DISCIPLINARY QUARTERLY REPORT

Reporting Period: October 1, 2022 – December 31, 2022

REPORT BY DISCIPLINARY COUNSEL

Final Decisions

Final Decisions of the NM Supreme Court 3

In the Matter of Matthew O'Neill, (No. S-1-SC-38193). The New Mexico Supreme Court entered an order permanently disbarring the Respondent pursuant to Rule 17-206(A)(1) NMRA, effective October 6, 2022.

In *the Matter of Anthony R. Rascon,* (No. S-1-SC-39012). The New Mexico Supreme Court entered an order permanently disbarring the Respondent pursuant to Rule 17-206(A)(1) NMRA, effective October 13, 2022.

In the Matter of Anthony J. Ayala, (No. S-1-SC-39074). The New Mexico Supreme Court entered an order permanently disbarring the Respondent pursuant to Rule 17-206(A)(1) NMRA, effective September 13, 2022.

Summary Suspensions

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

Total number of attorneys summarily suspended (reciprocal).....0

Administrative Suspensions

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

Disability Inactive Status

Total number of attorneys removed from disability inactive states 0

Charges Filed

Charges were filed against an attorney for allegedly engaging in the unauthorized practice of law, engaging in conduct involving dishonesty, fraud, deceit or misrepresentation; and/or engaging in conduct that is prejudicial to the administration of justice.

Injunctive Relief

Total number of injunctions prohibiting the unauthorized practice of law 1

In the Matter of Michelle Encinas, (No. S-1-SC-39126). The New Mexico Supreme Court entered an order permanently enjoining the Respondent from the unauthorized practice of law pursuant to Rule 17B-005(A) NMRA, effective October 6, 2022.

Reciprocal Discipline

Total number of reciprocal discipline filed 1

Reinstatement from Probation

Petitions for reinstatement filed 0

Formal Reprimands

Total number of attorneys formally reprimanded 2

Informal Admonitions

Total number of attorneys admonished 2

Letters of Caution

Total number of attorneys cautioned 4

Attorneys were cautioned for the following conduct: (1) trust account violations. (1) prosecutorial misconduct; (1) failure to communicate; (2) lack of diligence, (2) lack of competence.

Complaints Received

Allegations	*No. of Complaints*
Trust Account Violations	4
Conflict of Interest	1
Neglect and/or Incompetence	47
Misrepresentation or Fraud	14
Improper Withdrawal	0
Fees	4
Improper Communications	8
Prosecutorial Misconduct	4
Advertising Violations	0
Improper Statements about Judge	0
Improper Means	3
UPL	0

Improper Trial Publicity.....0
Lack of Fairness to Opposing Party/Counsel..... 1
Contact with Represented Party.....0
Meritless Claims or Defenses.....1
Lack of Diligence..... 4
Other.....54
Total number of complaints received.....145

*Denotes total number of complaints received through 12/31/2022. May differ from the total number reflected in allegations due to reporting timing.