

DISCIPLINARY QUARTERLY REPORT

Reporting Period: October 1, 2016 – December 31, 2016

REPORT BY DISCIPLINARY COUNSEL

Final Decisions

Final Decisions of the NM Supreme Court3

Matter of James Corey Stackhouse, Esq. (Disciplinary No. 05-2016-744). The New Mexico Supreme Court accepted a conditional agreement and entered an order suspending Respondent from the practice of law for trust account violations, failing to communicate, and general neglect. The Court deferred the suspension and placed Respondent on probation with conditions.

Matter of Troy Wayne Prichard, Esq. (Disciplinary No. 07-2014-695 and 10-2015-730). The New Mexico Supreme Court entered an order disbaring Respondent from the practice of law for trust account violations.

Matter of Michelle Renee Mladek, Esq. (Disciplinary No. 08-2016-747). The New Mexico Supreme Court accepted a conditional agreement and entered an order permanently disbaring Respondent from the practice of law for incompetence, lack of diligence, failure to communicate, lack of candor to a court, violation of a duty of fairness to opposing counsel or parties, bringing meritless claims or causes of action, engaging in conduct involving dishonesty, fraud, deceit or misrepresentation, lawyer acting as a witness, and engaging in conduct that was prejudicial to the administration of justice.

Summary Suspensions

Total number of attorneys summarily suspended.....0

Administrative Suspensions

Total number of attorneys administratively suspended.....0

Disability Suspensions

Total number of attorneys placed on disability suspension0

Charges Filed

Total number of attorneys that had charges filed against them0

Petitions for Administrative Suspension Filed

Petitions for administrative suspension filed.....1

The Office of Disciplinary Counsel filed a petition for administrative suspension against an attorney who repeatedly failed to respond to requests for information.

Petitions for Reciprocal Discipline Filed

Petitions for reciprocal discipline filed0

Petitions for Reinstatement Filed

Petitions for reinstatement filed0

Formal Reprimands

Total number of attorneys formally reprimanded1

Matter of Jacqueline Bennett, Esq. (Disciplinary No. 03-2016-741) a Formal Reprimand was issued at the Disciplinary Board meeting of November 18, 2016, for violations of Rule 16-101, failing to provide competent representation; Rule 16-103, failing to act with reasonable diligence and promptness in representing a client; Rule 16-104 (A)(3), failing to keep the client reasonably informed about the status of the matter; Rule 16-801(B), failing to timely respond to a lawful demand for information from a disciplinary authority; Rule 16-803(D), failing to give full cooperation and assistance to disciplinary counsel; Rule 16-804(A), violating the Rules of Professional Conduct; and 16-804(D), by engaging in conduct prejudicial to the administration of justice. The Formal Reprimand was published in the State Bar Bulletin issued December 7, 2016.

Informal Admonitions

Total number of attorneys admonished0

Letters of Caution

Total number of attorneys cautioned9

Attorneys were cautioned for the following conduct: (1) general incompetence (3 letters

of caution issued); (2) bank overdraft (2 letters of caution issued); (3) conflict of interest (2 letters of caution issued); (4) general neglect; and (5) contact with opposing party.

Complaints Received

<i>Allegations</i>	<i>No. of Complaints</i>
Trust Account Violations.....	4
Conflict of Interest.....	0
Neglect and/or Incompetence.....	77
Misrepresentation or Fraud.....	11
Relationship with Client or Court.....	18
Fees.....	10
Improper Communications.....	1
Criminal Activity.....	0
Personal Behavior.....	11
Other.....	2
Total number of complaints received.....	134