

NEW YORK STATE BAR ASSOCIATION
Committee on Professional Discipline
2007-2008

David L. Edmunds, Jr., Co-Chair
Buffalo

Remo A. Hammid
Floral Park

Mark S. Ochs
Albany

Sarah Diane McShea, Co-Chair
New York City

Joseph J. Hester
New York City

Alexander Powhida
Albany

Jack C. Auspitz
New York City

Mark Andrew Juda
Schenectady

Frank R. Rosiny
New York City

Harvey B. Besunder
Islandia

Irwin Kahn
Wantagh

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New York City

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New York City

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Pelham

Gary L. Casella
White Plains

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Rochester

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Schenectady

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Wayne, PA

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Washington, DC

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Fairport

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Albany

Kathleen R. Mulligan Baxter, Liaison 1987-2008
Albany

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INTRODUCTION

This is a report on lawyer discipline in New York State for the year 2007. Each section of the report is divided into three parts. Each part is intended to explain a different aspect of the disciplinary system.

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

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

PART I

The first part contains a statistical compilation of all disciplinary matters processed in New York State during 2007 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."

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 dis-

trict 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 2007. 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 col-

umn contains the respondent's name and, where available, the citation; the second column contains a brief statement of the action taken by the court; and the last column summarizes the charges, where relevant to the proceedings.

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

PART III

The third and last part of this report contains various data on the organization of the State's eight official agencies of discipline. It sets forth the

names and titles of the professional disciplinary staff and their respective volunteer committee members in each of the eight official disciplinary agencies of the State. An Appendix sets forth the disciplinary budget appropriations for fiscal 2006 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 each year.

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

Disciplinary Statistics 2007 Tables

Table 1
Appellate Division
January 1, 2007-December 31, 2007

	1 st Dept.	2 nd Dept.	3 rd Dept.	4 th Dept.	Total
I. MATTERS PROCESSED:¹					
Pending at start of period	1111	3097	617	847	5672
New matters received ²	3584	5747	1709	2224	13264
Matters disposed of	3656	6322	1615	2324	13917
Pending at end of period	1039	2522	711	747	5019
II. COMMITTEE DISPOSITIONS:					
Rejected for failing to state complaint	849	2661	892	1123	5525
Referred to other agencies ³	444	1496	132	116	2188
Dismissed or withdrawn	2032	1084	255	722	4093
Dismissed through mediation	21	43	0	0	64
Letters of caution (education)	N/A	316	49	179	544
Letters of admonition	85	114	27	30	256
Admonition or reprimand	2	0	21	0	23
Referred to court	223	511	239	154	1127
Other	0	97	0	0	97
III. CASES PROCESSED IN COURTS⁴					
Cases pending at start of period	33	170	27	31	261
Cases received	122	332	174	55	683
CASES CLOSED					
Disbarred	30	29	2	5	66
Resigned	16	22	0	3	41
Suspended	24	31	7	19	81
Censured	6	10	1	9	26
Privately censured	3	0	0	0	3
Remanded to grievance committee	12	8	0	4	24
Discontinued	4	6	0	2	12
Dismissed	0	1	0	3	4
Reinstatements granted	6	12	4	6	28
Reinstatements denied	4	9	0	2	15
Other	28	218	27	12	285
TOTAL CLOSED:	133	346	41	65	585
TOTAL PENDING:	22	156	42	21	241

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

² Includes complaints received and old matters reactivated.

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

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

Table 2

	New Matters[*]	Matters Closed*	Disciplinary Action by Committee	Disciplinary Action by Court
1st Department				
1998	4797	5087	100	91
1999	4143	3742	76	92
2000	3004	2870	63	65
2001	2987	2587	55	57
2002	3123	3785	134	55
2003	3133	3218	88	63
2004	3205	3313	102	63
2005	2994	3002	78	63
2006	3939	4058	90	65
2007	3140	3212	87	79
2nd Department				
1998	4712	5306	662	106
1999	4557	4759	518	107
2000	4032	4287	395	107
2001	4519	4650	404	97
2002	4981	4944	458	98
2003	5928	5357	445	85
2004	4776	5044	425	78
2005	6563	6010	462	97
2006	5199	5090	407	90
2007	4251	4826	430	92
3rd Department				
1998	1795	1600	173	36
1999	1792	1602	172	28
2000	1588	1673	239	41
2001	1846	1548	223	42
2002	1930	1559	186	30
2003	1579	1608	141	28
2004	1610	1500	88	29
2005	1688	1659	136	29
2006	1566	2468	91	25
2007	1577	1483	97	10
4th Department				
1997	2262	1967	196	18
1998	2224	2208	200	19
1999	2078	2084	222	17
2000	2077	2112	221	23
2001	2206	2100	283	33
2002	2082	2084	316	26
2003	2125	2059	235	28
2004	2072	2056	219	21
2005	2560	2365	232	25
2006	2344	2357	310	28
2007	2108	2208	209	36

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

Statewide

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

Table 3

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

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

Committee on Professional Standards, Third Department

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

Grievance Committee for the Fifth Judicial District, Fourth Department

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

Grievance Committee for the Seventh Judicial District, Fourth Department

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

Grievance Committee for the Eighth Judicial District, Fourth Department

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

Statistical Reports of Disciplinary Committees

Departmental Disciplinary Committee for the First Department

I. Matters Processed¹

A.	Matters Pending at Start of Period	1111	
B.	New Matters Received During Period	3517	
C.	Closed Matters Reactivated During Period	67	
D.	Total Matters to be Processed During Period		4695
E.	Total Matters Disposed of During Period		3656
F.	Matters Pending at Close of Period		1039

		CASES	MATTERS
A.	Rejected as Failing to State a Complaint	813	849
B.	Referred to Other Disciplinary Committees/Agencies	439	444
C.	Dismissed	1893	2032
D.	Dismissed Through Mediation	19	21
E.	Letter of Admonition	69	85
F.	Reprimand After Hearing	2	2
G.	Referred to Appellate Division	122	223
	Total Disposed of During Period	3357	3656

III. Cases Processed by Court

A.	Cases Pending at Start of Period	33
	1. Disciplinary Proceedings	23
	2. Other	10
B.	Cases Received During Period	122
	1. Disciplinary Proceedings	80
	2. Other	42
C.	Total to be Processed During Period	155
D.	Cases Closed	
	1. Disbarred	30
	2. Resigned	16
	3. Suspended	24 ²
	4. Censured	6
	5. Privately Censured	3
	6. Remanded to Grievance Committee	12
	7. Discontinued	4
	8. Dismissed	0
	9. Reinstatements Granted	6
	10. Reinstatements Denied	4
	11. All Other Dispositions	28
	12. Total Closed	133
E.	Cases Pending at Close of Period	22
	1. Disciplinary Proceedings	16
	2. Other	6

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

² Includes definite, interim and indefinite suspensions.

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

I. Matters Processed

A.	Matters Pending at Start of Period	885	
B.	New Matters Received During Period	2076	
C.	Closed Matters Reactivated During Period	20	
D.	Total Matters to be Processed During Period		2981
E.	Total Matters Disposed of During Period		2278
F.	Matters Pending at Close of Period		703

II. Matters Disposed of by Committee

		CASES	MATTERS
A.	Rejected as Failing to State a Complaint	1183	1183
B.	Referred to Other Disciplinary Committees/Agencies	554	554
C.	Dismissed or Withdrawn	274	274
D.	Dismissed through Mediation	11	11
E.	Letter of Caution	112	117
F.	Letter of Admonition	40	41
G.	Reprimand After Hearing	0	0
H.	Referred to Appellate Division	32	68
I.	Other	10	30
J.	Total Disposed of During Period	2216	2278

III. Cases Processed by Court

A.	Cases Pending at Start of Period	47
	1. Disciplinary Proceedings	27
	2. Other	20
B.	Cases Received During Period	103
	1. Disciplinary Proceedings	33
	2. Other	70
C.	Total to be Processed During Period	150
D.	Cases Closed	
	1. Disbarred	13
	2. Resigned	9
	3. Suspend	9
	4. Censured	5
	5. Privately Censured	0
	6. Remanded to Grievance Committee	0
	7. Discontinued	1
	8. Dismissed	0
	9. Reinstatements Granted	3
	10. Reinstatements Denied	6
	11. Non-Disciplinary Resignations	26
	12. All Other Dispositions	34
	13. Total Closed	106
E.	Cases Pending at Close of Period	44
	1. Disciplinary Proceedings	28
	2. Other	16

Brooklyn Bar Association Committees

Total Complaints Received	54
Withdrawn	1
Complaints completed	39
Complaints Pending	14
Fee Dispute Resolution Files Received	57
No response from complainant	17
Resolved after mediation/arbitration	21
Lack of jurisdiction	10
Withdrawn	0
Returned to Grievance Committee	1
Other disposition	3
Pending	5
Mediation Complaints Received	7
Hearing scheduled	3
Resolved between attorney and complainant	2
Complaint lacked merit	1
Pending	1

Queens County Bar Association Committees

Grievance Committee	
Dismissed	35
Dismissed with Advisement	3
Letter of Caution	2
Letter of Admonition	0
Referred to District Grievance Committee	5
Withdrawn	3
Tabled	1
Fee Disputes Committee	
No Consent from Respondent	1
No Consent from Complainant	0
Matter Settled Prior to Arbitration	1
No Consent from Either Complainant or Respondent	0
Declination of Arbitration by Complainant/Respondent	0
Withdrawn by complainant	0
Decision made	3
Pending	0

Richmond County Bar Association Grievance Committee

Matters Processed

Pending at start of period	30
New matters received	37
Closed matters reactivated	0
Total matters processed	67
Matters disposed of	29
Matters pending	
Richmond County	29
Appellate Division	12
Fee Conciliation	1

Matters Disposed of By Committee

Rejected as failing to state complaint	0
Retained by 2 nd & 11 th District for investigation	12
Referred to Fee Conciliation Committee	1
Settled by Fee	0
Judicially settled	0
Disbarred	2
Suspended	0
Investigation suspended pending litigation	3
Closed by Appellate Division	0
Dismissed	20
Letter of caution	1
Withdrawn	5
Letter of education	0
Mediation	2
Total Disposed of	46

Grievance Committee for the Ninth Judicial District, Second Department

I. Matters Processed

A.	Matters Pending at Start of Period	669	
B.	New Matters Received During Period	1341	
C.	Closed Matters Reactivated During Period	138	
D.	Total Matters to be Processed During Period		2148
E.	Total Matters Disposed of During Period		1563
F.	Matters Pending at Close of Period		585

II. Matters Disposed of by Committee

		CASES		MATTERS
A.	Rejected as Failing to State a Complaint			409
B.	Referred to Other Disciplinary Committees			304
C.	Referred to Other Agencies			61
D.	Dismissed or Withdrawn			294
E.	Letter of Caution			80
F.	Letter of Admonition			38
G.	Reprimand After Hearing			0
H.	Referred to Appellate Division	103		377
I.	Total Disposed of During Period			1563

III. Cases Processed by Court

A.	Cases Pending at Start of Period	35		49
	1. Disciplinary Proceedings	6		11
	2. Other	29		38
B.	Cases Received During Period	103		377
	1. Disciplinary Proceedings	41		191
	2. Other	62		186
C.	Total to be Processed During Period	138		426
D.	Cases Closed			
	1. Disbarred	4		8
	2. Resigned	9		50
	3. Suspended	11		28
	4. Censured	3		3
	5. Privately Censured			0
	6. Remanded to Grievance Committee			0
	7. Discontinued	1		1
	8. Dismissed			0
	9. Reinstatements Granted	2		2
	10. Reinstatements Denied	2		2
	11. Non-Disciplinary Resignations	41		41
	12. All Other Dispositions	32		152
	13. Total Closed	105		287
E.	Cases Pending at Close of Period	33		139
	1. Disciplinary Proceedings	21		124
	2. Other	12		15

Dutchess County Bar Association Grievance Committee

Second Department, Ninth Judicial District

I. Matters Processed

A.	Matters Pending at Start of Period	5
B.	New Matters Received During Period	16
C.	Closed Matters Reactivated During Period	0
D.	Total Matters to be Processed During Period	22
E.	Total Matters Disposed of During Period	16
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	0
C.	Referred to Other Agencies	0
D.	Dismissed	15
E.	Dismissed with Cautionary Language	1
F.	Letter of Caution	0
G.	Letter of Admonition	0
H.	Reprimand	0
I.	Total Disposed of During Period	16

Orange County Bar Association Grievance Committee

Second Department, Ninth Judicial District

I. Matters Processed

A.	Matters Pending at Start of Period	5
B.	New Matters Received During Period	32
C.	Closed Matters Reactivated During Period	2
D.	Total Matters to be Processed During Period	39
E.	Total Matters Disposed of During Period	33
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	28
E.	Dismissed with Cautionary Language	3
F.	Letter of Caution	1
G.	Letter of Admonition	0
H.	Reprimand	0
I.	Total Disposed of During Period	33

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	4
C.	Closed Matters Reactivated During Period	0
D.	Total Matters to be Processed During Period	6
E.	Total Matters Disposed of During Period	5
F.	Matters Pending at Close of Period	1

II. Matters Disposed of by Committee

A.	Rejected as Failing to State a Complaint	0
B.	Referred to Other Disciplinary Committees	1
C.	Referred to Other Agencies	0
D.	Dismissed	3
E.	Dismissed with Cautionary Language	1
F.	Letter of Caution	0
G.	Letter of Admonition	0
H.	Reprimand	0
I.	Total Disposed of During Period	5

Rockland 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	27
C.	Closed Matters Reactivated During Period	0
D.	Total Matters to be Processed During Period	37
E.	Total Matters Disposed of During Period	21
F.	Matters Pending at Close of Period	16

II. Matters Disposed of by Committee

A.	Rejected as Failing to State a Complaint	0
B.	Referred to Other Disciplinary Committees	2*
C.	Referred to Other Agencies	1**
D.	Dismissed	16
E.	Dismissed with Cautionary Language	0
F.	Letter of Caution	2
G.	Letter of Admonition	0
H.	Reprimand	0
I.	Total Disposed of During Period	21

* 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	46
B.	New Matters Received During Period	84
C.	Closed Matters Reactivated During Period	0
D.	Total Matters to be Processed During Period	130
E.	Total Matters Disposed of During Period	92
F.	Matters Pending at Close of Period	38

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	80
E.	Dismissed with Cautionary Language	2
F.	Letter of Caution	3
G.	Letter of Admonition	0
H.	Reprimand	0
I.	Withdrawn	0
J.	Total Disposed of During Period	92

Grievance Committee for the Tenth Judicial District, Second Department

I. Matters Processed

A.	Matters Pending at Start of Period	1543	
B.	New Matters Received During Period	2137	
C.	Closed Matters Reactivated During Period	35	
D.	Total Matters to be Processed During Period		3715
E.	Total Matters Disposed of During Period		2481
F.	Matters Pending at Close of Period		1234

II. Matters Disposed of by Committee

		CASES	MATTERS
A.	Rejected as Failing to State a Complaint	1069	1069
B.	Referred to Other Disciplinary Committees	435	435
C.	Referred to Other Agencies	142	142
D.	Dismissed or Withdrawn	516	516
E.	Dismissed through Mediation	32	32
F.	Letter of Caution	107	119
G.	Letter of Admonition	30	35
H.	Reprimand After Hearing	0	0
I.	Referred to Appellate Division	40	66
J.	Other	50	67
K.	Total Disposed of During Period	2421	2481

III. Cases Processed by Court

A.	Cases Pending at Start of Period	88
	1. Disciplinary Proceedings	21
	2. Other	67
B.	Cases Received During Period	126
	1. Disciplinary Proceedings	40
	2. Other	86
C.	Total to be Processed During Period	214
D.	Cases Closed	
	1. Disbarred	12
	2. Resigned	4
	3. Suspended	11
	4. Censured	2
	5. Privately Censured	0
	6. Remanded to Grievance Committee	8
	7. Discontinued	4
	8. Dismissed	1
	9. Reinstatements Granted	7
	10. Reinstatements Denied	1
	11. Non-disciplinary Resignations	58
	11. All Other Dispositions	27
	12. Total Closed	135
E.	Cases Pending at Close of Period	79
	1. Disciplinary Proceedings	36
	2. Other	43

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

A.	Cases Referred to Grievance Committee	39
B.	Cases Referred to Mediation	13
	Total Cases Referred:	55

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

A.	Cases Referred to Grievance Committee	27
B.	Cases Referred to Mediation	12
	Total Cases Referred	39

Total Cases Referred to Local Bar Associations: 94

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

I. Matters Processed

A.	Matters Pending at Start of Period	617	
B.	New Matters Received During Period	1672	
C.	Closed Matters Reactivated During Period	37	
D.	Total Matters to be Processed During Period		2326
E.	Total Matters Disposed of During Period		1615
F.	Matters Pending at Close of Period		711

II. Matters Disposed of by Committee

	CASES	MATTERS	
A.	Rejected as Failing to State a Complaint	848	892
B.	Referred to Other Disciplinary Committees	116	116
C.	Referred to Other Agencies	16	16
D.	Dismissed or Withdrawn	236	255
E.	Dismissed Through Mediation	0	0
F.	Letter of Caution	51	49
G.	Letter of Admonition	25	27
H.	Reprimand After Hearing	14	21
I.	Referred to Appellate Division	224	239
J.	Total Disposed of During Period	1530	1615

III. Cases Processed by Court

A.	Cases Pending at Start of Period		27
	1. Disciplinary Proceedings	27	
	2. Other	0	
B.	Cases Received During Period		174
	1. Disciplinary Proceedings		
	2. Other	111	
63	C.	Total to be Processed During Period	201
	D.	Cases Closed	
		1. Disbarred	2
		2. Resigned	0
		3. Suspended	7
		4. Censured	1
		5. Privately Censured	0
		6. Remanded to Grievance Committee	0
		7. Discontinued	0
		8. Dismissed	0
		9. Reinstatements Granted	4
		10. Reinstatements Denied	0
		11. Non-Disciplinary Resignations	14
		12. All Other Dispositions	13
		13. Total Closed	41
	E.	Cases Pending at Close of Period	42
		1. Disciplinary Proceedings	42
		2. Other	0

Grievance Committee for the Fifth Judicial District, Fourth Department

I. Matters Processed

A.	Matters Pending at Start of Period	268	
B.	New Matters Received During Period	590	
C.	Closed Matters Reactivated During Period	7	
D.	Total Matters to be Processed During Period		865
E.	Total Matters Disposed of During Period		659
F.	Matters Pending at Close of Period		206

II. Matters Disposed of by Committee

	CASES	MATTERS
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A.	Rejected as Failing to State a Complaint	321	346
B.	Referred to Other Disciplinary Committees	32	33
C.	Referred to Other Agencies	2	2
D.	Dismissed or Withdrawn	158	170
E.	Dismissed Through Mediation	0	0
F.	Letter of Caution	37	44
G.	Letter of Admonition	5	11
H.	Reprimand After Hearing	N/A	N/A
I.	Referred to Appellate Division	14	53
J.	Total Disposed of During Period	569	659

III. Cases Processed by Court

A.	Cases Pending at Start of Period	8
	1. Disciplinary Proceedings	8
	2. Other	0
B.	Cases Received During Period	14
	1. Disciplinary Proceedings	8
	2. Other	6
C.	Total to be Processed During Period	22
D.	Cases Closed	
	1. Disbarred	0
	2. Resigned	0
	3. Suspended	8
	4. Censured	4
	5. Privately Censured	0
	6. Remanded to Grievance Committee	1
	7. Discontinued	0
	8. Dismissed	0
	9. Reinstatements Granted	1
	10. Reinstatements Denied	0
	11. Non-Disciplinary Resignations	0
	11. All Other Dispositions	1
	12. Total Closed	15
E.	Cases Pending at Close of Period	7
	1. Disciplinary Proceedings	7
	2. Other	0

Grievance Committee for the Seventh Judicial District, Fourth Department

I. Matters Processed

A.	Matters Pending at Start of Period	150	
B.	New Matters Received During Period	612	
C.	Closed Matters Reactivated During Period	18	
D.	Total Matters to be Processed During Period		780
E.	Total Matters Disposed of During Period		631
F.	Matters Pending at Close of Period		149

		CASES	MATTERS
A.	Rejected as Failing to State a Complaint	283	306
B.	Referred to Other Disciplinary Committees	54	58
C.	Referred to Other Agencies	0	0
D.	Dismissed or Withdrawn	161	175
E.	Dismissed Through Mediation	0	0
F.	Letter of Caution	45	53
G.	Letter of Admonition	2	2
H.	Reprimand After Hearing	N/A	N/A
I.	Referred to Appellate Division	18	37
J.	Total Disposed of During Period	563	631

III. Cases Processed by Court

A.	Cases Pending at Start of Period	10
	1. Disciplinary Proceedings	5
	2. Other	5
B.	Cases Received During Period	18
	1. Disciplinary Proceedings	3
	2. Other	15
C.	Total to be Processed During Period	28
D.	Cases Closed	
	1. Disbarred	3
	2. Resigned	2
	3. Suspended	7
	4. Censured	0
	5. Privately Censured	0
	6. Remanded to Grievance Committee	2
	7. Discontinued	2
	8. Dismissed	0
	9. Reinstatements Granted	3
	10. Reinstatements Denied	2
	11. Non-Disciplinary Resignations	0
	12. All Other Dispositions	4
	13. Total Closed	25
E.	Cases Pending at Close of Period	3
	1. Disciplinary Proceedings	2
	2. Other	1

Grievance Committee for the Eighth Judicial District, Fourth Department

I. Matters Processed

A.	Matters Pending at Start of Period	429	
B.	New Matters Received During Period	938	
C.	Closed Matters Reactivated During Period	59	
D.	Total Matters to be Processed During Period		1426
E.	Total Matters Disposed of During Period		1034
F.	Matters Pending at Close of Period		392

II. Matters Disposed of by Committee

		CASES	MATTERS
A.	Rejected as Failing to State a Complaint	421	471
B.	Referred to Other Disciplinary Committees	21	21
C.	Referred to Other Agencies	2	2
D.	Dismissed or Withdrawn	346	377
E.	Dismissed Through Mediation	0	0
F.	Letter of Caution	65	82
G.	Letter of Admonition	12	17
H.	Reprimand After Hearing	N/A	N/A
I.	Referred to Appellate Division	23	64
J.	Total Disposed of During Period	890	1034

III. Cases Processed by Court

A.	Cases Pending at Start of Period	13
	1. Disciplinary Proceedings	11
	2. Other	2
B.	Cases Received During Period	23
	1. Disciplinary Proceedings	11
	2. Other	12
C.	Total to be Processed During Period	36
D.	Cases Closed	
	1. Disbarred	2
	2. Resigned	1
	3. Suspended	4
	4. Censured	5
	5. Privately Censured	0
	6. Remanded to Grievance Committee	1
	7. Discontinued	0
	8. Dismissed	3
	9. Reinstatements Granted	2
	10. Reinstatements Denied	0
	11. Non-Disciplinary Resignations	5
	12. All Other Dispositions	2
	13. Total Closed	25
E.	Cases Pending at Close of Period	11
	1. Disciplinary Proceedings	11
	2. Other	0

Disciplinary Decisions Reported by Appellate Division in 2007

FIRST DEPARTMENT

Simone V. Palazzolo 38 AD3d 66	Resigned	22 NYCRR 603.11.
Nancy Burton 39 AD3d 46	Disbarred	22 NYCRR 603.3 (reciprocal discipline – Connecticut).
Frank McClain-Sewer 39 AD3d 35	Interim suspension	22 NYCRR 603.4(e)(1)(i), (iii) (willful failure to cooperate with committee’s investigation, uncontested evidence of professional misconduct immediately threatening public interest).
Kenneth J. Flynn 39 AD3d 116	Suspended 1 year	DR 1-102(A)(4)(dishonesty, fraud, deceit or misrepresentation); DR 6-101(A)(3)(neglect).
Kenneth D. Law 39 AD3d 90	Suspended 4 months	DR 1-102(A)(7)(fitness); DR 6-101(A)(3)(neglect); DR 9-102(E) (writing checks to “cash” on IOLA account).
Gwenerva D. Cherry 39 AD3d 123	Interim suspension	22 NYCRR 603.4(e)(1)(i), (iii) (willful failure to cooperate with committee’s investigation, uncontested evidence of professional misconduct immediately threatening public interest).
William P. Hovell 39 AD3d 107	Disbarred	22 NYCRR 603.3 (reciprocal discipline – Arizona).
Jerry M. Vasquez 39 AD3d 159	Resigned	22 NYCRR 603.11.
Rafael Ventura-Rosa 39 AD3d 43	Disbarred	DR 1-102(A)(7)(fitness).
Chase A. Caro 40 AD3d 43	Interim suspension	22 NYCRR 603.4(e)(1)(iii) (uncontested evidence of professional misconduct immediately threatening public interest).
Elizabeth Cohen 40 AD3d 61	Suspended 2 years	DR 1-102(A)(4)(dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 6-101(A)(3) (neglect); DR 1-102(A)(7)(fitness).
Karen Jaffe 40 AD3d 96	Censured	22 NYCRR 603.3 (reciprocal discipline – U.S. Court of Appeals, 2d Cir., 30-day suspension).

James O. Roberson, Jr. 40 AD3d 69	Suspended 6 months	22 NYCRR 603.3 (reciprocal discipline – New Jersey).
Gary L. Berenholtz 40 AD3d 162	Disbarred	Judiciary Law §90 (felony conviction – grand larceny, 2d degree [Penal Law §155.40(1)]).
Kemakolam Comas 40 AD3d 168	Disbarred	DR 1-102(A)(4)(dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(7)(fitness); DR 6-101(A)(3)(neglect); DR 7-101(A)(1), (3)(prejudicing and damaging client); DR 9-102(A), (B)(commingling); DR 9-102(D) (bookkeeping).
Lawrence Bernstein 41 AD3d 49	Disbarred	DR 1-102(A)(4)(dishonesty, fraud, deceit or misrepresentation [conversion]); DR 1-102(A)(7)(fitness); DR 9-102(A) (commingling); DR 9-102(D)(1), (9) (bookkeeping).
Francois K. Au 41 AD3d 67	Disbarred	Judiciary Law §90(felony conviction – bribery of public official [18 USC §201(b)(1) [N.Y. Penal Law §200.00, bribery 3d degree]).
Anthony J. Fauci 41 AD3d 1	Resigned	22 NYCRR 603.11.
Lynne F. Stewart 42 AD3d 59	Disbarred	Judiciary Law §90 (felony convictions – conspiracy to defraud the U.S. [18 USC §371]; conspiracy to provide material support to terrorism or a foreign terrorist organization [18 USC §371]; provision of material support to terrorism or a foreign terrorist organization [18 USC §2339A]); making false statements to a federal official [18 USC §1001; see Penal Law §15.35, offering false instrument for filing]).
Campbell M. Holder 42 AD3d 92	Disbarred	Judiciary Law §90 (felony conviction – grand larceny 2d degree [Penal Law §155.40(1)]; grand larceny 3d degree [Penal Law §155.35]).
Maurice R. Garber	Resigned	22 NYCRR 603.11.

42 AD3d 74		
Erik Veski 42 AD3d 122	Disbarred	22 NYCRR 603.13 (f)(willfully engaging in unauthorized practice of law in violation of suspension order).
Wendy B. Morgan 42 AD3d 116	Suspended 6 months	22 NYCRR 603.3 (reciprocal discipline – Arizona).
Mark R. Pronk 42 AD3d 190	Disbarred	Judiciary Law §90 (felony conviction – OCGA §16-5-21 [Georgia][see N.Y. Penal Law §120.05(2), assault 2d degree).
Michael A. Szegda 42 AD3d 193	Disbarred	Judiciary Law §90(felony conviction – grand larceny, 2d degree [Penal Law §255.40(1)]).
Juan A. Baez 42 AD3d 157	Interim suspension	22 NYCRR 603.4(e)(1)(iii) (uncontested evidence of professional misconduct immediately threatening public interest).
Peter H. Jacoby 42 AD3d 196	Censured	22 NYCRR 603.3 (reciprocal discipline – New Jersey).
Barry A. Benzing 43 AD3d 163	Interim suspension	22 NYCRR 603.4(e)(1)(i) (willful failure to cooperate with committee’s investigation).
Michael P. Goldsmith 43 AD3d 158	Disbarred	DR 1-102(A)(4)(dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(7)(fitness); DR 9-102(A)(commingling); DR 9-102(B)(1)(depositing personal funds into IOLA account; used as personal and business account).
Jonathan B. Fisher 43 AD3d 173	Censured	DR 1-102(A)(7)(fitness); DR 9-102(A)(commingling and misappropriation [non-venal]; DR 9-102(B)(improper use of escrow account); DR 9-102(D)(9) (improper record keeping).
Thomas J. Lee 43 AD3d 86	Disbarred	Judiciary Law §90 (felony conviction – racketeering, 18 USC §1962C [see N.Y. Penal Law §460.20 – enterprise corruption]).
Giovanni Peluso 43 AD3d 155	Resigned	22 NYCRR 603.11.

Myron F. Olesnyckyj 43 AD3d 167	Disbarred	Judiciary Law §90 (felony conviction – securities fraud [15 USC §§78j(b), 78ff]; conspiracy to commit securities fraud, making false statements to auditors and falsifying books and records [18 USC §371][see N.Y. Gen. Bus. Law §352-c(5), (6)]).
Jose R. Martinez 43 AD3d 179	Resigned	22 NYCRR 603.11.
Frank DeGrasse 44 AD3d 107	Disbarred	Judiciary Law §90 (felony conviction – grand larceny, 2d degree [Penal Law §155.40(1)]).
Sheri M. Hatton 44 AD3d 49	Disbarred	22 NYCRR 603.3 (reciprocal discipline – U.S. District Court, SDNY).
Allan Laurence Brenner 44 AD3d 160	Suspended 6 months	DR 1-102(A)(4)(dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(7)(fitness).
Jeffrey T. Lowden 44 AD3d 200	Suspended 2 years	22 NYCRR 603.3 (reciprocal discipline – Ohio).
Richard A. Zalk 45 AD3d 42	Suspended 2 years	DR 1-102(A)(4)(conversion); DR 1-102(A)(7)(fitness); DR 9-102(A)(misappropriation).
Lawrence B. Newman 45 AD3d 200	Resigned	22 NYCRR 603.11.
K. Steven Zimmerman 45 AD3d 212	Interim suspension	22 NYCRR 603.4(e)(1)(i) (willful failure to cooperate with committee’s investigation).
Richard Boter 46 AD3d 1	Disbarred	Judiciary Law §90 (serious crime): DR 1-102(A)(4) (dishonesty, fraud, deceit or misrepresentation [forgery]); DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(7)(fitness); DR 9-102(B)(2)(failure to identify IOLA account); DR 9-102(D)(1), (2), (9) (record keeping).
Ira L. Berman 45 AD3d 219	Interim suspension	22 NYCRR 603.4(e)(1)(iii) (uncontested evidence of professional misconduct immediately

		threatening public interest).
Francis K. Decker 46 AD3d 23	Resigned	22 NYCRR 603.11.
Linda J. Stanch 46 AD3d 16	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).
Philip G. Gentile 46 AD3d 53	Disbarred	22 NYCRR 603.3 (reciprocal discipline – New Jersey).
Joseph S. Lefrak 46 AD3d 56	Interim suspension	22 NYCRR 603.4(e)(1)(i) (willful failure to cooperate with committee’s investigation).
Zoilo I. Silva 46 AD3d 30	Resigned	22 NYCRR 603.11.
Steven C. Cunningham 46 AD3d 43	Resigned	22 NYCRR 603.11.
Walter Lawrence Lopez 46 AD3d 99	Interim suspension	22 NYCRR 603.4(e)(1)(i)(willful failure to cooperate with committee’s investigation).
Charles Henry Ryans, Jr. 46 AD3d 71	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).
Lloyd M. Berns 46 AD3d 116	Disbarred	Judiciary Law §90(felony conviction – filing false instrument [filing false retainer agreement with OCA][Penal Law §175.35]).
Eugene Castro 46 AD3d 116	Disbarred	Judiciary Law §90(felony conviction – filing false instrument [filing false retainer agreement with OCA][Penal Law §175.35]).
Max D. Antoine 46 AD3d 60	Interim suspension	[Legal Consultant] 22 NYCRR 603.4(e)(1)(ii), (iii)(substantial admissions under oath, uncontested evidence of professional misconduct).
Alvin E. Leonard 45 AD3d 113	Resigned	22 NYCRR 603.11.
David M. Sheeger 46 AD3d 119	Disbarred	Judiciary Law §90(felony conviction – filing false instrument [filing false retainer agreement with OCA][Penal Law §175.35]).

Harold Meyerson 46 AD3d 141	Censured	Judiciary Law §482 (serious crime – employing an individual to illegally solicit clients [unclassified misdemeanor]).
Chase A. Caro 46 AD3d 136	Disbarred	Judiciary Law §90(felony conviction – grand larceny, 2d degree [Penal Law §155.40(1)]).
Stephen J. Sheinbaum 47 AD3d 49	Disbarred	Judiciary Law §90(felony conviction – conspiracy to commit wire fraud [18 USC §371][see N.Y. Penal Law §190.65(1)(b)]).
William F. Sorin 47 AD3d 1	Disbarred	Judiciary Law §90(felony conviction – conspiracy to commit securities fraud, mail fraud and wire fraud [18 USC §371][see N.Y. Penal Law §190.65(1)(b)]).
Arthur L. Schwartz 47 AD3d 46	Disbarred	Judiciary Law §90(felony conviction - falsifying, concealing and covering up a material fact with U.S. Government jurisdiction [18 USC §1001][see NY Penal Law §175.35]).
Jeanette G. Stewart 47 AD3d 43	Indefinite suspension	22 NYCRR 603.16(c)(1) (mental incapacity).
John M. Ioannou 47 AD3d 65	Censured	DR 1-102(A)(7)(fitness); DR 6-101(A)(3)(neglect); DR 9-102(B)(4)(taking fee before settlement); DR 9-102(C)(1)(failure to promptly notify client of settlement).
Jerome E. Goldman 47 AD3d 151	Resigned	22 NYCRR 603.11.
Morgan Kennedy 47 AD3d 145	Interim suspension	22 NYCRR 603.4(e)(1)(i)(willful failure to cooperate with committee’s investigation).
David J. Nuzzo 47 AD3d 125	Suspended 1 year	DR 1-102(A)(4)(dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(7)(fitness); DR 6-101(A)(3)(neglect); Judiciary Law §468-a (failure to pay registration fee).
Luis A. Flores 47 AD3d 335	Resigned	22 NYCRR 603.11.

Juan A. Baez 47 AD3d 225	Resigned	22 NYCRR 603.11.
Catherine M. Conrad 48 AD3d 187	Interim suspension	22 NYCRR 603.4(e)(1)(i)(willful failure to cooperate with committee's investigation).
Berthold H. Hoeniger 47 AD3d 259	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).
Jeremiah J. Sheehan 48 AD3d 163	Disbarred	DR 1-102(A)(4)(dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 9-102(A) (commingling, misappropriation of client funds); DR 9-102(E) (disbursements from escrow by debit memo).
Arthur Lewis Glatman 47 AD3d 230	Censured	22 NYCRR 603.3 (reciprocal discipline – New Jersey).
Albert S. Lefkowitz 47 AD3d 326	Suspended 3 months	DR 1-102(A)(7)(fitness); DR 3-101(A)(aiding non-lawyers in unauthorized practice of law regarding immigration matters); DR 5-107(A)(7)(conflicts of interest; failure to disclose potential divided loyalties and accepting compensation from an agent or agency).
David J. Bershad 49 AD3d 82	Resigned	22 NYCRR 603.11.
Albert J. Santoro 48 AD3d 84	Resigned	22 NYCRR 603.11.
Emani P. Taylor 48 AD3d 138	Interim suspension	22 NYCRR 603.4(e)(1)(i), (iii) (willful failure to cooperate with committee's investigation, uncontested evidence of professional misconduct immediately threatening public interest).

SECOND DEPARTMENT

(Second and Eleventh Judicial Districts)

Joseph Michael Rizzo 38 AD3d 63	Disbarred	Felony conviction – scheme to defraud, 1 st degree (Penal Law §190.65[I][b]).
Richard Hartman	Reinstatement denied	
Albert J. Pirro, Jr.	Reinstated	
Edward Horn	Reinstatement denied	
Lyndon B. Jones 39 AD3d 111	Suspended 1 year	Reciprocal discipline – South Carolina.
Nefesa Zakaria (suspended foreign legal consultant) 39 AD3d 128	License revoked	Identifying herself as an attorney in a matrimonial matter.
Stuart H. Finkelstein 39 AD3d 120	Disbarred (resigned)	Submitting false and misleading answers and documents to Grievance Committee that were altered in connection with two pending complaints of professional misconduct.
Arelia M. Taveras	Interim suspension	Uncontroverted evidence of professional misconduct.
Denis Joseph McClure	Reinstated	
John A. Caminiti 40 AD3d 11	Disbarred (resigned)	Failure to safeguard client funds and property; failure to monitor trust accounts; engaging in conflicts of interest.
Sheldon H. Kronegold 40 AD3d 58	Disbarred (resigned)	Aiding a disbarred lawyer in the unauthorized practice of law.
Tina Fellows 40 AD3d 55	Disbarred	Felony conviction – grand larceny, 2d degree (Penal Law §155.40), scheme to defraud, 1 st degree (Penal Law §190.65).
Warren A. Cohen	Interim suspension	Failure to cooperate.
Michael C. Scoon 40 AD3d 93	Disbarred	Reciprocal discipline – New Jersey.

John G. Giordanella 40 AD3d 89	Disbarred	Failure to cooperate.
John J. Harkins 40 AD3d 114	Censured	Serious crime conviction - misdemeanor sexual abuse, District of Columbia.
Alexander Z. Landy 41 AD3d 71	Disbarred (resigned)	Failure to safeguard funds entrusted to him in his attorney trust account, failure to ensure that funds remained intact.
Joseph G. Amato 42 AD3d 32	Suspended 2 years (with credit for time elapsed since interim suspension)	Failure to cooperate, failure to re-register as attorney.
Michael G. Rosenberg	Reinstatement denied	
Winthrop D. Thies 42 AD3d 37	Disbarred	Felony conviction – conspiracy to defraud United States by mail and/or wire (18 USC §§371, 1341, 1343); fraud by wire, radio or television (18 USC §§1342, 1343); scheme to defraud: money, state tax stamps (18 USC §§2312, 2314).
Godfrey G. Brown 42 AD3d 70	Disbarred (resigned)	Neglect; failure to appear in court on behalf of clients; failure to communicate with clients; failure to return unearned fees; failure to pay judicial sanctions.
Duane Williamson 42 AD3d 119	Disbarred (resigned)	Drawing dishonored checks on attorney trust account and failing to safeguard client funds.
Peter Brogan	Reinstated	
Arelia M. Taveras 42 AD3d 258	Disbarred	Engaging in pattern and practice of converting escrow funds entrusted to her as a fiduciary; knowingly providing altered and falsified records to Grievance Committee; commingling; drawing escrow account check to cash; failing to maintain required records for IOLA account.
Norman Gersman	Reinstatement denied	
John Vassar 43 AD3d 83	Disbarred	Felony conviction – unlawful imprisonment, 1 st degree (Penal Law §135.10).
Joseph C. Levine 43 AD3d 176	Disbarred (resigned)	Drawing dishonored checks on escrow account; failing to safe-

		guard client funds; giving client blank signed check from attorney trust account.
Eugene A. Romano 44 AD3d 164	Suspended 2 years	Misappropriating funds entrusted to him as a fiduciary, failing to maintain required book-keeping records.
Robert A. Heghmann 44 AD3d 156	Disbarred	Reciprocal discipline - Connecticut.
Mark J. Nerenberg 45 AD3d 116	Suspended 5 years	Practicing law while under suspension; failure to comply with rules governing conduct of suspended attorney; filing false affidavit of compliance with court and grievance committee.
Steven Arthur Bloomberg 45 AD3d 63	Disbarred	Felony conviction – criminal possession of controlled substance, 4 th degree.
John C. King 45 AD3d 66	Disbarred	Reciprocal discipline – Kansas.
Jack Martin 45 AD3d 161	Disbarred	Failure to cooperate.
Peaches H. Drummond 45 AD3d 216	Disbarred (resigned)	Engaging in conflict of interest in real estate transaction, neglect.
Maria Ines Gonzalez 46 AD3d 9	Censured	Reciprocal discipline – New Jersey 3-month suspension.
Blonde Grayson Hall	Interim suspension	Serious crime conviction – failure to file tax returns (26 USC §7203).
Mayank Munsiff	Interim suspension	Escrow violations.
David B. Rosen	Interim suspension	Failure to cooperate.
Marise Robergeau	Interim suspension	Failure to cooperate.
Emilia Agwamma Tems	Reinstatement denied	
Lawrence Lieberman	Reinstatement denied	
Gerald Philip Garson 47 AD3d 148	Disbarred	Felony conviction – receiving a bribe, 3 rd degree (Penal Law §200.10), receiving reward for official misconduct, 2 nd degree (Penal Law §200.25).
Moses Eda Osayme 47 AD3d 315	Disbarred (resigned)	Failure to promptly pay or deliver funds to client, failure to properly safeguard funds in trust

Jill R. Epstein 47 AD3d 331	Censured	account. Reciprocal discipline – New Jersey.
Dennis Emil Vourderis	Disbarred	Felony conviction – grand larceny, 2 nd degree (Penal Law §155.40[1]).
Hector M. Roman 48 AD3d 25	Censured	Reciprocal discipline – U.S. Court of Appeals, 9 th Circuit.

(Ninth Judicial District)

Jeffrey M. Adams 42 AD3d 1	Suspended 1 year	DR 1-102(A)(7)(conduct adversely reflecting on fitness to practice); DR 9-102 (breach of fiduciary duty with respect to escrow funds) DR 9-102(A) (commingling); DR 9-102(C)(4) (failure to make prompt disbursements); DR 9-102(D)(1), (2), (9) (failure to maintain required bookkeeping records).
Anthony Belletieri 42 AD3d 53	Disbarred (resigned)	DR 1-102(A)(4)(conduct involving dishonesty, fraud, deceit or misrepresentation); DR 9-102(A) (misappropriation of escrow funds).
Matthew Alan Blank 40 AD3d 165	Disbarred (resigned)	DR 1-102(A)(4)(conduct involving dishonesty, fraud, deceit or misrepresentation); DR 1-102(A) (7)(conduct adversely reflecting on fitness to practice).
John Michael Claydon 48 AD3d 146	Disbarred	Judiciary Law §90(4)(felony conviction – Larceny 1 st degree, 2 nd degree, 3 rd degree [Conn. Gen. Stat. §§53-119(1), 53a-122(a)(2), 53a-124(a)(2)] [see N.Y. Penal Law §§155.40, 190.65]).
David B. Cohen 41 AD3d 74	Disbarred (resigned)	DR 1-102(A)(7)(conduct adversely reflecting on fitness to practice); DR 9-102(breach of fiduciary duty with respect to escrow funds).
Denise D. Cooper 43 AD3d 89	Disbarred (resigned)	DR 6-101(A)(3)(neglect); DR 9-102(A)(misappropriation of escrow funds).

Robert M. Cronk	Interim suspension	22 NYCRR 691.4(1)(i), (ii), (iii) (failure to cooperate, admissions, uncontroverted evidence of misconduct immediately threatening public interest).
Cheryl Frankel 45 AD3d 52	Censured	DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(7)(conduct adversely reflecting on fitness to practice).
Thomas A. Giamanco 44 AD3d 85	Suspended 6 months	22 NYCRR 691.3 (reciprocal discipline – New Jersey).
Sheldon Goldklang	Reinstated	
Warren M. Gould 45 AD3d 223	Suspended 2 years	DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(7)(conduct adversely reflecting on fitness to practice); DR 6-1019A)(3) (neglect).
William M. Joyce	Interim suspension	22 NYCRR 691.4(1)(i) (failure to cooperate with investigation).
John R. Killigrew 40 AD3d 66	Disbarred (resigned)	DR 1-102(A)(4)(conduct involving dishonesty, fraud, deceit or misrepresentation); DR 9-102(D) (failure to maintain required records); DR 9-102(E) (withdrawals from escrow account payable to “cash”).
Herbert M. Kushner 45 AD3d 131	Interim suspension	22 NYCRR 691.4(1)(1)(i) (failure to cooperate with investigation).
Sigmund V. Mazur 47 AD3d 130	Disbarred (resigned)	DR 9-102 (breach of fiduciary duty with respect to escrow funds).
Denis Joseph McClure	Reinstated	
Maureen McNamara	Reinstated	
Luis A. Medina 45 AD3d 142	Disbarred (resigned)	DR 1-102(A)(7)(conduct adversely reflecting on fitness to practice); DR 5-101(A) (conflict of interests); DR 7-101(A)(failure to provide zealous representation); DR 9-102 (breach of fiduciary duty with respect to escrow funds).

Shelley A. Rivera 47 AD3d 122	Interim suspension	22 NYCRR 691.4(l)(1)(i), (iii) (failure to cooperate, uncontroverted evidence of misconduct immediately threatening public interest).
	Disbarred	Judiciary Law §90(4) (felony conviction – grand larceny, 2 nd degree [Penal Law §155.40]).
Leslie Sue Safian 42 AD3d 88	Censured	DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(7)(conduct adversely reflecting on fitness to practice).
Peter J. Schmerge	Interim suspension	22 NYCRR 691.4(l)(1)(i), (ii) and (iii)(failure to cooperate, admissions, uncontroverted evidence of misconduct immediately threatening public interest).
Kevin J. Shortall 47 AD3d 256	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); DR 6-101(A)(2) (handling legal matter without adequate preparation).
Michael J. Smith 48 AD3d 72	Suspended 2 years	22 NYCRR 691.3 (reciprocal discipline – Indiana).
N. Steven Sukhdeo 47 AD3d 6	Disbarred	DR 1-102(A)(7)(conduct adversely reflecting on fitness to practice); DR 9-102 (breach of fiduciary duty with respect to escrow funds); DR 9-102(A) (misappropriation of funds); DR 9-102(C)(4)(failure to make prompt disbursement from escrow account); DR 9-102(D)(1), (2), (9) (failure to maintain required bookkeeping records).
Robert Tavon	Interim suspension	22 NYCRR 691.4(l)(1)(i), (ii), (iii) (failure to cooperate, admissions, uncontroverted evidence of misconduct immediately threatening public interest).
Mark H. Weinstein 42 AD3d 56	Disbarred (resigned)	DR 9-102(A)(misappropriation of escrow funds); DR 9-102(C)(3) (failure to render accounting for escrow funds); DR 9-102(C)(4) (failure to make prompt disbursement from escrow account).

Gregory Lance Wood 42 AD3d 77	Censured	22 NYCRR 691.3 (reciprocal discipline – Connecticut).
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(Tenth Judicial District)

Gregory D. Abram	Reinstated	
Clayton V. Bankston 45 AD3d 126	Suspended 2 years	22 NYCRR 691.3 (reciprocal discipline – Louisiana).
Thomas A. Bruno 47 AD3d 233	Suspended 2 years	DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(7)(conduct adversely reflecting on fitness to practice).
Barry Lee Chasky 45 AD3d 71	Disbarred (resigned)	Improper loans from escrow funds.
Eugene A. Cordaro	Interim Suspension	22 NYCRR 691.4 (l)(1)(i), (iii) (failure to cooperate, uncontroverted evidence of professional misconduct).
48 AD3d 87	Disbarred	Default.
Kevin J. Cummings 45 AD3d 122	Disbarred (resigned)	DR 9-102 (escrow account violations).
Arthur DiPietro 42 AD3d 44	Suspended 2 years	DR 1-102(A)(7), DR 9-102(A) (conduct adversely reflecting on fitness, conversion/failure to preserve client funds).
Jack Fisher 44 AD3d 127	Suspended 1 year	DR 1-102(A)(4)(dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(7)(conduct adversely reflecting on fitness to practice); DR 2-106 (illegal or excessive fee); DR 2-106(D)(failure to provide client in contingent fee matter with writing stating how fee would be determined).
Colin S. Fiske 41 AD3d 41	Disbarred (resigned)	DR 9-102 (improper maintenance of escrow account; checks payable to “cash”).
Jerome J. Galluscio 42 AD3d 264	Suspended 2 years	DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(7)(conduct adversely reflecting on fitness to

		practice); DR 6-101(A)(3) (neglect).
Richard L Glachman 48 AD3d 55	Disbarred	22 NYCRR 691.3 (reciprocal discipline – Florida).
Michael P. Henry 47 AD3d 222	Disbarred	22 NYCRR 691.3 (reciprocal discipline – Massachusetts).
Edward L. Howeltte	Reinstated	
Margaret A. Hurst	Reinstated	
Keith J. Kalmus 40 AD3d 46	Disbarred	Judiciary Law §90(4)(felony conviction – manslaughter 2 nd degree [Penal Law §125.15], vehicular manslaughter [Penal Law §125.12], vehicular assault 2 nd degree [Penal Law §120.03], assault 3 rd degree [Penal Law §120.00], operating motor vehicle under influence of alcohol [Vehicle & Traffic Law §1192(2)]).
Shariar Kashanian	Reinstated	
Avi J. Kasten	Reinstatement denied	
Robert A. Monahan	Indefinite suspension	
Nancy E. O'Brien 45 AD3d 151	Disbarred	Judiciary Law §90(4)(a)(felony conviction – operating motor vehicle while under influence of drugs or alcohol [Vehicle & Traffic Law §1192(3)], unlicensed operation of motor vehicle 2 nd degree [Vehicle & Traffic Law §511(2)]).
John P. Oliver	Interim suspension	
Steven Pasternak 44 AD3d 18	Disbarred	22 NYCRR 691.3 (reciprocal discipline – New Jersey).
Louis S. Pepper 38 AD3d 72	Disbarred	Judiciary Law §90(4)(felony conviction – grand larceny 2 nd degree [Penal Law §155.35]).
Thomas M. Quinn 40 AD3d 34	Disbarred	DR 1-102(A)(4)(conduct involving dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(7)(conduct adversely reflecting on fitness to practice); DR 6-101(A)(3)(Neglect).

Steven L. Raskind 46 AD3d 129	Censured	DR 1-102(A)(4)(conduct involving dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(7)(conduct adversely reflecting on fitness to practice).
Albert J. Rodrigues 46 AD3d 248	Censured	Judiciary Law §90(2), DR 1-102(A)(3)(criminal conviction – criminal possession of controlled substance, 7 th degree); DR 1-102(A)(7)(conduct adversely reflecting on fitness to practice).
Brian Rosicki	Interim suspension	
Donald Roth 38 AD3d 54	Disbarred (resigned)	DR 1-102(A)(7)(conduct adversely reflecting on fitness to practice).
Marc E. Rovner 38 AD3d 61	Disbarred	Judiciary Law §90(4)(b)(felony conviction – promoting gambling, 1 st degree [Penal Law §225.10(1)]).
Randy S. Steinhauser 42 AD3d 50	Disbarred	Default.
Judah J. Taub 45 AD3d 112	Suspended 5 years	Judiciary Law §90(4)(d)(serious crime conviction – offering false instrument for filing, 2 nd degree [Penal Law §175.30]).
Daivery Taylor 43 AD3d 196	Disbarred	Judiciary Law §90(4)(a)(felony conviction – scheme to defraud 1 st degree [Penal Law §190.65], offering false instrument for filing 1 st degree [Penal Law §175.35]).
Gay Lynn Tonelli 46 AD3d 234	Disbarred	22 NYCRR 691.3 (reciprocal discipline – Virginia).
Sol Wachtler	Reinstated	
Alan Zigman	Reinstated	

THIRD DEPARTMENT

Mario G. Aglipay	Reinstated	
Kathleen Alexander 46 AD3d 1211	Suspended 2 years	22 NYCRR 806.19 (reciprocal discipline – Massachusetts).

Matter of Anonymous 37 AD3d 970	Diversion order	Indefinite suspension, stayed pending further order of court upon submission of either written proof of respondent's successful completion of monitoring program through NYSBA Lawyer Assistance Program or failure to complete program/additional misconduct.
Attorneys in violation of Judiciary Law §468-a	Indefinite suspensions	Judiciary Law §468-a, 22 NYCRR part 118 (50 attorneys suspended for failure to file registration statement and pay required registration fee).
Frederic M. Brandes 42 AD3d 655	Disbarred	22NYCRR 806.19 (reciprocal discipline – Maryland).
Carmine J. Clemente 44 AD3d 1248	Suspended 2 years	Judiciary Law §90(4)(g) (serious crime – scheme to defraud, 2 nd degree [Penal Law §190.60]).
Stewart L. Cloer 36 AD3d 1201	Disbarred	22 NYCRR 806.19 (reciprocal discipline – South Carolina).
James L. Coffin 39 AD3d 1076	Disbarred	22 NYCRR 806.19 (reciprocal discipline – District of Columbia).
Charles B. Daly 43 AD3d 1269	Disbarred	Judiciary Law §90(4)(a) (criminal conviction – conspiracy [18 USC §371]).
R.L. DiMaggio, Jr. 41 AD3d 961	Stayed suspension terminated	
Jonathan L. Edington 43 AD3d 631	Disbarred	Judiciary Law §90(4)(a) (criminal conviction – Manslaughter 1 st Degree [Conn. Gen. Stat. §53a-55(a)(1)][see N.Y. Penal Law §125.20(1)]).
Alan L. Edwards 42 AD3d 749	Reinstated	
Stuart D. Felsen 40 AD3d 1257	Disbarred	Judiciary Law §90(4)(a)(criminal conviction – attempting to obtain controlled substance by fraud 3 rd degree [N.J. Stat. Ann. 2C:5-1, 2C:35-13] and forgery 3 rd degree [N.J. Stat. Ann. 2c:21-1a(2)] [see N.Y. Penal Law §§170.10, 170.25]).
Anthony G. Filomeno 42 AD3d 812	Censured	22 NYCRR 806.19 (reciprocal discipline – New Jersey).

Jonathan P. Francis 39 AD3d 958	Indefinite suspension	Stayed suspension vacated, respondent suspended based upon discharge from Sobriety Monitoring Program for failure to comply with requirements.
A. Michael Gebo	Reinstated	
Vijay M. Gokhale 37 AD3d 905	Suspended 1 year	Stayed suspension vacated, respondent suspended for failure to comply with conditions of stayed suspension.
W. Bradney Griffin 42 AD3d 811	Censured	22 NYCRR 806.19 (reciprocal discipline – Vermont [30-day suspension and 90-day probation]).
Kweku J. Hanson 45 AD3d 1246	Disbarred	Judiciary Law §90(4)(a)(criminal conviction – sexual assault 2 nd degree [Conn. Gen. Stat. §53a-71(a)(1)[see Penal Law §§130.25 (2), 130-30(1)]; possession of child pornography 1 st degree [Conn. Gen. Stat. §53a-196d][see Penal Law §§263.10, 263.11, 263.15, 263.16]; tampering with a witness [Conn. Gen. Stat. §53a-151][see Penal Law §215.11(2)]).
Daniel D. Hediger	Indefinite suspension	22 NYCRR 806.19 (reciprocal discipline – New Jersey).
Beatrice T. Heveran	Reinstated	
Clinton G. Johnson 40 AD3d 1364	Reinstated	
Arthur M. Kahn 37 AD3d 949	Disbarred	DR 1-102(A)(7), DR 9-102(A) (conversion of client funds for personal and office expenses); DR 1-102(A)(5), (7), DR 9-102(A), (B), (C)(4), (D), (E)(failure to deposit funds in IOLA account or interest bearing account; failure to promptly remit client funds; issuing checks against insufficient funds; failure to maintain complete escrow account records; issuing escrow checks payable to cash; failure to properly title escrow accounts; failure to cooperate with Committee. Restitution ordered.

Elissa Y. Killian 38 AD3d 994	Suspended 6 months, stayed	DR 1-102(A)(5), 22 NYCRR 806.4(e)(failure to provide updated information concerning client's case, failure to pay stenographic expense). Suspension stayed pending (1) payment of stenographer; (2) filing attorney registration statement and payment of registration fee; and (3) no further professional discipline during stayed suspension.
Richard A. Kohn 38 AD3d 1052	Censured	DR 1-102(A)(4), (5), (7) (misrepresenting status of dismissed lawsuit to client and eventually paying purported settlement from own funds).
George J. Lawler 40 AD3d 1205	Censured	22 NYCRR 806.19 (reciprocal discipline – Connecticut).
Richard Ledingham 40 AD3d 1256	Suspended 3 months	22 NYCRR 806.19 (reciprocal discipline – New Jersey).
Richard Ledingham	Reinstated	
Steven Y. Lee 36 AD3d 1069	Disbarred	22 NYCRR 806.19 (reciprocal discipline – District of Columbia and Virginia, based on federal felony convictions of conspiracy [18 USC §371] and money laundering [18 USC §1956(a)(1)(A) (i)]).
Danilo G. Macalino 47 AD3d 951	Disbarred	DR 1-102(A)(4), (5), (7), DR 9-102(A)(misappropriating client funds); DR 1-102(A)(5), 22 NYCRR 806.19(b)(failure to file with the Court a copy of order of suspension from the Supreme Court of the Philippines); DR 1-102(A)(5)(failure to cooperate with investigation); DR 1-102(A)(5), (7), Judiciary Law §468-a, 22 NYCRR part 118 (failure to file registration statement and pay registration fee).
Michael B. Mendelson 46 AD3d 1211	Motion to vacate stayed suspension denied	Stayed suspension extended two years.
Edward F. Mitchell 40 AD3d 1255	Disbarred	22 NYCRR 806-19 (reciprocal discipline – New Jersey).
Paul M. Ngobeni 39 AD3d 959	Indefinite suspension	22 NYCRR 806.19 (reciprocal discipline – Connecticut).

Anthony Nwosu 45 AD3d 1107	Censured	22 NYCRR 806.19 (reciprocal discipline based on 18-month suspension imposed by U.S. Court of Appeals for the Ninth Circuit).
Joseph H. Oswald 44 AD3d 1084	Interim suspension	Professional misconduct immediately threatening the public interest.
Joseph H. Oswald 46 AD3d 1327	Disbarred	DR 1-102(A)(4), (5), (7), DR 9-102(A)(conversion of funds received on behalf of client); DR 1-102(A)(4), (5), (7)(willful failure to obey a Family Court child support order); DR 1-102(A)(5)(failure to cooperate with committee); DR 6-101(A)(3)(neglect); DR 1-102(A)(5)(failure to communicate with clients; DR 2-106(C)(2)(b), 22 NYCRR part 1400 (failure to comply with rules governing representation of clients in domestic relations matters).
Cheryl Parsons Reul 45 AD3d 1106	Motion to terminate stayed suspension denied	
Jeffrey G. Paster 43 AD3d 632	Disbarred	22 NYCRR 806.19 (reciprocal discipline – New Jersey).
Chirayu A. Patel 43 AD3d 549	Censured	22 NYCRR 806.19 (reciprocal discipline – New Jersey).
Navron Ponds 43 AD3d 549	Disbarred	22 NYCRR 806.19 (reciprocal discipline – Maryland).
Joseph Richichi 44 AD3d 1085	Indefinite suspension	Judiciary Law §90(4)(f)(serious crime – tax evasion [26 USC §7201]).
Scott R. Rotman 43 AD3d 550	Reinstated	
Mark M. Simonelli 43 AD3d 548	Suspended 1 year	22 NYCRR 806.19 (reciprocal discipline – Ohio).
Joseph O. Sullivan 43 AD3d 1270	Disbarred	22 NYCRR 806.19 (reciprocal discipline – New Jersey).
Oscar W. Weekes, Jr. 44 AD3d 1154	Indefinite suspension	22 NYCRR 806.19 (reciprocal discipline – Massachusetts. Application for reinstatement to include proof of reinstatement in Massachusetts.)
Stephen M. Zukoff 43 AD3d 611	Censured	22 NYCRR 806.19 (reciprocal discipline – Florida).

FOURTH DEPARTMENT

(Fifth Judicial District)

Mark A. Banac 43 AD3d 170	Censured	DR 1-102(A)(5), (7)(conduct prejudicial to administration of justice, conduct adversely reflecting on fitness); DR 6-101(A)(3) (neglect); DR 7-101(A) (1), (2), (3)(intentional failure to seek lawful objectives of client, failure to carry out contract of employment, intentionally prejudicing or damaging client).
Edward Tefft Barker 37 AD3d 1206	Indefinite suspension	22 NYCRR 1022.23 (b).
Robert Barry 45 AD3d 1421	Indefinite suspension	22 NYCRR 1022.20(e).
Robert Barry 45 AD3d 288	Suspended 3 years	DR 1-102(A)(4), (5), (7)(conduct involving dishonesty, fraud, deceit or misrepresentation, conduct prejudicial to administration of justice, conduct adversely reflecting on fitness); DR 2-110 (A)(3)(failure to promptly refund unearned fee); DR 5-105(A) (conflict of interest - multiple clients); DR 5-105(C) (representing multiple clients without disclosing implications of simultaneous representation and obtaining client consent); DR 6-101(A) (3)(neglect); DR 7-101(A)(2), (3) (failure to carry out contract of employment, intentionally prejudicing or damaging client); DR 9-102(A)(misappropriation and commingling); DR 9-102(B) (1)(failure to maintain client funds in separate account); DR 9-102(C)(3), (4)(failure to maintain complete records, failure to pay or deliver to client or third person in prompt manner funds or property client or third person is entitled to receive); DR 9-102(D) (1), (2), (4), (8)(failure to maintain required records of bank ac-

Robert R. Calli 37 AD3d 1206	Indefinite suspension	counts, failure to maintain records for special accounts, failure to maintain copies of statements to clients or third persons showing disbursements, failure to maintain checkbooks and check stubs, bank statements, cancelled checks and duplicate deposit slips); Judiciary Law §468-a, 22 NYCRR 118.1 (failure to comply with attorney registration requirements). 22 NYCRR 1022.23(b).
Diana G. Cunningham 38 AD3d 138	Censured	DR 1-102(A)(5), (7)(conduct prejudicial to administration of justice, conduct adversely reflecting on fitness); DR 2-106(E) (failure to resolve fee dispute by arbitration); DR 2-110(A)(3)(failure to promptly refund unearned fee); DR 6-101(A)(3)(neglect); DR 7-101(A)(2)(failure to carry out contract of employment); DR 7-106 (A)(disregarding ruling of tribunal); DR 9-102(C)(1), (3), (4) (failure to notify client promptly of receipt of funds, failure to maintain complete records of client funds and render appropriate accounts, failure to pay or deliver to client/third person in a prompt manner as requested by client/third person property in lawyer's possession that client is entitled to receive); Judiciary Law §468-a, 22 NYCRR 118.1 (failure to comply with attorney registration requirements).
Todd S. Engel 38 AD3d 141	Censured	DR 1-102(A)(3), (5), (7) (engaging in illegal conduct adversely reflecting on honesty, trustworthiness or fitness, conduct prejudicial to administration of justice, conduct adversely reflecting on fitness); DR 2-110(A)(2) (withdrawing without giving due notice to client); DR 6-101(A)(3) (neglect); 22 NYCRR 1400.2, 1400.4 (failure to provide billing statements at regular intervals in domestic relations matters, failure to include necessary information in retainer agreements).

Gregory J. McPhee 46 AD3d 202	Suspended 2 years	DR 1-102(A)(5), (7)(conduct prejudicial to administration of justice, conduct adversely reflecting on fitness); DR 2-110 (A)(2), (3)(withdrawing without taking steps to avoid foreseeable prejudice to client, failure to refund fee that has not been earned); DR 6-101(A)(3)(neglect); DR 7-101 (A)(2), (3)(intentional failure to carry out contract of employment, intentionally prejudicing or damaging client).
Onofrio J. Puleo 46 AD3d 19	Censured	DR 1-102(A)(7)(conduct adversely reflecting on fitness); DR 5-101(A)(conflict of interest – lawyer’s financial interests); DR 5-104 (formerly [A])(entering business transaction with client they have differing interests and client expects lawyer to exercise professional judgment on client’s behalf without disclosing terms of transaction in writing and obtaining client’s consent to terms and lawyer’s inherent conflict); DR 5-105(B)(continuing multiple representation if exercise of independent professional judgment will be/likely to be adversely affected by representation of another client or if it would be likely to involve lawyer in representing differing interests and a disinterested lawyer would not believe he or she could competently represent interests of each client and each client did not consent to representation after full disclosure).
Paul E. Skavina 39 AD3d 1284	Indefinite suspension	Judiciary Law §90(4)(f), (g).
Paul A. Skavina 42 AD3d 362	Suspended until 11/17/07	
Paul A. Skavina 43 AD3d 1452	Reinstated	
David A. Zacek 45 AD3d 1421	Indefinite suspension	
Christopher J. Zito 40 AD3d 134	Suspended 3 years	DR 1-102(A)(4), (5), (7)(conduct involving dishonesty, fraud, de-

ceit or misrepresentation, conduct prejudicial to administration of justice, conduct adversely reflecting on fitness as a lawyer); DR 1-104(C), (D)(failure to supervise adequately work of non-lawyer employee, directing misconduct of non-lawyer employee); DR 2-110(A)(3)(failure to refund unearned fee); DR 5-104 (A)(business transaction with client if there are differing interests and client expects lawyer to exercise professional judgment on client's behalf without disclosing terms of transaction to client in writing and obtaining client consent in writing to those terms and to lawyer's inherent conflict); DR 5-105(A)(failure to decline employment if exercise of professional judgment will be/likely to be adversely affected, or if it would be likely to involve differing interests, and a disinterested lawyer would not believe he/she could competently represent interest of each client and client did not consent to representation after full disclosure of implications of simultaneous representation and advantages and risks involved); DR 6-101(A)(3)(neglect); DR 9-102(A), (B)(1), (C)(3) and (4), (E) (misappropriation and commingling, failure to maintain client funds in separate account, failure to maintain complete records of client funds/property and to render appropriate accounts, failure to pay or deliver to client or third person funds/property the client or third person is entitled to receive, withdrawals payable to cash, allowing non-lawyer to be signatory on escrow account); Judiciary Law §468-a, 22 NYCRR 118.1 (failure to comply with registration requirements).

(Seventh Judicial District)

Adam H. Bernstein 40 AD3d 138	Order of contempt	Disbarred attorney holding himself out as an attorney; fine imposed.
Lisa A. Blair 46 AD3d 139	Suspended 3 years	Judiciary Law §90(4) (convicted of petit larceny).
Michael J. Colitz, Jr. 41 AD3d 1323	Reinstated	22 NYCRR 1022.28.
Gerald J. D'Ambrosio 46 AD3d 172	Suspended 1 year	22 NYCRR 1022.22.
Vinita Goel 46 AD3d 26	Suspended 1 year	DR 1-101(B)(furthering application for admission to the bar of a person the lawyer knows to be unqualified); DR 1-102(A)(4), (5), (7)(conduct involving dishonesty, fraud, deceit or misrepresentation, conduct prejudicial to administration of justice, conduct adversely reflecting on fitness); DR 3-101(A)(aiding non-lawyer in unauthorized practice of law); DR 7-102(A)(5), (B)(2) (knowingly making false statement of law or fact, failure to promptly reveal to tribunal that person other than client has perpetrated fraud on tribunal).
Jeffrey M. Jayson 39 AD3d 30	Suspended 18 months	DR 1-102(A)(4), (5), (7)(conduct involving dishonesty, fraud, deceit or misrepresentation, conduct prejudicial to administration of justice, conduct adversely reflecting on fitness); DR 2-106(A, (C)(illegal or excessive fee); DR 2-110(A)(3), (B)(2) (failure to refund promptly unearned fee); DR 5-105(A), (C)(failure to decline employment); DR 6-101(A)(1)(handling legal matter when not competent); DR 7-101(A)(1), (3)(intentional failure to seek client's lawful objectives); DR 9-102(B)(1), (C)(3), (D)(i), (j) (failure to maintain client funds in special account, failure to maintain complete records of funds, failure to make records available to grievance commit-

J. Douglas LiBassi 46 AD3d 170	Disbarred	tee). 22 NYCRR 1022.22.
James J. Moran 42 AD3d 272	Suspended 18 months	DR 1-102(A)(2), (4), (5), (7) (circumventing disciplinary rule through actions of another, conduct involving dishonesty, fraud, deceit or misrepresentation, conduct prejudicial to administration of justice, conduct adversely reflecting on fitness); DR 1-104(B)(failure to make reasonable efforts to ensure that lawyer over whom he has direct supervisory authority conforms to disciplinary rules); DR 2-105(C)(1) (stating he is recognized or certified as specialist); DR 5-101(A) (accepting/continuing employment if exercise of professional judgment will be or reasonably may be affected by lawyer's own financial interests).
Douglas E. Rowe 43 AD3d 1452	Reinstated	22 NYCRR 1022.28.
James J. Shapiro 37 AD3d 1207	Reinstated	22 NYCRR 1022.28.
Melvin G. Shapiro 41 AD3d 1323	Resigned	22 NYCRR 1022.26 (a).
Robert M. Tyle 45 AD3d 1421	Resigned	22 NYCRR 1022.26 (a).
John R. West 43 AD3d 1452	Disbarred	Judiciary Law §90(4)(convicted of criminal possession of stolen property, 4 th degree).
Daniel N. Wilkens, Jr. 46 AD3d 1475	Interim suspension	22 NYCRR 1022.20.
John B. Zankowski 37 AD3d 1206	Disbarred	Defaulted on petition.

(Eighth Judicial District)

Ross M. Cellino 37 AD3d 1206	Reinstated	
Joyce E. Funda	Censured	DR 1-102(A)(5)(conduct prejudi-

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cial to administration of justice); DR 1-102(A)(7)(conduct adversely reflecting on fitness); DR 2-106(E)(failure to resolve fee dispute by arbitration at client's election); DR 2-110(A)(3) (withdrawing from employment without refunding unearned fee); DR 6-101(A)(3)(neglect).

Vincent M. Gaughan, Jr.
47 AD3d 18

Censured

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); DR 6-101(A)(3)(neglect); Judiciary Law §468-a, 22 NYCRR 118.1 (failure to comply with attorney registration requirements).

Marc J. Hopkins
43 AD3d 1451

Disbarred

Judiciary Law §90(4)(conducted of grand larceny, 3rd degree and grand larceny, 4th degree [Penal Law §§155.35, 155.30(1)]).

William T. Jebb, II
46 AD3d 167

Suspended 6 months

DR 1-102(A)(4)(conduct involving dishonesty, fraud, deceit or misrepresentation); DR 1-102(A)(7)(conduct adversely reflecting on fitness); DR 2-106(A)(illegal or excessive fee); DR 9-102(A) (misappropriation and commingling); DR 9-102(B)(1)(failure to maintain client funds in separate account); DR 9-102(C)(4)(failure to promptly deliver funds or property which client or third person is entitled to receive); DR 9-102(D)(1)(failure to maintain required records of bank accounts); DR 9-102(D)(2)(failure to maintain required records of special accounts); DR 9-102(D)(9) (failure to make accurate, contemporaneous entries of financial transactions).

James M. Joyce
46 AD3d 133

Censured

DR 1-102(A)(5)(conduct prejudicial to administration of justice); DR 1-102(A)(7)(conduct adversely reflecting on fitness); DR 6-101(A)(3)(neglect); DR 7-101(A)(2)(failure to carry out contract of employment); DR 9-102(A) (commingling); DR 9-102(C)(3)

		(failure to maintain complete records of client funds and render appropriate accounts); DR 9-102(C)(4)(failure to promptly deliver funds or property which client or third person is entitled to receive); DR 9-102(D)(1) (failure to maintain required records of bank accounts); DR 9-102(D)(2)(failure to maintain records for special accounts); DR 9-102(D)(8) (failure to maintain checkbooks and check stubs, bank statements, prenumbered cancelled checks and duplicate deposit slips); Judiciary Law §468-a, 22 NYCRR 118.1 (failure to comply with attorney registration requirements).
Christos D. Ladas 43 AD3d 1451	Resigned	
Jeffrey A. Lazroe 42 AD3d 975	Reinstated	
Stanislaw F. Mroczka 38 AD3d 1368	Interim suspension	
Stanislaw F. Mroczka 39 AD3d 1285	Disbarred	Defaulted on petition.
Jon E. Purizhansky 42 AD3d 20	Suspended 1 year	Convicted of conspiracy (18 USC §371).
Kenneth A. Redding 46 AD3d 221	Censured	DR 9-102(A)(misappropriation and commingling); DR 9-102(B)(1)(failure to maintain client funds in special account); DR 9-102(C)(1)(failure to notify client or third party promptly of receipt of funds in which client or third party has an interest).
Robert E. Scott 47 Ad3d 41	Censured	Convicted of unclassified misdemeanor for failure to pay tax.
Michael A. Yood 46 AD3d 205	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); DR 6-101(A)(3) (neglect); DR 7-102(A)(5) (knowingly making false statement of law or fact).

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

Professional Disciplinary Staffs

FIRST DEPARTMENT

Departmental Disciplinary Committee

First Judicial Department

61 Broadway, 2nd 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, Staff Counsel
Angela Christmas, Staff Counsel
Nicole Corrado, Staff Counsel
Kevin Culley, Staff Counsel

Vincent C. Raniere, Chief Investigator
George Cebisch, Investigator
Virgil Cruz, Investigator
John E. Puglise, Investigator
Martin Schwinger, Investigator
Michael Vega, Investigator
Leonard Zarrillo, Investigator
Rebeca V. Taub, Chief Paralegal
Donnna Killian, Paralegal
Robin Green, Paralegal
Eileen McNerney, Paralegal
Joel A. Peterson, Paralegal
Marcy Sterling, Paralegal
Carol Scheuer, Office Manager
Anna Abbate, Secretary

Jorge Dopico, Staff Counsel
Mady J. Edelstein, Staff Counsel
Jeremy S. Garber, Staff Counsel
Naomi F. Goldstein, Staff Counsel
Joseph J. Hester, Staff Counsel
Roberta N. Kolar, Staff Counsel
Jun H. Lee, Staff Counsel
Vitaly Lipkansky, Staff Counsel
Stephen P. McGoldrick, Staff Counsel
Kevin E. F. O'Sullivan, Staff Counsel
Orlando Reyes, Staff Counsel
James T. Shed, Staff Counsel
Eileen J. Shields, Staff Counsel
Judith N. Stein, Staff Counsel
Raymond Vallejo, Staff Counsel

Francine N. L. Ali, Secretary
Nancy K. De Leon, Secretary/Computer
Eartha Hobot, Administrative Secretary
Monique Hudson, Secretary
Tennille Millhouse, Secretary
Celina Nelson, Secretary
Hermaine Otto, Secretary
Gloria Rodriquez, Secretary
Maria L. Vera, Secretary
Michelle Y. Yang, Computer Personnel
Charles A. Sauer, Computer Personnel

SECOND DEPARTMENT

Grievance Comm. for the 9th Judicial District

399 Knollwood Road, Suite 200

White Plains, NY 10603

(914)949-4540

Gary L. Casella, Chief Attorney
Faith Lorenzo, Deputy Counsel
Gloria J. Anderson, Staff Counsel
Antonia Cipollone, Staff Counsel
Fredda Fixler-Fuchs, Staff Counsel
Matthew Renert, Staff Counsel
Glenn E. Simpson, Staff Counsel
Eddie Still, Staff Counsel

Forrest Strauss, Staff Counsel
Anthony Wynne, Staff Counsel
Patrick Smith, Principal Court Analyst
Virginia E. Mordiglia, Court Analyst
Maryellen Horan, Asst. Court Analyst
Patricia Marucci, Secretary
Ellen M. Tallevi, Senior Court Analyst
Claire Zeppieri, Secretary
Denise Santamorena, Secretary (job share)
Maria J. Mangione, Secretary (job share)
Rita Passidomo, Secretary (part-time)
Anita Bellenchia, Secretary (part-time)

Grievance Comm. for the 2nd & 11th 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
Melissa D. Broder, Assistant Counsel
Susan Korenberg, Assistant Counsel
Colette M. Landers, Assistant Counsel
Sharon Gursen Ades, Assistant Counsel

Myron C. Martynetz, Assistant Counsel
Susan B. Master, Assistant Counsel
Kathryn Donnelly Gur-arie, Assistant Counsel
Lisa Monteleone, Accountant
Erika Edinger, Paralegal
Louis Romaine, Investigator

Grievance Comm. for the 10th Judicial District

150 Motor Parkway, Suite 102
Hauppauge, NY 11788
631/231-3775

Rita E. Adler, Chief Counsel
Mitchell T. Borkowsky, Deputy Chief Counsel
Robert A. Green, Assistant Counsel
Nancy B. Gabriel, Assistant Counsel
Dianne M. Saccone, Assistant Counsel
Elizabeth A. Grabowski, Assistant Counsel
Stacey J. Sharpelletti, Assistant Counsel
Michael J. Kearse, Assistant Counsel

Leslie B. Anderson, Assistant Counsel
Michael Fuchs, Assistant Counsel
Michele Martino, Assistant Counsel
Robert C. Cabble, Assistant Counsel
Daniel M. Mitola, Assistant Counsel
Christopher Kern, Principal Court Analyst
Douglas K. Kronenberg, Senior Court Analyst
Kerry E. Lopez, Court Analyst
Joan Pace, Assistant Court Analyst
Barbara Maniscalco, Law Stenographer
Noreen Johnston, Law Stenographer
Phyllis Carusillo, Law Stenographer
Mera Maharaj-Panan, Law Stenographer
Elizabeth Secondino, Secretary
Joann McLaughlin, Secretary

THIRD DEPARTMENT

Committee on Professional Standards

40 Steuben Street, Suite 502
Albany, NY 12207-2109
(518) 474-8816

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

FOURTH DEPARTMENT

Grievance Comm. for the 5th Judicial District

224 Harrison Street, Suite 408

Syracuse, NY 13202

(315) 471-1835

Gregory J. Huether, Chief Counsel)
Anthony J. Gigliotti, Principal Counsel
Sheryl M. Crankshaw, Investigator
M. Susan Roland, Assistant Court Analyst
Robin L. Irvine, Secretary

Grievance Comm. for the 7th Judicial District

50 East Avenue, Suite 404

Rochester, NY 14604

(585) 530-3180

Gregory J. Huether, Chief Counsel
Daniel A. Drake, Principal Counsel
Andrea E. Tomaino, Associate Counsel
Janet A. Montante, Investigator
Karen C. Malbone, Secretary
Cheryl L. Thompson, Secretary

Grievance Comm. for the 8th Judicial District

438 Main Street, Suite 800

Buffalo, NY 14202

(716) 845-3630

Gregory J. Huether, Chief Counsel
Vincent L. Scarsella, Dep. Chief Counsel
Roderick Quebral, Principal Counsel
Margaret C. Callanan, Principal Counsel
Guy C. Giancarlo, Associate Counsel
Susan M. Eagan, Associate Counsel
William P. Zenosky, Investigator
Mary E. Davis, Investigator
Carolyn M. Stachura, Investigator
Craig E. Semple, Investigator
Anna M. Hunt, Court Analyst
Kathleen E. Caprio, Asst. Court Analyst
Carol A. Cherry, Asst. Court Analyst
Kathleen J. Kreigbaum, Secretary
Misty A. White, Secretary

Departmental and District Grievance Committees

FIRST DEPARTMENT

Departmental Disciplinary Committee

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Christine Collins Tomas*
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*Non-lawyer Member

SECOND DEPARTMENT

Grievance Committee for the 2nd & 11th Judicial Districts

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THIRD DEPARTMENT

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Deanne M. Tripi

**Appendix:
Attorney Discipline Budget
Appropriations
(Fiscal 2006) and
Salaries of Disciplinary Staff
(February 2006)**

FIRST DEPARTMENT

Title	Grade	2/06 Salary
Chief Attorney	NS	\$126,764
Deputy Chief Attorney	532	119,283
Principal Attorney	531	96,792
Principal Attorney	531	120,990
Principal Attorney	531	117,284
Principal Attorney	531	113,578
Principal Attorney	531	106,582
Principal Attorney	531	106,166
Principal Attorney	531	117,284
Principal Attorney	531	95,461
Principal Attorney	531	101,448
Principal Attorney	531	120,990
Principal Attorney	531	117,284
Principal Attorney	531	102,460
Principal Attorney	531	113,578
Principal Attorney	531	113,578
Principal Attorney	531	120,990
Principal Attorney	531	73,268
Principal App. Ct. Atty	531	108,224
Principal App. Ct. Atty	531	49,377
Associate Attorney	528	83,281
Associate Attorney	528	98,060
Associate LAN Admin.	525	84,517
Principal Court Analyst	523	79,117
Principal Court Analyst	523	79,117
Senior Court Analyst	521	71,578
Senior Court Analyst	521	69,043
Sr. App. Court Asst.	521	63,973
Court Analyst	518	59,370
Court Analyst	518	63,818
Court Analyst	518	61,594
Court Analyst	518	48,250
Court Analyst	518	57,146
Court Analyst	518	59,370
Court Analyst	518	59,370
Admin. Secretary	517	56,254
Asst. Court Analyst	516	53,307
Asst. Court Analyst	516	53,307
Asst. Court Analyst	516	47,244
Asst. Court Analyst	516	34,561
Law Stenographer	514	46,093
Law Stenographer	514	49,791
Law Stenographer	514	28,765
Secretary	514	47,942
Secretary	514	44,244
Secretary	514	44,244
Prin. App. Office Asst.	513	45,433

2006-2007 Appropriations:

Personal Service	\$3,682,207
Non-personal Service	<u>304,332</u>

Total: \$3,986,639

SECOND DEPARTMENT

Title	Grade	2/06 Salary
(Second and Eleventh Judicial Districts)		
Chief Attorney	NS	\$123,224
Dep. Chief Attorney	532	123,103
Principal Attorney	531	91,342
Principal Attorney	531	117,284
Principal Attorney	531	90,862
Principal Attorney	531	117,284
Principal Attorney	531	113,578
Sr. PC Analyst	521	69,043
Sr. Court Analyst	521	69,043
Court Analyst	518	59,370
Court Analyst	518	43,802
Asst. Court Analyst	516	48,973
Asst. Court Analyst	516	51,286
Secretary	514	47,942
Secretary	514	34,999
Secretary	514	42,418
Jr. Court Analyst	512	31,179

2006-2007 Appropriations:

Personal Service	\$1,529,762
Non-personal Service	<u>150,717</u>

Total: \$1,680,479

(Ninth Judicial District)

Chief Attorney	NS	\$125,741
Dep. Chief Attorney	532	119,283
Principal Attorney	531	113,578
Principal Attorney	531	120,990
Principal Attorney	531	106,951
Principal Attorney	531	113,578
Principal Attorney	531	107,049
Principal Attorney	531	102,460
Associate Attorney	526	84,677
Principal Court Analyst	521	76,359
Asst. Court Analyst	516	43,198
Asst. Court Analyst	516	57,349
Secretary	514	51,640
Secretary	514	49,791
Secretary	514	51,640
Secretary	514	36,648

2006-2007 Appropriations:

Personal Service	\$1,349,681
Non-personal Service	<u>395,531</u>

Total: \$1,745,212

SECOND DEPARTMENT

Title (Tenth Judicial District)	Grade	2/06 Salary
Chief Attorney	NS	\$122,855
Dep. Chief Attorney	532	118,626
Dep. Chief Attorney	532	110,100
Dep. Chief Attorney	532	102,688
Principal Attorney	531	102,460
Principal Attorney	531	79,942
Principal Attorney	531	102,460
Principal Attorney	531	117,284
Principal Attorney	531	87,636
Principal Attorney	531	51,622
Principal Attorney	531	113,578
Principal Attorney	531	95,048
Princ. Court Analyst	523	79,117
Sr. Court Analyst	521	66,508
Court Analyst	518	59,370
Asst. Court Analyst	516	55,328
Law Stenographer	514	40,569
Law Stenographer	514	47,942
Law Stenographer	514	51,640
Secretary	514	36,848
Secretary	514	46,093

2006-2007 Appropriations:

Personal Service	\$1,901,873
Non-personal Service	<u>400,610</u>
Total:	\$2,302,483

THIRD DEPARTMENT

Title	Grade	2/06 Salary
Chief Attorney	NS	\$126,555
Dep. Chief Attorney	532	123,103
Principal Attorney	531	103,394
Principal Attorney	531	101,073
Principal Attorney	531	99,167
Principal Attorney	531	101,077
Princ. Court Analyst	523	79,117
Sr. Court Analyst	521	71,578
Asst. Court Analyst	516	55,328
Secretary	514	47,942
Secretary	514	42,418
Secretary	514	34,999
Secretary	514	36,848
Secretary	514	36,848

2006-2007 Appropriations:

Personal Service	\$1,088,358
Non-personal Service	<u>200,707</u>
Total:	\$1,289,065

FOURTH DEPARTMENT

Title	Grade	2/06 Salary
Chief Attorney	NS	\$126,555
Deputy Chief Attorney	532	123,103
Principal Attorney	531	117,284
Principal Attorney	531	120,990
Principal Attorney	531	113,578
Principal Attorney	531	113,578
Principal Attorney	531	105,472
Associate Attorney	528	44,024
Associate Attorney	528	94,723
Sr. Court Analyst	521	71,578
Sr. Court Analyst	521	65,063
Sr. Court Analyst	521	71,578
Sr. Court Analyst	521	46,026
Court Analyst	518	49,874
Court Analyst	518	59,370
Asst. Court Analyst	516	43,202
Asst. Court Analyst	516	53,307
Asst. Court Analyst	516	55,328
Asst. Court Analyst	516	44,611
Secretary	514	34,998
Secretary	514	43,473
Secretary	514	44,244

2006-2007 Appropriations:

Personal Service	\$1,644,136
Non-personal Service	<u>335,363</u>

Total: \$1,979,499