

ATTORNEY DISCIPLINARY ACTIVITIES
PERIOD COVERED (January 1, 2016 to December 31, 2016
ANNUAL

SECOND, ELEVENTH AND THIRTEENTH JUDICIAL DISTRICTS

SECOND DEPARTMENT

I. MATTERS PROCESSED:

A.	Matters Pending at Start of Period	<u>832</u>	
B.	New Matters During Period	<u>2,001</u>	
C.	Closed Matters Reactivated During Period	<u>18</u>	
D.	Total Matters to be Processed During Period (A+B+C)		2,851
E.	Total Matters Disposed of During Period		<u>1,632</u>
F.	Matters Pending at End of Period		<u>1,219</u>

II. MATTERS DISPOSED OF BY COMMITTEE:

		<u>CASES*</u>	<u>MATTERS**</u>
A.	Rejected as Failing to State a Complaint	<u>1,002</u>	<u>1,002</u>
B.	Referred to Other Disciplinary Committees	<u>324</u>	<u>324</u>
C.	Referred to Other Agencies	<u>29</u>	<u>29</u>
D.	Dismissed or Withdrawn	<u>119</u>	<u>121</u>
E.	Dismissed through Mediation	<u>0</u>	<u>0</u>
F.	Letter of Caution	<u>47</u>	<u>54</u>
F-1	Letter of Advisement	<u>8</u>	<u>8</u>
G.	Letter of Admonition	<u>30</u>	<u>33</u>
H.	Reprimand	<u>0</u>	<u>0</u>
I.	Referred to Appellate Division (Disc. Proc.)	<u>25</u>	<u>54</u>
J.	Other***	<u>7</u>	<u>7</u>
Total Disposed of During Period (Same as I E above)		<u>1,591</u>	<u>1,632</u>

III. CASES PROCESSED IN ALL COURTS:

A.	Cases Pending at Start of Period		<u>53</u>
	1. Disciplinary Proceedings****	<u>29</u>	
	2. Other*****	<u>24</u>	
B.	Cases Received During Period		<u>84</u>
	1. Disciplinary Proceedings	<u>27</u>	
	2. Other	<u>57</u>	
C.	Total to be Processed During Period		<u>137</u>

D. Cases Closed

1.	Disbarred	<u>6</u>
2.	Disciplinary Resignations	<u>2</u>
3.	Suspended*****	<u>17</u>
4.	Censured	<u>1</u>
5.	Privately Censured	<u>0</u>
6.	Remanded to Grievance Committee	<u>3</u>
7.	Discontinued	<u>3</u>
8.	Dismissed	<u>0</u>
9.	Reinstatement Granted	<u>13</u>
10.	Reinstatement Denied	<u>9</u>
11.	Non-Disciplinary Resignations	<u>5</u>
12.	All other Dispositions	<u>22</u>
13.	Total Closed	<u>81</u>

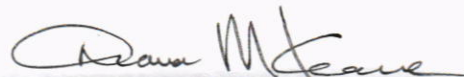
Total Cases Pending at End of Period 56

E.

1.	Disciplinary Proceedings	<u>29</u>
2.	Other	<u>27</u>

Dated: Brooklyn, New York
6-Feb-16

Respectfully Submitted,



Diana Maxfield Kears
Chief Counsel

* Cases refers to the number of respondent/attorneys. As some attorneys are the subject of multiple complaints, the number of matters may exceed the number of cases.

** Matters represents individual complaints, inquiries and sua sponte investigations. This does not include telephone inquiries.

*** Other for the purposes of Part II includes files closed for any reason not otherwise covered under Sections A -I (e.g., files pending but not included within the disciplinary proceeding at the time of respondent's disbarment; files closed pending outcome of ongoing litigation; files closed due to respondent's death).

**** Disciplinary Proceeding includes only those proceedings before the Court which may result in final discipline including: any Court ordered disciplinary proceeding, motion to strike for felony conviction, reciprocal discipline, resignation under investigation.

***** Other for the purposes of Part III includes all other proceedings before the Court which may not result in final discipline (e.g., motion for interim suspension, petition for authorization, application for medical exam, application for conservator, motion to reargue, appeals, application for reinstatement, notification to Court of criminal conviction, voluntary resignation and request for disclosure order).

*****Suspended includes definite, interim, and indefinite suspensions.

ATTORNEY DISCIPLINARY ACTIVITIES
YEAR END (January 1 - December 31, 2016)

NINTH JUDICIAL DISTRICT

SECOND DEPARTMENT

I. MATTERS PROCESSED:

	<u>Cases</u>	<u>Matters</u>
A. Matters Pending at Start of Period	878	478
B. New Matters During Period	2123	2123
C. Closed Matters Reactivated During Period	20	31
D. Total Matters to be Processed During Period (A+B+C)	3021	2632
E. Total Matters Disposed of During Period	1665	1706
F. Matters Pending at End of Period	1356	926

II. MATTERS DISPOSED OF BY COMMITTEE:

	<u>Cases</u>	<u>Matters</u>
A. Rejected as Failing to State a Complaint	1073	1073
B. Referred to Other Disciplinary Committees	200	200
C. Referred to Other Agencies	38	38
D. Dismissed or Withdrawn	123	123
E. Dismissed through Mediation	0	0
F. Letter of Caution	43	43
* Letter of Advisement (New Manual)	6	6
G. Letter of Admonition	57	57
H. Reprimand	0	0
I. Referred to Appellate Division (Disc. Proc.)	58	99
J. Other	67	67
Total Disposed of During Period (same as I E above):	1665	1706

III. CASES PROCESSED IN ALL COURTS:

	<u>Cases</u>	<u>Matters</u>
A. Cases Pending at Start of Period	33	64
1. Disciplinary Proceedings	17 (42)	
2. Other	16 (22)	
B. Cases Received During Period	58	99
1. Disciplinary Proceedings	17 (41)	
2. Other	41 (58)	
C. Total to be Processed During Period	91	163

ATTORNEY DISCIPLINARY ACTIVITIES

D. Cases Closed	<u>Cases</u>	<u>Matters</u>
1. Disbarred	7	22
2. Disciplinary Resignations	3	16
3. Suspended	9	25
4. Censured	2	2
5. Privately Censured	0	0
6. Remanded to Grievance Committee	0	0
7. Discontinued	2	4
8. Dismissed	0	0
9. Reinstatements Granted	5	5
10. Reinstatements Denied	2	2
11. Non-Disciplinary Resignation	13	13
12. All Other Dispositions	16	16
13. Total Closed	59	105
 E. Total Cases Pending at End of Period	 32	 58
1. Disciplinary Proceedings	14	(31)
2. Other	18	(27)

DATED: January 31, 2017
White Plains, New York

Respectfully Submitted,



GARY L. CASELLA
Chief Counsel

ATTORNEY DISCIPLINARY ACTIVITIES
 PERIOD COVERED (Annual)
JANUARY - DECEMBER 2016

TENTH JUDICIAL DISTRICT

SECOND DEPARTMENT

I. MATTERS PROCESSED:

A. Matters Pending at Start of Period	756	
B. New Matters During Period	2,045	
C. Closed Matters Re-activated During Period	<u>32</u>	
D. Total Matters to be Processed During Period		2,833
E. Total Matters Disposed of During Period		<u>2086</u>
F. Matters Pending at End of Period		747

II. MATTERS DISPOSED OF BY COMMITTEE

	Cases	Matters
A. Rejected as Failing to State a Complaint	682	682
B. Referred to Other Disciplinary Committees	231	231
C. Referred to Other Agencies	79	79
D. Dismissed or Withdrawn	515	515
E. Dismissed through Mediation	34	34
F. Letter of Caution	77	94
G. Letter of Advisement	34	35
H. Letter of Admonition	28	31
I. Reprimand	1	1
J. Referred to Appellate Division (DPs)	37	77
K. Other	<u>295</u>	<u>307</u>
Total Disposed of During Period	2013	2086

III. CASES PROCESSED IN ALL COURTS

A. Cases Pending at Start of Period	<u>66</u>
1. Disciplinary Proceedings	35
2. Other	31
B. Cases Received During Period	<u>149</u>
1. Disciplinary Proceedings	37
2. Other	112
C. Total to be Processed During Period	<u>215</u>

ATTORNEY DISCIPLINARY ACTIVITIES

D. Cases Closed

1. Disbarred	12
2. Disciplinary Resignations	2
3. Suspended	17
4. Censured	4
5. Privately Censured	0
6. Remanded to Grievance Committee	5
7. Discontinued	2
8. Dismissed	2
9. Reinstatements Granted	4
10. Reinstatements Denied	8
11. Non-Disciplinary Resignation	38
12. All Other Dispositions	<u>31</u>
13. Total Closed	<u>125</u>

E. Total Cases Pending at End of Period 90

1. Disciplinary Proceedings	41
2. Other	49

Dated: January 10, 2017
Hauppauge, New York

Respectfully Submitted,



MITCHELL T. BORKOWSKY
Chief Counsel