

**New York State Bar Association**  
**Committee on Professional Discipline**  
2003-2004

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## INTRODUCTION

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

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

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

## PART I

The first part contains a statistical compilation of all disciplinary matters processed in New York State during 2003 and includes three tables. The last two of these tables compare disciplinary activity over the preceding ten years.

To those unfamiliar with the nomenclature of professional discipline in New York State, some of the terms used in the tables may be confusing. The practice has been initially to consider each intended complaint of misconduct or supposed cause for investigation as an "inquiry." When it appears that the "inquiry" does not allege conduct, which, even if true, would constitute professional misconduct, it is rejected for "failure to state a complaint." Otherwise, where a cognizable complaint

has been alleged, the file is assigned for investigation.

All inquiries in the form of a written complaint that come to the attention of a disciplinary committee, whether or not subsequently dismissed for "failure to state a complaint," are deemed "matters" for reporting purposes. Simple requests for information about an attorney's conduct or 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."

A new category included in the grievance committees' statistical reports is "dismissed through mediation." Under 22 NYCRR part 1220, the disciplinary offices may identify certain complaints as appropriate for mediation; as noted in the guidelines for mediation, "[t]he types of cases that will be referred to mediation generally are those in which there has been a breakdown in the attorney-client relationship and where the complaint could be resolved best through conciliation and not formal disciplinary proceedings." In 2003, more than 140 matters were resolved through mediation.

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 complaints” and then report them to the district committee which makes the ultimate disposition. Such matters, although for the most part processed by the local bar association committees, are incorporated in the report of the district committee.

In the Third Department, relatively few matters are processed by local bar associations. It is estimated that less than 10% of the total number of matters are handled by such associations. However, no statistics are available that separately reflect such bar association activity.

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

## PART II

The second part of this report summarizes all disciplinary decisions published by the four departments of the Appellate Division during 2003. Although these decisions are important in terms of expressing the judiciary's treatment of serious misconduct, it should be remembered that they represent only a small portion of the matters which pass through the disciplinary system each year, and that most cases which involve some form of professional misconduct are not referred to the courts for imposition of discipline.

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

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

## PART III

The third and last part of this report contains various data on the organization and budget of the State's eight official agencies of discipline. It is comprised of two sections. The first section sets forth the names and titles of the professional disciplinary staff and their respective volunteer committee members in each of the eight official disciplinary agencies of the State. The second section sets forth the disciplinary budget appropriations for fiscal 2003-2004 and the salaries of disciplinary staff.

### A NOTE OF APPRECIATION

In reviewing these statistics, the reader is urged to consider the number of complaints processed in the course of a year as against the resources and personnel available to do the job. The tables contained in Part I of this report reveal that over 15,000 complaints were processed in 2003.

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.



# **Disciplinary Statistics 2003 Tables**



**Table 1**  
**Appellate Division**  
**January 1, 2003-December 31, 2003**

	1 <sup>st</sup> Dept.	2 <sup>nd</sup> Dept.	3 <sup>rd</sup> Dept.	4 <sup>th</sup> Dept.	Total
<b>I. MATTERS PROCESSED:<sup>1</sup></b>					
Pending at start of period	1431	2133	1542	583	5689
New matters received <sup>2</sup>	3568	7467	1718	2299	15052
Matters disposed of	3653	6896	1747	2233	14529
Pending at end of period	1346	2704	1513	649	6212
<b>II. COMMITTEE DISPOSITIONS:</b>					
Rejected for failing to state complaint	786	2630	893	837	5146
Referred to other agencies <sup>3</sup>	435	1539	139	174	2287
Dismissed or withdrawn	2113	1534	394	864	4905
Dismissed through mediation	47	94	0	1	142
Letters of caution (education)	N/A	276	63	205	544
Letters of admonition	87	187	38	30	342
Admonition or reprimand	1	2	40	N/A	43
Referred to court	184	156	180	122	642
Other	0	478	0	0	478
<b>III. CASES PROCESSED IN COURTS<sup>4</sup></b>					
Cases pending at start of period	28	162	31	18	239
Cases received	140	167	125	53	485
<b>CASES CLOSED</b>					
Disbarred	18	20	11	2	51
Resigned	7	20	1	2	30
Suspended	29	37	11	13	90
Censured	6	8	5	11	30
Privately censured	3	0	0	0	3
Remanded to grievance committee	16	2	0	3	21
Discontinued	8	2	0	0	10
Dismissed	2	1	1	2	6
Reinstatements granted	14	8	9	7	38
Reinstatements denied	29	73	81	12	195
Other					
<b>TOTAL CLOSED:</b>	139	187	126	55	507
<b>TOTAL PENDING:</b>	29	142	30	16	217

<sup>1</sup> "Matters" refers to the number of complaints, not attorneys.

<sup>2</sup> Includes complaints received and old matters reactivated.

<sup>3</sup> Includes matters referred to other disciplinary committees and to other agencies.

<sup>4</sup> "Cases" refers to the number of attorneys, not complaints.



**Table 2**

	<b>New Matters *</b>	<b>Matters Closed*</b>	<b>Disciplinary Action By Committees</b>	<b>Disciplinary Action by Court</b>
<b>1<sup>st</sup> Department</b>				
1994	2946	3034	114	79
1995	3227	3120	111	74
1996	3399	3263	101	94
1997	3953	3964	117	81
1998	4797	5087	100	91
1999	4143	3742	76	92
2000	3004	2870	63	65
2001	2987	2587	55	57
2002	3123	3785	134	55
2003	3133	3218	88	63
<b>2<sup>nd</sup> Department</b>				
1994	4438	4404	419	99
1995	4202	4360	444	99
1996	4715	4570	442	102
1997	5772	5130	442	102
1998	4712	5306	662	106
1999	4557	4759	518	107
2000	4032	4287	395	107
2001	4519	4650	404	97
2002	4981	4944	458	98
2003	5928	5357	445	85
<b>3<sup>rd</sup> Department</b>				
1994	1414	1355	151	63
1995	1367	1434	147	62
1996	1413	1406	178	24
1997	1388	1437	203	30
1998	1795	1600	173	36
1999	1792	1602	172	28
2000	1588	1673	239	41
2001	1846	1548	223	42
2002	1930	1559	186	30
2003	1579	1608	141	28
<b>4<sup>th</sup> Department</b>				
1994	1825	2131	193	31
1995	1815	1802	178	29
1996	1704	1906	159	38
1997	2262	1967	196	18
1998	2224	2208	200	19
1999	2078	2084	222	17
2000	2077	2112	221	23
2001	2206	2100	283	33
2002	2082	2084	316	26
2003	2125	2059	235	28

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

**Statewide**

1994	10623	10924	877	272
1995	10611	10716	880	264
1996	11231	11145	950	252
1997	13375	12498	958	231
1998	13528	14201	1135	252
1999	12570	12187	988	244
2000	10701	10942	918	236
2001	11558	10885	965	229
2002	12142	12372	1094	209
2003	12765	12242	909	204

**Table 3**

	<b>New Matters*</b>	<b>Matters Closed*</b>	<b>Disciplinary Action By Committees</b>	<b>Disciplinary Action by Court</b>
<b>Departmental Disciplinary Committee for the First Department</b>				
1994	2946	3034	114	79
1995	3227	3120	111	74
1996	3399	3263	101	94
1997	3953	3964	117	81
1998	4797	5087	100	91
1999	4143	3742	76	92
2000	3004	2870	63	65
2001	2987	2587	55	57
2002	3123	3785	134	55
2003	3133	3218	88	63
<b>Grievance Committee for the Second and Eleventh Judicial Districts, Second Department</b>				
1994	1325	1391	202	36
1995	1333	1369	191	52
1996	1436	1483	246	37
1997	1653	1533	211	31
1998	1517	1586	346	31
1999**	1502	1304	226	19
2000	1361	1402	152	25
2001	1575	1620	155	44
2002	1609	1761	212	42
2003	2076	1966	181	38
<b>Grievance Committee for the Ninth Judicial District, Second Department</b>				
1994	963	1168	97	23
1995	888	1003	118	17
1996	919	896	79	33
1997	1391	1175	110	37
1998	1116	1171	136	33
1999**	1081	1070	90	39
2000	937	963	100	36
2001	836	852	90	22
2002	1303	1104	120	26
2003	1159	1137	140	26
<b>Grievance Committee for the Tenth Judicial District, Second Department</b>				
1994	2150	1845	120	40
1995	1969	2002	135	30
1996	2360	2191	117	32
1997	2728	2422	121	34
1998	2079	2548	140	44
1999	2070	2385	187	49
2000	1734	1922	143	46
2001	2108	2178	159	31
2002	2069	2079	126	30
2003	2693	2254	144	21

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

\*\* Corrected figures.

**Committee on Professional Standards, Third Department**

1994	1414	1355	151	63
1995	1367	1434	147	62
1996	1413	1406	178	24
1997	1388	1437	203	30
1998	1795	1600	173	36
1999	1792	1602	172	28
2000	1588	1673	239	41
2001	1846	1548	223	42
2002	1930	1559	186	30
2003	1579	1608	141	28

**Grievance Committee for the Fifth Judicial District, Fourth Department**

1994	366	397	28	7
1995	415	366	24	11
1996	412	513	48	6
1997	533	468	28	6
1998	644	650	39	3
1999	618	597	43	2
2000	576	600	37	8
2001	598	603	101	7
2002	574	546	84	4
2003	527	521	65	5

**Grievance Committee for the Seventh Judicial District, Fourth Department**

1994	652	746	70	11
1995	601	630	52	6
1996	536	575	53	11
1997	716	645	64	3
1998	591	608	47	4
1999	529	566	36	4
2000	578	562	39	7
2001	564	534	48	12
2002	589	573	65	11
2003	626	608	51	7

**Grievance Committee for the Eighth Judicial District, Fourth Department**

1994	807	988	95	13
1995	799	806	102	12
1996	756	820	128	15
1997	913	854	104	9
1998	989	942	114	12
1999	931	921	143	11
2000	923	950	145	8
2001	1044	963	134	14
2002	919	965	167	11
2003	972	930	119	16

# **Statistical Reports of Disciplinary Committees**



## Departmental Disciplinary Committee for the First Department

### I. Matters Processed<sup>1</sup>

A.	Matters Pending at Start of Period	1431	
B.	New Matters Received During Period	3495	
C.	Closed Matters Reactivated During Period	73	
D.	Total Matters to be Processed During Period		4999
E.	Total Matters Disposed of During Period		3653
F.	Matters Pending at Close of Period		1346

II.	Matters Disposed of by Committee	CASES	MATTERS
A.	Rejected as Failing to State a Complaint	769	786
B.	Referred to Other Disciplinary Committees/Agencies	433	435
C.	Dismissed	2018	2113
D.	Dismissed Through Mediation	47	47
D.	Letter of Admonition	73	87
E.	Reprimand After Hearing	1	1
F.	Referred to Appellate Division	117	184
G.	Total Disposed of During Period	3458	3653

### III. Cases Processed by Court

A.	Cases Pending at Start of Period	28
1.	Disciplinary Proceedings	19
2.	Other	9
B.	Cases Received During Period	140
1.	Disciplinary Proceedings	79
2.	Other	61
C.	Total to be Processed During Period	168
D.	Cases Closed	
1.	Disbarred	18
2.	Resigned	7
3.	Suspended	29 <sup>2</sup>
4.	Censured	6
5.	Privately Censured	3
6.	Remanded to Grievance Committee	16
7.	Discontinued	8
8.	Dismissed	2
9.	Reinstatements Granted	14
10.	Reinstatements Denied	7
11.	All Other Dispositions	29
12.	Total Closed	139
E.	Cases Pending at Close of Period	29
1.	Disciplinary Proceedings	24
2.	Other	5

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

<sup>2</sup> Includes 18 definite, 10 interim and 1 indefinite suspensions.

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

**I. Matters Processed**

A.	Matters Pending at Start of Period	561	
B.	New Matters Received During Period	2735	
C.	Closed Matters Reactivated During Period	19	
D.	Total Matters to be Processed During Period		3315
E.	Total Matters Disposed of During Period		2644
F.	Matters Pending at Close of Period		671

**II. Matters Disposed of by Committee**

	<b>CASES</b>	<b>MATTERS</b>
A.	1258	1258
B.	678	678
C.	447	447
D.	16	16
E.	121	
F.	45	60
G.	0	0
H.	29	54
I.	5	7
J.	1	3
K.	2599	2644

**III. Cases Processed by Court**

A.	Cases Pending at Start of Period	87	125
	1. Disciplinary Proceedings	46	82
	2. Other	41	43
B.	Cases Received During Period	64	89
	1. Disciplinary Proceedings	29	54
	2. Other	35	35
C.	Total to be Processed During Period	151	214
D.	Cases Closed		
	1. Disbarred	11	30
	2. Resigned	6	23
	3. Suspended	17	59
	4. Censured	4	4
	5. Privately Censured	0	0
	6. Remanded to Grievance Committee	1	1
	7. Discontinued	1	1
	8. Dismissed	1	1
	9. Reinstatements Granted	4	4
	10. Reinstatements Denied	9	9
	11. Non-Disciplinary Resignations	25	25
	12. All Other Dispositions	17	17
	13. Total Closed	96	174
E.	Cases Pending at Close of Period	80	65
	1. Disciplinary Proceedings	34	17
	2. Other	46	48

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\* Includes "Dismissals with Advisements."

## Brooklyn Bar Association Grievance Committee

Total Complaints Received	87
Dismissed	21
Withdrawn	1
Returned as fee dispute matter	0
Returned to District Grievance Committee	65
Complaints Pending	0
Arbitration Complaints Received	50
Resolved between attorney and client	3
Resolved by arbitration	1
Resolved by court	0
Attorneys declined arbitration	17
Closed/Withdrawn	0
Pending	29
Mediation Complaints Received	16
Withdrawn	1
Handled by Grievance Committee	1
Resolved between attorney and complainant	3
Resolved at mediation hearing	3
Returned to grievance committee	1
Complainant failed to appear	1
Attorney failed to appear	0
Files scheduled to next hearing date	2
Pending	4

## Queens County Bar Association Grievance Committee

Dismissed	44
Dismissed with Advisement	2
Letter of Caution	0
Letter of Admonition	0
Referred to District Grievance Committee	1
Resolved	0
Withdrawn	2
Tabled	5
<b>Fee Disputes Committee</b>	
No Consent from Respondent	7
No Consent from Complainant	7
Matter Settled Prior to Arbitration	1
No Response from Either Complainant or Respondent	1
Declination of Arbitration by Complainant/Respondent	6
Withdrawn by complainant	0
Decisions by committee	10

## Grievance Committee for the Ninth Judicial District, Second Department

### I. Matters Processed

A.	Matters Pending at Start of Period	692	
B.	New Matters Received During Period	1672	
C.	Closed Matters Reactivated During Period	19	
D.	Total Matters to be Processed During Period		2383
E.	Total Matters Disposed of During Period		1669
F.	Matters Pending at Close of Period		714

### II. Matters Disposed of by Committee

		CASES	MATTERS
A.	Rejected as Failing to State a Complaint		433
B.	Referred to Other Disciplinary Committees		502
C.	Referred to Other Agencies		30
D.	Dismissed or Withdrawn		513
E.	Letter of Caution		68
F.	Letter of Admonition		70
G.	Reprimand After Hearing		2
H.	Referred to Appellate Division	31	51
I.	Total Disposed of During Period		1669

### III. Cases Processed by Court

A.	Cases Pending at Start of Period	29	56
	1. Disciplinary Proceedings	29	
	2. Other	0	
B.	Cases Received During Period		
	1. Disciplinary Proceedings	31	51
	2. Other	0	
C.	Total to be Processed During Period	60	107
D.	Cases Closed		
	1. Disbarred	5	12
	2. Resigned	7	14
	3. Suspended	12	22
	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	0	0
	10. Reinstatements Denied	1	1
	11. All Other Dispositions	10	16
	12. Total Closed	37	67
E.	Cases Pending at Close of Period		
	1. Disciplinary Proceedings	23	40
	2. Other	0	

## Dutchess 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	8
C.	Closed Matters Reactivated During Period	0
D.	Total Matters to be Processed During Period	23
E.	Total Matters Disposed of During Period	17
F.	Matters Pending at Close of Period	6

#### 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	14
E.	Dismissed with Cautionary Language	0
F.	Letter of Caution	0
G.	Letter of Admonition	1
H.	Reprimand	1
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	10
B.	New Matters Received During Period	39
C.	Closed Matters Reactivated During Period	0
D.	Total Matters to be Processed During Period	49
E.	Total Matters Disposed of During Period	40
F.	Matters Pending at Close of Period	9

#### II. Matters Disposed of by Committee

A.	Rejected as Failing to State a Complaint	0
B.	Referred to Other Disciplinary Committees	0
C.	Referred to Other Agencies	0
D.	Dismissed	35
E.	Dismissed with Cautionary Language	4
F.	Letter of Caution	0
G.	Letter of Admonition	1
H.	Reprimand	0
I.	Total Disposed of During Period	40

## Putnam County Bar Association Grievance Committee

### Second Department, Ninth Judicial District

#### I. Matters Processed

A.	Matters Pending at Start of Period	2
B.	New Matters Received During Period	3
C.	Closed Matters Reactivated During Period	0
D.	Total Matters to be Processed During Period	5
E.	Total Matters Disposed of During Period	3
F.	Matters Pending at Close of Period	2

#### II. Matters Disposed of by Committee

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

## Rockland County Bar Association Grievance Committee

### Second Department, Ninth Judicial District

#### I. Matters Processed

A.	Matters Pending at Start of Period	17
B.	New Matters Received During Period	40
C.	Closed Matters Reactivated During Period	0
D.	Total Matters to be Processed During Period	57
E.	Total Matters Disposed of During Period	48
F.	Matters Pending at Close of Period	9

#### II. Matters Disposed of by Committee

A.	Rejected as Failing to State a Complaint	0
B.	Referred to Other Disciplinary Committees	4*
C.	Referred to Other Agencies	3**
D.	Dismissed	36
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	48

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\* Referred to Ninth District Committee.

\*\* Referred to Fee Dispute Committee.

# Westchester County Bar Association Grievance Committee

## Second Department, Ninth Judicial District

### I. Matters Processed

A.	Matters Pending at Start of Period	68
B.	New Matters Received During Period	133
C.	Closed Matters Reactivated During Period	0
D.	Total Matters to be Processed During Period	201
E.	Total Matters Disposed of During Period	112
F.	Matters Pending at Close of Period	89

### 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	112
E.	Dismissed with Cautionary Language	0
F.	Letter of Caution	0
G.	Letter of Admonition	0
H.	Reprimand	0
I.	Withdrawn	0
J.	Total Disposed of During Period	112

## Grievance Committee for the Tenth Judicial District, Second Department

### I. Matters Processed

A.	Matters Pending at Start of Period	880	
B.	New Matters Received During Period	2979	
C.	Closed Matters Reactivated During Period	43	
D.	Total Matters to be Processed During Period		3902
E.	Total Matters Disposed of During Period		2583
F.	Matters Pending at Close of Period		1319

### II. Matters Disposed of by Committee

		CASES	MATTERS
A.	Rejected as Failing to State a Complaint	939	939
B.	Referred to Other Disciplinary Committees	221	221
C.	Referred to Other Agencies	108	108
D.	Dismissed or Withdrawn	574	574
E.	Dismissed through Mediation	78	78
F.	Letter of Caution	70	87
G.	Letter of Admonition	51	57
H.	Reprimand After Hearing	0	0
I.	Referred to Appellate Division	40	51
J.	Other	468	468
K.	Total Disposed of During Period	2549	2583

### III. Cases Processed by Court

A.	Cases Pending at Start of Period	46	89
	1. Disciplinary Proceedings	25	68
	2. Other	21	21
B.	Cases Received During Period	72	117
	1. Disciplinary Proceedings	17	62
	2. Other	55	55
C.	Total to be Processed During Period	118	206
D.	Cases Closed		
	1. Disbarred	4	9
	2. Resigned	7	23
	3. Suspended	8	18
	4. Censured	2	2
	5. Privately Censured	0	0
	6. Remanded to Grievance Committee	1	1
	7. Discontinued	1	1
	8. Dismissed	0	0
	9. Reinstatements Granted	4	4
	10. Reinstatements Denied	6	6
	11. All Other Dispositions	21	21
	12. Total Closed	56	87
E.	Cases Pending at Close of Period	62	119
	1. Disciplinary Proceedings	19	76
	2. Other	43	43

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

**I. Matters Processed**

A.	Matters Pending at Start of Period	1542	
B.	New Matters Received During Period	1676	
C.	Closed Matters Reactivated During Period	42	
D.	Total Matters to be Processed During Period		3260
E.	Total Matters Disposed of During Period		1747
F.	Matters Pending at Close of Period		1513

**II. Matters Disposed of by Committee**

	<b>CASES</b>	<b>MATTERS</b>	
A.	Rejected as Failing to State a Complaint	852	893
B.	Referred to Other Disciplinary Committees	110	110
C.	Referred to Other Agencies	29	29
D.	Dismissed or Withdrawn	370	394
E.	Dismissed Through Mediation	0	0
F.	Letter of Caution	62	63
G.	Letter of Admonition	31	38
H.	Reprimand After Hearing	23	40
I.	Referred to Appellate Division	143	180
J.	Total Disposed of During Period	1620	1747

**III. Cases Processed by Court**

A.	Cases Pending at Start of Period	31
	1. Disciplinary Proceedings	28
	2. Other	3
B.	Cases Received During Period	125
	1. Disciplinary Proceedings	73
	2. Other	52
C.	Total to be Processed During Period	156
D.	Cases Closed	
	1. Disbarred	11
	2. Resigned	1
	3. Suspended	11
	4. Censured	5
	5. Privately Censured	0
	6. Remanded to Grievance Committee	0
	7. Discontinued	0
	8. Dismissed	1
	9. Reinstatements Granted	9
	10. Reinstatements Denied	7
	11. Non-Disciplinary Resignations	44
	12. All Other Dispositions	37
	13. Total Closed	126
E.	Cases Pending at Close of Period	30
	1. Disciplinary Proceedings	29
	2. Other	1

## Grievance Committee for the Fifth Judicial District, Fourth Department

### I. Matters Processed

A.	Matters Pending at Start of Period	140	
B.	New Matters Received During Period	547	
C.	Closed Matters Reactivated During Period	15	
D.	Total Matters to be Processed During Period		702
E.	Total Matters Disposed of During Period		556
F.	Matters Pending at Close of Period		146

		CASES	MATTERS
A.	Rejected as Failing to State a Complaint	247	255
B.	Referred to Other Disciplinary Committees	32	32
C.	Referred to Other Agencies	3	3
D.	Dismissed or Withdrawn	172	189
E.	Dismissed Through Mediation	0	0
F.	Letter of Caution	42	54
G.	Letter of Admonition	7	11
H.	Reprimand After Hearing	N/A	N/A
I.	Referred to Appellate Division	9	12
J.	Total Disposed of During Period	512	556

### III. Cases Processed by Court

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

## Grievance Committee for the Seventh Judicial District, Fourth Department

### I. Matters Processed

A.	Matters Pending at Start of Period	142	
B.	New Matters Received During Period	694	
C.	Closed Matters Reactivated During Period	36	
D.	Total Matters to be Processed During Period		872
E.	Total Matters Disposed of During Period		712
F.	Matters Pending at Close of Period		160

### II. Matters Disposed of by Committee

		CASES	MATTERS
A.	Rejected as Failing to State a Complaint	229	255
B.	Referred to Other Disciplinary Committees	93	101
C.	Referred to Other Agencies	3	3
D.	Dismissed or Withdrawn	228	252
E.	Dismissed Through Mediation	1	1
F.	Letter of Caution	33	49
G.	Letter of Admonition	2	2
H.	Reprimand After Hearing	N/A	N/A
I.	Referred to Appellate Division	10	49
J.	Total Disposed of During Period	599	712

### III. Cases Processed by Court

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

## Grievance Committee for the Eighth Judicial District, Fourth Department

### I. Matters Processed

A.	Matters Pending at Start of Period	301	
B.	New Matters Received During Period	961	
C.	Closed Matters Reactivated During Period	46	
D.	Total Matters to be Processed During Period		1308
E.	Total Matters Disposed of During Period		965
F.	Matters Pending at Close of Period		343

### II. Matters Disposed of by Committee

		CASES	MATTERS
A.	Rejected as Failing to State a Complaint	299	327
B.	Referred to Other Disciplinary Committees	34	34
C.	Referred to Other Agencies	1	1
D.	Dismissed or Withdrawn	348	423
E.	Dismissed Through Mediation	0	0
F.	Letter of Caution	83	102
G.	Letter of Admonition	13	17
H.	Reprimand After Hearing	N/A	N/A
I.	Referred to Appellate Division	34	61
J.	Total Disposed of During Period	811	965

### 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	34
	1. Disciplinary Proceedings	16
	2. Other	18
C.	Total to be Processed During Period	41
D.	Cases Closed	
	1. Disbarred	1
	2. Resigned	2
	3. Suspended	7
	4. Censured	6
	5. Privately Censured	0
	6. Remanded to Grievance Committee	2
	7. Discontinued	0
	8. Dismissed	2
	9. Reinstatements Granted	1
	10. Reinstatements Denied	1
	11. Non-Disciplinary Resignations	4
	12. All Other Dispositions	7
	13. Total Closed	33
E.	Cases Pending at Close of Period	8
	1. Disciplinary Proceedings	7
	2. Other	1

# **Disciplinary Decisions Reported by Appellate Division in 2003**



## FIRST DEPARTMENT

Robert N. Vohra 303 AD2d 61	Censured	22 NYCRR 603.3 (reciprocal discipline – District of Columbia Court of Appeals).
Laurence T. Muri 303 AD2d 86	Interim suspension	22 NYCRR 603.4(e)(1)(i), (iii) (willful failure to cooperate with committee’s investigation; uncontested evidence of professional misconduct).
Steven Adler 302 AD2d 78	Suspended 1 year	Serious crime – failing false instrument, 2d degree (Penal Law §175.30).
Nicholas Khoudary 303 AD2d 124	Suspended (to 11/28/04)	Serious crime – structuring currency transaction (31 USC §§ 5322[b], 4324[a][3]; 18 USC §2 [federal felony]).
Anthony C. Nwaka 303 AD2d 45	Disbarred	22 NYCRR 603.4(g)(failure to appear or apply in writing to committee or court for hearing or reinstatement within six months of suspension date).
Victor Ebisan Ekperigin 304 AD2d 133	Disbarred	Felony conviction – Possession of controlled dangerous substance 3d degree (NJ Rev. Stat. 2C:35-10(a)(1); conspiracy to distribute cocaine (Va. Code §18.2-248, 18.2-256) (NY Penal Code §§220.16[12], 220.16[1]).
Robert M. Fisher 304 AD2d 100	Disbarred	22 NYCRR 603.4(g)(failure to appear or apply in writing to committee or court for hearing or reinstatement within six months of suspension date).
Jonathan Keiser 304 AD2d 96	Suspended 4 years, retroactive to Nov. 2000	DR 1-102(A)(3)(illegal conduct adversely reflecting on lawyer’s honesty, trustworthiness or fitness as a lawyer); DR 1-102(A)(7)(other conduct adversely reflecting on fitness to practice law).
Deyan R. Brashich 304 AD2d 207	Suspended 1 year, effective 5/1/03	DR 1-102(A)(7)(conduct adversely reflecting on fitness to practice law); DR 2-106(A) (charging illegal or excessive fee).
MacGregor J. Wells	Suspended effective 5/1/03	Judiciary Law §468-a (failure to

304 AD2d 324		register and pay biennial registration fee).
Charla R. Bikman 304 AD2d 162	Suspended 18 months effective 5/5/03	DR 1-102(A)(4)(dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(7)(other conduct adversely reflecting on fitness to practice law).
Lawrence M. Furtzaig 305 AD2d 7	Suspended 5 years effective 5/15/03	DR 1-102(A)(4)(dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(7)(conduct adversely reflecting on fitness to practice law); DR 6-101(A)(3) (neglect).
Alan Stahler 304 AD2d 245	Disbarred	Felony conviction – securities fraud (General Business Law §352-c[5]).
David A. Dorfman 304 AD2d 273	Censured	DR 1-102(A)(4) (misrepresentation); DR 6-101(A)(1) (undertaking representation lacking competence); DR 6-101(A)(3) (neglect); DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(7)(conduct adversely reflecting on fitness to practice).
Donald Rosenkrantz 305 AD2d 13	Suspended 6 months effective 6/2/03	DR 1-102(A)(4)(dishonesty, fraud, deceit or misrepresentation); DR 2-106(C)(2)(b)(failure to enter into written retainer agreements); DR 6-101(A)(3) (misleading clients as to case status).
Anand M.S. Gujral 307 AD2d 28	Interim suspension	22 NYCRR 603.4(e)(1)(i), (iii) (willful failure to cooperate with committee’s investigation; uncontested evidence of professional misconduct).
Beth A. Carpenter 305 AD2d 19	Disbarred	Felony conviction – Conn. Gen. Stat. §§53a-54a(a), 43a-8, 53a-48, 43a-54a)(capital felony murder; accessory to murder; conspiracy to commit murder)(N.Y. Penal Law §125.27[1][a][vi][murder, 1 <sup>st</sup> degree]).
Roger A. Levy 307 AD2d 47	Suspended 3 years effective 6/27/03	DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(7)(conduct adversely reflecting on fitness to

		practice); DR 7-101(A)(1)(failure to seek client's lawful objectives); DR 9-102(A) (misappropriation of client funds); DR 9-102(B)(1)(failure to properly maintain IOLA account in own name); DR 9-102(D)(failure to maintain proper bookkeeping records); DR 9-102(B), (E) (writing check out to "cash" from IOLA account; commingling).
Allen J. Virag 304 AD2d 37	Disbarred	Serious crime - 18 USC §§1341, 2 (mail fraud)(N.Y. Penal Law §§155.05, 155.35 (grand larceny, 3d degree).
Mark Virag 304 AD2d 34	Disbarred	Serious crime - 18 USC §§1321, 2 (mail fraud)(N.Y. Penal Law §§155.30, 155.35, 155.40 (grand larceny, 3d and 4 <sup>th</sup> degrees).
Richard L. Wertis 307 AD2d 15	Interim suspension	22NYCRR 603.4(e)(1)(ii), (iii), (substantial admissions under oath; uncontested evidence of professional misconduct).
Raymond T. LeBon 307 AD2d 44	Resigned	22 NYCRR 603.11.
Richard A. Sbeglia 307 AD2d 63	Resigned	22 NYCRR 603.11.
Arnold Silberstein 307 AD2d 1	Resigned	22 NYCRR 603.11.
Geraldine D. Green 308 AD2d 72	Suspended 5 years	22 NYCRR 603.3 (reciprocal discipline - U.S. Court of Appeals, 9 <sup>th</sup> Circuit; Supreme Court of California).
Barbara Shea 308 AD2d 29	Suspended 4 months	22 NYCRR 603.3 (reciprocal discipline - Connecticut Superior Court).
Jeffrey M. Cohn 308 AD2d 79	Suspended 5 years nunc pro tunc 7/22/99	22 NYCRR 603.3 (reciprocal discipline - U.S. Dist. Ct., SDNY).
Michael G. Paul 308 AD2d 23	Suspended 3 months nunc pro tunc 7/2/02	22 NYCRR 603.3 (reciprocal discipline - New Jersey Supreme Court).
David A. Schechter 308 AD2d 26	Interim suspension	Serious crime - 18 USC §371 (conspiracy to unlawfully intercept wire and oral communications).

Chin W. Fong 308 AD2d 19	Suspended 3 months	DR 1-102(A)(7)(conduct adversely reflecting on fitness to practice law); DR 6-101(A)(3) (neglect); DR 7-101(A)(3) (prejudicing a client); DR 9-102(A)(misappropriation); DR 9-102(D)(1), (2)(failure to maintain appropriate escrow records); DR 9-102(E)(writing checks payable to cash).
Nathan Dembin 308 AD2d 195	Interim suspension	22 NYCRR 603.4(e)(1)(ii), (iii) (substantial admissions under oath; uncontested evidence of professional misconduct).
Bruce H. Hest 308 AD2d 85	Interim suspension	22 NYCRR 603.4(e)(1)(ii), (iii) (substantial admissions under oath; uncontested evidence of professional misconduct).
Steven A. Taube 308 AD2d 83	Disbarred	Felony conviction – Virginia Code §18-211 (embezzlement) (N.Y. Penal Law §155.30 – grand larceny).
Kenneth J. Birnbaum 308 AD2d 180	Disbarred	DR 1-102(A)(4)(dishonesty, fraud, deceit or misrepresentation); DR 9-102(A)(failure to preserve identity of client funds).
Charles H. McAuliffe 308 AD2d 253	Censured	Serious crime – N.J. Stat. Ann. 2C:5-2, 2C:35-10a(1)(conspiracy to possess a dangerous substance)(N.Y. Penal Law §220.03).
Stuart Paul Schlem 308 AD2d 220	Suspended 3 months effective 3/12/03	22 NYCRR 603.3 (reciprocal discipline – N.J. Supreme Court).
Ward L. Thrasher 308 AD2d 160	Suspended 2 years nunc pro tunc 5/26/02	22 NYCRR 603.3 (reciprocal discipline – Supreme Judicial Court of Mass.)
Brandon J. Boyd 308 AD2d 223	Interim suspension	22 NYCRR 603.4(e)(1)(i)(willful failure to cooperate with committee’s investigation).
Stephen W. Dicker 309 AD2d 1	Resigned	22 NYCRR 603.11.
Bart L. Nason 309 AD2d 88	Resigned	22 NYCRR 603.11.

Edward B. Samuels 309 AD2d 7	Disbarred	Felony conviction – possession of sexual performance by a child less than 16 years of age (Penal Law §263.16).
James P. Conroy 309 AD2d 57	Disbarred	Felony conviction – grand larceny, 1 <sup>st</sup> degree (Penal Law §155.42); tampering with physical evidence (Penal Law §215.40 [1]); conspiracy 4 <sup>th</sup> degree (Penal Law §105.10).
Michael P. Bach 309 AD2d 63	Disbarred	22 NYCRR 603.4(g)(failure to appear or apply in writing to committee or court for hearing on reinstatement within six months of suspension date).
Charles B. Stark 309 AD2d 4	Disbarred	Felony conviction – attempted dissemination of indecent material to minors, 1 <sup>st</sup> degree (Penal Law §§110.00, 235.22).
Marc S. Lawrence 309 AD2d 202	Disbarred	22 NYCRR 604.4(g)(failure to appear or apply in writing to committee or court for hearing or reinstatement within six months of suspension date).
Carlos H. Jenkins 309 AD2d 186	Disbarred	Felony conviction – attempted bribe receiving, 2 <sup>d</sup> degree (Penal Law §110/200.11).
David A. Schechter 309 AD2d 197	Resigned	22 NYCRR 603.11.
Ronald Richard 309 AD2d 262	Interim suspension	22 NYCRR 603.4(e)(1)(i)(willful failure to cooperate with committee’s investigation).
Keith A. Hawthorne 309 AD2d 285	Censured	DR 1-102(A)(4)(false statements); DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 7-106(A)(failure to comply with court order).
George R. Osborne 1 AD3d 31	Suspended 6 months effective 11/24/03	DR 1-102(A)(5)(conduct prejudicial to administration of justice).
Mario A. Vasquez 1 AD3d 16	Suspended 6 months effective 11/24/03	DR 1-102(A)(3)(illegal conduct adversely reflecting on fitness as a lawyer); DR 1-102(A)(4) (dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(7)(conduct adversely reflecting

Christopher J. Schulze 1 AD3d 1	Interim suspension	on fitness to practice law). 22 NYCRR 603.4(e)(1)(ii), (iii) (substantial admissions under oath; uncontested evidence of professional misconduct).
Marshall C. Berger 1 AD3d 83	Censured	DR 1-102(A)(5)(conduct preju- dicial to administration of jus- tice); DR 1-102(A)(7)(conduct adversely reflecting on fitness); DR 7-106(C)(7)(intentional vio- lation of established rule of pro- cedure or evidence).
Andrea M. Mercado 1 AD3d 54	Disbarred	Felony conviction – 18 USC §371 (conspiracy to commit wire fraud); 18 USC §1343 (wire fraud) (N.Y. Penal Law §190.65 [1][b][scheme to defraud]).
Mac Truong 2 AD3d 27	Interim suspension	22 NYCRR 603.4(e)(1)(iii) (un- contested evidence of profes- sional misconduct).
Jeffrey N. Zisselman 2 AD3d 38	Disbarred	Felony conviction – 18 USC §§1952(a)(3), 371 (conspiracy to commit extortion); 18 USC §1952(a)(3)(extortion) (N.Y. Pe- nal Law §§155.05(2)(e), 155.30(6) (grand larceny 4 <sup>th</sup> degree).
John J. Perrone 2 AD3d 35	Resigned	22 NYCRR 603.11.
Gerald L. Sobol 2 AD3d 31	Suspended 6 months	Serious crime – 26 USC §7207 (willfully delivering and dis- closing a false and fraudulent document to the IRS).
John M. Power 3 AD3d 21	Censured	22 NYCRR 603.3 (reciprocal dis- cipline – N.J. Supreme Court).
William J. McCann 3 AD3d 5	Disbarred	DR 1-102(A)(4)(dishonesty, fraud, deceit or misrepresenta- tion); DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 9-102(A), (B)(1), (D) (1) and (E)(conversion; com- mingling; concealing personal funds from judgment creditor by placing with another indi- vidual and depositing in attor- ney trust account); using trust account as personal/business account; withdrawing trust

funds payable to cash; failure to maintain contemporaneous trust account records).

## SECOND DEPARTMENT

### (Second and Eleventh Judicial Districts)

Chaim Howard Berglas 303 AD2d 66	Censured	Sharing legal fees with a non-lawyer; solicitation.
Robert Dominick Powell 303 AD2d 83	Disbarred	Reciprocal discipline – Maryland.
Guy Gabizon 303 AD2d 127	Disbarred	Felony conviction – Grand Larceny 3d degree (Penal Law §155.35).
Daniel P. Foster	Reinstatement denied	
Jeffrey E. Diamond 303 AD2d 116	Suspended 3 years	Misrepresentation; impermissible conflicts of interest.
Steven J. Dorn 303 AD2d 27	Disbarred (resigned)	Mishandling funds held as fiduciary incident to the practice of law.
Robert B. Kress 304 AD2d 59	Disbarred (resigned)	Conversion.
Yaakov Kanovsky 304 AD2d 27	Suspended 5 years	Commingling; escrow violations; fraud, deceit, misrepresentation; conduct prejudicial to administration of justice.
Boris A. Krivonos	Interim suspension	Serious crime conviction – conspiracy to defraud the United States (18 USC §371).
Joshua Berger 304 AD2d 137	Disbarred (resigned)	Neglect; failure to communicate; failure to re-register as an attorney with OCA.
James C. Jenkins, III 304 AD2d 184	Disbarred (on default)	Failure to disclose guilty plea to felony charges on application for admission to NYS bar; failure to cooperate.
William Blasi	Reinstatement denied	
Paul S. Mirman	Reinstatement denied	

Alan J. Taliuaga	Indefinite suspension	22 NYCRR 691.13(c).
Michael Quintana 304 AD2d 197	Censured	Solicitation; filing a false retainer statement with OCA.
William F. Rothman	Interim suspension	Failure to cooperate.
Harvey Fein	Reinstatement denied and modification of discipline denied	
Frank R. Bayger	Indefinite suspension	22 NYCRR 691.13(c) (incapacitated from continuing to practice law).
Edmundo Roman-Perez	Reinstated	
Stanley I. Cohen 304 AD2d 280	Disbarred	Felony conviction – Grand larceny, 2d degree (Penal Law §155.40[1]).
Ormond N. Smith 304 AD2d 284	Disbarred	Felony conviction – Grand larceny, 3d degree (Penal Law §155.35).
Peter W. Birkett 305 AD2d 1	Disbarred (on default)	Neglect; abandonment of clients; failure to return unearned fees.
Sharon Lynch	Reinstatement denied	
Jeffrey A. Siegel	Interim suspension	Failure to cooperate; substantial admissions under oath – neglect.
James Ciccone 307 AD2d 20	Disbarred (on default)	Failure to perform work for which he was retained; failure to refund unearned fees; failure to satisfy or vacate judgments; failure to pay sanctions; failure to cooperate.
Jeffrey E. Diamond 307 AD2d 31	Disbarred (resigned)	Conversion; escrow violations.
Robert Levy	Reinstatement denied	
William Cahn	Reinstatement denied	
Arnold I. Willence 308 AD2d 122	Disbarred (resigned)	Neglect; failure to safeguard client funds; misuse of attorney special account.
Derrick G. Arjune 308 AD2d 139	Suspended 3 years	Business transaction with client; conduct adversely reflecting on fitness to practice law; failure to provide matrimonial client with statement of client’s rights and responsibilities; failure to timely

		satisfy judgment; failure to re-register with OCA.
Henry J. Uscinski	Interim suspension	Serious crime conviction (Federal felony – income tax evasion [26 USC §7201]).
Emilio Santiago 308 AD2d 198	Censured	Reciprocal discipline – New Jersey.
Yitzchok David Wagshul 308 AD2d 248	Suspended 3 years	Commingling; conduct involving fraud, deceit, misrepresentation; escrow violations; improper practice under a trade name.
Jeffrey E. Tomei	Reinstated	
Mark Lewis Brecker 309 AD2d 77	Suspended 2 years	Criminal contempt of court; conduct adversely reflecting on fitness to practice law.
Philip A. Werbel 309 AD2d 54	Suspended 1 year	Serious crime conviction – Election Law §17-102.
Reynold N. Mason	Interim suspension	Commingling; escrow violations; failure to cooperate.
Anthony Winston Agard	Indefinite suspension	22 NYCRR 691.13 (incapacitated from continuing to practice law).
Patrick C. Sealy	Reinstated	
Alton H. Maddox	Reinstatement denied	
Juan Roque Angrisani 2 AD3d 14	Disbarred	Felony conviction – Operating motor vehicle while under the influence of alcohol (Vehicle & Traffic Law §1192).
Mitchell R. Miller 767 NYS2d 670	Disbarred	Failure to properly safeguard client funds; conversion; conduct involving dishonesty, fraud, deceit or misrepresentation.
Jeffrey A. Siegel 2 AD3d 11	Disbarred (on default)	Neglect; misrepresentation to a client about the status of a case; conduct prejudicial to administration of justice; failure to cooperate.
Mark J. Nerenberg 2 AD3d 1	Suspended 3 years	Commingling; conduct involving dishonesty, fraud, deceit and misrepresentation; failure to safeguard client funds.
Steven J. Nechamkus	Suspended 1 year	Abandoning solo practice of law;

768 NYS2d 493		neglect; failure to communicate with clients; failure to return un-earned fees.
Charles A. Fontana 767 AD2d 922	Disbarred (resigned)	Failure to cooperate.
Emmanuel Oluremi Bamisile 770 NYS2d 77	Admission revoked	Failure to disclose material facts on application for admission to the Bar; false statement on the application.
Babatunde G. Tinubu	Reinstated	
Josephine C. Nwaigwe 770 NYS2d 426	Censured	Conduct involving fraud, dishonesty, deceit and misrepresentation.
Nora Z. Ramos	Reinstatement denied	
Michael G. Rosenberg 770 NYS2d 405	Suspended 2 years	Conversion of escrow funds; withdrawal of legal fees before depositing settlement checks into escrow account; commingling; failure to maintain required records for escrow account; failure to file retainer and closing statements with OCA.

**(Ninth Judicial District)**

Solomon Abrahams 770 NYS2d 360	Suspended 5 years	DR 1-102(A)(4)(conduct involving dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(7)(conduct adversely reflecting on fitness to practice law); DR 7-102(A)(1)(conduct serving merely to harass party); DR 7-102(A)(2)(frivolous conduct in litigated matter); DR 7-106(A) (disregarding ruling of a tribunal).
Eugene J. Adams	Reinstatement denied	
Harvey Bayer 307 AD2d 12	Disbarred (resigned)	DR 9-102 (breach of fiduciary duty with respect to escrow funds).
Larkin Behansky 307 AD2d 138	Censured with continuation of interim suspension pending further order	DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(7)(conduct adversely reflecting on fitness to practice

Hugh F. Brammer 1 AD3d 36	Disbarred (resigned)	law).  Judiciary Law §90(4)(d), 22 NY-CRR 691.7(b)(serious crime conviction – Assault, 3d degree); DR 1-102(A)(3)(illegal conduct adversely reflecting on honesty, trustworthiness or fitness as a lawyer); DR 1-102(A)(4)(conduct involving dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(7)(conduct adversely reflecting on fitness to practice law).
Fred Carusona 304 AD2d 200	Censured	DR 1-102(A)(7)(conduct adversely reflecting on fitness to practice law); DR 9-102(D)(9) (failure to make accurate, contemporaneous record entry of transactions for attorney escrow account); DR 9-102(E)(permitting nonlawyer to have signatory privileges on escrow account and failing to ensure that escrow account disbursement(s) were made to named payee).
Bernard E. Davis 303 AD2d 136	Disbarred (resigned)	DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(7)(conduct adversely reflecting on fitness to practice law); DR 9-102 (breach of fiduciary duty with respect to escrow funds).
Elyse Hope Diller 308 AD2d 14	Suspended 3 years	DR 1-102(A)(4)(conduct involving dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(7)(conduct adversely reflecting on fitness to practice law); DR 7-102(A)(6)(creation or preservation of false evidence).
Edward K. Hedberg 304 AD2d 288	Disbarred	DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(7)(conduct adversely reflecting on fitness to practice law); DR 9-102(B)(2) (failure to identify attorney escrow account properly).

Robert H. Hirsch 304 AD2d 143	Disbarred (resigned)	DR 2-110(A)(1)(failure to obtain permission of tribunal to withdraw from representation); DR 6-101(A)(3)(neglect).
Kenneth Karpel 307 AD2d 55	Suspended 5 years	DR 1-102(A)(7)(conduct adversely reflecting on fitness to practice law); DR 5-101(A) (impermissible conflicts of interest).
Cornelius W. Keane 304 AD2d 186	Disbarred	DR 1-102(A)(4)(conduct involving dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(7)(conduct adversely reflecting on fitness to practice law); DR 9-102(C)(4)(failure to make prompt disbursement of funds from attorney escrow account); DR 9-102(E)(failure to make attorney escrow account disbursement(s) to named payee); DR 9-102(I)(failure to comply with request by grievance committee for attorney bank records).
Jeffery I. Klein 303 AD2d 57	Suspended 1 year	DR 1-102(A)(4)(conduct involving dishonesty, fraud, deceit or misrepresentation); DR 6-101(A)(3)(neglect).
Maureen McNamara 303 AD2d 129	Suspended 1 year; motion to Court of Appeals seeking review denied	DR 1-102(A)(7)(conduct adversely reflecting on fitness to practice law).
Bruce C. Mandia 205 AD2d 4	Disbarred (resigned)	DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(7)(conduct adversely reflecting on fitness to practice law); DR 2-110(A)(3) (failure to return unused retainer); DR 6-101(A)(3)(neglect); DR 9-102(B)(2)(failure to identify attorney escrow account properly).
Philip M. Morell 307 AD2d 23	Suspended 1 year	DR 1-102(A)(4)(conduct involving dishonesty, fraud, deceit or misrepresentation).
Andrew J. Natale 307 AD2d 4	Disbarred	DR 1-102(A)(4)(conduct involving dishonesty, fraud, deceit or misrepresentation ); DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(7)(formerly [8]) ( conduct

		adversely reflecting on fitness to practice law); DR 9-102(A) (commingling); DR 9-102(B)(1) (failure to timely deposit funds into escrow account).
Albert P. Pacione, Jr. 308 AD2d 53	Reinstated	
Moses V. Rambarran 308 AD2d 53	Disbarred (resigned)	Judiciary Law §90(4)(d), 22 NYCRR 691.7(b)(serious crime conviction – concealing person from arrest [Federal felony]); DR 9-102(C)(4)(failure to make prompt disbursement of funds from attorney escrow account); DR 9-102(E)(permitting nonlawyer to have signatory privileges on attorney escrow account and/or failing to ensure that attorney escrow account disbursement(s) were made to named payee).
Frank E. Redl 308 AD2d 256	Suspended 5 years; motion to Court of Appeals seeking review denied	DR 1-102(A)(4)(conduct involving dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(5)(conduct prejudicial to administration of justice).
Daniel Judd Shapiro 308 AD2d 76	Disbarred	DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(7)(formerly [8]) (conduct adversely reflecting on fitness to practice law); DR 6-101(A)(3)(neglect); DR 9-102(D) (failure to maintain account and/or client records; DR 9-102(E)(failure to make attorney escrow account disbursement(s) payable to named payee).
James V. Simmonds 309 AD2d 73	Suspended 1 year	DR 1-102(A)(4)(conduct involving dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(7)(conduct adversely reflecting on fitness to practice law).
Harry L. Stern 303 AD2d 47	Disbarred (resigned)	Judiciary Law §90(4)(d), 22 NYCRR 691.7(b)(serious crime conviction – bank fraud [Federal felony]).
Michael H. Sussman	Motion for reinstatement held in abeyance, referred to Committee on Character and Fitness	
Lawrence R. Sykes	Reinstated	

John A. Tartaglia 304 AD2d 240	Suspended 1 year	DR 1-102(A)(7)(conduct adversely reflecting on fitness to practice law); DR 9-102(E)(failure to make attorney escrow account disbursement(s) to named payee).
Joseph J. Titone 309 AD2d 60	Disbarred (resigned)	Judiciary Law §90(4)(b), 22 NYCRR 691.7(b)(serious crime conviction – perjury [guilty plea in State of Florida]); 22 NYCRR 691.3(a).
Stephen Vasak 303 AD2d 89	Disbarred (resigned)	DR 9-102 (breach of fiduciary duty with respect to escrow funds).
Harry Waitzman	Motion for reinstatement held in abeyance, matter referred to Committee on Character and Fitness	

**(Tenth Judicial District)**

Gregory D. Abram 304 AD2d 123	Suspended 2 years	Failure to comply with support order; failure to cooperate.
Jeffrey Bettan 308 AD2d 226	Disbarred (resigned)	Conversion.
Joel R. Brandes	Motion for leave to appeal denied.	
Sydney A. Chase	Reinstatement denied	
Richard H. Cunningham	Interim suspension	22 NYCRR 691.4(l)(1)(i).
Richard H. Cunningham 309 AD2d 216	Disbarred	Failure to answer petition.
Timothy J. Daly 304 AD2d 266	Suspended 2 years	DR 9-102 (failure to preserve escrow funds).
Timothy J. Daly	Motion for leave to appeal denied	
Gary E. Dolan	Reinstated	
Alvin Dorfman	Motion for reargument denied	
Stephen J. Drescher	Disbarred	Federal felony conviction – con-

303 AD2d 54

spiracy to commit securities fraud (18 USC §371); securities fraud (15 USC §§78j[b], 78ff, 17 CFR 240-10b-5, 18 USC §2).

George Findlay

Indefinite suspension

Lawrence A. Gottfried

Reinstatement denied

Lawrence A. Gottfried

Reargument denied

Frederic Grae  
1 AD3d 6

Suspended 5 years

Serious crime conviction – mail fraud (18 USC §1341); wire fraud (18 USC §1343); conspiracy to commit mail fraud (18 USC §371).

Gerald L. Hamby

Reinstated

Martin B. Hirsch

Reinstated

Robert J. Kaschak  
308 AD2d 245

Disbarred (resigned)

Failure to properly maintain and preserve client funds.

Robert L. Knight  
308 AD2d 189

Suspended 2 years

Neglect; failure to cooperate with substitute counsel; failure to cooperate with grievance committee.

Bradley W. Kurtzberg  
304 AD2d 17

Disbarred (resigned)

Federal felony conviction.

Carl Maza  
304 AD2d 93

Disbarred (resigned)

Conversion; failure to properly maintain books and records of escrow accounts; failure to cooperate with grievance committee.

Geoffrey T. Mott  
309 AD2d 162

Disbarred

Conversion; failure to preserve and maintain client funds.

Nancy O'Brien  
309 AD2d 184

Censured

Misdemeanor convictions – driving while intoxicated, attempted endangering the welfare of a child.

Albert J. Pirro, Jr.  
305 AD2d 22

Suspended 3 years

Serious crime conviction – conspiracy (18 USC §371); tax evasion (26 USC §7201); tax fraud (26 USC §7206[1]).

Pietrina J. Reda  
303 AD2d 12

Censured

Failure to cooperate with grievance committee; failure to communicate in capacity as escrow agent; failure to communicate with clients; neglect.

Thomas Rybicki 1 AD3d 21	Suspended 5 years	Serious crime conviction – mail fraud (18 USC §1341); wire fraud (18 USC §1343); conspiracy to commit wire fraud (18 USC §371).
Ray E. Shain 305 AD2d 36	Disbarred	Felony conviction – falsifying business records, 1 <sup>st</sup> degree (Penal Law §175.10); scheme to defraud, 1 <sup>st</sup> degree (Penal Law §190.65 (giving unlawful gratuities (Penal Law §200.30 [misdemeanor])).
Russell T. Sickmen	Reinstatement denied	
Linda A. Singer	Reinstated	
Stuart J. Stein 308 AD2d 207	Disbarred (resigned)	Failure to deposit, maintain and preserve escrow funds intact.
Carrie Sutherland 303 AD2d 17	Disbarred (resigned)	Using escrow account a personal account to avoid paying judgments.
Glenn O. Vickers	Reinstatement denied	
Sol Wachtler	Reinstatement denied	
Richard M. Weiner	Interim suspension	

### THIRD DEPARTMENT

Attorneys in violation of Judiciary Law §468-a 307 AD2d 374	Indefinite suspensions	Judiciary Law §468-a, 22 NYCRR part 118 (26 attorneys suspended until further order of the court for failure to file registration statement and pay registration fee).
Joseph J. Balok, Jr. 2 AD3d 887	Disbarred	DR 1-102(A)(5), (7), 9-102(A) (conversion of client funds); DR 9-102(C), (D)(failure to maintain complete records of client funds). Respondent to cooperate in prompt formulation of order of restitution and reimbursement pursuant to Judiciary Law §90 (6-a).
James E. Banagan 306 AD2d 685	Suspension extended two years, effective 5/27/02	DR 3-101(B), 22 NYCRR 806.9(a) (engaging in unauthorized prac-

		tice of law in contravention of court order of suspension); DR 1-102(A)(4)(attempting to mislead and deceive client as to status of matters); DR 1-102(A)(5), 22 NYCRR 806.9(f)(failure to file affidavit of compliance with order of suspension); DR 1-102(A)(5)(failure to cooperate with investigation).
Kevin J. Brown	Motion for immediate reinstatement denied	Motion denied; hearing to be conducted within 20 days regarding pending inquiry and compliance with order of suspension.
Kevin J. Brown 302 AD2d 744	Reinstated	
Patrick J. Cannon 301 AD2d 742	Reinstatement denied	
Ricardo A. Canton 303 AD2d 902	Disbarred	Judiciary Law §90(4)(b) (guilty plea to federal narcotics charges [21 USC §§812, 841(a)(1), (b)(1)(A), 952, 960(a)(1), 960(b)(1)(B) – essentially similar to N.Y. Penal Law §220.21 (criminal possession of controlled substance 2d degree) and §105.15 (conspiracy 2d degree).
Stewart L. Cloer 309 AD2d 962	Reinstated	
Jeffrey A. Cohen 309 AD2d 1059	Reinstated	
Richard Croak 302 AD2d 856	Stayed suspension terminated	
Thomas J. Daly 307 AD2d 526	Suspended 3 years	22 NYCRR 806.19 (reciprocal discipline based on Vermont suspension for failure to disclose in petition for admission that respondent was a defendant in a consumer fraud complaint brought by the State of New York and was the subject of an inquiry by petitioner).
Richard T. DeStefano 309 AD2d 1060	Censured	DR 6-101(A)(3)(neglect); DR 1-102(A)(5)(failure to communicate with clients); DR 1-102(A)(5), (7) (attempting to mislead and de-

James L. Dixon, III 306 AD2d 618	Censured	ceive petitioner and a client with respect to the client's adoption matter); DR 1-102(A)(5) (failure to cooperate with investigation).
James L. Dixon, III 309 AD2d 964	Conditional order of suspension	DR 6-101(A)(3)(neglect of an appeal in a divorce matter by failing to perfect the appeal and failing to appear at a conference); DR 1-102(A)(5)(failure to communicate with client); DR 1-102(A)(4), (5)(misleading and deceiving conduct by falsely advising client that appeal was pending); DR 9-102(C)(failure to provide client with accounting or to return any portion of retainer paid by client). Respondent directed to refund retainer less disbursements to client within 90 days and to fully comply with attorney registration requirements within 30 days.
Roger L. Dworsky 2 AD3d 1205	Suspended 3 years; reinstatement denied	Respondent failed to fully comply with disciplinary decision and order. In event he has not done so within 30 days, he shall be suspended until such time as he complies.
Roger L. Dworsky 2 AD3d 1205	Suspended 3 years; reinstatement denied	DR 6-101(A)(3)(neglect); DR 1-102(A)(5)(failure to communicate with clients); DR 1-102(A)(5), (7), 9-102(A), (C)(4)(converting client funds by neglecting legal matters, failing to refund unearned retainers). Application for reinstatement denied without prejudice to renewal upon expiration of period of suspension. In support of such renewal, respondent shall submit proof of successful participation in New York State Bar Association's Lawyer Assistance Program.
Lawrence F. Finley	Restitution order	Judiciary Law §90(6-a)(a) (order of restitution entered for \$35,000.
Richard J. Haas	Application denied	Application for immediate reinstatement pending action by petitioner denied.
Richard J. Haas 308 AD2d 656	Reinstatement denied	

Kevin R. Hall  
306 AD2d 619

Suspended 1 year, stayed

DR 1-102(A)(5), (7), 9-102 (issuing checks against insufficient funds from escrow account); DR 9-102(C), (D)(failure to maintain complete records of client funds); DR 9-102(E)(cash withdrawals from escrow account); DR 1-102(A)(5)(failure to communicate with client); DR 1-102(A)(5), (7), Judiciary Law §468-a, 22 NYCRR part 118 (failure to comply with attorney registration requirements); DR 1-102(A)(5)(failure to timely pay a stenographer); DR 1-102(A)(5)(failure to cooperate with petitioner). Suspension stayed upon condition that respondent comply with attorney registration requirements within 30 days, comply with statutes and rules regulating attorney conduct, not be the subject of any further disciplinary action and, during the period of suspension, complete six hours of accredited CLE in ethics and professionalism in addition to the CLE required of all attorneys. Respondent shall report compliance to petitioner. After expiration of suspension period, respondent may apply for termination of suspension. Application to be supported by documentation that respondent took and passed the Multistate Professional Responsibility Exam during suspension period.

Harry R. Hayes, III  
1 AD3d 789

Disbarred

DR 1-102(A)(4), (5), (7) (preparing false and fraudulent satisfactions of judgment, one of which was filed in the county clerk's office, to make it appear that a judgment had been satisfied. Thereafter, in response to creditor's motion to vacate the satisfaction and for sanctions, tendering a check satisfying the judgment when he knew there were insufficient funds to cover it. Supreme Court found respondent engaged in frivolous conduct warranting sanctions, subsequent to which respondent satisfied the

James R. Hickey, Jr. 305 AD2d 931	Suspended 2 years, stayed	judgment and sanction motion was withdrawn.  DR 6-101(A)(3)(neglect); DR 2-106(D)(failure to enter into written contingent fee agreement with personal injury client); DR 1-102(A)(5), 9-102(C)(failure to cooperate with counsel and deliver property after counsel requested a will that respondent had prepared). Suspension stayed upon condition that respondent comply with statutes and rules regulating attorney conduct, that he not be the subject of further disciplinary action and that, during suspension, he complete six credit hours of CLE in ethics and professionalism in addition to CLE required of all attorneys. Respondent shall report completion to petitioner. After expiration of suspension period, respondent shall apply for termination of suspension. Application shall be supported by documentation that respondent took and passed the Multistate Professional Responsibility Examination during suspension period.
Deb Ireland 306 AD2d 621	Suspended 6 months	DR 1-102(A)(5), 7-102(A)(1), (2) (knowingly advancing claims unwarranted under existing law and asserting legal positions merely to harass or maliciously injure several attorney defendants.
Deb Ireland 100 NY2d 639	Appeal dismissed	
William B. Jensen	Motion to vacate stay of suspension denied; stayed suspension extended 2 years	Motion to vacate stay of suspension denied. Stayed suspension continued for 2 years upon condition that respondent (1) submit quarterly reports from treating psychiatrist assessing continuing capacity to practice law; (2) complies with the terms of his agreement with the NYSBA Lawyer Assistance Program, and (3) complies with the terms of his rehabilitation order. Petitioner

		shall report any substantial failure to meet the conditions to the court. After expiration of two years, respondent may apply for termination of suspension.
Sonya A. Johnston 304 AD2d 972	Reinstated	
Alan I. Karten 308 AD2d 633	Disbarred	22 NYCRR 806.19 (reciprocal discipline - Florida).
Paula E. Kay 302 AD2d 854	Censured	DR 1-102(A)(5), (7), 9-102(A) (conversion); DR 9-102(B)(1) (failure to deposit client funds into escrow account); DR 1-102(A)(5), (7), 9-102 (issuing checks against insufficient funds); DR 1-102(A)(5), (7), 9-102(D)(9)(failure to maintain accurate entries in records of escrow account); DR 9-102(C), (D) (failure to maintain complete records of deposits and withdrawals from escrow account); DR 9-102(B)(2)(failure to properly title escrow account); DR 1-102(A)(5), (7)(failure to cooperate with petitioner).
James W. Kennedy 301 AD2d 742	Disbarred	Judiciary Law §90(4)(a), (b) (felony conviction in New Jersey - endangering welfare of a child, 4 <sup>th</sup> degree [NJSA 2C:24-4(5)(B)]; essentially similar to possessing a sexual performance by a child [Penal Law §263.16]).
David L. Kervick 306 AD2d 544	Suspended 6 months	22 NYCRR 806.19 (reciprocal discipline - New Jersey).
Leonard W. Krouner 305 AD2d 932	Disbarred	Judiciary Law §90(4)(a) (plea of guilty to insurance fraud 3 <sup>rd</sup> degree [Penal Law §176.20]; grand larceny 4 <sup>th</sup> degree [Penal Law §155.30(1)]; and Workers' Compensation Fraudulent Practice [WCL §144.1]).
Leonard W. Krouner	Motion denied	Motion to (1) extend the time to file the motion, (2) modify the decretal paragraph set forth in the order disbaring respondent to allow him to do legal research and writing under the supervision of an attorney for compensa-

		tion; (3) grant leave to reargue or renew the decision, and (4) in the alternative, grant leave to appeal to the Court of Appeals, denied.
William S. LaBahn 2 AD3d 1150	Suspended 60 days	22 NYCRR 806.19 (reciprocal discipline – Oregon).
Paul G. Madison 305 AD2d 797	Reinstated	
Keith A. McKenna 303 AD2d 774	Censured	22 NYCRR 806.19 (reciprocal discipline – New Jersey).
James R. Myers 304 AD2d 905	Censured	DR 1-102(A)(5), (7), 9-102(A), (C), (D), (E)(issuing check against insufficient funds from escrow account; failure to maintain required balance to cover all client funds; withdrawing funds on behalf of clients in excess of amount on deposit for them; drawing checks on behalf of clients before corresponding deposits were made; premature withdrawal of real estate closing fees from escrow account, two of which were refunded because closing did not occur; failure to maintain complete records of deposits and withdrawals from escrow account; improperly issuing checks from escrow account payable to cash).
Todd E. Nicol 308 AD2d 656	Reinstated	
Steven M. Olitsky 303 AD2d 775	Disbarred	22 NYCRR 806.19 (reciprocal discipline – New Jersey).
Daniel K. Perlman 301 AD2d 952	Reinstated	
Roger C. Peterman 306 AD2d 545	Disbarred	Judiciary Law §90(4)(a), (b) (New Jersey conviction – obtaining controlled dangerous substance by fraud [NJSA 2C:35-13]; essentially similar to class E felony under Penal Law §§170.10, 170.25).
Stephen R. Reilly 309 AD2d 965	Suspended 1 year; stayed	DR 1-102(A)(5), (7), 9-102(A) (conversion); DR 6-101(A)(3) (neglect); DR 9-102(C)(4)(failure to promptly return client funds);

		DR 9-102(D)(failure to maintain client escrow records); DR 9-102 (E)(making cash withdrawals from escrow account); DR 1-102 (A)(5)(failure to cooperate with petitioner). Suspension stayed on condition respondent timely submit to petitioner semiannual report by a certified public accountant that he is maintaining his escrow records and preserving client funds in accordance with applicable provisions of disciplinary rules. Petitioner shall report any failure to meet said condition to court. After expiration of suspension period, respondent may apply for termination of suspension. Such application shall be supported by documentation that respondent took and passed the Multistate Professional Responsibility Examination within the suspension period.
Adam K. Shalov 302 AD2d 855	Disbarred	22 NYCRR 806.19 (reciprocal discipline – New Jersey).
Andra J. Shuster 308 AD2d 655	Reinstated	
Karen Silverstein 308 AD2d 678	Disbarred	22 NYCRR 806.8 (resignation accepted; respondent is subject of a felony complaint charging criminal possession of stolen property, 4 <sup>th</sup> degree [Penal Law §165.45(1)]. Pursuant to terms of negotiated disposition of criminal charges, respondent to surrender license to practice law and plead guilty to misdemeanor charge of petit larceny).
William P. Sullivan 307 AD2d 642	Stayed suspension terminated	
Neil G. Taylor 301 AD2d 781	Motion for interim suspension denied	Motion to suspend pursuant to Judiciary Law §90(4)(f) pending final order pursuant to Judiciary Law §90(4)(g) for misdemeanor offense of filing false documents with IRS (26 USC §7207) denied. Within 30 days of conclusion of Florida disciplinary proceeding, petitioner is to submit proposed

		order requiring respondent to show cause why final disciplinary order should not be made.
Philip E. Van Riper 303 AD2d 902	Reinstated	
Michael C. Weitz 308 AD2d 634	Suspended 3 years	DR 1-102(A)(3), (7) (guilty plea to sexual abuse 2 <sup>nd</sup> degree [Penal Law §130.60(1), unlawful imprisonment 2 <sup>nd</sup> degree [Penal Law §135.05]).
Kevin P. Wheatley 304 AD2d 1039	Suspended 2 years	Disbarment reduced to two-year suspension. Upon any application for reinstatement, respondent shall, in addition to making the showing required by the court's reinstatement rule (22 NYCRR 806.12), submit medical opinion that he has psychological capacity to resume practice of law.
Kenneth P. Whiting, III 303 AD2d 901	Censured	DR 1-102(A)(5), (7), 9-102(A) (issuing checks and making wire transfers from escrow account which exceeded amount of corresponding deposits); DR 1-102(A) (5), (7), 9-102(C)(making disbursements from escrow account or behalf of a trust but failing to promptly provide trust with requested accounting); DR 9-102(A)(commingling, failing to withdraw legal fees within reasonable period of time); DR 9-102(E)(withdrawals from escrow account by wire transfer without written approval of party entitled to proceeds, improperly issuing checks payable to cash); DR 9-102(B)(failure to properly title escrow account).
Graeme Wood 1 AD3d 791	Disbarred	DR 1-102(A)(3), (4), (5), (7) (misrepresentations made to British government agencies to obtain unemployment and housing benefits, resulting in his conviction of nine offenses and one year concurrent term of incarceration. Respondent made a materially false statement or deliberately failed to disclose information on his application for

admission as an attorney in New York by failing to disclose the criminal charges against him. He was delinquent for at least two biennial registration periods.

## FOURTH DEPARTMENT

### (Fifth Judicial District)

Paul R. Barbour 304 AD2d 15	Disbarred	Judiciary Law §90(4); 18 USC §371.
Angelo A. Rinaldi 304 AD2d 271	Censured	Judiciary Law §468-a, 22 NYCRR 118.1 (repeated failure to comply with attorney registration requirements); DR 1-102(A)(5) (conduct prejudicial to administration of justice); DR 1-102(A)(7)(conduct adversely reflecting on fitness as a lawyer).
Michael J. Wallace 302 AD2d 286	Suspended 6 months	DR 1-102(A)(7)(conduct adversely reflecting on fitness as a lawyer); DR 9-102(A) (misappropriating client funds and commingling client funds with personal funds); DR 9-102(B)(1) (failure to maintain client funds in special account separate from business or personal accounts); DR 9-102(C)(3) (failure to maintain complete records of client funds and render appropriate accounts regarding them); DR 9-102(E)(making withdrawals by bank transfer without obtaining prior written approval of party entitled to the proceeds).
Elizabeth A. Frank 307 AD2d 142	Suspended 2 years	Judiciary Law §468-a, 22 NYCRR 118.1; DR 1-102 (conduct involving dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(7)(conduct adversely reflecting on fitness as a lawyer); DR 9-102(A)(misappropriating funds belonging to another that are in her possession incident to practice of law).

### (Seventh Judicial District)

David H. Walsh, IV 302 AD2d 1018	Reinstated	
Bradford J. Barneys 304 AD2d 31	Suspended 1 year	22 NYCRR 1022.22 (Reciprocal discipline – disbarred in Maryland for engaging in unauthorized practice of law during the pendency of application for admission in Maryland).
Kenneth L. Bennett 303 AD2d 1055	Reinstated	
H. Ronald Buttarazzi 304 AD2d 140	Suspended 6 months	DR 1-102(A)(7)(conduct adversely reflecting on fitness as a lawyer); DR 2-106(A)(illegal or excessive fee); DR 2-106(C)(2)(b), (c)(entering into arrangement for, charging or collecting fee in domestic relations matter without written retainer, and that is based upon a security interest, confession or judgment or other lien without prior notice to client in signed retainer agreement and approval from tribunal after notice to adversary; DR 2-106(C)(3), (E), (F)(entering into agreement for, charging or collecting fee proscribed by law or court rule, failure to resolve fee dispute by arbitration, failure to provide prospective client in domestic relations matter with statement of client’s rights and responsibilities); DR 2-110(A)(3)(withdrawal from employment without refunding unearned fee); DR 9-102(C)(1), (4)(failure to notify client promptly of receipt of funds in which client has an interest, failure to pay promptly as requested by client funds in the possession of the lawyer which the client is entitled to receive).
Willie R. Felton 303 AD2d 1055	Reinstatement denied	
James P. Burd 304 AD2d 277	Censured	DR 1-102(A)(7)(conduct adversely reflecting on fitness as a lawyer); DR 9-102(A) (commingling); DR 9-102(B)(1)(failure to maintain client funds in special account); DR 9-102(C)(4)(failure to promptly pay or deliver to client

Samuel J. Bonafede 308 AD2d 120	Censured	<p>or third person finds in his possession that client or third person is entitled to receive); DR 9-102(D)(2)(failure to maintain records of special accounts).</p> <p>DR 1-102(A)(4)(conduct involving dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(7)(conduct adversely reflecting on fitness as a lawyer); DR 2-106(C)(2)(entering into arrangement for, charging or collecting fee in domestic relations matter without written retainer agreement); DR 2-106(F)(failure to provide prospective client in domestic relations matter with statement of client's rights and responsibilities).</p>
Gerald J. Album 309 AD2d 199	Suspended 6 months	<p>DR 1-102(A)(4)(conduct involving dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(7)(conduct adversely reflecting on fitness as a lawyer); DR 9-102(A)(misappropriation and commingling); DR 9-102(C)(4)(failure to promptly deliver to client or third party funds that the client or third party is entitled to receive); DR 9-102(D)(1)(failure to maintain required records of bank accounts).</p>
James Edward Brown 1 AD3d 1061	Reinstated	
Kevin C. Bryant 1 AD3d 1061	Interim suspension	22 NYCRR 1022.20(e).
William J. Sedor 2 AD3d 1486	Reinstated	

**(Eighth Judicial District)**

Harry L. Brown 303 AD2d 1018	Resigned	22 NYCRR 1022.26(a)(resigned under investigation).
Timothy J. Toohey	Interim suspension	Judiciary Law §90(4), 22 NYCRR 1022.20(e)(Federal conviction - 26 USC §7206[1]).

Eric A. Paul 303 AD2d 1055	Interim suspension	Judiciary Law §90(4), 22 NYCRR 1022.20(e), Penal Law §§110.00, 115.30[1], Tax Law §1804[a]).
Richard L. Baumgarten 303 AD2d 1054	Reinstated	
Robert C. Newman 304 AD2d 130	Suspended 2 years	DR 1-102(A)(4)(conduct involving dishonesty); DR 1-102(A)(5) (conduct prejudicial to administration of justice); DR 1-102(A) (7)(conduct adversely reflecting on fitness as a lawyer); DR 6-101 (A)(3)(neglect); DR 9-102(A) (misappropriating and commingling client funds); DR 9-102(B) (1)(failure to maintain client funds in special account); DR 9-102(D)(1)(failure to maintain required records of bank accounts); DR 9-102(E)(allowing nonattorneys as signatories on special account); DR 9-102(I)(failure to produce records in response to grievance committee subpoena).
Merlyn E. Bissell 305 AD2d 25	Suspended 2 years	DR 1-102(A)(4), (7)(conduct involving dishonesty, fraud, deceit or misrepresentation and that adversely reflects on fitness as a lawyer); DR 5-101(A)(failure to decline employment if exercise of professional judgment will be or reasonably may be affected by own financial, business, property or personal interests); DR 5-105 (A), (B)(failure to decline employment of exercise of professional judgment will or is likely to involve him in representing differing interests; continuing multiple representation when exercise of professional judgment will be or is likely to be adversely reflected by representation of another client or likely to involve him in representing differing interests); DR 5-108(A)(1) (representing person in same or substantially related matter where interests are materially adverse to interests of former client without former client's consent after full disclosure); DR 9-102(A), (B)(1), (2), (D), (E), (I), (J) (misap-

Michael C. Trimboli 304 AD2d 282	Suspended 2 years	<p>propriating and commingling client funds, failing to maintain client funds in special account, failing to identify special accounts in proper manner and to maintain required records, allowing nonattorneys to be signatories on special account, failing to make available to grievance committee records required to be maintained).</p>
Timothy P. Heald 301 AD2d 136	Censured	<p>Judiciary Law §468-a, 22 NYCRR 118.1; DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(7)(conduct adversely reflecting on fitness as a lawyer).</p>
James F. Allen 308 AD2d 143	Censured	<p>DR 5-101(A)(accepting or continuing employment when exercise of professional judgment will be/reasonably may be affected by lawyer's own financial interests); DR 5-104 (business transaction with client); DR 5-105 (A), (B) (failure to decline employment if exercise of professional judgment will/likely to involve representing differing interests, continuing multiple employment if exercise of professional judgment will be/likely to be adversely affected by representation of another client or likely to involve representing differing interests); DR 9-102(A), (B)(1), (C)(4), (D)(1) (commingling, failure to maintain client funds in special account, failure to promptly pay funds to client that client is entitled to receive, failure to maintain required records).</p>
Richard J. Lippes 308 AD2d 146	Censured	<p>DR 5-101(A)(accepting or continuing employment when exercise</p>

		of professional judgment will be/reasonably may be affected by lawyer's own financial interests); DR 5-104 (business transaction with client); DR 5-105 (A), (B) (failure to decline employment if exercise of professional judgment will/likely to involve representing differing interests, continuing multiple employment if exercise of professional judgment will be/likely to be adversely affected by representation of another client or likely to involve representing differing interests); DR 9-102(A), (B)(1), (C)(4), (D)(1) (commingling, failure to maintain client funds in special account, failure to promptly pay funds to client that client is entitled to receive, failure to maintain required records).
Eric G. Paul 308 AD2d 130	Disbarred	Judiciary Law §90(4) (misdemeanor conviction – Penal Law §§110.00, 155.30[1], Tax Law §1804[a]).
Timothy J. Toohey 308 AD2d 118	Suspended 3 years	Judiciary Law §90 (Federal conviction – 26 USC §7206[1]).
Beaufort N. Wilbern 309 AD2d 1292	Resigned	22 NYCRR 1022.26(a)(resigned under investigation).
Bennett Leader 309 AD2d 188	Censured	22 NYCRR 1400.2, 1400.3, DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(7)(conduct adversely reflecting on fitness as a lawyer); DR 2-106(C)(2)(entering into an arrangement for, charging or collecting fee in domestic relations matter without executing written retainer agreement); DR 2-106(F) (failure to provide prospective client in domestic relations matter with statement of client's rights and responsibilities); DR 6-101(A)(3)(neglect).
Paul P. McQuillen 1 AD3d 1061	Indefinite suspension	22 NYCRR 1022.20(e).
John George Siracusa 2 AD3d 1486	Indefinite suspension	Judiciary Law §90(4)(Federal conviction – 18 USC §1503).

Alan E. Fielitz 3 AD3d 74	Suspended 1 year	DR 1-102(A)(4)(conduct involving dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(7)(conduct adversely reflecting on fitness as a lawyer).
Jeffrey M. Jayson 3 AD3d 80	Suspended 18 months	DR 1-102(A)(4)(conduct involving dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(7)(conduct adversely reflecting on fitness as a lawyer); DR 1-104(C)(failure to adequately supervise nonlawyer employee); DR 2-110(A)(1)(withdrawal from representation without court permission); DR 2-110(A)(2) (withdrawal from representation without taking steps to avoid foreseeable prejudice to client); DR 6-101(A)(3)(neglect); DR 7-102(A)(2)(failure to carry out contract of employment).
Lawrence S. Lane 3 AD3d 69	Censured	DR 1-102(A)(3)(illegal conduct adversely reflecting on honesty, trustworthiness or fitness as a lawyer); DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(7)(conduct adversely reflecting on fitness as a lawyer).
Thomas J. Przybyla 4 AD3d 8	Suspended 1 year	DR 1-102(A)(3)(illegal conduct adversely reflecting on honesty, trustworthiness or fitness as a lawyer); DR 1-102(A)(4)(conduct involving dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(7)(conduct adversely reflecting on fitness as a lawyer);
Thomas J. Przybyla 4 AD3d 8	Contempt (\$250.00 fine)	
Thomas J. Przybyla 4 AD3d 8	Reinstatement denied	

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



## Professional Disciplinary Staffs

### FIRST DEPARTMENT

#### *Departmental Disciplinary Committee*

*First Judicial Department*

*61 Broadway, 2<sup>nd</sup> Floor*

*New York, NY 10006*

*(212) 401-0800*

Thomas J. Cahill, Chief Counsel  
Sherry K. Cohen, First Deputy Chief Counsel  
Andral N. Bratton, Deputy Chief Counsel  
Christine C. Anderson, Associate Attorney  
Angela Christmas, Associate Attorney  
Nicole Corrado, Associate Attorney  
Jorge Dopico, Associate Attorney  
Mady J. Edelstein, Associate Attorney  
Jeremy S. Garber, Associate Attorney  
Naomi F. Goldstein, Associate Attorney  
Joseph J. Hester, Associate Attorney  
Roberta N. Kolar, Associate Attorney  
Jun H. Lee, Associate Attorney  
Vitaly Lipkansky, Associate Attorney  
Stephen P. McGoldrick, Associate Attorney  
Bianca Michelis, Associate Attorney  
Kevin E.F. O'Sullivan, Associate Attorney  
James T. Shed, Associate Attorney  
Eileen J. Shields, Associate Attorney  
Judith N. Stein, Associate Attorney  
Raymond Vallejo, Associate Attorney  
LaTricia A. Wilson, Associate Attorney

Vincent C. Raniere, Chief Investigator  
Virgil Cruz, Investigator  
George Cebish, Investigator  
John E. Pugliese, Investigator  
Kenneth Van Lew, Investigator  
Leonard Zarrillo, Investigator  
Martin Schwinger, Investigator  
Rebecca V. Taub, Chief Paralegal  
Donna M. Killian, Paralegal  
Marcy Sterling, Paralegal  
Hermine Otto, Paralegal  
Orlando Reyes, Paralegal  
Carol Scheuer, Office Manager  
Anna Abbate, Secretary  
Francine N.L. Ali, Secretary  
Nancy K. DeLeon, Secretary  
Eartha Hobot, Secretary  
Monique Hudson, Secretary  
Tennille Millhouse, Secretary  
Gloria Rodriguez, Secretary  
Maria L. Vera, Secretary  
Michelle Y. Wang, Support Staff Mgmt.  
Charles Sauer, Computer Operator  
Romyna Serra, Receptionist

### SECOND DEPARTMENT

#### *Grievance Comm. for the 9<sup>th</sup> Judicial District*

*399 Knollwood Road, Suite 200*

*White Plains, NY 10603*

*(914) 949-4540*

Gary L. Casella, Chief Counsel  
Faith Lorenzo, Deputy Counsel  
Gloria A. Bunze, Staff Counsel  
Antonia Cipollone, Staff Counsel  
Fredda Fixler-Fuchs, Staff Counsel  
Matthew Renert, Staff Counsel  
Eddie Still, Staff Counsel

Forrest Strauss, Staff Counsel  
Anthony Wynne, Staff Counsel  
Patrick Smith, Senior Court Analyst  
Virginia E. Mordiglia, Managing Secretary  
Maryellen Horan, Secretary  
Patricia Marucci, Secretary  
Ellen M. Tallevi, Secretary  
Maria J. Mangione, Secretary  
Denise Santamorenna, Secretary  
Claire Zeppieri, Secretary  
Susan Rooney, Clerk

***Grievance Comm. for the 2<sup>nd</sup> & 11<sup>th</sup> Judicial Districts***  
335 Adams Street, Suite 2400  
Brooklyn, NY 11201  
(718) 923-6300

Diana Maxfield Kearse, Chief Counsel  
Robert J. Saltzman, Deputy Counsel  
Mark F. DeWan, Assistant Counsel  
Diana J. Szochet, Assistant Counsel

***Grievance Comm. for the 10<sup>th</sup> Judicial District***  
150 Motor Parkway, Suite 102  
Hauppauge, NY 11788  
631/231-3775

Robert P. Guido, Chief Counsel  
Muriel L. Gennosa, Deputy Chief Counsel  
Catherine A. Sheridan, Deputy Chief Counsel  
Nancy A. Bolger, Assistant Counsel  
Dianne M. Saccone, Assistant Counsel  
Elizabeth A. Grabowski, Assistant Counsel  
Stacey J. Sharpelletti, Assistant Counsel  
Mitchell Borkowsky, Assistant Counsel  
Michael J. Kearse, Assistant Counsel  
Leslie B. Anderson, Assistant Counsel  
Michael Fuchs, Assistant Counsel

### **THIRD DEPARTMENT**

***Committee on Professional Standards***  
40 Steuben Street, Suite 502  
Albany, NY 12207-2109  
(518) 474-8816

### **FOURTH DEPARTMENT**

***Grievance Comm. for the 5<sup>th</sup> Judicial District***  
224 Harrison Street, Suite 408  
Syracuse, NY 13202  
(315) 471-1835

***Grievance Comm. for the 7<sup>th</sup> Judicial District***  
50 East Avenue, Suite 404  
Rochester, NY 14604  
(585) 530-3180

Melissa D. Broder, Assistant Counsel  
Susan Korenberg, Assistant Counsel  
Colette Landers, Assistant Counsel  
Sharon F. Gursen, Assistant Counsel  
Michele Martino, Assistant Counsel  
Susan B. Master, Assistant Counsel  
Lisa Monteleone, Accountant  
Erika Edinger, Paralegal  
Louis Romaine, Investigator

Christopher Kern, Principal Court Analyst  
Douglas Kronenberg, Sr. Court Analyst  
Kerry E. Pitre, Court Analyst  
Joan M. Pace, Asst. Court Analyst  
Barbara Maniscalco, Law Stenographer  
Noreen M. Johnston, Law Stenographer  
Elizabeth A. Secondino, Secretary  
Phyllis Carusillo, Secretary  
Mera Maharaj, Law Stenographer  
Timothy J. Hannon, Intern

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

David L. Edmunds, Jr., Chief Counsel  
Anthony J. Gigliotti, Principal Counsel  
Sheryl M. Crankshaw, Investigator  
M. Susan Roland, Secretary  
Ann Marie Hagan, Secretary

David L. Edmunds, Jr., Chief Counsel  
Daniel A. Drake, Principal Counsel  
Andrea E. Tomaino, Associate Counsel  
Anna Marie Peters, Investigator  
Alana Dione Archer, Secretary  
Cherri A. Todisco, Secretary

*Grievance Comm. for the 8<sup>th</sup> Judicial District*  
295 Main Street, Room 1036  
Buffalo, NY 14203  
(716) 858-1190

David L. Edmunds, Jr., Chief Counsel  
Vincent L. Scarsella, Deputy Chief Counsel  
Roderick Quebral, Principal Counsel  
Margaret C. Callanan, Principal Counsel  
Kathleen M. Boyd, Associate Counsel  
Susan M. Eagan, Associate Counsel  
Joanne Walsh, Investigator  
William P. Zenosky, Investigator  
Mary E. Davis, Investigator  
Carolyn M. Stachura, Investigator  
Anna M. Hunt, Asst. Court Analyst  
Kathleen E. Caprio, Asst. Court Analyst  
Kathleen E. Pierce, Secretary  
Carol A. Cherry, Secretary



## Departmental and District Grievance Committees

### FIRST DEPARTMENT

#### Departmental Disciplinary Committee

Paul J. Curran, Chair	Charlotte Moses Fischman	Alfred G. Gerosa*
Robert L. Haig	Myron Kirschbaum	Marvin Leffler*
Mercedes Nesfield*	Haliburton Fales 2d (Sp. Counsel)	Thomas B. Galligan (Sp. Counsel)
Martin R. Gold (Sp. Counsel)	Denis McInerney (Sp. Counsel)	Roy L. Reardon (Sp. Counsel)
Stephen L. Weiner (Sp. Counsel)	Marian E. Silber	Ann J. Charters*
Cheryl Davis	John J. Kenney	Deborah E. Lans
William Francis Kuntz, II	William A. Gallina	Timothy G. Reynolds
Samuel W. Seymour	Susan Welsher*	Patricia Farren
Dr. Jane Eisner Bram*	Maranda E. Fritz	Augustin J. San Filippo
John L. Warden	David G. Keyko	Henrietta Lyle*
Douglass B. Maynard	Christopher E. Chang	Sally W. Berg*
Susan M. Karten	Burton N. Lipshie	Lawrence D. McGovern
Eugene P. Souther	Brian M. Cogan	Lisa D. Correll*
Paul G. Gardephe	Daniel E. Siff	Charles G. Moerdler
Telesforo Del Valle, Jr.	Steven N. Feinman	Charles C. Marino*
Mathias E. Mone	Jane W. Parver	Douglas W. Brandrup
William E. Hammond	Mary B. Maguire*	Eric J. Warner
Rosalind S. Fink	Lawrence J. Banks*	Paul F. Doyle
Peggy O'Brien	Andrew W. Regan	Denis F. Cronin
Charles E. Dorkey, III	Lenore Kramer	Anthony M. Radice
Michael J. Rosenberg*		

### SECOND DEPARTMENT

#### Grievance Committee for the 2<sup>nd</sup> & 11<sup>th</sup> Judicial Districts

Lawrence F. DiGiovanna, Chair	Joseph J. Risi
Anthony P. Barone	Natalie P. Katz Rogers*
Rose Ann C. Branda	Manuel A. Romero
Maurice Chayt	Dennis Shields*
John V. DiBlasi	James P. Slattery
David J. Doyaga	Howard D. Stave
Israel Goldberg	Dominic A. Villoni
Francis A. Kahn	Guy R. Vitacco, Jr.
Bryan Fielder Levinson	Andrew Walsh*
John Z. Marangos	

#### Grievance Committee for the 9<sup>th</sup> Judicial District

Alan Steiner, Chair	Eric Lamar Harris
William D. Bavoso	Ann Conyers Healey*
Isabel L. Becker	Ellen P. Holtzman
Paul B. Bergins	Glenn W. Kelleher
Patrick J. Burke	Joseph Maraia*
Donald Cappillino	Sheila C. O'Donnell
Antoinette D'Orazio*	Luis Andrew Penichet
Minna J. Edelman	Jo-Ann R. Schlesinger*
Richard M. Gardella	Hon. Walter Schwartz
Richard B. Golden	Joseph L. Spiegel

## **Grievance Committee for the 10<sup>th</sup> Judicial District**

Douglas R. Rothkopf, Chair  
Nicholas V. Campasano  
Donna England  
Gustave Fishel, III  
Doris French\*  
Raymond J. Furey  
Joseph A. Gentile  
Paul Gianelli  
Frank A. Isler  
Thecla S. Johnides\*

Frederick C. Johs  
John L. Juliano  
William F. Levine  
Rev. Nicholas J Magoulias\*  
Christopher T. McGrath  
Alan J. Reardon  
David S.J. Rubin  
Thomas Schuette, D.C.\*  
Kenneth J. Weinstein  
Arlene Zalayet

## **THIRD DEPARTMENT**

### **Committee on Professional Standards**

Cynthia S. Hutchinson, Chair  
Anne Reynolds Coppes  
Eli B. BASch  
Joseph M. Brennan  
Philip S. Caponera  
Kathleen Keegan Cloonan\*  
John M. Keefe\*  
Peter E. Platt\*  
Isabelle Rawich  
Peter M. Saidel\*  
Joan P. Tailleux

James P. Bessette  
Joseph R. Brennan  
Vincent Capasso, Jr.  
Timothy J. Horigan  
Trinidad M. Martin  
Ronald B. Stafford  
Paul F. Eaton, Jr.  
Thomas C. Emerson  
Peter W. Mitchell  
William S. Seldin  
Jeffrey A. Tait

## **FOURTH DEPARTMENT**

### **Grievance Committee for the 5<sup>th</sup> Judicial District**

James E. Sparkes, Chair  
Patricia S. Bobrow  
Keith Bowers  
Dom Cambareri  
Floyd J. Chandler  
William F. Dowling  
G. Gerald Fiesinger  
Gary A. Hall  
Peter M. Hobaica  
Richard K. Hughes  
Camille T. Kahler

C. Earl Ledden  
John McCullough\*  
John G. McGowan  
Edgar S.K. Merrell 3<sup>rd</sup>  
Daniel J. Murphy\*  
Lisa A. Proven  
Thomas A. Reynolds  
M. Catherine Richardson  
William P. Schmitt  
Philip C. Stein\*

### **Grievance Committee for the 7<sup>th</sup> Judicial District**

Peter T. Rodgers, Chair  
G. James Blatt, Jr.\*  
Bernetta Bourcy  
Lynn M. Carleton\*  
V. Bruce Chambers  
David A. Contiguglia  
John N. Dagon  
Matthew M. DiDuro\*  
Robert A. Feldman  
Frank R. Fisher  
Robert B. Gitlin

William H. Helferich, III  
Charles P. Inclima  
Charles A. Marangola  
Hillary Merkel McMillan  
Lucien A. Morin, II  
Eric Shults  
Elisabeth Toole  
John W. Vogel  
Jeffrey Wicks  
Robert W. Zimmerman

### **Grievance Committee for the 8<sup>th</sup> Judicial District**

E. Michael Semple, Chair  
John M. Aversa  
Richard G. Berger  
Leonard Berkowitz  
W. Douglas Call  
Victoria L. D'Angelo  
Adrian Dedecker, III\*  
John V. Elmore  
Jeffrey E. Erickson  
Sue M. Evans  
Raymond L. Fink

Amy Archer Flaherty  
Leslie J. Haggstrom  
Norma I. Higgs\*  
Judy L. Johnson  
Mark Lillenstein  
Andrew D. Merrick  
Timothy M. O'Mara  
John R. Samelson  
David C. Schubel  
Susan Villiers\*



**Attorney Discipline Budget  
Appropriations  
(Fiscal 2003-2004) and  
Salaries of Disciplinary Staff  
(February 2004)**



**FIRST DEPARTMENT**

Title	Grade	2/04 Salary
Chief Attorney	NS	\$116,118
Deputy Chief Attorney	532	103,367
Principal Attorney	531	110,796
Principal Attorney	531	110,796
Principal Attorney	531	107,379
Principal Attorney	531	103,962
Principal Attorney	531	103,962
Principal Attorney	531	103,962
Principal Attorney	531	102,259
Principal Attorney	531	99,635
Principal Attorney	531	97,128
Principal Attorney	531	93,718
Principal Attorney	531	87,263
Principal Attorney	531	86,877
Principal Attorney	531	85,903
Prin. App. Ct. Atty.	531	69,675
Associate Attorney	528	80,429
Associate Attorney	528	79,114
Associate Attorney	528	74,277
Senior Attorney	526	63,937
Principal Court Analyst	523	69,652
Principal Court Analyst	523	72,194
Sr. LAN Administrator	523	69,652
Senior Court Analyst	521	51,073
Sr. App. Court Asst.	521	51,223
Court Analyst	518	56,042
Court Analyst	518	56,042
Court Analyst	518	53,992
Court Analyst	518	53,992
Court Analyst	518	53,992
Court Analyst	518	51,942
Court Analyst	518	45,792
Admin. Secretary	517	50,095
Asst. Court Analyst	516	47,990
Asst. Court Analyst	516	46,539
Asst. Court Analyst	516	39,091
Asst. Court Analyst	516	37,229
Law Stenographer	514	43,456
Law Stenographer	514	43,077
Law Stenographer	514	36,640
Law Stenographer	514	31,528
Secretary	514	43,456
Secretary	514	34,936
Secretary	514	34,936
Prin. App. Office Asst.	513	41,144
Sr. Office Assistant	508	22,161

**2003-2004 Appropriations:**

Personal Service	\$3,280,389
Nonpersonal Service	<u>310,727</u>

Total: \$3,591,116

**SECOND DEPARTMENT**

Title	Grade	2/04 Salary
<b>(Second and Eleventh Judicial Districts)</b>		
Chief Attorney	NS	\$112,854
Dep. Chief Attorney	532	109,222
Principal Attorney	531	103,962
Principal Attorney	531	103,962
Principal Attorney	531	97,128
Principal Attorney	531	93,711
Principal Attorney	531	93,711
Principal Attorney	531	90,294
Principal PC Analyst	523	67,777
Sr. PC Analyst	521	55,897
Sr. Court Analyst	521	58,238
Court Analyst	518	47,842
Court Analyst	518	45,792
Asst. Court Analyst	516	40,953
Asst. Court Analyst	516	38,818
Secretary	514	40,048
Secretary	514	31,528
Jr. Court Analyst	512	40,489

**2003-2004 Appropriations:**

Personal Service	\$1,392,649
Nonpersonal Service	<u>208,000</u>

Total: \$1,600,649

**(Ninth Judicial District)**

Chief Attorney	NS	\$115,174
Dep. Chief Attorney	532	103,009
Principal Attorney	531	110,796
Principal Attorney	531	102,064
Principal Attorney	531	97,128
Principal Attorney	531	87,694
Principal Attorney	531	87,604
Principal Attorney	531	83,460
Senior Attorney	526	65,222
Sr. Court Analyst	521	62,908
Asst. Court Analyst	516	50,263
Secretary	514	46,864
Secretary	514	46,864
Secretary	514	43,456

**2003-2004 Appropriations:**

Personal Service	\$1,188,449
Nonpersonal Service	<u>357,750</u>

Total: \$1,546,199

**SECOND DEPARTMENT**

Title	Grade	2/04 Salary
<b>(Tenth Judicial District)</b>		
Chief Attorney	NS	\$110,295
Dep. Chief Attorney	532	103,334
Principal Attorney	531	103,962
Principal Attorney	531	97,449
Principal Attorney	531	93,711
Principal Attorney	531	86,877
Principal Attorney	531	83,460
Principal Attorney	531	83,460
Principal Attorney	531	80,043
Principal Attorney	531	42,093
Associate Attorney	528	68,125
Princ. Court Analyst	523	69,652
Sr. Court Analyst	521	53,560
Court Analyst	518	53,644
Asst. Court Analyst	516	50,263
Law Stenographer	514	46,864
Law Stenographer	514	43,456
Law Stenographer	514	16,616
Secretary	514	36,640

**2002-2003 Appropriations:**

Personal Service	\$1,509,495
Nonpersonal Service	<u>404,000</u>

Total: \$1,913,495

**THIRD DEPARTMENT**

Title	Grade	2/04 Salary
Chief Attorney	NS	\$111,962
Dep. Chief Attorney	532	109,222
Associate Attorney	528	75,097
Associate Attorney	528	72,962
Associate Attorney	528	72,958
Associate Attorney	528	71,201
Princ. Court Analyst	523	69,652
Sr. Court Analyst	521	62,908
Asst. Court Analyst	516	48,401
Secretary	514	43,456
Secretary	514	41,847
Secretary	514	39,202
Secretary	514	37,565
Secretary	514	31,528

**2003-2004 Appropriations:**

Personal Service	\$909,109
Nonpersonal Service	<u>178,972</u>

Total: \$1,088,081

**FOURTH DEPARTMENT**

Title	Grade	2/04 Salary
Chief Attorney	NS	\$112,004
Deputy Chief Attorney	532	109,222
Principal Attorney	531	103,962
Principal Attorney	531	102,408
Principal Attorney	531	96,490
Principal Attorney	531	94,968
Associate Attorney	528	86,524
Associate Attorney	528	78,890
Sr. Court Analyst	521	62,908
Sr. Court Analyst	521	62,908
Sr. Court Analyst	521	62,908
Sr. Court Analyst	521	62,908
Court Analyst	518	45,792
Court Analyst	518	39,642
Asst. Court Analyst	516	48,401
Asst. Court Analyst	516	39,091
Secretary	514	43,456
Secretary	514	43,456
Secretary	514	41,734
Secretary	514	40,994

**2003-2004 Appropriations:**

Personal Service	\$1,413,907
Nonpersonal Service	<u>248,480</u>

Total: \$1,662,387