8
2005	1337	1261	136	14
2006	1183	1175	168	15
2007	974	1011	99	12
2008	1370	1516	92	159
2009	1134	1052	100	14

2009 Statistical Reports of Disciplinary Committees

Departmental Disciplinary Committee for the First Department

I. Matters Processed¹

A.	Matters Pending at Start of Period	1267	
B.	New Matters Received During Period	3324 [4181] ²	
C.	Closed Matters Reactivated During Period	39	
D.	Total Matters to be Processed During Period		4630
E.	Total Matters Disposed of During Period		3441
F.	Matters Pending at Close of Period		1189

II. Matters Disposed of by Committee

	CASES	MATTERS
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A.	Rejected as Failing to State a Complaint	433	448
B.	Referred to Other Disciplinary Committees/Agencies	481	484
C.	Dismissed	2053	2135
D.	Dismissed Through Mediation	11	11
E.	Letter of Admonition	105	114
F.	Reprimand After Hearing	0	0
G.	Referred to Appellate Division	143	857
	Total Disposed of During Period	3226	3441

III. Cases Processed by Court

A.	Cases Pending at Start of Period	27
1.	Disciplinary Proceedings	14
2.	Other	13
B.	Cases Received During Period	171
1.	Disciplinary Proceedings	80
2.	Other	91
C.	Total to be Processed During Period	198
D.	Cases Closed	
1.	Disbarred	21
2.	Resigned	4
3.	Suspended	19 ³
4.	Censured	8
5.	Privately Censured	0
6.	Remanded to Grievance Committee	20
7.	Discontinued	2
8.	Dismissed	1
9.	Reinstatements Granted	3
10.	Reinstatements Denied	9
11.	All Other Dispositions	71 ⁴
12.	Total Closed	160 ⁵
E.	Cases Pending at Close of Period	38
1.	Disciplinary Proceedings	30
2.	Other	8

¹ For purposes of this report, "Matters" represents the number of complaints 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 Includes 857 cases opened for attorney registration default.

³ Includes definite, interim and indefinite suspensions.

⁴ This number includes 31 Attorney General and District Attorney Motions for sharing order/unseal.

⁵ This number includes 2 Disciplinary Proceeding numbers assigned for 2 mass suspensions.

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

I. Matters Processed

A.	Matters Pending at Start of Period	829	
B.	New Matters Received During Period	2010	
C.	Closed Matters Reactivated During Period	22	
D.	Total Matters to be Processed During Period		2861
E.	Total Matters Disposed of During Period		2075
F.	Matters Pending at Close of Period		786

II. Matters Disposed of by Committee

		CASES	MATTERS
A.	Rejected as Failing to State a Complaint	1059	1059
B.	Referred to Other Disciplinary Committees/Agencies	426	426
C.	Dismissed or Withdrawn	253	253
D.	Dismissed through Mediation	7	7
E.	Letter of Caution	101	108
F.	Letter of Admonition	48	64
G.	Reprimand	1	1
H.	Referred to Appellate Division	35	147
I.	Other	10	10
J.	Total Disposed of During Period	1940	2075

III. Cases Processed by Court

A.	Cases Pending at Start of Period	55
1.	Disciplinary Proceedings	30
2.	Other	25
B.	Cases Received During Period	106
1.	Disciplinary Proceedings	37
2.	Other	69
C.	Total to be Processed During Period	161
D.	Cases Closed	
1.	Disbarred	9
2.	Resigned	8
3.	Suspend	19
4.	Censured	1
5.	Privately Censured	0
6.	Remanded to Grievance Committee	7
7.	Discontinued	3
8.	Dismissed	0
9.	Reinstatements Granted	9
10.	Reinstatements Denied	6
11.	Non-Disciplinary Resignations	12
12.	All Other Dispositions	29
13.	Total Closed	103
E.	Cases Pending at Close of Period	58
1.	Disciplinary Proceedings	33
2.	Other	25

Brooklyn Bar Association Committees

Total Complaints Received	40
Withdrawn	0
Complaints completed	30
Complaints Pending	10
Mediation Complaints Received	4
Hearing scheduled	4
Pending	0

Queens County Bar Association Committees

Grievance Committee	
Dismissed	34
Dismissed with Advisement	2
Letter of Caution	0
Letter of Admonition	0
Referred to District Grievance Committee	0
Withdrawn	0
Tabled	2

Richmond County Bar Association Grievance Committee

Matters Processed	
Pending at start of period	38
New matters received	25
Closed matters reactivated	1
Total matters processed	56
Matters disposed of	20
Matters pending	
Richmond County	17
Appellate Division	11
Fee Conciliation	1
Matters Disposed of By Committee	
Rejected as failing to state complaint	0
Retained by 2 nd & 11 th District for investigation	11
Referred to Fee Conciliation Committee	1
Settled by Fee	0
Judicially settled	0
Disbarred	0
Suspended	0
Investigation suspended pending litigation	0
Closed by Appellate Division	0
Dismissed	12
Letter of caution	0
Withdrawn	2
Letter of education	0
Mediation	0
Total Disposed of	26

Grievance Committee for the Ninth Judicial District, Second Department

I. Matters Processed

A.	Matters Pending at Start of Period	674	
B.	New Matters Received During Period	1194	
C.	Closed Matters Reactivated During Period	31	
D.	Total Matters to be Processed During Period		1899
E.	Total Matters Disposed of During Period		1303
F.	Matters Pending at Close of Period		596

II. Matters Disposed of by Committee

		CASES	MATTERS
A.	Rejected as Failing to State a Complaint	454	454
B.	Referred to Other Disciplinary Committees	241	241
C.	Referred to Other Agencies	23	23
D.	Dismissed or Withdrawn	283	283
E.	Letter of Caution	85	85
F.	Letter of Admonition	68	68
G.	Reprimand After Hearing	1	1
H.	Referred to Appellate Division	76	128
I.	Other	20	20
J.	Total Disposed of During Period	1251	1303

III. Cases Processed by Court

A.	Cases Pending at Start of Period	54	156
	1. Disciplinary Proceedings	25	125
	2. Other	29	31
B.	Cases Received During Period	76	128
	1. Disciplinary Proceedings	18	43
	2. Other	58	85
C.	Total to be Processed During Period	130	284
D.	Cases Closed		
	1. Disbarred	3	11
	2. Resigned	8	19
	3. Suspended	8	16
	4. Censured	2	2
	5. Privately Censured	0	0
	6. Remanded to Grievance Committee	0	0
	7. Discontinued	0	0
	8. Dismissed	0	0
	9. Reinstatements Granted	4	4
	10. Reinstatements Denied	3	3
	11. Non-Disciplinary Resignations	16	16
	12. All Other Dispositions	37	51
	13. Total Closed	81	122
E.	Cases Pending at Close of Period	49	162
	1. Disciplinary Proceedings	23	124
	2. Other	26	38

Dutchess County Bar Association Grievance Committee

Second Department, Ninth Judicial District

I. Matters Processed

A.	Matters Pending at Start of Period	5
B.	New Matters Received During Period	16
C.	Closed Matters Reactivated During Period	0
D.	Total Matters to be Processed During Period	21
E.	Total Matters Disposed of During Period	17
F.	Matters Pending at Close of Period	4

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	11
E.	Dismissed with Cautionary Language	4
F.	Letter of Caution	0
G.	Letter of Admonition	0
H.	Reprimand	0
I.	Total Disposed of During Period	17

Orange County Bar Association Grievance Committee

Second Department, Ninth Judicial District

I. Matters Processed

A.	Matters Pending at Start of Period	11
B.	New Matters Received During Period	27
C.	Closed Matters Reactivated During Period	38
D.	Total Matters to be Processed During Period	76
E.	Total Matters Disposed of During Period	31
F.	Matters Pending at Close of Period	7

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	26
E.	Dismissed with Cautionary Language	4
F.	Letter of Caution	1
G.	Letter of Admonition	0
H.	Reprimand	0
I.	Total Disposed of During Period	31

Putnam County Bar Association Grievance Committee

Second Department, Ninth Judicial District

I. Matters Processed

A.	Matters Pending at Start of Period	1
B.	New Matters Received During Period	4
C.	Closed Matters Reactivated During Period	0
D.	Total Matters to be Processed During Period	5
E.	Total Matters Disposed of During Period	1
F.	Matters Pending at Close of Period	4

II. Matters Disposed of by Committee

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

Rockland County Bar Association Grievance Committee

Second Department, Ninth Judicial District

I. Matters Processed

A.	Matters Pending at Start of Period	15
B.	New Matters Received During Period	12
C.	Closed Matters Reactivated During Period	0
D.	Total Matters to be Processed During Period	27
E.	Total Matters Disposed of During Period	9
F.	Matters Pending at Close of Period	18

II. Matters Disposed of by Committee

A.	Rejected as Failing to State a Complaint	0
B.	Referred to Other Disciplinary Committees	1
C.	Referred to Other Agencies	0
D.	Dismissed	7
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	9

Westchester County Bar Association Grievance Committee

Second Department, Ninth Judicial District

I. Matters Processed

A.	Matters Pending at Start of Period	44
B.	New Matters Received During Period	88
C.	Closed Matters Reactivated During Period	4
D.	Total Matters to be Processed During Period	136
E.	Total Matters Disposed of During Period	100
F.	Matters Pending at Close of Period	36

II. Matters Disposed of by Committee

A.	Rejected as Failing to State a Complaint	0
B.	Referred to Other Disciplinary Committees	4
C.	Referred to Other Agencies	0
D.	Dismissed	90
E.	Dismissed with Cautionary Language	5
F.	Letter of Caution	1
G.	Letter of Admonition	0
H.	Reprimand	0
I.	Withdrawn	0
J.	Total Disposed of During Period	100

Grievance Committee for the Tenth Judicial District, Second Department

I. Matters Processed

A.	Matters Pending at Start of Period	1339	
B.	New Matters Received During Period	2053	
C.	Closed Matters Reactivated During Period	32	
D.	Total Matters to be Processed During Period		3424
E.	Total Matters Disposed of During Period		2274
F.	Matters Pending at Close of Period		1150

II. Matters Disposed of by Committee

		CASES		MATTERS
A.	Rejected as Failing to State a Complaint	1056		1056
B.	Referred to Other Disciplinary Committees	300		300
C.	Referred to Other Agencies	43		43
D.	Dismissed or Withdrawn	423		423
E.	Dismissed through Mediation	40		40
F.	Letter of Caution	113		120
G.	Letter of Admonition	51		61
H.	Reprimand After Hearing	1		1
I.	Referred to Appellate Division	46		130
J.	Other	81		100
K.	Total Disposed of During Period	2154		2274

III. Cases Processed by Court

A.	Cases Pending at Start of Period	105	
	1. Disciplinary Proceedings	38	
	2. Other	67	
B.	Cases Received During Period	134	
	1. Disciplinary Proceedings	46	
	2. Other	88	
C.	Total to be Processed During Period	239	
D.	Cases Closed		
	1. Disbarred	14	
	2. Resigned	3	
	3. Suspended	25	
	4. Censured	3	
	5. Privately Censured	0	
	6. Remanded to Grievance Committee	9	
	7. Discontinued	7	
	8. Dismissed	1	
	9. Reinstatements Granted	11	
	10. Reinstatements Denied	5	
	11. Non-disciplinary Resignations	28	
	11. All Other Dispositions	40	
	12. Total Closed	146	
E.	Cases Pending at Close of Period	93	
	1. Disciplinary Proceedings	47	
	2. Other	46	

**Nassau County Bar Association
Second Department, Tenth Judicial District**

A.	Cases Referred to Grievance Committee	41
B.	Cases Referred to Mediation	20
	Total Cases Referred:	61

**Suffolk County Bar Association
Second Department, Tenth Judicial District**

A.	Cases Referred to Grievance Committee	31
B.	Cases Referred to Mediation	17
	Total Cases Referred	48

Total Cases Referred to Local Bar Associations: 109

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

I. Matters Processed

A.	Matters Pending at Start of Period	640	
B.	New Matters Received During Period	3046	
C.	Closed Matters Reactivated During Period	27	
D.	Total Matters to be Processed During Period		3713
E.	Total Matters Disposed of During Period		3078
F.	Matters Pending at Close of Period		635

II. Matters Disposed of by Committee

		CASES	MATTERS
A.	Rejected as Failing to State a Complaint	805	841
B.	Referred to Other Disciplinary Committees	94	94
C.	Referred to Other Agencies	49	49
D.	Dismissed or Withdrawn	341	376
E.	Dismissed Through Mediation	0	0
F.	Letter of Caution	65	70
G.	Letter of Admonition	26	32
H.	Reprimand After Hearing	18	20
I.	Referred to Appellate Division	200	1596
J.	Total Disposed of During Period	1598	3078

III. Cases Processed by Court

A.	Cases Pending at Start of Period		37
	1. Disciplinary Proceedings	37	
	2. Other	0	
B.	Cases Received During Period		202
	1. Disciplinary Proceedings	128	
	2. Other	74	
C.	Total to be Processed During Period		239
D.	Cases Closed		
	1. Disbarred	14	
	2. Resigned	0	
	3. Suspended	25	
	4. Censured	6	
	5. Privately Censured	0	
	6. Remanded to Grievance Committee	1	
	7. Discontinued	0	
	8. Dismissed	0	
	9. Reinstatements Granted	5	
	10. Reinstatements Denied	5	
	11. Non-Disciplinary Resignations	75	
	12. All Other Dispositions	64	
	13. Total Closed	195	
E.	Cases Pending at Close of Period	44	
	1. Disciplinary Proceedings	44	
	2. Other	0	

63

Grievance Committee for the Fifth Judicial District, Fourth Department

I. Matters Processed

A.	Matters Pending at Start of Period	170	
B.	New Matters Received During Period	616	
C.	Closed Matters Reactivated During Period	18	
D.	Total Matters to be Processed During Period		804
E.	Total Matters Disposed of During Period		603
F.	Matters Pending at Close of Period		201

II. Matters Disposed of by Committee

		CASES	MATTERS
A.	Rejected as Failing to State a Complaint	235	260
B.	Referred to Other Disciplinary Committees	51	52
C.	Referred to Other Agencies	2	2
D.	Dismissed or Withdrawn	141	148
E.	Dismissed Through Mediation	0	0
F.	Letter of Caution	33	36
G.	Letter of Admonition	14	38
H.	Reprimand After Hearing	N/A	N/A
I.	Referred to Appellate Division	23	67
J.	Total Disposed of During Period	499	603

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	23
	1. Disciplinary Proceedings	11
	2. Other	12
C.	Total to be Processed During Period	29
D.	Cases Closed	
	1. Disbarred	2
	2. Resigned	0
	3. Suspended	5
	4. Censured	3
	5. Privately Censured	0
	6. Remanded to Grievance Committee	3
	7. Discontinued	0
	8. Dismissed	0
	9. Reinstatements Granted	1
	10. Reinstatements Denied	0
	11. Non-Disciplinary Resignations	0
	11. All Other Dispositions	4
	12. Total Closed	18
E.	Cases Pending at Close of Period	11
	1. Disciplinary Proceedings	8
	2. Other	3

Grievance Committee for the Seventh Judicial District, Fourth Department

I. Matters Processed

A.	Matters Pending at Start of Period	107	
B.	New Matters Received During Period	731	
C.	Closed Matters Reactivated During Period	8	
D.	Total Matters to be Processed During Period		846
E.	Total Matters Disposed of During Period		715
F.	Matters Pending at Close of Period		131

II. Matters Disposed of by Committee

		CASES	MATTERS
A.	Rejected as Failing to State a Complaint	357	407
B.	Referred to Other Disciplinary Committees	53	54
C.	Referred to Other Agencies	1	1
D.	Dismissed or Withdrawn	155	163
E.	Dismissed Through Mediation	0	0
F.	Letter of Caution	42	51
G.	Letter of Admonition	7	9
H.	Reprimand After Hearing	N/A	N/A
I.	Referred to Appellate Division	22	30
J.	Total Disposed of During Period	637	715

III. Cases Processed by Court

A.	Cases Pending at Start of Period	12
	1. Disciplinary Proceedings	9
	2. Other	3
B.	Cases Received During Period	22
	1. Disciplinary Proceedings	6
	2. Other	16
C.	Total to be Processed During Period	34
D.	Cases Closed	
	1. Disbarred	2
	2. Resigned	1
	3. Suspended	4
	4. Censured	2
5.	Privately Censured	0
	6. Remanded to Grievance Committee	2
	7. Discontinued	3
	8. Dismissed	1
	9. Reinstatements Granted	1
	10. Reinstatements Denied	1
	11. Non-Disciplinary Resignations	6
	12. All Other Dispositions	0
	13. Total Closed	23
E.	Cases Pending at Close of Period	11
	1. Disciplinary Proceedings	8
	2. Other	3

Grievance Committee for the Eighth Judicial District, Fourth Department

I. Matters Processed

A.	Matters Pending at Start of Period	246	
B.	New Matters Received During Period	1160	
C.	Closed Matters Reactivated During Period	17	
D.	Total Matters to be Processed During Period		1423
E.	Total Matters Disposed of During Period		1078
F.	Matters Pending at Close of Period		345

II. Matters Disposed of by Committee

		CASES	MATTERS
A.	Rejected as Failing to State a Complaint	451	555
B.	Referred to Other Disciplinary Committees	25	26
C.	Referred to Other Agencies	0	0
D.	Dismissed or Withdrawn	290	317
E.	Dismissed Through Mediation	0	0
F.	Letter of Caution	89	116
G.	Letter of Admonition	11	15
H.	Reprimand After Hearing	N/A	N/A
I.	Referred to Appellate Division	26	49
J.	Total Disposed of During Period	892	1078

III. Cases Processed by Court

A.	Cases Pending at Start of Period	9
	1. Disciplinary Proceedings	3
	2. Other	6
B.	Cases Received During Period	26
	1. Disciplinary Proceedings	10
	2. Other	16
C.	Total to be Processed During Period	35
D.	Cases Closed	
	1. Disbarred	1
	2. Resigned	5
	3. Suspended	4
	4. Censured	4
	5. Privately Censured	0
	6. Remanded to Grievance Committee	2
	7. Discontinued	2
	8. Dismissed	0
	9. Reinstatements Granted	4
	10. Reinstatements Denied	2
	11. Non-Disciplinary Resignations	3
	12. All Other Dispositions	4
	13. Total Closed	31
E.	Cases Pending at Close of Period	4
	1. Disciplinary Proceedings	3
	2. Other	1

Disciplinary Decisions Reported by Appellate Division in 2009

First Department (2009)

Attorney (Date of Order)	Discipline Imposed	Disciplinary Rules or Statutes
Stephen Yagman (1/15/09) 61 AD3d 30	Stricken	Felony conviction; 26 USC §7201; 18 USC §2, income tax evasion; 18 USC § 157 and 2, bankruptcy fraud; (Penal Law § 175.35, offering false instrument for filing); Penal Law § 210.15, perjury; 18 USC § 1957, money laundering.
Justine M. Clark (admitted as Justine Marie Clark) (1/20/09) 60AD3d 159	Censured	Serious crime: failure to file NYS tax return, class A misdemeanor, Tax Law § 1801(a).
Anthony C. Jones (admitted as Anthony Jones) (1/27/09) 60 AD3d 312	Censured	22 NYCRR §603.3, reciprocal discipline (New Jersey).
Warren Horakh (1/29/09) 61 AD3d 24	Suspended Indefinitely	22 NYCRR §603.16(c), mental incapacity.
Jeff H. Goldsmith (2/17/09) 61 AD3d 132	Censured	22 NYCRR §603.3, reciprocal discipline (New Jersey).
Samuel A. Fishman (admitted as Samuel Aaron Fishman) (2/26/09) 61 AD3d 159	Stricken	Felony conviction: 18 USC § 1341, mail fraud (Penal Law § 190.65(1) (b), scheme to defraud).
Gerald A. Eppner (3/3/09) 62 AD3d 151	Censured	Serious crime: Tax Law §1801(a), class A misdemeanor, failure to file tax returns.
Joel A. Silberman (admitted as Joel Alan Silberman) (3/10/09) 62 AD3d 61	Interim Suspension	Court vacated 5/11/06 disbarment based on reversal of conviction; suspended pending hearing.
Joseph G. O'Shea (admitted as Joseph Gerard O'Shea) (3/17/09) 62 AD3d 119	Resignation	22 NYCRR §603.11.
Thomas P. Burke (admitted as Thomas Patrick Burke) (3/19/09) 62 AD3d 94	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 suspension.

James J. Jackson (admitted as James Judson Jackson) (3/24/09) 62 AD3d 97	Censured	22 NYCRR §603.3, reciprocal discipline (Connecticut).
Robert J. Barsch (admitted as Robert Joseph Barsch) (3/26/09) 62 AD3d 42	Interim Suspension	22 NYCRR §603.4(e) (1) (i) and (iii): willful failure to cooperate with Committee's investigation; uncontested evidence of professional misconduct immediately threatening public interest.
Lesly R. Harper Devereaux (admitted as Lesly Robyn Harper) (3/31/09) 62 AD3d 210	Stricken	Felony conviction: Superior Court of New Jersey, N.J.S.A. 2C:21-4[a], falsifying or tampering with records in the 4th degree; N.J.S.A. 2C:20-4, theft by deception (Penal Law §175.35, offering a false instrument for filing, Class E felony).
Michael P. Rumore (4/2/09) 63 AD3d 1	Disbarred	22 NYCRR §603.3, reciprocal (New Jersey).
Steven M. Leff (admitted as Steven Mitchell Leff) (4/9/09) 63 AD3d 57	Stricken	Felony conviction: 18 USC § 656, embezzlement (Penal Law §155.30, grand larceny, 4th degree, Class E felony).
David G. Ignacio (admitted as David Gomez Ignacio, Jr.) (4/14/09) 63 AD3d 83	Interim Suspension	22 NYCRR §603.4(e) (1) (ii), admissions under oath and other uncontested evidence of professional misconduct.
Marc A. Bernstein (admitted as Marc Alan Bernstein) (4/24/09) 63 AD3d 87	Interim Suspension	22 NYCRR §603.4(e) (1) (i), (ii) and (iii): willful failure to cooperate with Committee's investigation; admissions under oath and other uncontested evidence of professional misconduct.
Amir Rosenthal (4/28/09) 64 AD3d 16	Stricken	Felony conviction: 18 USC § 371, conspiracy to commit securities fraud [General Business Law § 352-c(5) and (6), insider trading, a Class E felony).

Arthur E. Swidler (admitted as Arthur Evan Swidler) (4/30/09) 64 AD3d 1	Resignation	22 NYCRR §603.11
Stephen J. Katz (admitted Stephen Joshua Katz) (5/19/09) 64 AD3d 163	Stricken	Felony conviction: Penal Law § 110/220.16, attempted criminal possession of a controlled substance, a class C felony; Penal Law §220.06, criminal possession of a controlled substance, a class D felony.
Barry Siskin (6/4/09) 65 AD3d 58	Interim Suspension	22 NYCRR §603.4(e) (1) (i) and (iii): willful failure to cooperate with Committee's investigation and uncontested evidence of professional misconduct immediately threatening public interest.
Andreas Georgakopoulos (6/9/09) 65 AD3d 71	Resignation	22 NYCRR 603.11
Tommy Alejandro (6/11/09) 65 AD3d 63	Disbarred	DR 1-102(A)(4), dishonesty, fraud, deceit and misrepresentation; DR 1- 102(A)(5), conduct prejudicial to the administration of justice; DR 1-102(A)(7), conduct adversely reflecting on fitness; DR 6-101(A)(3), neglect; DR 7-101 (A)(7), failure to carry out contract of employment; DR 9- 102(B)(1), commingling; DR 9-102(D)(1), (2), (8) and (9), failure to keep proper records; DR 9-102(E)(1), writing escrow checks to "cash"; DR 2-110(A)(3), failure to return unearned portion of fee.
Leopold Kaplan (6/30/09) 65 AD3d 287	Suspended Indefinitely	22 NYCRR §60316(c) (1), physical and mental disability.
David Goldstein (7/2/09) 65 AD3d 354	Suspended Indefinitely	22 NYCRR §603.16(c) (1), physical disability.
Alfredo A. Johannes (7/7/09) 66 AD3d 39	Suspended 3 Months	DR 1-102(A)(7), conduct adversely reflecting on fitness; DR 6-101 (A)(3), neglect; DR 9-102(D)(1), (2) and (9), failure to maintain IOLA account ledger; DR 9-102(D)(8), failure to keep appropriate records for IOLA accounts; DR 9- 102(B)(1), improper use of IOLA account for business and personal expenses; DR

<p>Kenneth Selterman (7/28/09) 66 AD3d 74</p>	<p>Suspended 3 years</p>	<p>9-102(E), IOLA disbursement in electronic form rather than a check to named payee. Serious crime: Penal Law § 175.05(1), falsifying business records in second degree, a Class A misdemeanor.</p>
<p>Raymond J. Ruble (admitted as Raymond John Ruble) (7/29/09) 66 AD3d 48</p>	<p>Interim Suspension</p>	<p>Serious crime: 26 USC § 7201, tax evasion.</p>
<p>Bradley A. Alperin (8/25/09) 66 AD3d 309</p>	<p>Suspended 2 years</p>	<p>DR 1-102(A) (4), dishonesty, fraud, deceit or misrepresentation; DR1-102(A) (7), conduct adversely reflecting on fitness; DR 6-101(A) (3), neglect.</p>
<p>Bernard Meiterman (9/15/09) 67 AD3d 50</p>	<p>Stricken</p>	<p>Felony conviction: 18 USC § 1952(a) (3) and (2), use of mail to promote and facilitate corrupt payments (Penal Law § 200.00, bribery in the third degree).</p>
<p>Menachem E. Lifshitz (10/1/09) 69 AD3d 8</p>	<p>Stricken</p>	<p>Felony conviction: Tax Law §1804(b), filing a false personal tax return, a Class E felony.</p>
<p>Peter H. Jacoby (1 0/6/09) 69 AD3d 65</p>	<p>Interim Suspension</p>	<p>Serious crime: Virginia Code §18.2-51, unlawful wounding (Penal Law § 120.00[3], assault).</p>
<p>Marc S. Dreier (admitted as Marc Stuart Dreier) (10/8/09) 69 AD3d 43</p>	<p>Stricken</p>	<p>Felony conviction: 18 USC § 371, conspiracy to commit securities fraud; 15 USC §78j[b] and § 78ff, 17 CFR § 240.10b-5 and 18 USC § 2, securities fraud [General Business Law §§ 352-c(5) and (6), insider trading, a class E felony].</p>
<p>Christopher L. Musmanno (10/8/09) 69 AD3d 54</p>	<p>Censured</p>	<p>22 NYCRR § 603.3, reciprocal discipline (New Jersey).</p>
<p>Clarence Jordan Ball III (10/13/09) 69 AD3d 149</p>	<p>Censured</p>	<p>22 NYCRR § 603.3, reciprocal discipline (Virginia)</p>
<p>Neil S. Kramer (admitted as Neil Stewart Kramer) (10/15/09) 69 AD3d 139</p>	<p>Interim Suspension</p>	<p>Serious crime: 18 USC § 1960(a), operating an unlicensed money transmitting business.</p>

Howard L. Blau (10/27/09) 70 AD3d 28	Disbarred	Judiciary Law § 486, unauthorized practice of law.
Austen O. O. Ugweches (admitted as Austen Obiajuly O. Ugweches) (10/29/09) 69 AD3d 125	Stricken	Felony conviction: Penal Law § 120.05(3), assault in the second degree, a Class D felony.
Allen B. Witz (admitted as Allen Barry Witz) (10/29/09) 70 AD3d 259	Stricken	Felony conviction: 15 USC § 371, conspiracy to commit securities fraud [GBL § 352- c(5) and (6), insider trading, a Class E felony].
James D. Christo (admitted as, James Douglas Christo) (11/5/09) 69 AD3d 157	Interim Suspension	Serious crime: 18 USC § 371, conspiracy to commit immigration fraud (Penal Law § 175.35, offering a false instrument for filing, a class "E" felony).
Stuart G. Fish (11/10/09) 70 AD3d 36	Stricken	Felony conviction: Penal Law 155.40[1], grand larceny in the second degree, a class "C" felony.
Carlyet D. Marshburn (admitted as Carlyet Dannie Marshburn) (11/19/09) 70 AD3d 231	Censured	DR 9-102(A), misappropriation of client and/or third party funds.
Robert B. Davis (11/24/09) 70 AD3d 53	Interim Suspension	Serious crime: 18 USC 1349 and 3551, conspiracy to commit bank and wire fraud.
Jeffrey D. Fletcher (11/24/09) 70 AD3d 63	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 suspension.
Steven R. Lapidus (admitted as Steven Richard Lapidus) (12/3/09) 70 AD3d 49	Resignation	22 NYCRR § 603.11.
George S. Balis (admitted as George Steven Balis) (12/8/09) 70 AD3d 76	Disbarred	Serious crime: 15 USC §§ 77q[a] and 77x, 18 USC §§ 371 and 1343, conspiracy to commit securities fraud and/or wire fraud; 15 USC §§ 77q[a] and 77x, and 18 USC § 2, securities fraud; 18 USC §§ 1343 and 2, wire fraud [Judiciary Law § 90 (4) (d)].

<p>Vernell A. Clarke (admitted as Vernell Ashton Clarke) (12/10/09) 71 AD3d 33</p>	<p>Suspended 5 years</p>	<p>DR 1-102(A) (4), dishonesty, fraud, deceit or misrepresentation; DR 6-101(A) (3), neglect.</p>
<p>Samuel A. Amukele (admitted as Samuel Anele Amukele) (12/22/09) 70 AD3d 200</p>	<p>Disbarred</p>	<p>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 suspension.</p>
<p>Ronald A. Goldman (12/22/09) 71 AD3d 9</p>	<p>Suspended 1 year effective 1/19/10</p>	<p>Serious crime: Tax Law § 1801(a), failure to file tax returns, a class "A" misdemeanor.</p>
<p>John J. P. Howley (12/22/09) 70 AD3d 218</p>	<p>Suspended 1 year effective 1/19/10</p>	<p>Serious crime: Tax Law § 1801(a), failure to file tax returns, a class "A" misdemeanor.</p>
<p>Eric A. Holzer (admitted as Eric Adam Holzer) (12/29/09) 71 AD3d 73</p>	<p>Stricken</p>	<p>Felony conviction: 18 USC § 371, conspiracy to commit securities fraud; 15 USC § 78j (b) and § 78ff, securities fraud [GBL § 352-c (5) and (6), Class E felonies].</p>
<p>David C. Ignacio (admitted as David Gomez Ignacio, Jr.) (12/29/09) 71 AD3d 71</p>	<p>Disbarred</p>	<p>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 suspension.</p>

Second Department (2009)
(Second, Eleventh and Thirteenth Judicial Districts)

Attorney (Date of Order)	Discipline Imposed	Disciplinary Rules or Statutes
Scott F. Saidel, a suspended attorney 58 A.D.3d 634	Reinstated	
Devon F. Clarke 60 A.D.3d 52	Disbarred (resigned)	Escrow account irregularities.
Edwin E. Drakes, a suspended attorney 60 A.D.3d 153	Disbarred	Converting funds held as a fiduciary; engaging in the unauthorized practice of law while suspended; improperly continuing to use attorney escrow account while suspended; making materially false statements on an application to renew his real estate broker license; and failing to comply with lawful orders of the United States Bankruptcy Court for the Eastern District of New York.
Ihab Hussam Tartir	Interim Suspension	Serious crime conviction — aiding and abetting marriage fraud [8 USC § 1325(c)] and conspiracy [18 USC §371].
Barry D. Pincus, a disbarred attorney	Reinstatement denied	
Fred A. Schwartz, a suspended attorney 59 A.D.3d 454	Reinstated	
Peter A. Takvorian, a suspended attorney 61 A.D.3d 166	Disbarred (resigned)	Engaging in the unauthorized practice of law while suspended.
Richard Hartman, a disbarred attorney	Reinstatement denied	
Joel D. Tenenbaum 61 A.D.3d 162	Disbarred	Reciprocal Discipline — Delaware.
Rene G. Garcia 61 A.D.3d 169	Suspended 1 year	Converting funds held as a fiduciary; failing to safeguard funds entrusted to him as a fiduciary; taking legal fees for two personal injury matters before depositing the corresponding settlement checks into his escrow account; engaging in a pattern and practice of failing to promptly pay his clients their share of settlement proceeds; failing to maintain required bookkeeping records for his escrow

Andrew P. Jones, a suspended attorney	Reinstatement denied	account; and engaging in pattern of failing to file closing statements with the Office of Court Administration.
Maureen Abato, a suspended attorney 60 A.D.3d 761	Reinstated	
Louis Haddad 62 A.D.3d 85	Disbarred (resigned)	Misuse of escrow account by commingling, writing checks to cash, and making improper withdrawals.
Mark Crutchfield	Interim suspension	Failure to cooperate.
Matthew A. Marino	Interim suspension	Serious crime conviction — misprison of a felony [18 USC §4].
Vincent D' Ambrosio, a disbarred attorney	Reinstatement denied	
Peter Francis Martin 62 A.D.3d 170	Suspended 1 year	Providing inaccurate and misleading information to the Grievance Committee; misappropriating funds held in his escrow account as a fiduciary; and failing to maintain required bookkeeping records for his escrow accounts.
Philip Dale Russell, a suspended attorney 63 A.D.3d 71	Suspended 6 months	Serious crime conviction — misprison of a felony [18 USC §4].
Eric D. Wachtel 63 A.D.3d 108	Suspended 2 years	Reciprocal discipline — New Jersey (6 month suspension).
Alan H. Young 63 A.D.3d 90	Disbarred (resigned)	Irregularities in his escrow account.
John D. Lewis	Interim suspension	Serious crime conviction — criminal facilitation in the 4 th Degree (Penal Law §115.00).
Salvatore Quagliata, a suspended attorney 64 A.D.3d 165	Disbarred (resigned)	Improperly holding himself out as an attorney while suspended and failing to re-register with the Office of Court Administration for 8 biennial registration periods.
Jose R. Mendez 64 A.D.3d 165	Disbarred (resigned)	Neglect and false representations to the court.
Jan Alex Dash 64 A.D.3d 242	Suspended 5 years	Commingling; engaging in conduct involving dishonesty, fraud, deceit, or misrepresentation; engaging in conduct that adversely reflects on his fitness as an attorney;

		improperly disbursing escrow funds to a suspended attorney; conflict of interest; improperly disbursing funds held by him as a fiduciary without his clients' authorization; and failing to produce required bookkeeping records.
Mark E. Wolterbeek 64 A.D.3d 259	Disbarred	Reciprocal discipline — New Hampshire.
Charles Adam Willinger	Interim suspension	Failure to cooperate.
Gary J. Rothman, a disbarred attorney	Reinstatement denied	
Mason Blake Pimsler, a disbarred attorney	Reinstatement denied	
Cheryl K. Brodsky, a suspended attorney 65 A.D.3d 248	Suspended 3 years	Failure to comply with lawful demands of the Court and the Grievance Committee.
Pericles Tsapogas 65 A.D.3d 221	Disbarred (resigned)	Grossly overcharging clients.
Marise Robergeau, a suspended attorney 65 A.D.3d 217	Disbarred	Failure to cooperate.
Alan Schuchman 65 A.D.3d 327	Disbarred	Reciprocal discipline — California.
Alexander M. Kaplan	Interim suspension	Serious crime conviction — conspiracy to commit bank fraud, wire fraud, and mail fraud; bank fraud; wire fraud; and mail fraud [18 USC §1349, 1344, 1343, and 1341].
Vincent F. Siccardi, a suspended attorney 64 A.D.3d 716	Reinstated	
Barry R. Feerst	Interim suspension	Serious crime conviction — conspiracy to defraud the United States [18 USC §371].
William J. Salica 66 A.D.3d 220	Suspended 2 years	Reciprocal discipline — California.
Sandra Fernandez 66 A.D.3d 208	Disbarred	Felony conviction — offering a false instrument for filing (Penal Law § 175.35) and official misconduct (Penal Law § 195.00).
Hector A. Martinez, Jr. 66 A.D.3d 214	Disbarred (resigned)	Drawing a dishonored check on his attorney trust account.

Blonde Grayson Hall, a suspended attorney 67 A.D.3d 32	Suspended for a term consistent with the time elapsed since her interim suspension on October 29, 2007	Serious crime conviction — failure to file tax returns [26 USC §7203].
Steven T. Rondos 67 A.D.3d 18	Disbarred	Reciprocal discipline — New Jersey.
Yvette A. Bentham 67 A.D.3d 103	Censured	Reciprocal discipline — Connecticut (two month suspension).
Jonathan Mason-Kinsey 67 A.D.3d 70	Suspended 3 years	Engaging in a pattern and practice of drawing IOLA checks against insufficient funds; converting funds entrusted to him as a fiduciary; failing to produce financial records he was required to maintain; failing to maintain required bookkeeping records for his IOLA accounts; failing to cooperate with the Grievance Committee.
Gary R. DeFilippo 67 A.D.3d 178	Disbarred	Felony conviction — assault in the 2 nd degree (Penal Law § 120.05).
Fawn Balliro 67 A.D.3d 180	Suspended 6 months	Reciprocal discipline — Massachusetts.
Frank Sheehan, a suspended attorney 65 A.D.3d 1355	Reinstated	
Mark Crutchfield, a suspended attorney 69 A.D.3d 154	Disbarred	Failure to cooperate.
Cesar G. Cardona	Interim suspension	Conversion of escrow funds.
John Kennedy O'Hara, a disbarred attorney 66 A.D.3d 687	Reinstated	
Philip Dale Russell, a suspended attorney 66 A.D.3d 689	Reinstated	
Michael G. Rosenberg, a suspended attorney 66 A.D.3d 785	Reinstated	
Tanya E. Lawrence	Interim suspension	Procuring her admission to the Bar by fraud.
Lawrence D. Moringiello, a disbarred attorney	Reinstatement denied	

**Second Department (2009)
(Ninth Judicial District)**

Attorney (Date of Order)	Discipline Imposed	Disciplinary Rules or Statutes
Jeffrey N. Allen	Application for Reinstatement Denied May 27, 2009	
Paulette R. Bainbridge	Interim Suspension and Disciplinary Proceeding Authorized October 7, 2009	22 NYCRR 691.4(1) (1) (I) and (ii): Failure to answer complaints and admissions under oath of misconduct.
F. Daniel Blizard	Disbarred Pursuant to Resignation July 28, 2009 Appointment of Inventory Attorney December 2, 2009	DR 1-102(a) (5): Conduct prejudicial to the administration of justice; DR 1- 102(a) (7): Conduct adversely reflecting upon fitness to practice law; DR 6-101(a) (3): Neglect of legal matter(s).
Stephen Lawrence Brotmann	Disbarred Pursuant to Resignation January 20, 2009	DR 9-102(a): Misappropriation of funds in attorney escrow account.
Lisa Cox	Interim Suspension and Disciplinary Proceeding Authorized May 19, 2009	22 NYCRR 691.4(1) (I) (i), (ii) and (iii): Failure to comply with lawful demands in investigation; admissions under oath; and, other uncontroverted evidence of misconduct.
Charles J. Diven, Jr.	Five Year Suspension June 23, 2009	DR 1-102(a) (4): Conduct involving dishonesty, fraud, deceit or misrepresentation; DR 5-105(a): Impermissible conflict of interests between current clients; DR 5-108: Impermissible conflict of interests with former client; DR 9-102(a) and (e): Misappropriation of funds in attorney escrow account and failure to identify account properly.
Lance Falow Suspended Attorney	Application for Reinstatement Held in Abeyance and matter. Referred to Committee on Character and Fitness March 30, 2009	
J. Bennett Farrell	Disbarred Pursuant to Resignation May 5, 2009	DR 1-102(a)(5): Conduct prejudicial to the administration of justice; DR 1-102(a)(7): Conduct adversely reflecting upon fitness to practice law; DR 9-102(a): Misappropriation of funds in attorney escrow account.

Edmund Fitzgerald Disbarred Attorney	Application for Reinstatement Held in Abeyance and matter. Referred to Committee on Character and Fitness March 5, 2009	
Gary G. Gauthier	Disbarred Pursuant to Resignation February 3, 2009	DR 9-102: Breach of fiduciary duty with respect to escrow funds.
Thomas Giamanco	Five Year Suspension September 29, 2009	22 NYCRR 691.3: Reciprocal Discipline based upon 2 ½ year suspension in the State of New Jersey.
Warren Scott Goodman Suspended Attorney	Petition of Charges Supplemented March 4, 2009	
Vivian L. Hausch Suspended Attorney	Petition to U.S. Supreme Court for writ of certiorari denied February 23, 2009	
Kevin Keelan	Disbarred January 27, 2009	Judiciary Law §90(4): Felony Conviction - V&T §511.3: Aggravated unlicensed operation of a motor vehicle.
Shmuel B. Klein Disbarred Attorney	Application for Reinstatement Denied July 22, 2009	
David C. Kobrin Disbarred Attorney	Application for Reinstatement Granted January 13, 2009	
Bruce E. Lilling Disbarred Attorney	Motion to Vacate Disbarment by Resignation Denied December 1, 2009	
Richard A. Marcus	Three Year Suspension June 16, 2009	22 NYCRR 691.3: Reciprocal Discipline based upon three year suspension in the State of California.
	Application to Stay Suspension Denied July 9, 2009	
Andrew M. Micek	Disbarred Pursuant to Resignation June 16, 2009	DR 1-102(a) (4): Conduct involving dishonesty, fraud, deceit or misrepresentation; DR 1-102(a)(5): Conduct prejudicial to the administration of justice; DR 1-102(a) (7): Conduct adversely reflecting upon fitness to practice law; DR 6-101(a) (3): Neglect of legal matter(s); DR 9-102(a): Misappropriation of funds in attorney escrow account.
Andrew J. Nitzberg	Disbarred Pursuant to Resignation April 28, 2009	DR 9-102: Breach of fiduciary duty with respect to escrow funds.

Howard J. Pobiner Disbarred Attorney	Application for Reinstatement Held in Abeyance and matter Referred to Committee on Character and Fitness May 15, 2009	
Neal M. Pomper	Public Censure December 15, 2009	22 NYCRR 691.3: Reciprocal Discipline based upon censure in the State of New Jersey.
Jane Posner	Disbarred Pursuant to Resignation April 28, 2009	DR 9-102(a): Misappropriation of funds in attorney escrow account.
Sean Damien Purdy Disbarred Attorney	Application for Reinstatement Denied March 5, 2009	
Barnett R. Rogers	Interim Suspension and Disciplinary Proceeding Authorized February 24, 2009	22 NYCRR 691.4(1)(i): Failure to comply with lawful demands in investigation.
Peter J. Schmerge Suspended	Suspension Continued Pursuant to Disability and Inventory Attorney Appointed April 21, 2009	22 NYCRR 691.13(c): Medical/Psychiatric disability.
Martin Schnee	Public Censure February 17, 2009	DR 2-110(a)(3): Non- refundable retainer agreement; DR 6-101(a)(3): Neglect of legal matter.
Robert C. Schuster Disbarred Attorney	Application for Reinstatement Granted October 13, 2009	
Robert L. Shepard	Disbarred July 21, 2009	Judiciary Law §90(4): Felony Conviction - 18 USC §§ 371 and 1001: Making materially false statements.
Claude R. Simpson	Disbarred Pursuant to Resignation August 25, 2009	DR 9-102: Breach of fiduciary duty with respect to escrow funds.
Cynthia V. Tague Suspended Attorney	Application for Reinstatement Granted May 26, 2009	
John R. Tague, III Suspended Attorney	Application for Reinstatement Granted May 26, 2009	
Daniel D. Tartaglia	One Year Suspension with Credit for Interim Suspension July 14, 2009	Judiciary Law §90(4): Conviction of Serious Crime - Tax Law 1801(a): Failure to file New York State tax return.
	Application for Reinstatement Held in Abeyance and matter Referred to Committee on Character and Fitness November 5, 2009	

Robert Tavon
Suspended Attorney

Disbarred
August 4, 2009

DR 1-102(a)(3): Illegal conduct that adversely reflects on honesty, trustworthiness or fitness; DR 1-102(a)(4): Conduct involving dishonesty, fraud, deceit or misrepresentation; DR 1-102(a)(5): Conduct prejudicial to the administration of justice; DR 1-102(a)(7): Conduct adversely reflecting upon fitness to practice law; DR 3-101(b): Unauthorized practice of law; DR 5-107(b): Influence by person other than client; DR 6-101(a)(2) and (3): Failure to act competently and neglect of legal matter.

**SECOND DEPARTMENT
Tenth Judicial District**

<p>Jospeh R. Maddalone, Jr. 60 A.D.3d 162</p>	<p>Disbarred January 20, 2009</p>	<p>Judiciary Law §90(4)(a): Convicted of a felony – grand larceny in the second degree.</p>
<p>Edward M. Cohen 61 A.D.3d 137</p>	<p>Disbarred (resigned) February 10, 2009</p>	<p>Judiciary Law §90.</p>
<p>Joel D. Tenenbaum 61 A.D.3d</p>	<p>Disbarred February 17, 2009</p>	<p>22 NYCRR 691.3 (Reciprocal discipline – Delaware).</p>
<p>Benjamin Katz 61 A.D.3d 213</p>	<p>Suspended for Five Years February 24, 2009</p>	<p>DR 9-102(a): Failing to maintain and preserve client funds entrusted to him in escrow (22 NYCRR 1200.46); DR 1-1-2(a)(7): Engaged in conduct that adversely reflects on his fitness as a lawyer (22 NYCRR 1200.3)</p>
<p>Martin N. Kroll 62 A.D.3d 46</p>	<p>Disbarred Pursuant to Resignation March 3, 2009</p>	<p>Judiciary Law §90.</p>
<p>John D. Orth 62 A.D.3d 184</p>	<p>Censured March 31, 2009</p>	<p>22 NYCRR 691.3 – Reciprocal Discipline (Supreme Court of New Jersey).</p>
<p>Mark O. Wasserman 61 A.D.3d 202</p>	<p>Suspended for One Year March 1, 2009</p>	<p>DR 6-101(a)(3): Neglected a legal matter entrusted to him by failing to properly commence and pursue a breach of contract action on behalf of his client; DR 6-101(a)(1): Not competent to handle a legal matter without associating with an experienced lawyer and failing to seek assistance in the matter; DR 1-102(a)(7): Conduct that adversely reflects on his fitness as a lawyer by neglecting a legal matter entrusted to him and by attempting to handle a type of case he was not competent to handle alone; DR 1-102(a)(5): Engaged in conduct prejudicial to the administration of justice by failing to properly respond to the lawful demands of Grievance Committee; DR 1-102(a)(5): Engaged in conduct that is prejudicial to the administration of justice by failing to respond to notices from the Office of the Administrative Judge of Nassau County.</p>
<p>Arthur E. Jackman 61 A.D.3d 688</p>	<p>Reinstatement Granted April 7, 2009</p>	

Steven Woghin 64 A.D.3d 5	Disbarred April 28, 2009	Judiciary Law §90(4)(a): Convicted of a felony – conspiracy to commit securities fraud in violation of 18 USC § 371 and obstruction of justice in violation of 18 USC §1512 (c)(2).
Charles H. Reinhardt 64 A.D.3d 248	Censured May 19, 2009	Judiciary Law §90(4)(d): Convicted of a serious crime involving theft; DR 1-102(a)(3): Engaged in illegal conduct that adversely reflects on his honesty, trustworthiness, or fitness as a lawyer; DR 1-102 (a)(7): Engaged in conduct that adversely reflects on his fitness as a lawyer.
Fredric Grae 62 A.D.3d 998	Reinstatement Granted May 26, 2009	
Bryan J. Holzberg 65 A.D.3d 144	Disbarred June 16, 2009	Judiciary Law §90(4)(a): Convicted of a felony – possession of a forged instrument in the second degree (Penal Law §170.25).
Jason Moroff 63 a.D.3d 944	Reinstatement Granted June 16, 2009	
Edward Shapiro 63 A.D.3d 951	Reinstatement Granted June 16, 2009	
Christopher Carnesi 65 A.D.3d 214	Disbarred June 23, 2009	Judiciary Law §90(4)(a): Convicted of a felony – conspiracy to commit money laundering, in violation of 18 USC § 1956 (a)(1)(A)(i), (a)(1) (B) (i), and (h).
Michael T. Savelli 65 A.D.3d22	Disbarred June 23, 2009	Judiciary Law §90(4)(a): Convicted of a felony – attempted disseminating indecent materials to minors in the first degree, a class E felony (Penal Law §§ 110.00 and 235.22).
Sheldon M. Krupnick 65 A.D.3d 291	Suspended for Five Years June 30, 2009	DR 1-102(a)(3): engaged in conduct that reflects adversely on his honesty, trustworthiness, or fitness as a lawyer; DR 1-102(a)(4): Engaged in conduct involving dishonesty, fraud, deceit, or misrepresentation; DR 1-102(a)(5): Engaged in conduct prejudicial to the administration of justice; DR 1-102(a)(7): Engaged in conduct that adversely reflects

		on his fitness as a lawyer.
John P. Oliver 65 A.D.3d 324	Disbarred June 30, 2009	Judiciary Law §90(4)(a): Convicted of a felony – grand larceny in the second degree (Penal Law §155.40), a class C felony, and scheme to defraud in the first degree (Penal Law § 190.65), a class E felony.
Mark C. Kaley 66 A.D.3d 43	Suspended for Three Years July 21, 2009	DR 6-101(a)(3): Neglected a legal matter entrusted to him by failing to file and serve a motion for a default judgment; DR 1-102(a)(4): Engaged in conduct involving dishonesty, fraud, deceit, or misrepresentation; DR 1-102(a)(7): Engaged in conduct that adversely reflects on his fitness as a lawyer.
Jay M. Lipis 66 a.D.3d 80	Suspended for Two Years August 4, 2009	22 NYCRR 691.3 – Reciprocal Discipline (Supreme Judicial Court for Suffolk County in the Commonwealth of Massachusetts).
Robert I. Oziel 66 A.D.3d 145	Suspended for Five Years August 4, 2009	DR 9-102(a): Failed to preserve funds entrusted to him and converted those funds to a use other than that for which they were intended; DR 1-102(a)(7): Engaged in conduct that adversely reflects on his fitness as a lawyer; DR 9-102(c)(4): Failed to promptly deliver to his clients, at their request, funds in his possession which the clients were entitled to receive; DR 1-102(a)(4): Engaged in conduct involving dishonesty, fraud, and deceit.
Stafford H. Byers 66 A.D.3d 155	Suspended for One Year August 11, 2009	DR 9-102(a): Violated his fiduciary obligations by failing to maintain and preserve funds belonging to another person which were entrusted to him; DR 9-102(a): Commingled personal funds with funds belonging to another person; DR 9-102(d)(9): Failed to make accurate entries of all financial transactions connected to his attorney trust account.

Fredrick Klarer 66 A.D.3d 247	Suspended for Three Years August 25, 2009	DR 7-102 (a)(5): Knowingly made false statements of fact by: (a) failing to advise the Family Court, New York County, that the relief he was seeking had previously been denied by both the Supreme Court, New York County, and the Appellate Division, First Department, and (b) falsely asserting before the Supreme Court, New York County, in an affirmation in opposition to a motion for the imposition of sanctions, that he had verbally informed the Family Court, New York County, of the prior applications and determinations; DR 1-102 (a)(4) : Engaged in conduct involving dishonesty, fraud, deceit, or misrepresentation; 22 NYCRR 130-1.1 (c)(3): Engaged in frivolous conduct in that he filed a deficient record on an appeal before the Appellate Division, First Department; DR 1-102 (a)(5): Engaged in conduct prejudicial to the administration of justice; DR 1-102 (a)(7): Engaged in conduct that adversely reflects on his fitness as a lawyer.
Philip S. LaPenta 67 A.D.3d 117	Suspended for Six Months August 25, 2009	DR 1-102 (a)(3): Engaging in illegal conduct that adversely reflects on his honesty, trustworthiness or fitness as a lawyer; DR 1-102 (a)(7): Illegal conduct that adversely reflects on his fitness as a lawyer.
Robert A. Macedonio 66 A.D.3d 211	Disbarred August 25, 2009	Judiciary Law §90(4)(a): Convicted of a felony – criminal possession of a controlled substance in the fifth degree, a class D felony(Penal Law §220.06 (5)).
John H. Schunke, Jr. 66 A.D.3d 288	Disbarred August 25, 2009	22 NYCRR 691.3: Reciprocal Discipline (New Jersey).

Lawrence Ira Wechsler 66 A.D.3d 277	Censured August 25, 2009	Judiciary Law §90(4)(d): Convicted of a serious crime; DR 1-102 (a)(7): Engaged in conduct that adversely reflects on his fitness as a lawyer.
Andrew Petrone 67 A.D.3d 122	Disbarred September 8, 2009	Judiciary Law §90(4)(a): Convicted of a felony – criminal possession of a controlled substance in the fourth degree, a class C felony(Penal Law §220.09).
John J. Budnick 67 A.D.3d 99	Suspended for Two Years September 15, 2009	DR 1-102(a)(4): Engaged in conduct involving dishonesty, fraud, and deceit by knowingly filing a false instrument with a governmental agency; DR 1- 102(a)(5): Engaged in conduct that is prejudicial to the administration of justice; DR 1-102 (a)(7): Engaged in conduct that adversely reflects on his fitness as a lawyer.
Gary W. Gramer 67 A.D.3d 189	Disbarred September 29, 2009	Judiciary Law §90(4)(a): Convicted of a felony – grand larceny, third degree.
Genaro R. Hathaway 67 A.D.3d 207	Disbarred September 29, 2009	22 NYCRR 691.3: Reciprocal Discipline (Connecticut).
James G. Kalpakis 67 A.D.3d 185	Disbarred (Resigned) September 29, 2009	Judiciary Law §§750(A)(3), (B), 753(A)(4) – Practicing law while suspended.
James J. Quail 68 A.D.3d 16	Suspended for Five Years September 29, 2009	DR 1-102(a)(5): Conduct prejudicial to the administration of justice; DR 1-102(a)(7): Conduct which adversely reflects on his fitness to practice law; DR 6- 101(a)(3): Neglecting a case; DR 9-102(d)(1), (2), (8) and (9): Failing to maintain the required records; DR 9-102(a): Failing to preserve client funds entrusted to him as a fiduciary; DR 9-102(c): Breaching his fiduciary duty by failing to promptly pay or deliver funds received on behalf of a client or third person to a third person who was entitled to receive such funds; DR 9-102(b)(4): Withdrawing a disputed fee from escrow prior to the dispute being resolved; DR 2-106(a) and (b):

Guilty of charging and collecting an excessive fee; DR 9-102(d)(3): Engaged in conduct prejudicial to the administration of justice by failing to maintain a copy of the retainer agreement for seven years.

Alvin Dorfman
66 A.D.3d 775

Reinstatement Granted
October 13, 2009

Jack Fisher

Reinstatement Granted
October 13, 2009

Robert M. Adelberg

Reinstatement Granted
October 20, 2009

Timothy S. McCulley
66 A.D.3d 903

Reinstatement Granted
October 20, 2009

Jerem O'Sullivan
66 A.D.3d 905

Reinstatement Granted
October 20, 2009

Philip I. Aaron
67 A.D.3d 784

Reinstatement Granted
November 10, 2009

Edward A. Christensen
69 A.D.3d 201

Disbarred
November 10, 2009

DR 9-102(a): Violation of fiduciary obligations in failing to maintain funds entrusted to him.

Thomas Rybicki
67 A.D.3d 812

Reinstatement Granted
November 10, 2009

Leonard H. Goldner
70 A.D.3d 236

Disbarred
December 8, 2009

Judiciary Law §90(4)(a):
Convicted of a felony.

Third Department (2009)

Attorney (Date of Order)	Discipline Imposed	Disciplinary Rules or Statutes
Abbott, Richard D. (65 AD3d 1419) 9/17/09	30 month suspension	22 NYCRR 806.19 discipline based upon Massachusetts suspension.
Anonymous	Motion denied	Motion for disclosure pursuant to Judiciary Law §90(10) denied.
Anonymous	Order discontinuing investigation and disciplinary proceeding	Motion by respondent for order pursuant to 22 NYCRR 806.4(g)(2) seeking discontinuance of petitioner's investigation of a disciplinary proceeding based upon written proof of successful completion of the Court directed monitoring program.
Anonymous	Motion denied	Motion by respondent pursuant to 22 NYCRR 806.4(c)(4) to review oral and letter of admonition denied and determination by petitioner to admonish respondent orally and in writing confirmed.
Anonymous	Motion denied	Motion by respondent pursuant to 22 NYCRR 806.4(g) for order staying disciplinary proceeding and directing respondent to complete a monitoring program sponsored by a lawyers' assistance program approved by the Court denied.
Anonymous	Motion denied	Motion to vacate suspension and enjoin the application of any rules requiring respondent to pay attorney registration fees and complete continuing legal education courses and directing the clerk of the court to issue a statement indicating respondent has been in good standing as a member of the New York Bar without interruption since being admitted to practice in denied, without prejudice to the filing of an application for reinstatement pursuant to 22 NYCRR 806.12(b).

Anonymous	Petition dismissed; Matter remitted for oral and written admonition.	DR 1-102(A)(4)(5) & (7) attempt to mislead and deceive a Bankruptcy Court judge and clients with respect to a settlement placed on the record. An oral and written admonition is the appropriate discipline in this case. Petition dismissed and matter remitted to petitioner for the imposition of an oral and written admonition based on the findings of professional misconduct made.
Anonymous	Motion granted; letter of caution revised.	Motion to review letter of caution issued by Committee granted, letter vacated and petitioner directed to issue a letter of caution to respondent with the text attached to decision.
Anonymous	Application granted	Application by county bar association to terminate is custodial obligation regarding files of deceased attorney granted.
Anonymous	Motion denied	Motion for an order terminating stayed suspension denied without prejudice to renewal after respondent promptly submits to petitioner a CPA report that was previously due.
Anonymous	Extension granted	Motion for extension of time pursuant to Judiciary Law §90(4)(c) to file record of conviction of operating under the influence of alcohol granted.
Aretakis, John A. (11 NY3d 919) 1/22/09	Motions denied, appeal dismissed	On Court of Appeals' own motion, appeal dismissed, without costs, upon the ground that no substantial constitutional question is directly involved. Motion for leave to appeal denied. Motion for a stay dismissed as academic.
Arnold, Becky L. (63 AD3d 1275) 6/4/09	Reinstated	
Attorneys in violation of Judiciary Law §468a. (65 AD3d 1447) 9/24/09	Indefinite suspensions	Judiciary Law §468-a; 22 NYCRR Part 118 - 1419 attorneys suspended effective 30 days from date of order, until further order of the court for failure to file a registration statement and pay the required registration fee.

<p>Bergrin, Paul W. (65AD3d 1398) 9/10/09</p>	<p>Interim suspension</p>	<p>Judiciary Law §90(4)(f) -immediate suspension pending final order pursuant to Judiciary Law §90(4)(g). Guilty pleas to two counts of conspiracy in the fifth degree in violation of Penal Law 105.05(1), serious crimes as defined by Judiciary Law §90(4)(d).</p>
<p>Channing, Cassandra L. (66 AD2d 1110) 10/8/09</p>	<p>6 month suspension</p>	<p>DR 1-102(A)(4)(5)&(7), 2-106(A), 1-106, 5-101 and DR 5-104 entering into a real estate listing agreement, as a broker, with a client and failing to properly disclose the terms of that agreement, clarify respondent's role in the transaction, and explain the inherent conflict of interest that existed. By not advising the client of a significant change to the terms of the listing agreement, namely, a substantial increase in the broker's fee, respondent engaged in dishonest and deceitful conduct. Given the manner in which the enhanced fee was obtained, the agreement and claim for the fee was excessive. During the course of her subsequent lawsuit seeking to collect the fee, respondent gave false testimony at an examination before trial and at trial.</p>
<p>Connolly, Matthew G. (63 AD3d 1369) 6/11/09</p>	<p>Indefinite suspension</p>	<p>22 NYCRR 806.19 discipline based upon New Jersey suspension.</p>
<p>Connolly, Matthew G. (65 AD3d 800)</p>	<p>Disbarred</p>	<p>22 NYCRR 806.19 discipline based upon New Jersey disbarment.</p>
<p>Crumb, Edward F. (66 AD2d 1323) 10/29/09</p>	<p>3 year suspension</p>	<p>DR 9-102(C)(1)(4) failure to notify clients of receipt of \$35,000 in which the clients had an interest and failure to remit funds belonging to clients; DR 1-102(A)(5) (7), DR 9-102(J) failure to cooperate with Committee; DR 1-102(A)(5), 22 NYCRR 806.9 failure to comply with the April 2008 suspension order.</p>
<p>DeJong, Pieter J. (68 AD3d 1529) 12/24/09</p>	<p>Disbarred</p>	<p>22 NYCRR 806.19 discipline based upon New Jersey disbarment.</p>

<p>Delano, Andrew M. (59 AD3d 924) 2/26/09</p>	<p>6 month suspension</p>	<p>DR 1-102(A)(5) improperly releasing funds held in escrow; failing to respond to communications from opposing counsel; failing to cooperate with petitioner in its investigation; DR 1-102(A)(5)(7) failing to comply with the Court's rules.</p> <p>In addition to demonstrating compliance with the Courts rule on reinstatement of attorneys (22 NYCRR 806.12), any reinstatement application by respondent shall also be supported by a medical report indicating his capacity to resume the practice of law.</p>
<p>Feldman, Alan J. (65 AD3d 747) 8/6/09</p>	<p>Stayed suspension terminated</p>	<p>Conditions of stayed suspension met (51 AD3d 1209). Stayed suspension terminated.</p>
<p>Fowler, Gregg A. (63 AD3d 1503) 6/25/09</p>	<p>Censured</p>	<p>22 NYCRR 806.19 discipline based upon California public reproof.</p>
<p>Fusco, Anthony J. (62 AD3d 1088) 5/7/09</p>	<p>Censured; 3 month suspension</p>	<p>22 NYCRR 806.19 discipline based upon New Jersey censure and suspension from the practice of law for a period of three months, effective immediately.</p>
<p>Gallagher, Daniel J. (67 AD3d 1119) 11/5/09</p>	<p>3 year suspension stayed</p>	<p>DR 6-101(A)(3) neglect of client matters; DR 1- 102(A)(4)(5)(7) attempting to mislead and deceive clients as to the status of their matters and attempting to mislead and deceive petitioner as to two of the clients' matters; DR 1-102 (A)(5) (7) failure to comply with trial court directives in a client's matter; DR 1-102(A)(5), 2-110, 9-102(C) failure to respond to clients' communications, promptly refund the unearned portion of retainers, and forward client files upon discharge; DR 2-106 22 NYCRR 1400.2, 1400.3 failure to comply with the rules governing representation of clients in domestic relations matters, especially rules requiring written retainer agreements, provision of a Statement of Client's Rights and Responsibilities, and billing every 60 days; DR 1-102(A)(5)(7), 2-106(E), 22 NYCRR Parts 137 & 1400) failure to provide client with fee dispute information; DR 1-</p>

102(A)(5)(7) failure to cooperate with petitioner.

Suspension stayed upon respondent's compliance with the following conditions: (1) enrollment in the New York State Bar Association's Lawyer Assistance Program by executing a Lawyer Assistance Program Sobriety Monitoring Contract within 30 days of the date of this decision and, thereafter, compliance with the provisions of the contract; (2) filing semiannual reports with petitioner from his medical provider confirming that he is in compliance with his medical regimen, the first report due within 30 days of the date of this decision; (3) that he not be the subject of any further disciplinary actions or proceedings; and (4) during each year of the suspension period, completion of two credit hours of accredited continuing legal education (hereinafter CLE) in ethics and professionalism and two credit hours of accredited CLE in matrimonial practice in addition to the accredited CLE required of all attorneys. Respondent shall annually report and substantiate his compliance with the CLE requirements to petitioner. Any failure to meet these conditions shall be reported by petitioner to the Court. After the expiration of the three-year suspension period, respondent may apply to this Court for termination of the suspension. In the absence of such termination, the stayed suspension upon the stated conditions shall continue until further order of this Court. Any such application must be supported by documentation that respondent took and passed the Multistate Professional Responsibility Examination during the suspension period and be served upon petitioner, which may be heard thereon.

Gamm, Evan D.
(62 AD3d 1153)
5/14/09

Motion dismissed

22 NYCRR 806.19 discipline motion based upon Connecticut resignation with waiver of the privilege of applying for readmission at any time in the future denied. Neither respondent's resignation nor Connecticut's acceptance of the same contained a specific admission or finding of misconduct and, given the paucity of the record in this regard, the Court is unable to assess respondent's culpability for the misconduct alleged.

<p>Gerstner, David L. (64 AD3d 871) 7/2/09</p>	<p>90 day suspension</p>	<p>22 NYCRR 806.19 discipline based upon Connecticut's one month suspension month with automatic reinstatement on 3/1/09 but with conditions to be met prior to his resuming the active practice of law in that state.</p>
<p>Gold, Lawrence D. (64 AD3d 990) 7/9/09</p>	<p>3 year suspension</p>	<p>DR 1-102(A)(4)(5)(7), 9-102(A) conversion of client funds; DR 1-102(A)(4)(5)(7), 9-102(C)(3) failure to account for funds received on behalf of a client and a third party; DR 1-102(A)(4)(5)(7) misleading and deceiving conduct; DR 5-104 conflict of interest by repeatedly borrowing funds from two clients held in his attorney escrow account without having provided the clients with a writing setting forth terms of the loans that were fair and reasonable, disclosing the inherent conflict of interest to them, and advising them to seek the advice of independent counsel regarding the loans; DR 1-102(A)(5)(7), 9-102(C)(D) failure to maintain accurate records for escrow account; DR 1-102(A)(5)(7), 9-102(B)(2) (C)(D) failure to properly title escrow account; DR 1-102(A)(5), Judiciary Law §497 failure to maintain client funds in an IOLA or other interest bearing account.</p>
<p>Hollands, Kristopher A. (66 AD2d 1221) 10/22/09</p>	<p>Interim suspension</p>	<p>Motion for an order striking respondent's name from the roll of attorneys pursuant to Judiciary Law §90(4)(a) and (b), contending that respondent's admissions made during his federal plea were tantamount to an admission of guilt of the crime of grand larceny in the second degree, a class C felony (<u>see</u> Penal Law §155.40[1]) denied. Court concluded that respondent was convicted of a serious crime necessitating his interim suspension (<u>see</u> Judiciary Law §90[4][[d],[f]]). Respondent directed to show cause within 20 days of decision why a final order of suspension, censure or removal from office should not be made pursuant to Judiciary Law § 90(4)(g).</p>
<p>Hollands, Kristopher A. (68 AD3d 1433) 12/17/09</p>	<p>Disbarred</p>	<p>By 10/22/09 decision respondent suspended for conviction of a serious crime and directed to show cause within 20 days of decision why a final order of suspension, censure or removal from</p>

		office should not be made pursuant to Judiciary Law § 90(4)(g). Respondent did not appear; disbarment ordered.
Hornbeck, Sean K. (61 AD3d 1268) 4/23/09	Indefinite suspension	Motion for discipline pursuant to 22 NYCRR 806.19 by reason of suspension in Tennessee or alternatively pursuant to 22NYCRR 806.10(a) by reason of mental illness or irresponsibility. Respondent did not formally reply to the motion but requested that he be placed on disability status in New York. Motion granted to extent of indefinite suspension pursuant to 22 NYCRR 806.10(a) by reason of incapacity.
Hume, Duncan B. (64 AD3d 1077) 7/23/09	Disbarred	Judiciary Law §90(4)(a) disbarment based upon guilty plea to larceny in the third degree in Connecticut, a felony in that state (Connecticut General Statutes §53a-124) essentially similar to Penal Law §155.30 grand larceny fourth degree.
Kain, Stephen R. (64 AD3d 992) 7/9/09	90 day suspension	22 NYCRR 806.19 discipline based upon Florida suspension.
Kapadwala, Mohin M. (68 AD3d 1243) 12/3/09	3 year suspension	22 NYCRR 806.19 Reciprocal discipline based upon suspension in Connecticut.
Kerekes, Michael S. (63 AD3d 1370) 6/11/09	Interim suspension	Respondent suspended pursuant to Judiciary Law §90(4)(f) based upon conviction of serious crime (conspiracy to defraud the United States, commit tax evasion, aid and assist in the preparation of false tax returns and impede the due administration of the Internal Revenue Service, in violation of 18 USC § 371, and tax evasion, in violation of 26 USC § 7201), until such time as a final disciplinary order is made pursuant to Judiciary Law §90(4)(g).
Killian, Elissa Y. 10/1/09	Stay terminated	Application to terminate stayed suspension (38 AD3d 994) granted.

<p>Kimmel, Craig T. Silverman, Robert M. (59 AD3d 923) 2/26/09</p>	<p>Censured</p>	<p>22 NYCRR 806.19 discipline based upon Maryland suspension.</p>
<p>Koplovitz, Joshua N. Koplovitz, Sholom B. (62 AD3d 1205) 5/21/09</p>	<p>1 year suspension stayed</p>	<p>DR 1-102(A)(4)(5)(7), 9-102 converting estate funds; DR 1-102(A)(5), SCPA §2311 distributing advanced executors' commissions to self without court approval; DR 5-101 conflict of interest.</p> <p>Respondents suspended from the practice of law for a period of one year, effective immediately, and until further order of the Court, stayed upon the condition that during the one-year period, respondents comply with the statutes and rules regulating attorney conduct and that each respondent complete six credit hours of accredited continuing legal education in ethics and professionalism in addition to the CLE required of all attorneys. Respondents may apply to terminate the suspensions after one year. Any such application shall include documentation of completion of the required CLE and shall be served upon petitioner who may be heard thereon.</p>
<p>Lynch, John G. (63 AD3d 1368) 6/11/09</p>	<p>Disbarred</p>	<p>22 NYCRR 806.19 discipline based upon New Jersey disbarment by consent.</p>
<p>Macadam, Valerie M. (66AD2d 1325) 10/29/09</p>	<p>Disbarred</p>	<p>DR 1-102(A)(3)(4)(5)(7), 9-102(A) conviction upon plea of guilty in Scotland to embezzling £130,000 (approximately \$178,000) from clients; sentenced to three years incarceration.</p>
<p>Macaluso, Roy R. (62 AD3d 1087) 5/7/09</p>	<p>Censured</p>	<p>22 NYCRR 806.19 discipline based upon New Jersey censure.</p>
<p>Mancinelli, Mark W. (59 AD3d 780) 2/5/09</p>	<p>Reinstated</p>	<p>6/7/99 suspension (262 AD2d 702) for failure to comply with Judiciary Law §468-a. Reinstated upon proof of compliance.</p>
<p>Marshall, Rachel Y. (58 AD3d 1066) 1/22/09</p>	<p>Disbarred</p>	<p>22 NYCRR 806.19 discipline based upon New Jersey suspension.</p>

<p>Marshall, Rachel Y. (67 AD3d 1122) 11/5/09</p>	<p>Motion to reconsider granted; motion to rescind disbarment order denied.</p>	<p>Having considered the nature of respondent's serious misconduct and the resulting New Jersey disciplinary order, and having further considered respondent's apparent disregard for her fate as an attorney in this state as evinced by her failure to appear in this matter and her delinquent registration status, respondent disbarred from the practice of law in New York.</p>
<p>Mason, Gary L. (59 AD3d 845) 2/19/09</p>	<p>Censured</p>	<p>22 NYCRR 806.19 discipline based upon New Jersey censure.</p>
<p>McGinty, Sara W. (67 AD3d 1123) 11/5/09</p>	<p>Stayed suspension terminated</p>	<p>Conditions of stayed suspension met (52 AD3d 1110). Stayed suspension terminated.</p>
<p>Mei, Howard Teng-Hao (63 AD3d 1367) 6/11/09</p>	<p>Disbarred</p>	<p>22 NYCRR 806.19 discipline based upon Maryland disbarment.</p>
<p>Mejia, Edwin L. (65 AD3d 800) 8/20/09</p>	<p>Censured</p>	<p>22 NYCRR 806.19 discipline based upon Massachusetts public reprimand.</p>
<p>Mitchell, Thomas R. (60 AD3d 1267) 3/26/09</p>	<p>2 year suspension</p>	<p>22 NYCRR 806.19 discipline based upon California suspension.</p>
<p>Moran, Thomas J., Jr. (67 AD3d 1247) 11/19/09</p>	<p>Temporary suspension</p>	<p>22 NYCRR 806.19 discipline based upon New Jersey suspension dated 8/10/09 following Moran's indictment in the US District Court for the District of New Jersey for conspiracy to travel in aid of a racketeering enterprise (18 USC §371) and two counts of travel in aid of racketeering enterprises (18 USC §1952[a]{3}). The indictment alleges that Moran actively participated in a plot to kill a witness in a criminal proceeding</p>

		pending in New Jersey.
		Temporary suspension from the practice of law in New York, until further order of the Court.
Ngoyi, Paul N. (65 AD3d 1395) 9/3/09	Disbarred	22 NYCRR 806.19 discipline based upon Texas disbarment.
Ngoyi, Paul N. 12/21/09	Motion denied	Motion by respondent to vacate order of disbarment entered upon his default (65 AD3d 1395) denied.
Oswald, Joseph H. 3/23/09	Restitution order	Order of restitution entered for \$1,500 to Lawyers' Fund for Client Protection.
Percely, David J. (63 AD3d 1366) 6/11/09	Indefinite suspension	22 NYCRR 806.19 discipline based upon New Jersey suspension. Any application for reinstatement in this state shall include proof that respondent has been reinstated in New Jersey, in addition to the showing required by this Court's rules (<u>see</u> 22 NYCRR 806.12[b]).
Porway, Beverly R. (65 AD3d 793) 8/13/09	Reinstated	6/15/00 suspension (273 AD2d 600) for failure to comply with Judiciary Law §468a. Reinstated upon proof of compliance.
Power, Patrick, J.P. (66 AD2d 1222) 10/22/09	Disbarred	Resignation pursuant to 22 NYCRR 806.8 accepted during pendency of investigation arising out of disbarment on consent by the New South Wales Court of Appeal following his 2007 criminal conviction for possession of child pornography.
Qureshi, Adnan A. (61 AD3d 1176) 4/9/09	Reinstated	6/7/99 suspension (262 AD2d 702) for failure to comply with Judiciary Law §468-a. Reinstated upon proof of compliance.
Reilly, James R. (68 AD3d 1344) 12/10/09	2 year suspension, stayed	DR 1-102(A)(4)(5)&(7), 9-102(A) conversion of funds received on behalf of two clients; DR 9-102(A)&(B) commingling personal funds with funds of clients; DR 1-102(A)(5), 9-102(B), Judiciary Law §497, failure to maintain funds in an IOLA account or an interest bearing account for the benefit of clients

or third parties; DR1-102(A)(5), 9-102(C)(4) failure to promptly remit client property; DR 9-102(C)&(D) failure to maintain complete records of client funds; DR 7-104(A) communicating directly with a person he knows to be represented by counsel without the permission of that person's attorney; DR 1-102(A)(4)(5)&(7) attempting to improperly persuade client to withdraw her inquiry with petitioner; DR 1-102(A)(5) failure to cooperate with petitioner; DR 1-102(A)(5)&(7) failure to comply with the rules of the Court requiring him to reimburse petitioner for the stenographic costs of his examination under oath.

Two year suspension, effective immediately and until further order of this Court, stayed on the following conditions: (1) respondent shall provide petitioner with quarterly reports from a certified public accountant confirming that he is maintaining his escrow account and preserving client funds in accordance with the applicable provisions of the Rules of Professional Conduct; the first such quarterly report shall be due within 30 days of the date of this decision and the reporting requirement shall continue until further order of the Court; (2) during the two years following this decision, respondent shall complete six credit hours of accredited continuing legal education in ethics and professionalism in addition to the continuing legal education required of all attorneys and submit documentation of said completion to petitioner; and (3) within 30 days of the date of this decision, respondent shall reimburse petitioner for the stenographic cost of his examination under oath by petitioner on February 6, 2009. Any failure to meet these conditions shall be reported by petitioner to this Court. After the expiration of the two year suspension period, respondent may apply to the Court for termination of the suspension. Any such application must be supported by proof that respondent complied with the conditions herein, and that he took and passed the Multistate Professional Responsibility Examination within the suspension period, and shall be served on petitioner which may be heard thereon.

Robbins, Sean 61 AD3d 1177 4/9/09	9 month suspension	22 NYCRR 806.19 discipline based upon Massachusetts suspension.
Robbins, Sean 12/8/09	Motion denied	Motion for leave to submit early reinstatement application denied.
Rosenthal, Louis R. 12 NY3d 739 2/17/09	Motions denied	Motion for leave to appeal to the Court of Appeals from 57 AD3d 1085 denied; motion for stay dismissed as academic.
Rosenthal, Louis R. (129 S.Ct. 2039) 4/20/09	Application for stay denied	Application for stay addressed to Justice Scalia and referred to the Court denied.
Rosenthal, Louis R. (129 S.Ct. 2039) 10/5/09	Petition for certiorari denied	Petition for certiorari denied by United States Supreme Court.
Schwartz, Judith S. (67 AD3d 1123) 11/9/09	Reinstated	11/20/98 suspension (255 AD2d 827) for failure to comply with Judiciary Law §468-a. Reinstated upon proof of compliance.
Silverman, Robert M. Kimmel, Craig T. (59 AD3d 923) 2/26/09	Censured	22 NYCRR 806.19 discipline based upon Maryland suspension.
Soto, Franklin G. (67 AD3d 1321) 11/25/09	Censured	22 NYCRR 806.19 discipline based upon New Jersey disbarment.
Spargo, Thomas J. (68 AD3d 1242) 12/3/09	Disbarred	Conviction after trial in the United States District Court for the Northern District of New York of attempted extortion and soliciting a bribe. Petitioner commenced a disciplinary investigation and moved to disbar or suspend respondent pursuant to Judiciary Law §90(4) (a) or (f). In response thereto, respondent tendered his resignation which complies with 22 NYCRR 806.8. Petitioner advised that it has no objection to respondent's resignation and withdrew its motion.
		Disciplinary resignation accepted; respondent disbarred.

Traina, Karl R.
12/24/09

Reinstated

9/24/09 suspension (65 AD3d 1447) for failure to comply with Judiciary Law §468-a. Reinstated upon proof of compliance.

Tzeuton, Patrick G.
(66 AD2d 1082)
10/1/09

Disbarred

Judiciary Law §90(4)(g) final order based upon verdict convicting him of one count of conspiracy to commit immigration fraud (18 USC §371, 1546(a)), seven counts of knowingly presenting false asylum applications (18 USC §§2, 1546(a)), and one count of obstruction of an official proceeding (18 USC §1512(c)(2)), all of which are federal felonies and, therefore, serious crimes (see Judiciary Law §90(4)(d)).

Respondent's criminal conduct strikes at the core principles of the Rules of Professional Conduct (22 NYCRR 1200.58) rule 8.4, and unquestionably reflects adversely on his trustworthiness and fitness to practice law.

Winsor, Martin P.
(66 AD2d 1324)
10/29/09

Two year suspension, stayed

DR 6-101(A)(3) neglect of appeal in Appellate Division as assigned law guardian; DR 1-102 (A)(5)(7) failure to cooperate with committee; Two year suspension, stayed upon conditions: (1) respondent shall continue to submit to petitioner, until further order of the Court, semiannual reports by his treating psychiatrist assessing his continuing capacity to practice law and (2) shall within one month of the date of decision, submit an application to the New York State Bar Association's Lawyer Assistance Program. Respondent shall advise petitioner of the disposition of said application, or submit documentation of his current participation in the program and thereafter comply with the provisions of any Lawyer Assistance Program agreement into which he enters or has entered. Any failure to meet these conditions shall be reported by petitioner to the Court. After the expiration of the two-year suspension period, respondent may apply to the Court for termination of the suspension. Any such application shall be served upon petitioner, which may be heard thereon.

Young, David A.
(68 AD3d 1434)
12/17/09

2 year suspension

22 NYCRR 806.19, reciprocal discipline
based upon New Hampshire disbarment.

Zhao, Jiwei
(59 AD3d 844)
2/19/09

Disbarred

22 NYCRR 806.19 discipline based upon
New Jersey disbarment.

**Fourth Department (2009)
(Fifth Judicial District)**

Attorney (Date of Order)	Discipline Imposed	Disciplinary Rules or Statutes
Mark A. Banac 69 A.D.3d 10 (4 Dept. 2009)	Censured	DR 1-102(A)(4) - engaging in conduct involving dishonesty, fraud, deceit or misrepresentation; DR 1-102(A)(5) - engaging in conduct that is prejudicial to the administration of justice; DR 1-102(A)(7) - engaging in conduct that adversely reflects on his fitness as a lawyer; DR 6-101(A)(3) - neglecting a legal matter entrusted to him; DR 7-101(A)(1) - intentionally failing to seek the lawful objectives of a client through reasonably available means permitted by law and the Disciplinary Rules; DR 7-101(A)(2) - intentionally failing to carry out a contract of employment entered into with a client for professional services; and DR 7-101(A)(3) - intentionally prejudicing or damaging a client during the course of the professional relationship.
Robert Barry 69 A.D.3d 1 (4 Dept. 2009)	Disbarred	DR 1-102(A)(4) - engaging in conduct involving dishonesty, fraud, deceit or misrepresentation; DR 1-102(A)(5) - engaging in conduct that is prejudicial to the administration of justice; DR 1-102(A)(7) - engaging in conduct that adversely reflects on his fitness as a lawyer; DR 2-106(D) - failing promptly after being employed in a contingent fee matter, to provide the client with a writing stating the method by which the fee is to be determined and, failing upon conclusion of the matter to provide the client with a written statement stating the outcome of the matter and, if there is a recovery, showing the remittance to the client and the method of its determination; DR 2-110(A)(3) - failing to refund promptly any part of a fee paid in advance that has not been earned; DR 6-101(A)(3) - neglecting a legal matter entrusted to him; DR 7-101(A)(2) - intentionally failing to carry out a contract of employment entered into with a client for professional services; DR 7-101(A)(3) - intentionally prejudicing or damaging a client during the course of the professional relationship; DR 9-102(A) -misappropriating funds belonging to another person that are in

his possession incident to his practice of law; and DR 9-102(B)(1) - failing to maintain client funds in a special account separate from his business or personal accounts. Additionally, by failing to notify clients of his suspension or to file an affidavit of compliance with the order of this Court entered on December 21, 2007, respondent has violated 22 NYCRR 1022.27.

Stefan D. Berg Reinstated

Gregory B. Flynn Censured
69 A.D.3d 5
(4 Dept. 2009)

DR I -102(A)(3) - engaging in illegal conduct that adversely reflects on his honesty, trustworthiness or fitness as a lawyer; DR 1-102(A)(5) -engaging in conduct that is prejudicial to the administration of justice; and DR 1-102(A)(7) - engaging in conduct that adversely reflects on his fitness as a lawyer.

Allan J. Green Interim Suspension

Joseph M. Hobaica Disbarred
63 A.D.3d 1669
(4 Dept 2009)

James M. Kernan Interim Suspension

Michael P. Marmor Interim Suspension
63 A.D.3d 1669
(4 Dept. 2009)

22 N.Y.C.R.R. 1022.20(d)(3)(d).

Ronald C. Powers Voluntary Resignation

Jerry A. Session Censured
64 A.D.3d 82
(4 Dept. 2009)

DR 1-102(A)(7) - engaging in conduct that adversely reflects on his fitness as a lawyer; DR 9-102(A) - misappropriating funds belonging to another person that are in his possession incident to his practice of law; DR 9-102(B)(1) - failing to maintain client funds in a special account separate from his business or personal accounts; DR 9-102(D)(1) - failing to maintain required records of bank accounts; DR 9-102(E) - making withdrawals from a special account payable to cash and not to a named payee.

Bonnie Strunk
63 A.D.3d 1669
(4 Dept. 2009)

Interim Suspension

22 N.Y.C.R.R. I 022.20(d)(3)(d).

Mark V. Williams
62 A.D.3d 130
(4 Dept. 2009)

Suspended two years

DR 1-102(A)(4) - engaging in conduct involving dishonesty, fraud, deceit or misrepresentation; DR 1-102(A)(5) - engaging in conduct that is prejudicial to the administration of justice; DR 1-102(A)(7) - engaging in conduct that adversely reflects on his fitness as a lawyer; DR 6-101(A)(3) - neglecting a legal matter entrusted to him; DR 7-101(A)(1) - intentionally failing to seek the lawful objectives of a client through reasonably available means permitted by law and the disciplinary rules; DR 7-101(A)(2) - intentionally failing to carry out a contract of employment entered into with a client for professional services; and DR 7-101(A)(3) - intentionally prejudicing or damaging a client during the course of the professional relationship.

**Fourth Department (2009)
(Seventh Judicial District)**

Attorney (Date of Order)	Discipline Imposed	Disciplinary Rules or Statutes
Rachel Foster Bond 66 AD3d 1498	Resigned	22 NYCRR 1022.26(b).
Edward M. Braiman 64 AD3d 1199	Resigned	22 NYCRR 1022.26(b).
Walter Raymond Carfora 66 AD3d 1497	Resigned	22 NYCRR 1022.26(b).
David Coletti 70 AD3d 32	Censured	DR 1-1 02(a)(3) (22 NYCRR 1200.3[a][7]) - engaging in illegal conduct that adversely reflects on his honesty, trustworthiness or fitness as a lawyer; and DR 1-102(a)(7) (22 NYCRR 1200.3[a][7]) - engaging in conduct that adversely reflects on his fitness as a lawyer.
Robert S. Ertischek 68 AD3d 1822	Resigned	22 NYCRR 1022.26(b).
Ryan B. Feeney 65 AD3d 357	Suspended One Year Effective 11/1/07	22 NYCRR 1022.22 - reciprocal discipline - Tennessee.
Willie R. Felton 66 AD3d 1497	Reinstatement Denied	
Deborah F. Harris 67AD3d 1457	Resigned	22 NYCRR 1022.26(b).
Edward J. Leichtner 62 AD3d 116	Suspended One Year	DR 1-102(a)(4) (22 NYCRR 1200.3 [a] [4]) - engaging in conduct involving dishonesty, fraud, deceit or misrepresentation; DR 1-102(a)(5) (22 NYCRR 1200.3[a][5]) - engaging in conduct that is prejudicial to the administration of justice; DR 1-102(a)(7) (22 NYCRR 1200.3[a][7]) - engaging on conduct that adversely reflects on his fitness as a lawyer; DR 6-101(a)(3) (22 NYCRR 1200.30[a][3]) -neglecting a legal matter entrusted to him; DR 9-102(a) (22 NYCRR 1200.46{a}) - misappropriating funds

		<p>belonging to another person that are in his possession incident to his practice of law; DR 9-102(b)(1)(22 NYCRR 1200.46 [b][1]) - failing to maintain client funds in a special account separate from his business or personal accounts; DR 9-102(c)(3) (22 NYCRR 1200.46 [c][3]) - failing to maintain complete records of all funds, securities and other properties of a client or third person coming into his possession and to render appropriate accounts to the client or third person regarding them; and DR 9- 102(d)(2) (22 NYCRR 1200.46[d][2]) - failing to maintain a record for special accounts, showing the source of all funds deposited in such accounts, the names of all persons for whom the funds are or were held, the amount of such funds, the description and amounts, and the names of all persons to whom such funds were disbursed.</p>
Peter William Martin 65 AD3d 61	Suspended Three Years Effective 9/7/06	22 NYCRR 1022.22 - reciprocal discipline - Florida.
Kevin R. McLean 70 AD3d 34	Disbarred	22 NYCRR 1022.22 - reciprocal discipline - California.
Michael James Mengel 68 AD3d 1822	Resigned	22 NYCRR 1022.26(b).
James J. Moran 61 AD3d 1438	Reinstated	
Melvin B. Neisner, Jr. 66 AD3d 1497	Interim Suspension	22 NYCRR 1022.22 - reciprocal discipline - Vermont.
Christopher Rodeman 65 AD3d 350	Censured	DR 1-102(a)(4) (22 NYCRR 1200.3[a][4]) - engaging in conduct involving dishonesty, fraud, deceit or misrepresentation; DR 1 - 102(a)(5) (22 NYCRR 1200.3[a][5]) - engaging in conduct that is prejudicial to the administration of justice; DR 1 -102(a)(7) (22 NYCRR 1200.3[a][7]) - engaging in conduct that is prejudicial to the administration of justice; DR 7-106(a) (22 NYCRR 1200.37 { a}) - disregarding a ruling of a tribunal made in the course of a proceeding; and DR 8-102(b) (22 NYCRR 1200.43[b]) - knowingly making false accusations against a judge.

Robert H. Slocum
63 AD3d 1669

Resigned

22NYCRR 1022.26(a).

Montgomery Blair Sibley
61 AD3d 85

Indefinite Suspension

22 NYCRR 1022.22 - reciprocal discipline -
Florida.

John W. Stewart
61 AD3d 60

Disbarred

22 NYCRR 1022.22 - reciprocal discipline -
District of Columbia.

**Fourth Department (2009)
(Eighth Judicial District)**

Attorney (Date of Order)	Discipline Imposed	Disciplinary Rules or Statutes
Garry King 59 AD3d 1106	Disbarred	Unexcused failure to appear or answer Petition constitutes a default.
Michael A. Yood 60 AD3d 1438	Reinstated	22 NYCRR 1022.28(b).
Anne E. Adams 60 AD3d 1438	Disbarred	22 NYCRR 1022.26(a) (resigned pending disciplinary investigation.)
Michael S. Gawel 60 AD3d 1438	Reinstatement Denied	22 NYCRR 1022.28(a).
Charles J. Gallagher, Jr. 63 AD3d 106	Censured	DR 1 -102(a)(7) - engaging in conduct that adversely reflects on his fitness as a lawyer; DR 6-101(a)(3) - neglecting a legal matter entrusted to him; DR 7-101(a)(1) - intentionally failing to seek the lawful objectives of a client through reasonably available means permitted by law and the disciplinary rules; DR 7-101(a)(2) - intentionally failing to carry out a contract of employment entered into with a client for professional services; and DR 7-101(a)(3) - intentionally prejudicing or damaging a client during the course of the professional relationship.
Michael R. Stebick 63 AD3d 104	Suspended Two Years	Federal felony conviction - conspiracy to violate the Mann Act.
Louis Rosado 64 AD3d 123	Censured	DR 1-102(a)(5) - engaging in conduct that is prejudicial to the administration of justice; DR 102(a)(7) - engaging in conduct that adversely reflects on his fitness as a lawyer; DR 2-106(a) - entering into an agreement for, charging or collecting an illegal or excessive fee; DR 2-106(d) - promptly after being employed in a contingent fee matter, failing to provide the client with a writing stating the method by which the fee is to be determined and, upon conclusion of the matter, failing to provide the client with a written statement stating the outcome of the matter and, if there is a recovery, showing the remittance to the client

and the method of its determination; DR 5-101(a) - accepting or continuing employment if the exercise of professional judgment on behalf of the client will be or reasonably may be affected by his own financial interests; DR 5-104(a) - entering into a business transaction with a client if they have differing interests therein and if the client expects him to exercise professional judgment therein for the protection of the client without disclosing the terms of the transaction to the client in writing and obtaining in writing the consent of the client to those terms and to his inherent conflict of interest in the transaction; DR 6-101(a)(3) - neglecting a legal matter entrusted to him; DR 9-102(a) - commingling client funds with personal funds; DR 9-102(b)(1) - failing to maintain client funds in a special account separate from his business or personal accounts; DR 9-102(c)(2) - failing to identify and label securities and properties of a client or third person promptly upon receipt and to place them in a safe deposit box or other place of safekeeping as soon as practicable; DR 9-102(c)(3) - failing to maintain complete records of all funds, securities and other properties of a client or third person coming into his possession and to render appropriate accounts to the client or third person regarding them; and 22 NYCRR 1022.31(c) - computing his fee in two personal injury matters prior to deducting disbursements.

Allan L. Paglia
63 AD3d 1669

Disbarred

22 NYCRR 1022.26(a) (resigned pending disciplinary investigation.)

John G. Cosgrove
63 AD3d 1670

Reinstated

22 NYCRR 1022.28(b).

John C. Garas
65 AD3d 164

Censured

DR 1-102(A)(7) - engaging in conduct that adversely reflects on his fitness as a lawyer; DR 1-104(D)(1) - ratifying conduct of a non-lawyer that would be a violation of the Disciplinary Rules if engaged in by a lawyer; DR 1-106(A)(3)(4) - providing non-legal services to a person without advising the person in writing that the services are non-legal services and that the protection of an attorney-client relationship does not exist with respect to the non-legal services when the person receiving the services could reasonably believe that the non-legal services are the subject of an attorney-client relationship; DR 3-101(A) - aiding a non-lawyer in the unauthorized practice of law; DR 3-102(A) - sharing legal fees with a non lawyer DR 5-107(C)(1)(2) - practicing in the form of a

Charles S. Spinner, Jr. 64 AD3d 1199	Reinstated	limited liability company in which a non-lawyer owns an interest and is a member; and DR 9-102(B)(1) - failing to maintain client funds in a special account separate from his business or personal accounts. 22 NYCRR 1022.28(b).
Kevin J. Love 64 AD3d 1199	Disbarred	22 NYCRR 1022.26(a) (resigned pending disciplinary investigation.)
Beth J. Anderson 65 AD3d 359	Suspended Six Months	DR 1-102(A)(5) - engaging in conduct that is prejudicial to the administration of justice; DR 1-102(A)(7) - engaging in conduct that adversely reflects on her fitness as a lawyer; DR 2-110(A)(1) - withdrawing from employment in a proceeding before a tribunal without its permission; DR 2-110(A)(2) - withdrawing from employment without taking steps to the extent reasonably practicable to avoid foreseeable prejudice to the rights of the client; DR 2-110(A)(3) - failing to refund promptly any part of a fee paid in advance that has not been earned; DR 6-101(A)(3) - neglecting a legal matter entrusted to her; DR 7-101 (A)(2) - intentionally failing to carry out a contract of employment entered into with a client for professional services; DR 7-101(A)(3) - intentionally prejudicing or damaging a client during the course of the professional relationship; and 22 NYCRR 1400.2 - failing to submit written, itemized bills to clients in domestic relations matters at a minimum of 60-day intervals.
Jon E. Cooper 66 AD3d 1497	Reinstated	22 NYCRR 1022.28(b).
David E. Parker 66 AD3d 1497	Disbarred	22 NYCRR 1022.26(a) (resigned pending disciplinary investigation.)
Leigh E. Anderson 69 AD3d 68	Censured	DR 1 -102(a)(7) - engaging in conduct that adversely reflects on her fitness as a lawyer; DR 9-102(a) - commingling client funds with personal funds; DR 9-102(c)(3) - failing to maintain complete records of all funds, securities and other properties of a client or third person coming into her possession and to render appropriate accounts to the client or third person regarding them; DR 9-102(d)(1) - failing to maintain required records of bank accounts; DR 9-102(d)(2) - failing to maintain a record for special accounts, showing the

David C. Plache 69 AD3d 13	Suspended Three Years Effective 4/18/08	source of all funds deposited in such accounts, the names of all persons for whom the funds are or were held, the amount of such funds, the description and amounts, and the names of all persons to whom such funds were disbursed; DR 9-102(d)(8) - failing to maintain checkbooks and check stubs, bank statements, prenumbered cancelled checks and duplicate deposit slips; DR 9-102(d)(9) - failing to make accurate, contemporaneous entries of all financial transactions in her records of receipts and disbursements, special accounts, ledger books and in any other books of account kept by her in the regular course of her practice; and 22 NYCRR 1400.2 and 1400.3 - failing to provide a client with a statement of client's rights and responsibilities and failing to submit to a client in a domestic relations matter itemized bills at 60-day intervals.
Ronald H. Tills 67 AD3d 1457	Disbarred	DR 1-102(a)(3) - engaging in illegal conduct that adversely reflects on his honesty, trustworthiness or fitness as a lawyer; and DR 1-102(a)(7) - engaging in conduct that adversely reflects on his fitness as a lawyer.
Jeffrey M. Jayson 68 AD3d 1821	Reinstatement Denied	22 NYCRR 1022.26(a) (resigned pending disciplinary investigation.) 22 NYCRR 1022.28(b).
James P. Davis 71 AD3d 68	Suspended Three Months	DR 1-102(a)(4) engaging in conduct involving dishonesty, fraud, deceit or misrepresentation; DR 1-102(a)(5) - engaging in conduct that is prejudicial to the administration of justice; DR 1-102(a)(7) - engaging in conduct that adversely reflects on his fitness as a lawyer; DR 9-102(a) - misappropriating client funds and commingling client funds with personal funds; DR 9-102(b)(1) - failing to maintain client funds in a special account separate from his business or personal accounts; DR 9-102(b)(2) - failing to identify special bank accounts in a proper manner; DR 9-102(d)(1) - failing to maintain required records of bank accounts; DR 9-102(e) - making withdrawals from a special account payable to cash and not to a named payee; and 9-102(i)(j) - failing to make available to the Grievance Committee financial records required to be maintained by the disciplinary rules.

Departmental and District Grievance Committees

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June Castellano
V. Bruce Chambers
Timothy Dennis*
James A. Gabriel
Riccardo T. Galbato

Valerie G. Gardner
Michael T. Harren
LaMarr J. Jackson
Mary Jo S. Korona
Judith A. Palumbo
Jon H. Porter
Paul E. Richardson
Martha A. Roberts
Jeffrey E. Squires
Mary Walpole-Lightsey
Michael G. Wiedemer*

Grievance Committee for the Eighth Judicial District

Michael M. Mohun, Chair
Laurie Styka Bloom
Lawrence W. Boylan
David G. Brock
Thomas R. Cassano
John J. DelMonte
Wesley L. Hicks, Jr.*
Nicholas G. Jonas
Thomas F. Keefe
Joseph L. Leone, Jr.
Valerie A. Leuthe*

Charles R. Loveland
Jeffrey R. Martin
James A. Musacchio
Timothy M. O'Mara
John J. Ottaviano
Dale C. Robbins
Raymond F. Shirtz, Jr.*
Ellen Swartz Simpson
Sheldon K. Smith
Deanne M. Tripi

*Denotes Non-lawyer Member

Professional Disciplinary Staffs

Professional Disciplinary Staffs

FIRST DEPARTMENT

Departmental Disciplinary Committee

First Judicial Department
61 Broadway, 2nd Floor
New York, NY 10006
212-401-0800

Alan W. Friedberg, Chief Counsel
Sherry K. Cohen, First Deputy Chief Counsel
Jorge Dopico, Deputy Chief Counsel
Mady J. Edelstein, Deputy Chief Counsel
Naomi F. Goldstein, Deputy Chief Counsel
Mary Louise A. Biunno, Staff Counsel
Angela Christmas, Staff Counsel
Nicole Corrado, Staff Counsel
Kevin P. Culley, Staff Counsel
Jeremy S. Garber, Staff Counsel
Joseph J. Hester, Staff Counsel
Roberta N. Kolar, Staff Counsel
Jun Hwa Lee, Staff Counsel
Vitaly Lipkansky, Staff Counsel
Stephen P. McGoldrick, Staff Counsel
Kevin E. F. O'Sullivan, Staff Counsel
Elisabeth A. Palladino, Staff Counsel
Kim Petersen, Staff Counsel
Orlando Reyes, Staff Counsel
Ann E. Scherzer, Staff Counsel
Eileen J. Shields, Staff Counsel
Scott D. Smith, Staff Counsel
Raymond Vallejo, Staff Counsel
Vincent C. Raniere, Chief Investigator

George Cebisch, Investigator
Virgil Cruz, Clerk
John E. Puglise, Investigator
Martin Schwinger, Investigator
Michael Vega, Investigator
Leonard Zarrillo, Investigator
Rebeca V. Taub, Chief Paralegal
Donna M. Killian, Paralegal
Eileen McNeerney, Paralegal
Joel A. Peterson, Paralegal
Marcy Sterling, Paralegal
Carol Scheuer, Office Manager
Anna Abbate, Secretary
Francine N. L. Ali, Secretary
Nancy K. De Leon, Secretary
Eartha Hobot, Secretary
Monique Hudson, Secretary
Tennille Millhouse, Secretary
Celina Nelson, Secretary
Hermine Otto, Secretary
Gloria Rodriguez, Secretary
Maria L. Vera, Secretary
Michele Y. Wang, LAN Administrator
Charles Sauer, Computer Analyst

SECOND DEPARTMENT

Grievance Committee for the Second and Eleventh Judicial Districts

335 Adams Street – Suite 2400
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718-923-6300

Diana Maxfield Kearse, Chief Counsel
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Diana J. Szochet, Assistant Counsel
Melissa D. Broder, Assistant Counsel
Susan Korenberg, Assistant Counsel
Colette M. Landers, Assistant Counsel

Sharon Gursen Ades, Assistant Counsel
Susan B. Master, Assistant Counsel
Myron C. Martynetz, Assistant Counsel
Kathryn Donnelly Gur-Arie, Assistant Counsel
Erika Edinger, Paralegal
Joan Drabczyk, Accountant
Louis Romaine, Investigator

Grievance Committee for the Ninth Judicial District

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Faith Lorenzo, Deputy Chief Counsel
Gloria J. Anderson, Staff Counsel
Antonia Cipollone, Staff Counsel
Fredda Fixler-Fuchs, Staff Counsel
Matthew Renert, Staff Counsel
Glenn E. Simpson, Staff Counsel
Eddie Still, Staff Counsel
Forrest Strauss, Staff Counsel
Anthony Wynne, Staff Counsel

Patrick Smith, Principal Court Analyst
Virginia E. Mordiglia, Court Analyst
Maryellen Horan, Assistant Court Analyst
Ellen M. Tallevi, Senior Court Analyst
Patricia Marucci, Secretary
Claire Zeppieri, Secretary
Denise Santamorena, Secretary (Job Share)
Maria J. Mangione, Secretary (Job Share)
Rita Passidomo, Secretary (Part-Time)
Anita Bellenchia, Secretary (Part-Time)

Grievance Committee for the Tenth Judicial District

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Elizabeth A. Grabowski, Assistant Counsel
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Leslie B. Anderson, Assistant Counsel
Michael Fuchs, Assistant Counsel
Michele Filosa, Assistant Counsel
Robert C. Cabble, Assistant Counsel

Daniel M. Mitola, Assistant Counsel
Christopher Kern, Principal Court Analyst
Douglas K. Kronenberg, Senior Court Analyst
Kerry E. Smith, Court Analyst
Patricia Lumley, Law Stenographer
Noreen Johnston, Law Stenographer
Phyllis Carusillo, Law Stenographer
Mera Maharaj-Panan, Law Stenographer
Elizabeth Secondino, Secretary
Joann McLaughlin, Secretary

THIRD DEPARTMENT

**Grievance Committee for the Third Judicial District
Committee on Professional Standards**

40 Steuben Street – Suite 502
Albany, NY 12207-2109
518-285-8350

Mark S. Ochs, Chief Attorney
Michael Philip, Jr., Deputy Chief Attorney
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Jevon L. Garrett, Staff Attorney
Michael G. Gaynor, Staff Attorney
Steven D. Zayas, Staff Attorney
Joseph L. Legnard, Investigator
Vincent M. Tepedino, Investigator

FOURTH DEPARTMENT

Grievance Committee for the Fifth Judicial District

224 Harrison Street, Suite 408
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Tamra L. Cary, Secretary

Grievance Committee for the Seventh Judicial District

50 East Avenue – Suite 404
Rochester, NY 14604
585-530-3180

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Andrea E. Tomaino, Principal Counsel
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Karen C. Malbone, Secretary
Cheryl L. Thompson, Secretary

Grievance Committee for the Eighth Judicial District

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Margaret C. Callanan, Principal Counsel
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Guy C. Giancarlo, Associate Counsel
Mary E. Davis, Investigator
Carolyn M. Stachura, Investigator
Craig E. Semple, Investigator
Anna M. Hunt, Court Analyst
Carol A. Cherry, Assistant Court Analyst
Kathleen J. Kasperek, Secretary
Misty A. White, Junior Court Analyst

**Appendix:
Attorney Discipline Budget
Appropriations and
Salaries of Disciplinary Staff**

FIRST DEPARTMENT

<u>Title</u>	<u>Grade</u>	<u>Salary</u>
Chief Attorney	NS	\$126,764
Deputy Chief Attorney	532	\$119,283
Deputy Chief Attorney	532	\$117,284
Deputy Chief Attorney	532	\$117,284
Deputy Chief Attorney	532	\$115,000
Principal Attorney	531	\$120,990
Principal Attorney	531	\$120,990
Principal Attorney	531	\$117,284
Principal Attorney	531	\$117,284
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$112,414
Principal Attorney	531	\$111,070
Principal Attorney	531	\$108,021
Principal Attorney	531	\$108,021
Principal Attorney	531	\$103,810
Principal Attorney	531	\$103,810
Associate Attorney	531	\$98,181
Associate LAN Admin.	525	\$99,445
Principal Court Analyst	523	\$93,049
Principal Court Analyst	523	\$89,914
Sr. Appellate Court Asst.	521	\$78,465
Sr. Court Analyst	521	\$81,346
Sr. Court Analyst	521	\$81,346
Sr. Court Analyst	521	\$78,465
Sr. Court Analyst	521	\$78,465
Court Analyst	518	\$72,529
Court Analyst	518	\$70,001
Court Analyst	518	\$70,001
Court Analyst	518	\$67,473
Court Analyst	518	\$62,417
Administrative Secretary	517	\$66,345
Assistant Court Analyst	516	\$62,880
Assistant Court Analyst	516	\$62,880
Assistant Court Analyst	516	\$60,583
Assistant Court Analyst	516	\$49,098
Law Stenographer	514	\$58,689
Law Stenographer	514	\$56,587
Law Stenographer	514	\$54,485
Secretary	514	\$56,587
Secretary	514	\$54,485
Secretary	514	\$54,485
Prin. App. Office Asst.	513	\$53,646

2009-2010 Appropriations:

Personal Service	\$4,268,425
Nonpersonal Service	<u>307,939</u>

Total:	\$4,576,364
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SECOND DEPARTMENT
 (Second & Eleventh District)

<u>Title</u>	<u>Grade</u>	<u>Salary</u>
Chief Attorney	NS	\$123,224
Deputy Chief Attorney	532	\$123,103
Principal Attorney	531	\$117,284
Principal Attorney	531	\$117,284
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Sr. LAN Administrator	523	\$86,779
Sr. Court Analyst	521	\$81,346
Sr. Court Analyst	521	\$64,060
Court Analyst	518	\$67,473
Assistant Court Analyst	516	\$60,583
Assistant Court Analyst	516	\$60,583
Secretary	514	\$56,587
Secretary	514	\$54,485
Secretary	514	\$46,077

2009-2010 Appropriations:

Personal Service	\$1,829,118
Nonpersonal Service	<u>135,500</u>

Total:	\$1,964,618
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SECOND DEPARTMENT
 (Special Grievance Counsel – 2nd Department)

<u>Title</u>	<u>Grade</u>	<u>Salary</u>
Special Counsel	NS	\$125,154
Deputy Chief Attorney	532	\$123,103
Secretary	514	\$48,170

2009-2010 Appropriations:	
Personal Service	\$321,386
Nonpersonal Service	<u>27,200</u>
Total:	\$348,586

SECOND DEPARTMENT
(Ninth District)

<u>Title</u>	<u>Grade</u>	<u>Salary</u>
Chief Attorney	NS	\$125,741
Deputy Chief Attorney	532	\$119,283
Principal Attorney	531	\$120,990
Principal Attorney	531	\$117,284
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$113,077
Principal Attorney	531	\$104,678
Principal Court Analyst	523	\$89,914
Sr. Court Analyst	521	\$64,060
Court Analyst	518	\$67,703
Assistant Court Analyst	516	\$60,984
Secretary	514	\$58,689
Secretary	514	\$58,689
Secretary	514	\$56,587
Secretary	514	\$48,179
Secretary	514	\$43,975
Secretary	514	\$43,975

2009-2010 Appropriations:	
Personal Service	\$1,833,233
Nonpersonal Service	<u>371,873</u>
Total:	\$2,205,106

SECOND DEPARTMENT
 (Tenth District)

<u>Title</u>	<u>Grade</u>	<u>Salary</u>
Chief Attorney	NS	\$122,855
Deputy Chief Attorney	532	\$115,000
Deputy Chief Attorney	532	\$115,000
Principal Attorney	531	\$117,284
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$112,232
Principal Attorney	531	\$108,021
Principal Attorney	531	\$99,817
Sr. Attorney	531	\$86,806
Principal Court Analyst	523	\$89,914
Sr. Court Analyst	521	\$78,465
Court Analyst	518	\$70,001
Assistant Court Analyst	516	\$59,080
Law Stenographer	514	\$56,587
Secretary	514	\$52,410
Secretary	514	\$41,873
Secretary	514	\$39,771
Sr. App. Office Assnt.	509	\$32,700

2009-2010 Appropriations:

Personal Service	\$2,013,957
Nonpersonal Service	<u>414,979</u>

Total: \$2,428,936

THIRD DEPARTMENT

<u>Title</u>	<u>Grade</u>	<u>Salary</u>
Chief Attorney	NS	\$126,555
Deputy Chief Attorney	532	\$123,103
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Sr. Attorney	526	\$79,732
Principal Court Analyst	523	\$93,049
Sr. Court Analyst	521	\$84,227
Assistant Court Analyst	516	\$57,005
Secretary	514	\$48,179
Secretary	514	\$43,975
Secretary	514	\$41,873
Secretary	514	\$41,873
Secretary	514	\$39,771
Pr. App. Office Assnt.	513	\$43,311

2009-2010 Appropriations:

Personal Service	\$1,264,946
Nonpersonal Service	<u>205,159</u>
Total:	\$1,470,105

FOURTH DEPARTMENT

<u>Title</u>	<u>Grade</u>	<u>Salary</u>
Chief Attorney	NS	\$126,555
Principal Attorney	531	\$120,990
Principal Attorney	531	\$117,284
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Principal Attorney	531	\$115,000
Associate Attorney	528	\$111,441
Associate Attorney	528	\$111,441
Associate Attorney	528	\$87,316
Sr. Court Analyst	521	\$84,227
Sr. Court Analyst	521	\$78,465
Sr. Court Analyst	521	\$76,114
Court Analyst	516	\$64,263
Court Analyst	516	\$59,889
Assistant Court Analyst	516	\$60,583
Assistant Court Analyst	516	\$57,590
Assistant Court Analyst	516	\$55,989
Jr. Court Analyst	512	\$41,223
Secretary	514	\$54,485
Secretary	514	\$54,485
Secretary	514	\$46,077
Secretary	514	\$41,873

2009-2010 Appropriations:

Personal Service	\$1,824,938
Nonpersonal Service	<u>356,674</u>
Total:	\$2,181,612