

2007 Statistical Summary

Lawyer Discipline in Washington



DISCIPLINARY ACTIONS

<i>Disciplinary Actions</i>						
<i>(Names and Bar Numbers for 2007 Discipline Listed Below)</i>						
	2002	2003	2004	2005	2006	2007
Disbarments	20	34	16	12	19	23
Resignations in Lieu of Disbarment	*	2	3	1	4	2
Suspensions	42	31	24	32	26	26
Reprimands	24	18	20	22	17	17
Censures**	10	1	0	0	0	0
Admonitions	29	27	13	17	3	6
Total Disciplinary Actions	125	113	113	76	69	74
Matters Diverted From Discipline	***4	43	32	74	69	63

* Newly available 10/1/02 ** Last Available 10/1/02 ***Newly Available 10/1/02

Ethical Violations with Disciplinary Actions Imposed in 2007

Violation	Disbarments	Resignations in Lieu of Disbarment	Suspensions	Reprimands	Admonitions	TOTAL	% of TOTAL
Dishonesty	5	1	5	8	0	19	26%
Diligence/ Competence/ Communication	2	0	4	5	3	14	19%
Trust Account Theft	8	0	4	1	0	13	17%
Criminal Conduct	4	1	4	0	0	9	12%
Conflicts	0	0	3	2	1	6	8%
Fees	1	0	3	1	0	5	7%
Practice While Suspended	2	0	3	0	0	5	7%
Litigation Misconduct	1	0	0	0	2	3	4%
TOTAL	23	2	26	17	6	74	100%

Practice Areas of Disciplinary Actions and Diversions in 2007

Area of Practice	Disbarments	Resignations in Lieu of Disbarment	Suspensions	Reprimands	Admonitions	Diversions	TOTAL	% of TOTAL
Family Law	3	0	4	0	4	12	23	17%
Torts	3	0	4	1	1	13	22	16%
Criminal Law	3	1	6	2	0	8	20	15%
Estates/Probates	2	1	2	2	0	6	13	9%
Labor Law	0	0	3	5	1	2	11	8%
Immigration	1	0	1	1	0	4	7	5%
Bankruptcy	1	0	1	1	0	3	6	4%
Real Property	1	0	1	0	0	3	5	4%
Commercial	2	0	0	0	0	2	4	3%
Corp./Banking	1	0	0	1	0	0	2	1%
Administrative	0	0	1	0	0	1	2	1%
Juvenile	1	0	0	0	0	0	1	1%
Intellectual Prop.	1	0	0	0	0	0	1	1%
Taxation	0	0	0	1	0	0	1	1%
Other	4	0	3	3	0	9	19	14%
TOTAL	23	2	26	17	6	63	137	100%

GRIEVANCES

Disciplinary Grievances, Mediated Matters and Consumer Affairs Contacts

	2005	2006	2007
New Disciplinary Grievances (written) Received During Year	1,935	1,847	2,029
Disciplinary Grievances (written) Resolved During Year	1,862	1,781	1,980
Non-Communication Matters Mediated	243	383	365
File Dispute Mediations	231	303	188
Consumer Affairs Phone Calls and Interviews	11,051	10,693	11,093

Practice Area of Grievances - 2007

Criminal Law	31 %
Family Law	16 %
Torts	8 %
Estates/Probates/Wills	5 %
Real Property	4 %
Immigration	3 %
Commercial Law	3 %
Other	23 %
Unknown	7 %

Source of Grievances Filed

	2005	2006	2007
Former Client	33 %	34 %	28 %
Client	19 %	15 %	19 %
Opposing Client	18 %	17 %	17 %
Opposing Counsel	3 %	3 %	1 %
Other Lawyers	3 %	2 %	3 %
Judicial	< 1 %	1 %	< 1 %
WSBA	8 %	10 %	11 %
Other	17 %	17 %	21 %

Audit Staff Activity

	2005	2006	2007
Investigatory "For Cause" audits	15	9	15
Trust Account Overdraft Investigations	75	103	93
Random Audits of Law Firms/Number of Lawyers	54 /1,178	67 /840	40/388

DISCIPLINE SYSTEM COSTS

Lawyers' Fund for Client Protection

(Makes Gifts to Victims of Lawyers' Dishonesty)

	FY 2005	FY 2006	FY 2007
Gifts Made	\$ 147,247	\$468,695	\$539,789
Number of Requests Granted	47	66	34
Number of Lawyers Involved	19	26	16
Annual Assessment Per WA Lawyer	\$ 13	\$ 13	\$ 15

Costs Collected from Disciplinary Respondents

	Collected Costs	Costs Assessed
FY 2005	\$213,746	\$278,980
FY 2006	\$120,159	\$161,708
FY 2007	\$76,375	\$146,959

Funding the Discipline System

(Fully funded by lawyers' dues – no public funding)

Discipline System Expenses:	FY 2005	FY 2006	FY 2007
Investigation/ Prosecution (net of costs collected from respondents)	\$3,000,937	\$3,222,982	\$3,554,239
Trust Account Audits	129,263	212,644	214,539
Disciplinary Board Expense	13,829	8,238	*145,794
Hearing Officer Expenses	33,850	33,281	37,599
Total Discipline System Expenses	\$3,177,879	\$3,477,145	\$3,952,171
Percentage of Bar Dues Spent on Discipline	33 % of dues	34 % of dues	37 % of dues

* Prior year's figures for Disciplinary Board expense did not include cost of the staff that supports the Disciplinary Board.

LAWYERS DISCIPLINED

2007 Supreme Court Disciplinary and Disability Opinions

In re Disability Proceeding Against Keefe, 159 Wn.2d 822, 154 P.3d 213 (2007)
In re Disciplinary Proceeding Against Carpenter, 160 Wn.2d 16, 155 P.3d 937 (2007)
In re Disciplinary Proceeding Against Marshall, 160 Wn.2d 317, 157 P.3d 859 (2007)
In re Disciplinary Proceeding Against Dornay, 160 Wn.2d 671, 161 P.3d 333 (2007)
In re Disciplinary Proceeding Against Perez-Peña, 161 Wn.2d 820, 168 P.3d 408 (2007)
In re Disciplinary Proceeding Against Holcomb, 162 Wn.2d 563, 173 P.3d 898 (2007)
In re Disciplinary Proceeding Against Day, 162 Wn.2d 527, 173 P.3d 915 (2007)

DISBARMENTS

Lynn M. Abreu No. 14241
Thomas J. Brothers No. 9653
Jeffrey K. Day No. 22867
Michael L. Doss No. 25664
James E. Freeley No. 11251
Shane C. Han No. 30466
John B. Jackson III No. 5208
Thomas Juhl No. 24439
Jonny Ludington-Green No. 18552
Joel S. Manalang No. 26675
Mark T. McCrumb No. 23860
Oleg Ordinartsev No. 27574
Roger D. Ost, Jr. No. 22141
Satwant S. Pandher No. 17269
Mark A. Panitch No. 12393
Dale L. Raugust No. 6904
Michael O. Riley No. 21452
G. Thomas Ryan No. 9634
Gail Schwartz No. 28994
Tracy M. Shier No. 12827
Darin H. Spang No. 30359
Robert M. Storwick No. 17328
E. Armstrong Williams No. 30361

RESIGNATION IN LIEU OF DISBARMENT

Robert L. Butler No. 448
William B. Knowles No. 17211

SUSPENSIONS

Daphne M. Barry No. 30175
Timothy W. Carpenter No. 5882
Michael A. Cartelli No. 19710
Richard H. Corbin No. 26665
Oscar E. Desper III No. 18012
Margita A. Dornay No. 19879
Michael L. Doss No. 25664
David R. Hellenthal No. 18311
J. Byron Holcomb No. 1695
Mary W. Johnson No. 15175

SUSPENSIONS (Continued)

Andrew Mankowski No. 22999
Bradley R. Marshall No. 15830
Elizabeth B. Matthews No. 8777
John L. Meader No. 14672
Christopher C. Meleney No. 11123
Cynthia A. Montgomery No. 17875
Michael M. Pacheco No. 31209
Theodore R. Parry No. 15203
Fernando E. Perez-Peña No. 4858
Stephen J. Plowman No. 21823
Gail Schwartz No. 28994
Craig Stilwill No. 17740
Richard W. Swanson No. 4777
John A. Walsh No. 20603
Todd W. Wetsel No. 20720
Daniel W. Wittenberg No. 36518

REPRIMANDS

A. E. Bud Bailey No. 33917
Jane G. Bitz No. 22970
Palmer A. Hoovestall No. 19575
Paul D. Jacobson No. 26939
Craig S. Jepson No. 25154
Charles A. Kimbrough (4) No. 134
Patrick J. Leahy No. 10912
Howard K. Michaelsen No. 3928
Thomas W. Nawalany No. 32465
Jeffrey G. Poole No. 15578
J. J. Sandlin No. 7392
David M. Simmonds No. 6994
F. Lawrence Taylor, Jr. No. 3329
Dean E. White No. 27282

ADMONITIONS

Gerald G. Burke No. 17773
Sean D. Jackson No. 33615
Julian J. "Jay" Nuxoll No. 3506
Ralph D. Pittle No. 1194
Jo N. Walker (2) No. 24526