

**DON'T REPRESENT YOURSELF!**

How often do you advise clients to represent themselves when accused of wrongdoing?

Why give yourself different advice?

**CONSULTATION
OR REPRESENTATION**

STEVEN L. LEE**OVER 30 YEARS EXPERIENCE**

11 years experience with the State Bar of Texas as Assistant and Deputy General Counsel as well as Acting General Counsel

LIONE & LEE, P.C.

3921 STECK AVENUE

SUITE A-119

AUSTIN, TEXAS 78759

(512) 346-8966

Representing Lawyers & Law Students Since 1991

STATEWIDE REPRESENTATION

**GRIEVANCE DEFENSE &
LEGAL MALPRACTICE**



HASLEY SCARANO, L.L.P.
ATTORNEYS & COUNSELORS

JENNIFER A. HASLEY

BOARD CERTIFIED, CIVIL TRIAL LAW
18 YEARS TRIAL EXPERIENCE,
OVER 8 YEARS WITH THE
STATE BAR OF TEXAS AS
ASSISTANT DISCIPLINARY COUNSEL

**THE FIRM'S STATEWIDE
PRACTICE FOCUSES ON
CIVIL LITIGATION,
ATTORNEY DISCIPLINE AND
DISABILITY LAW, AND
PROFESSIONAL LIABILITY.**

5252 WESTCHESTER, SUITE 125
HOUSTON, TEXAS 77005

P.O. BOX 25371
HOUSTON, TEXAS 77265

713.667.6900
713.667.6904 FAX
jennifer@hasleyscarano.com

www.hasleyscarano.com

General questions regarding attorney discipline should be directed to the Chief Disciplinary Counsel's Office, toll-free (877) 953-5535 or (512) 453-5535. The Board of Disciplinary Appeals may be reached at (512) 475-1578. Information and copies of actual orders are available at txboda.org. The State Commission on Judicial Conduct may be contacted toll-free, (877) 228-5750 or (512) 463-5533. Please note that persons disciplined by the Commission on Judicial Conduct are not necessarily licensed attorneys.

DISBARMENTS

On July 30, 2012, **Joseph Aaron Stang** [24051374], 33, of Houston was disbarred. The 55th District Court of Harris County found that Stang failed to ensure that a non-lawyer's conduct was compatible with the lawyer's professional obligations, permitted conduct by a non-lawyer that would have been in violation of the rules if that conduct was engaged in by a lawyer, and accepted employment that was procured by prohibited conduct.

Stang violated Rules 5.03(a), 5.03(b)(1), and 7.06(a). He was ordered to pay \$2,175.00 in attorneys' fees and costs.

On Sept. 6, 2012, **H. Keith Lynch** [#12726000], 66, of Houston was disbarred. An evidentiary panel of the District 4-D Grievance Committee found that, in representing a client, Lynch neglected the legal matter entrusted to him, failed to promptly deliver to a third party funds that they were entitled to receive, failed to keep funds in which Lynch and the third party had interests separate until there was an accounting and severance of their interests, engaged in conduct involving dishonesty, fraud, deceit, or misrepresentation, and he failed to respond to the grievance.

Lynch violated rules 1.01(b)(1), 1.14(b), 1.14(c), 8.04(a)(3), and 8.04(a)(8). He was ordered to pay \$1,280 in attorneys' fees and costs.

On Sept. 15, 2012, **Charles Russell Bomba** [#02580499], 62, of San Antonio, was disbarred. The District 10 Grievance Committee found Bomba neglected legal matters of two clients, failed to keep clients informed, failed to return a client's file, failed to return unearned fees, failed to hold client funds in a trust account, and failed to file a response to the grievance.

Bomba violated Rules 1.01(b)(1), 1.01(b)(2), 1.03(a), 1.03(b), 1.14(a), 1.15(d), and 8.04(a)(8), and was ordered to pay \$3,474 in restitution and \$2,585 in attorney's fees.

SUSPENSIONS

On Sept. 12, 2012 **Juan Vega** [#00795697], 43, of San Antonio, accepted a three-year, partially probated suspension, effective Nov. 12, 2012, with the first three months actively served and remainder probated. The District 10-4 Grievance Committee found that Vega neglected his client's case, failed to communicate with his client, failed to return the unearned portion of the fee, and failed to respond to the grievance.

Vega violated Rules 1.01(b)(1), 1.03(a), 1.15(d), and 8.04(a)(8), and he was ordered to pay \$1,200 in restitution and \$800 attorney's fees and direct expenses.

On June 28, 2012, **J. Esequiel Ramos, Jr.** [#16508030], 52, of Corpus Christi, received a 36-month, partially probated suspension, effective July 1, 2012, with the first six months actively served and the remainder probated. The District 11 Grievance Committee found that Ramos neglected a client's matter and failed to return an unearned fee.

Ramos violated Rules 1.01(b)(1), and 1.15(d). He was ordered to pay \$1,000 in attorneys' fees and costs.

On August 30, 2012, **Glen Allen Engle** [#00789280], 56, of Beaumont, received an interim suspension, effective Aug. 30, 2012. The 60th District Court of Jefferson County ordered the suspension pending the final disposition of underlying disciplinary cases. Engle may not accept any new client matters, hold himself out as an attorney at law, perform any legal service for others, or



appear as counsel in a proceeding in any Texas court or before any Texas administrative body.

Engle violated Rules 8.04(a)(2) and 8.04(a)(3), and agreed to pay \$1,300 in attorney's fees and direct expenses.

On Sept. 20, 2012, **Mary R. Salazar** [#24060546], 47, of San Antonio, accepted a one-year fully probated suspension effective Sept. 1, 2012. The District 10 Grievance Committee found Salazar neglected a legal matter, failed to keep a client informed, and failed to file a response to the grievance.

Salazar violated Rules 1.01(b)(1), 1.03(a), and 8.04(a)(8), and she was ordered to pay \$1,000 in attorney's fees and expenses.

On Sept. 4, 2012, **David Alan Kennedy** [#00787819], 54, of Athens, received a one-year, partially probated suspension, effective Oct. 1, 2012, with the first six months actively served and the remainder probated. The District 1 Grievance Committee found Kennedy failed to keep complainant reasonably informed about the status of his divorce matter. Kennedy also failed to timely furnish to the Chief Disciplinary Counsel's office a response or other information as required by the Texas Rules of Disciplinary Procedure.

Kennedy violated Rules 1.03(a) and 8.04(a)(8). He was ordered to pay \$2,877.36 in attorneys' fees and costs and \$500 in restitution.

On Sept. 6, 2012, **Steven P. Mock** [#14243000], 69, of Houston, accepted a 24-month, fully probated suspension, effective June 28, 2012. An evidentiary panel of the District 4 Grievance Committee found that upon Mock's receipt of settlement funds on behalf of his client, Mock failed to promptly notify the client of his receipt of the settlement funds, failed to deliver any proceeds to the client, and failed to keep funds or other property in which both he and his client claimed interests separate until there was an accounting and severance of their interests. Upon termination of

the representation, Mock failed to surrender papers and property to which the client was entitled.

Mock violated Rules 1.14(b), 1.14(c), and 1.15(d). He agreed to pay \$4,973 in restitution \$726.74 in attorneys' fees and costs.

On Sept. 4, 2012, **Benjamin Nguyen Eustachon** [#06702350], 52, of Houston, accepted a five-year, partially probated suspension, effective Nov. 15, 2012, with the first six months actively served and the remainder probated. An evidentiary panel of the District 5 Grievance Committee found that in representing a client, Eustachon failed to promptly deliver to the client funds that she was entitled to receive, failed to hold funds belonging to the client in trust, and disbursed client's funds in his attorney's trust account to persons who were not entitled to receive them by virtue of a representation or by law. Eustachon also failed to file a response with the Office of the Chief Disciplinary Counsel.

Eustachon violated Rules 1.14(a), 1.14(b), 1.14(c), and 8.04(a)(8). He agreed to pay \$1,000 in attorneys' fees and \$9,217.11 in restitution.

On Aug. 7, 2012, **Jim Moore** [#14348575], 66, of Dallas, received a partially probated suspension. Moore represented the complainant in a personal injury matter, and failed to reduce the contingent fee agreement entered into with complainant to writing until after the receipt of the settlement funds. Moore failed to hold funds belonging to complainant separate from Moore's own property and upon receiving funds in which complainant had an interest, failed to promptly notify and deliver funds to complainant. Moore failed upon request to promptly render a full accounting regarding such funds.

Moore violated Rules 1.04(d), 1.14(a), and 1.14(b). Moore was ordered to pay \$2,446.29 in attorneys' fees.

On July 12, 2012, **Douglas Clark, Jr.** [#04309500], 69, of Santo, received a two-year partially probated suspension with the first year actively served beginning July 1, 2012, and the remaining year probated

STATE BAR GRIEVANCE DEFENSE

LEGAL MALPRACTICE

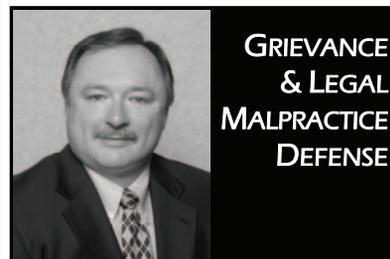
*Over 30 Years
Experience*

WAYNE H. PARIS

Eight Greenway Plaza, Suite 818,
Houston, Texas 77046
(713) 951-9100

Statewide Representation

*Will you REPRESENT YOURSELF?
Socrates did and how did that
turn out for him?*



**GRIEVANCE
& LEGAL
MALPRACTICE
DEFENSE**

BRUCE A. CAMPBELL

OVER 25 YEARS EXPERIENCE IN
DISCIPLINARY MATTERS AND
LEGAL MALPRACTICE DEFENSE

STATEWIDE PRACTICE

CAMPBELL & CHADWICK, PC
4201 SPRING VALLEY RD.
SUITE 1250
DALLAS, TX 75244

972-277-8585 (O)
972-277-8586 (F)
INFO@CLLEGAL.COM
CAMPBELLCHADWICK.COM

When your client becomes
your adversary...

It's time to hire
Gaines West

State Bar of Texas
Grievance Oversight Committee
Appointed by the Texas Supreme Court
Chair, 2006-2010
Member, 2004-2010

Texas Board of
Disciplinary Appeals
Appointed by the Texas Supreme Court
Chairman, 2001-2003
Vice Chairman, 1994-1996, 1998-2000
Member, 1992-1996, 1997-2003

State Bar of Texas
Disciplinary Rules of Professional
Conduct Committee
Member, 1993-1996

Disciplinary
Review Committee
Member, 1991-1992

Texas Bar Foundation, Fellow
State Bar of Texas, Member
Beaumont County Bar Association, Member

WEST • WEBB
ALLBRITTON
& GENTRY

EXPERIENCE,
DEPTH-OF-STAFF,
DIPLOMACY,
TENACITY



Representing Attorneys

Principal Office - 979.694.7000
1515 Emerald Plaza • College Station, TX 77845
Austin - 512.501.3617
260 Addie Roy Rd., Suite 204 • Austin, TX 78746
www.westwebblaw.com



DISCIPLINARY ACTIONS

contingent upon payment of restitution and attorneys' fees and costs. An evidentiary panel of the District 14 Grievance Committee found that in representing a client in a DWI matter and in obtaining an occupational license, Clark neglected the legal matters entrusted to him. Upon termination of representation, Clark failed to refund advance payments of fees that had not been earned. Further, Clark failed to file a response with the Office of the Chief Disciplinary Counsel.

Clark violated Rules 1.01(b)(1), 1.15(d), and 8.04(a)(8). He was ordered to pay \$2,130.89 in attorney's fees and costs and \$2,500 in restitution.

REPRIMANDS

On July 19, 2012, **Dereck Lynn Wyatt** [#24008603], 44, of El Paso, accepted a public reprimand. The District 17 Grievance Committee found Wyatt failed to keep his client reasonably informed.

Wyatt violated Rule 1.03(a) and agreed to pay \$1,300 in attorney's fees and direct expenses.

On July 20, 2012, **Rogelio Cesar Rodriguez** [#24033652], 37, of El Paso, accepted a public reprimand. The District 17 Grievance Committee found Rodriguez continued employment in a legal matter, which he knew or should have known was beyond his competence.

Rodriguez violated Rule 1.01(a), and agreed to pay \$3,000 restitution and \$850 in attorney's fees and direct expenses.

On Aug. 20, 2012, **Anthony P. Griffin** [#08455300], 57, of Galveston, received a public reprimand. Griffin was hired for representation in a discrimination claim. During the course of the representation, the client made numerous attempts to contact Griffin to ascertain the status of the case, but Griffin failed to communicate with his client. Griffin failed to take any action to pursue the case, other than to make an open records request. The client terminated the representation and requested a refund of his fees; however, Griffin failed to return any unearned fees.

Griffin violated Rules 1.01(b)(1), 1.03(a), and 1.15(d). He was ordered to pay \$9,000 in restitution and \$3,979.48 in attorneys' fees and costs.

On Aug. 9, 2012, **Holly E. Fuller** [#01518250], 47, of Grapevine, received an agreed judgment of public reprimand. An evidentiary panel of the District 7-2 Grievance Committee found that in representing a client in a divorce matter, Respondent neglected the matter and failed to keep the client reasonably informed about the status of the matter. In addition, upon termination of representation, Respondent failed to refund advance payments of fee that had not been earned.

Fuller violated Rules 1.01(b)(1), 1.03(a), and 1.15(d). She agreed to pay \$1,075 in attorney's fees and costs.

On Sept. 11, 2012, **Rhonda M. Mills** [#00791543], 45, of San Antonio, accepted a public reprimand. The District 10

NED BARNETT



CRIMINAL DEFENSE

Defending Texans Since 1994

Former Assistant United States Attorney
Former Assistant District Attorney
Founding Member of the National College of DUI Defense
of Counsel Williams Kherkher Hart Boundas, LLP

Law Offices of Ned Barnett

8441 Gulf Freeway, Suite 600 • Houston, Texas 77017

713-222-6767

www.nedbarnettlaw.com

Board Certified in Criminal Law by the Texas Board of Legal Specialization



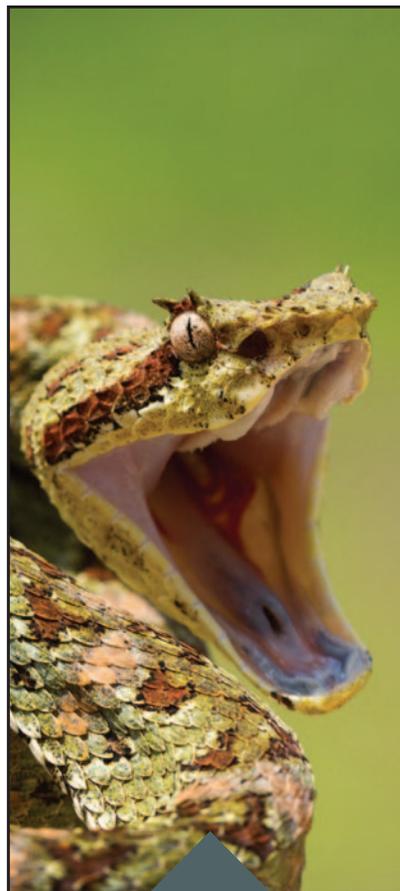
Grievance Committee found that Mills failed to carry out completely the obligations owed to a client and failed to keep the client reasonably informed about the status of the case. Mills also failed to promptly render a full accounting upon request by the client.

Mills violated Rules 1.01(b)(2), 1.03(a), and 1.14(b). She was ordered to pay \$850 in attorneys' fees.

PRIVATE REPRIMANDS

Listed below is the breakdown of rule violations for 10 attorneys, with the number of attorneys violating each rule in parentheses. Please note that an attorney may be reprimanded for more than one rule violation. Texas Disciplinary Rules of Professional Conduct: **1.01(b)(2)** — for failing to carry out completely the obligations owed to a client (one); **1.03(a)** — for failing to keep a client reasonably informed about the status of a matter and to promptly comply with reasonable requests for information (five); **1.03(b)** — for failing to explain a matter to the extent reasonably necessary to permit the client to make informed decisions regarding the representation (three); **1.04(f)** — A division or agreement for division of a fee between lawyers who are not in the same firm shall not be made unless: (1) the division is made, by written agreement with the client, with a lawyer who assumes joint responsibility for the representation (one); **1.15(d)** — for failing, upon termination of representation, to reasonably protect a client's interests, give notice to the client to seek other counsel, or surrender papers and property that belongs to the client (one); **3.04(d)** — for knowingly disobeying an obligation under the standing rules or of a ruling by a tribunal (one); **5.03(a)** — for failing to make reasonable efforts to ensure that the non-lawyer's conduct is compatible with the professional obligations of the lawyer (one); **5.03(b)** — a lawyer shall be in violation if the lawyer orders, encourages, or permits the conduct involved of a non-lawyer to be in violation of the rules of the Texas Disciplinary rules of Professional Conduct

(one); **7.02(a)(1)** — for making a false or misleading communication about the qualifications of the services of any lawyer or firm. A communication is false or misleading if it contains a material misrepresentation of fact or law, or omits a fact necessary to make the statement considered as a whole not materially misleading (one); **7.02(a)(2)** — for making a false or misleading communication about the qualifications of the services of any lawyer or firm. A communication is false or misleading if it contains any reference in a public media advertisement to past successes or results obtained unless (1) The communicating lawyer or member of the law firm served as lead counsel in the matter giving rise to the recovery, or was primarily responsible for the settlement or verdict; (2) The amount involved was actually received by the client; (3) The reference is accompanied by adequate information regarding the nature of the case or matter and the damages or injuries sustained by the client, and (4) If the gross amount received is stated, the attorney's fees and litigation expenses withheld from the amount are stated as well (one); **7.02(a)(3)** — for making a false or misleading communication about the qualifications of the services of any lawyer or firm. A communication is false or misleading if it is likely to create an unjustified expectation about results the lawyer can achieve, or states or implies that the lawyer can achieve results by means that violate these rules or other laws (one); **7.02(a)(4)** — for making a false or misleading communication about the qualifications of the services of any lawyer or firm. A communication is false or misleading if it compares the lawyer's services with other lawyer's services, unless the comparison can be substantiated by reference to verifiable, objective data (one); **7.07(c)** — a lawyer shall file with the Advertising Review Committee of the State Bar of Texas no later than its first posting on the internet or other comparable network of computers information concerning the lawyer's or lawyer's firm's website (one). ✪



Has danger struck?

Shield yourself.

When nature doesn't give you the protection you need, make sure you have the best liability insurance available.

Texas Lawyers' Insurance Exchange offers affordable legal malpractice protection to over 5,000 Texas lawyers and judges. TLIE has been a consistent and reliable source of liability coverage for over 31 years. After you've been struck and a claim has been filed is not the time to wonder if you have dependable coverage. Make sure you do.

512.480.9074 / 1.800.252.9332
INFO@TLIE.ORG / WWW.TLIE.ORG

