

1967
JANUARY 1967

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ALASKA BAR ASSOCIATION

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P.O. BOX 279

ANCHORAGE, ALASKA 99510
AREA CODE 907/272-7469

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RE: RE-APPLICATION FORMS

Dear

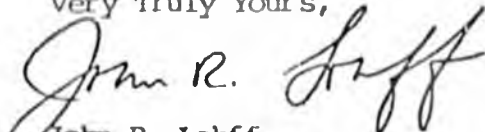
Enclosed are the re-application forms which you requested. When completing this form please up-date all information furnished in your original application.

Your re-application fee, if any, must be filed with your re-application. The re-application fee is \$100.00. However, applicants who withdrew before taking an examination are allowed credit for payment of the original application fee.

For your information, I am also enclosing a flyer and booklet containing information about the examination and an affidavit of residence form to be used in the event you are not an Alaskan resident at the time of re-applying.

Please contact me if further information is required concerning the above.

Very Truly Yours,


John R. Lohff
Acting Executive Director

Encls.

Form #A3

RE-APPLICATION FOR ADMISSION TO THE ALASKA BAR

AND

AFFIDAVIT OF RESIDENCE

I, _____, hereby apply for admission to the Alaska Bar Association by _____ (General or Attorney Examination)

My address is: _____

(Zip Code)

I am a bona fide resident of Alaska and have been such a resident continuously since _____, 19__ . *(If any part of such residence has been while in the military service, explain fully when and why residence was on or off a military reservation.) I will continue my bona fide Alaskan residence through the date of my admission to the Alaska Bar Association if I am found to be eligible for such admission.

I will take the examination at _____, Alaska. I will write it _____. (In longhand or on a typewriter.) I prefer to sit in _____. (Smoking or non-smoking section.) I wish to substitute my MBE score. (Yes or No)

My home phone number is: _____

My office phone number is: _____

I incorporate herein, by reference, and make a part hereof my answers to the questions in the Applicants Questionnaire and Affidavit which was attached to and filed with my first application for Admission to the Alaska Bar dated _____. These answers to questions 1 through 26 are true and correct, except the following information should be added due to changes in circumstances since they were filed: (Please list here all information required to bring answers 1 through 26 up to date, including complete addresses and zip codes. [Attach a supplemental sheet if necessary])

I have read the foregoing Re-Application and Affidavit of Residence and have answered all questions fully and frankly. The answers are complete and true to the best of my knowledge.

DATED at _____, this _____ day of _____, 19__.

SUBSCRIBED AND SWORN to before me this _____ day of _____, 19__.

Notary Public

My Commission Expires: _____

A re-application fee of \$100 must be submitted with this application. * Do not complete this line if you are not a resident at the time you file this application. If you do not complete this section of the application, you must file an affidavit of residence at least 20 days prior to the exam.

APPENDIX M

ALASKA BAR ASSOCIATION
REQUEST FOR INVESTIGATION

REQUEST FOR INVESTIGATION of _____
A Member of the State Bar of Alaska
TO THE ALASKA BAR ASSOCIATION:

I, _____
(Type, or print your full name)

complain about the above named attorney and state that he or she:

1. Maintains his or her address at

(Street and Number, City, village, town, zip code)

Alaska, Telephone No. _____

2. Has committed acts of misconduct as set forth in the statement below.

I, therefore, request that such misconduct be investigated by the State Bar Counsel.

DATE: _____

SIGNATURE: _____

ADDRESS: _____

TELEPHONE: _____

INSTRUCTIONS:

a. Please type or hand letter all information except signature.

b. Under "Statement" state all circumstances as to the conduct of the attorney, in chronological order. Attach additional sheets if necessary.

c. Specify exactly what the attorney did which you believe to have been misconduct.

d. Please return original of this form and attachment to: Alaska Bar Association, Box 279, Anchorage, Alaska 99510

e. An additional copy should be retained by person signing this form.

f. All proceedings involving allegations of misconduct by or disability of an attorney shall be kept confidential at all levels of the proceedings, and members of the bar participating in those proceedings are required to keep them confidential; provided, that upon the filing of the record in the Court, the record shall be considered public information, except in cases involving allegations of disability. ABR II-31, §1.

STATEMENT

ALASKA BAR
ASSOCIATION

BOX 279

ANCHORAGE, ALASKA
99510

272-7469

APPENDIX N

MI

Alaska Bar Association's Discipline Report
for the Period January 1, 1975 - October 11, 1976

DISCIPLINE & FEE ARBITRATION STATUS REPORT

(January 1, 1975 to October 12, 1976, including cases pending on January 1, 1975.)

I. CASELOAD:

1. Cases pending and carried forward on January 1, 1975:

- a. Discipline.....63
- b. Fee Arbitration..... 2

TOTAL.....65

2. Complaints & Petitions filed since January 1, 1975:

- a. Discipline.....116
- b. Fee Arbitration..... 41

TOTAL.....157

Total Caseload for Period.....222

3. Cases closed during period:

a. Discipline:

- (1) Dismissed.....37
- (2) Informal Admonitions. 5
- (3) Suspensions..... 2

TOTAL.....44

b. Fee Arbitration.....33

Total Cases Closed During Period.....77

4. Total Pending Complaints & Petitions.....145

The above statistics do not reflect the number of inquiries disposed of during the period which did not require complaints. Interviews with prospective complainants outnumbered interviews with actual complainants by at least 2 to 1 and possibly more.

II. STATUS OF PENDING CASES:

1. Discipline:

a. Inactive Files

- (1) Files in abeyance due to respondents membership status..13
- (2) Temporal suspension pending final decision in criminal case..... 1

Total Number Inactive Files.....14

b. Active Files

- (1) Investigative Stage
 - (a) Investigation complete & ready for report to Review Committee.....74

- (b) Investigation in progress.....34
 - (c) Report before Review Comm. Member..... 4
- Total Cases in investigative stage.....112

2. Trial Stage

- (a) Referred for hearing.....7
 - (b) Request to vacate informal ad. & for hearing.....1
 - (c) Hearing Committee report after hearing.....1
- Total Cases in Trial Stage..... 9

Total Active Files.....121

2. Fee Arbitration..... 10

Total Pending Cases.....145

III. NUMBER OF DISCIPLINE COMPLAINTS PER ATTORNEY: (Total may differ from total disciplinary caseload because one complaint may include several attorneys).

Number of Complaints per Attorney	No. of Attorneys against whom Complaints filed	Complaints
10	1	10
6	2	12
5	3	15
4	6	24
3	9	27
2	16	32
1	<u>73</u>	<u>73</u>
Totals	110	193

The complaints considered during this reporting period were against slightly less than 13% of the Bar's present active members (approximately 850). Twenty-one (21) members were responsible for approximately 46% of these complaints (members with three or more complaints). Sixteen (16) members receiving two complaints each were responsible for 16% of the complaints and 73 members receiving one complaint each were responsible for 38% of the complaints.

IV. COMPLAINANT (Discipline):

Approximately 61% of the complaints were initiated by clients; 12% by adverse parties; 10% by opposing attorneys and 5% by bar associations. The remaining 12% of the complaints were initiated by judges, heirs, Fee Arbitration panels, attorneys, etc.

V. TYPES OF DISCIPLINE COMPLAINTS (Most Serious Charge);

The most serious charge in 60% (108) of the complaints involved performance; 17% (30) of the complaints contained charges involving interference with justice; 9% (16) involved fees; 8% (14) involved funds; 3% (6) involved solicitation, 1% (2) involved convictions. The precise nature of the charges in 2% (3) of the complaints was unclear. (For a more detailed explanation of the above charges, see the subheadings in the attached docket sheet.)

VI. FEE ARBITRATION DECISIONS:

In 55% (11) of the cases heard by fee arbitration panels, fees charged by the attorneys were reduced to some extent. 31% (10) of the fee arbitration cases were settled before hearing. Two petitions were dismissed for lack of jurisdiction.

VII. Docket of pending and closed complaints and petitions covered by this report is attached.

DISCIPLINE REPORTS (January 1, 1975 to October 11, 1976 including cases pending on January 1, 1975)

Case No.	Date Filed	Complainant's Relationship to Respondent	Most Serious Charge	Status 10/11/76	Final Disposition
1	11/71	client	Funds--failure to account	Investigation complete--ready for report. (Fees reduced, etc.)	
2	11-18-71	3rd party atty	Solicitation-ambulance chasing	Absence pending respondent's reinstatement to membership	
3	9/11/72	client	Fees-Excessive for type of case.	6-24-75-Inv. Comm. rec dismissal upon compliance with conditions--pending for proof of compliance & location of complainant (\$200 ref. to c.)	
4.	3/20/73	client	Fees-excessive	Investigation complete--ready for report	
5.	4/11/73	adverse party	interference with Justice--aiding disobedience of court order	Investigation complete--ready for report	
6.	5/14/73	client	Performance-failure to obtain agreed result		dismissed-'75
7.	5/17/73	client	Funds-failure to deposit in trust & to refund unearned portion on withdrawal	1-75-hearing before trial comm. open for committee report. (\$200 returned to client)	
8.	6/4/73	client	Performance-representation of conflicting interests	Order for referral to trial committee	
9.	6/6/73	client	Funds--conversion		suspended '75
10.	6/11/73	client	Funds--conversion		suspended '75
11.	7/14/73	client	Performance--neglect		dismissed 5/76
12.	9/10/73	client	Fees--excessive & failure to return on withdrawal	Investigation completed--ready for report	
13	9/14/73	client	Perf.-delay in depositing funds to int. bearing account.	Under inv.-extensive investigation completed & settled with client for approx \$500.00.	
14.	10/1/73	client	Performance--neglect	atty refunded \$500	Informal Admission 5/76.
15	10/2/73	client	Perf.--neglect	Investigation Comm. hearing completed & open for report--	
16	11/2/73	client	Perf.-representing conflicting interests.	dispute with client settled for \$10,000.	Dismissed 9/76
17	11/9/73	client	Fees--in excess of agreement	Investigation completed--ready for report	
18	11/14/73	opposing atty	Perf.-communication with adverse party rep. by court	Absence pending reinstatement to active membership	
19	11/19/73	client	Perf.-failure to perform	Order for referral to trial comm.	
20	11/20/73	judge	Solicitation-ambulance chasing	Pending before review committee member.	
21	12/10/73	local bar assn	Performance.	absence pending reinstatement to active membership	

Docet No.	Date filed	Complainant relative to respondent	Most serious Charge	Status 10/11/75	Final Disposition
22	12/14/73	client	Fees-excessive	Absence pending pet. for reinstatement	
23	1/18/74	client	Perf.--representation of conflicting interests	Some investigation but incomplete	
24	1/18/74	client	Perf.--failure to perform	Absence pending ct. decision on pet. for removal to inact.	
25	2/13/74	client	Perf.--incompetence		Dismissed 9/75
26	2/19/74	client	Perf.-neglect & improper withdrawal	Investigation com- plete & ready for report	
27	2/15/74	client	Perf.-neglect	Absence pending pet. for reinstatement	
28	2/21/74	client	Perf.--business int. adv. to client		Dismissed 9/76
29	2/26/74	opposing atty.	Perf.-communication with adverse party rep. by counsel		Informal Ad- monition, '75
30	3/5/74	client	Fees-excessive	Inv. completed & ready for report	
31	3/12/74	client	Perf.-neglect		Dismissed '75
32	3/15/74	client	Perf.-neglect & improper withdrawal	Inv. complete & ready for report	
33	4/2/74	client	Perf.-neglect	Absence pending ct. decision on pet. for removal to inact. status	
34	3/27/74	heir (respondent is admin.)	Perf.-neglect (delay)	Inv. complete & ready for report	
35	4/8/74	client	Perf.--business int. adverse to client	Order for referral to trial comm.	
36	4/8/74	adverse party	Int. with Justice-improper trial publicity	Inv. complete & ready for report	
37	4/18/74	client	Perf.-neglect	Absence pending ct. decision on pet. for removal to inact.	
38	3/21/74	adverse party	Perf.--representing con- flicting interests		Dismissed 9/75
39	5/20/74	client	Perf.-neglect	Further inv. requested by review comm. member-- fee reduction of \$175.00	
40	6/4/74	client & adv. party (3 respon- dents)	Fees & Funds--		Dismissed 8/75
41	5/20/74	client	Perf.-Representation of conflicting interests	Inv. complete & ready for report	
42	6/20/74	client	Perf.-Neglect		Dismissed 9/76
43	7/8/74	client (2 re- spondents)	Perf.-negligence & improper withdrawal		Dismissed as to one atty & other informa- admonished 9/76
44	7/9/74	client	perf.-neglect		Dismissed 5/76
45	7/19/74	Alaska Par Assn	Int. with Justice-- communication with jurors	Inv. complete & ready for report	
46	8/1/74	Alaska Par Assn	Conviction	Temp. suspension pending final jdgmt. in criminal case.	

Order P. No.	Date Filed	Complainant relation to Respondent	Most Serious Charge	Status 10/11/76	Final Disposition
47	8/1/74	Att. Bar Assn	Conviction	Prog. reduced to Traffic violation- inv. complete & ready for report	
48	8/2/74	client	Funds--delay in releas.	Order for referral to trial comm.	
49	8/8/74	client	Perf--neglect & improper withdrawal	Inv. complete & ready for report	
50	8/21/74	heir	Perf--neglect & failure to communicate		Dismissed 8/76
51	9/3/74	client	Fees--excessive		Dismissed 9/76
52	9/12/74	client	Fees--excessive		Dismissed 4/75
53	9/18/74	heir	Perf--failure to perform	Abeyance pending pet. for reinstatement	
54	10/8/74	client	Perf.--conflict of int	Inv. complete and ready for report	
55	10/10/74	clients	Fees--excessive & unearned	Inv. complete & ready for report--re-funded \$150.00	Dismissed 5/75
56	10/10/74	clients	Fees--excessive & unearned due to inadequate rep.		Dismissed 10/75
57	10/17/74	client	Funds--failure to repay loans	Inv. complete & ready for report	
58	10/25/74	client	Fees--excessive for type of work performed	Inv. complete & ready for report	
59	11/9/74	client	Perf.--neglect	Order for referral to trial comm.	
60	11/18/74	Third party	Int. with Justice--improper trial publicity		Dismissed 8/76
61	12/2/74	Third party	Performance--neglect	Pending before review committee member	Dismissed 5/76
62	12/4/74	client	Funds--Failure to promptly pay out	Pending before review comm. member. \$796 re-mitted to client.	
63	12/30/74	client	Perf--neglect	Abeyance pending cl. decision on Pet. for removal to inactive status.	
64	1/9/75	client	Perf--neglect (delay)	Inv. complete & ready for report	
65	1/9/75	client	Funds--failure to account	Inv. incomplete	
66	1/10/75	opposing atty	Int. with Justice--abuse of court process	Inv. incomplete	
67	1/20/75	opposing atty.	Int. with Justice--extrajudicial statements about pending matter	Inv. incomplete	
68	2/75	client	Perf--neglect (delay)	Inv. complete & ready for report	
69	2/24/75	client	Fees--failure to refund unearned fees	Abeyance pending reinstatement to active membership	
70	2/18/75	opposing atty	Perf.--slander & communication with adverse party rep. by counsel	Inv. complete & ready for report.	
71	2/27/75	client	Perf--negligence resulting in excessive fees		Dismissed 5/75
72	2/3/75	client	Perf--neglect (delay & failure to communicate)	Inv. incomplete	
73	3/5/75	adverse party & respondent	Perf--confidential info.		Dismissed 5/76

Complaint No.	Date Filed	Complainant relation to Respondent	Most Serious Charge	Status 10/11/75	Final Disposition
74	3/12/75	client	Fees: Failure to perform after receipt of fees	Inv. complete & ready for report	
75	3/12/75	client	Perf.: Neglect (delay)	Inv. complete & ready for report	
76	3/21/75	client	Perf.: Neglect (delay)	Inv. complete & ready for report	
77	3/24/75	client	Perf.: Neglect (delay) & lack of communication	Inv. incomplete	
78	3/26/75	client	Perf.: Neglect (delay)		Dismissed 5/75
79	3/31/75	opposing atty	Int. with Justice-lack of compliance with agreement	Inv. complete & ready for report	
80	4/10/75	client	Perf.-incompetence resulting in unsatisfactory result & excessive fees	Inv. incomplete	
81	4/9/75	client	Perf.: Improper withdrawal after delay	Inv. complete & ready for report	
82	4/15/75	client	Perf.: Neglect (delay)		Dismissed 5/75
83	4/15/75	client	Perf.: Neglect (failure to perform)	Absence pending of decision on pet. for removal to inactive status.	
84	4/21/75	client	Perf.: Representation of conflicting interests	Investigation incomplete	
85	4/15/75	adverse party	Int. with Justice: scheme to defraud	Inv. complete and ready for report	
86	4/16/75	partner (atty)	Int. with Justice: commission of crime	Inv. complete and ready for report	
87	5/1/75	client	Perf.: Neglect (refus. to communicate)	Inv. incomplete	
88	5/9/75	Alaska Bar Assn (2 respondents)	Int. with Justice: harassment, claim not warranted	Inv. incomplete	
89	5/9/75	client	Perf.: inadequate performance resulting in excessive fees	Inv. complete & ready for report	
90	5/9/75	client	Perf.: Confidential communications		Dismissed 9/75
91	5/75	adverse party	Int. with justice: intimidation		Informal admonishment 8/75
92	5/23/75	client	Perf.: neglect & excessive fees due to inadequate perf.	Inv. complete & ready for report	
93	5/29/75	judge	Solicitation: sell lawation publicity	Inv. incomplete	
94	6/2/75	client	Perf.: neglect	Inv. incomplete	
95	6/1/75	client	Perf.: fraud, neglect, etc.		Dismissed 1/75
96	6/4/75	client	Perf.: bad advise or failure to advise	Inv. incomplete	
97	6/10/75	client's atty	Perf.: compromising clients claim without authority	Inv. complete & ready for report	
98	6/18/75	adverse party	Int. with Justice: slander, harassment & soliciting cases against complainant	Inv. complete & ready for report	
99	7/8/75	atty for heir	Perf.: Neglect & failure to communicate	Inv. incomplete	
100	7.9/75	client	Perf.: Neglect	Inv. complete & ready for report	

Docket # No.	Date Filed	Complainant's Relation to Respondent	Most Serious Charge	Status 10/11/76	Final Disposition
101	7/75	Alaska Bar Assn. (3 respondents)	Perf.: Neglect (delay- bad advise, etc.)		Dismissed 12/75
102	7/75	Alaska Bar Assn.	Perf.: Conflict of Int & several other charges	informal Admonishment vacated at request of respondent & hearing before trial comm. pending	
103	7/23/75	adverse party	Int. with Justice: failure to honor agreement	Inv. complete & ready for report	
104	7/75	Alaska Bar Assn.	Perf.: Rep. of conflicting interests & merous charges	Inv. complete & ready for report	1 charge dis- missed 8/76
105	7/30/75	client	Perf.: Unauthorized settlement		Dismissed 12/75
106	8/11/75	client	Perf.: Neglect	Inv. complete & ready for report	
107	8/12/75	opposing atty	Int. with Just.: slanderous accusations	Inv. complete & ready for report	
108	8/22/75	client	Perf.: Neglect		Dismissed 5/76
109	8/25/75	client	Perf.: Neglect (delay & failure to communicate)	Inv. complete and ready for report	
110	8/27/75	opposing atty	Perf.: Communication with adverse party rep. by counsel	Inv. complete & ready for report	
111	8/28/75	opposing atty	Perf.: Representing adverse interests	Inv. complete & ready for report	
112	8/2/75	x-employee	Perf.: request for investigation of all cases to prevent harm to clients	Inv. incomplete	
113	8/8/75	client	Perf.: confidential communications	Inv. incomplete	
114	8/9/75	client	Perf.: Neglect & bad advise		Dismissed 9/76
115	8/9/75	client	Perf.: Neglect & lack of aggressive action	Inv. complete & ready for report	
116	8/10/75	client	Fees: neglec resulting in excessive fees for inadequate services	Inv. complete & ready for report	
117	8/22/75	client	Perf.: Improper withdrawal	Inv. complete & ready for report	
118	8/6/75	client	Perf.: improper withdrawal		Dismissed 9/76
119	8/15/75	client	Funds: failure to pay out	Inv. complete & ready for report	
120	8/26/75	client & ad- vers party; (4 respondents)	Perf.: Representing con- flicting interests		Dismissed 8/76
121	8/30/75	client	Perf.: Neglect (delay)	Inv. incomplete	
122	10/2/75	opposing atty	Perf.: Communication with adverse party rep. by counsel		Dismissed 8/76
123	10/10/75	judge	Int. with Justice: Misrep. to court	Pending before review committee	
124	10/14/75	judge & adverse party	Int. with Justice: slander- ous accusations	Inv. complete & ready for report	
125	10/28/75	adverse party	Perf.: representation of conflicting interests	Inv. incomplete	
128	11/10/75	client	unclear	Inv. complete & ready for report	
129	11/10/75	father of client	unclear	Inv. complete & ready for report	
128	11/10/75	adverse party	unclear		Dismissed 1/76
128	11/75	adverse party	Perf.: neglect (delay)	Inv. complete & ready for report	

ocket P. No.	Date Filed	Complainant's Relation to Respondent	Most Serious Charge	Status 10/11/75	Final Disposition
130	10/20/75	opposing atty.	Perf.: Neglect (delay & improper withdrawal-neg.)	Investigation incomplete	
131	11/17/75	opposing atty.	Int. with Justice: ex parte appearances before agency	Inv. complete & ready for report	
132	11/75	third party	Solicitation-ambulance chasing	Order for referral to trial comm.	
133	11/25/75	client	Perf.: poor representation & negligence	Inv. incomplete	
134	11/25/75	client (2 respondents)	Perf.: neglect (delay & excessive fees for inadequate services)	Inv. incomplete	
135	12/5/75	adverse party	Perf.: Neglect (delay)		Dismissed 7/76
135	12/9/75	atty	Solicitation: announcements	Inv. complete & ready for report	
137	12/23/75	client	Perf.: Neglect (delay)	Inv. incomplete	
138	12/17/75	client	Perf.: Rep. conflicting ints.		Dismissed 9/76
139	12/12/75	client (4 respondents)	Perf.: abandonment & bad advise; improper withdrawal	Inv. complete & ready for report	
140	1/5/76	adverse party	int. with Justice: slanderous accusations	Inv. complete & ready for report	
141	1/8/76	opposing atty.	Int. with Justice: misrep. to court		Dismissed 8/76
142	1/28/76	opposing atty.	Perf.: Communication with adverse party w/o. by counsel	Inv. complete & ready for report	
143	2/25/76	adverse party	Int. with Justice: disobedience of court order	Inv. incomplete	
144	3/4/76	client	Perf.: confidential communications	Inv. incomplete	
145	2/21/76	client (2 respondents)	Fees: excessive for work performed	Inv. complete & ready for report - fees reduced by atty.	
146	2/9/76	client	Perf.: neglect	Inv. complete and ready for report	
147	3/10/76	client (3 respondents)	Int. with Justice: misrep. to court & abuse of process	inv. complete ready for report	
148	3/5/76	third person (atty)	Solicitation: sign & name	Order for referral to trial comm.	
149	3/10/76	opposing atty.	Int. with Justice: ex parte communication with judge	Inv. complete & ready for report	
150	3/76	client & adverse party (2 respondents)	Perf. etc- numerous charges including negligence	Inv. incomplete	
151	4/5/76	client	Funds: failure to account	Inv. complete & ready for report	
152	4/76	Alaska Bar Assn.	Perf.: business int. adverse to employer	Pending before review comm. member	Dismissed 1/0/77
153	4/21/76	adverse party	Funds: failure to remit promptly	Inv. complete & ready for report	
154	4/10/76	adverse party	Int. with Justice: extrajudicial statements about pending case	Inv. incomplete	
155	4/12/76	opposing atty.	Perf.: communications with adverse party rep. by counsel	Inv. complete & ready for report	
156	5/25/76	adverse party	Int. with Justice: intimidation	Inv. complete & ready for report	
157	5/25/76	client	Perf.: neglect (delay)	Inv. complete & ready for report	
158	5/25/76	client	Perf.: negligence-failure to protect client's int.	Inv. complete & ready for report	

Docket P. No.	Date Filed	Complainant's Relation to Respondent	Most Serious Charge	Status 10/11/76	Final Disposition
159	5/6/76	client	Funds: conversion of prop.	Inv. complete & ready for report	
160	5/7/76	purchaser	Int. with Justice: scheme to defraud	abeyance pending disposition of civil action dispositive of legal issues	
161	VOIDED	duplicate of entry on page 154			VOIDED
162	6/7/76	client	Perf: Improper withdrawal	Inv. complete & ready for report	
163	8/4/76	client	Perf: Neglect (delay)	Inv. incomplete- (abeyance pending closing estate)	
164	8/6/76	client	Perf & fees: Failed to perform after receipt of fee	Inv. complete & ready for rec. to Bd. for pet. for inactive status	
165	8/3/76	client	Funds: conversion (on int with just & issuance of bad check)	Inv. complete & ready for rec. to Bd. re pet. for transfer to inactive status	
166	7/7/76	opposing atty	Perf: rep conflicting int.	Inv. complete & ready for report	
167	8/10/76	client	Perf: negligence & excessive fees for inadequate service	Inv. complete & ready for report.	
(No entry - 168)					
169	8/19/76	adverse party	Int. with Justice: abuse of process		Summarily dismissed 9/76
170	8/76	adverse party	Funds: failure to account		Summarily dismissed 9/76
171	9/1/76	client	Perf. & fees: failed to perform after receipt of fees	Inv. complete & ready for rec. to Bd. re pet. for transfer to inactive status	
172	8/30/76	adverse party	Int. with Justice: misrep. to ct. re service of notice	Inv. complete & ready for report	
173	9/2/76	adverse party	Int. with Justice: Scheme to defraud creditors & ct.	Inv. complete & ready for report	
174	9/10/76	client	Perf: failure to perform	Inv. complete & ready for rec. to Bd. re pet. for removal to inactive status.	
175	9/13/76	third party	Int. with Justice: abuse of process	Investigation incomplete	
176	9/24/76	client	Perf: neglect (delay and refusal to communicate)	Investigation incomplete	
177	9/30/76	judge	Perf: incompetence in rep. of client due to intoxication etc.	Investigation incomplete	
178	9/21/76	Fee Arb Panel	Perf: adverse business interest	Rec. for informal admonition pending before review comm. member	
179	9/21/76	Fee Arb Panel	Perf: Rep. of conflicting int.	Inv. complete & ready for report	
180	10/2/76	client	Perf: compromising client's int. without authority	Inv. incomplete	
181	10/1/76	opposing atty	int. with just-harassment	Inv. incomplete	

FEE APPROPRIATION REPORT: (January 1, 1975
to September 30, 1976 including cases pending
on January 1, 1975.)

FILE NO.	DATE FILED	STATUS IF PENDING ON 9/30/76	FINAL DISPOSITION
1-74	11-29-74		2-7-75; Award \$4743 less than amount charged.
2-74	12 74		5/5/75: Award same as amount billed.
1-75	2-28-75		7-9-75 Award \$150 less than amount charged.
2-75	4-1-75		7-9-75 Award of amount billed.
3-75	4-1-75		7-9-75 Award \$289 less than amount billed.
4-75	4-7-75		7-9-75 Fee reduced \$150 by consent.
5-75	4-23-75		7-30-75 Fee reduced \$240.
6-75	4-24-75		8-12-75 Award-same as charged.
7-75	5-5-75		6-6-75 Petition withdrawn with consent of respondent.
8-75	5-9-75		10-10-75 Settled before hearing.
9-75	5-15-75		8-12-75 Fee reduced \$100.
10-75	6-2-75		10-24-75 Award-same as charged.
11-75	7-8-75	Pending-decision on motion for reconsideration.	
12-75	7-29-75		8-12-75 Petition withdrawn.
13-75			1-22-76 Fee reduced by \$ <u>24,709.71</u>
14-75	9-12-75		9-19-75 Dismissed for lack of juris. (court awarded fees)
15-75	9-25-75		1-27-76 Fee reduced \$232.
16-75	9-29-75	Pending-decision due.	
17-75	10-2-75		1-27-76 Award-same as charged.
18-75	10-23-75		9-3-76 Award-same as charged.
19-75	11-4-75		5-14-75 Award-same as charged.
20-75	11-19-75	Pending-decision due.	
21-75	12-2-75		8-17-75 Stipulation for dismissal.
1-76	1-9-76		2-14-76 Settled before hearing.
2-76	1-20-76		10-4-76 Award-same as charged.
3-76	2-5-76		3-15-76 Petition withdrawn.
4-76	3-4-76		9-31-76 Award-same as charged-referred to Bar Counsel for review (pending disc. matter- docket # 179.)

FEE ARBITRATION REPORT

Page 2

File No.	DATE FILED	STATUS IF PENDING ON 9/30/75	FINAL DISPOSITION
5-75	3-12-75		5-6-75 Settled before hearing
6-75	3-23-75		9-21-76 Fee reduced by approx \$4000-referred to Bar Counsel (pending disc. matter docket no. 173.)
7-75	4-5-75		
8-75	5-12-75	Pending-decision due	
9-75	4-22-76		6-13-76 Settled before hearing
10-75	4-20-75		6-13-76 Dismissed for lack of jurisdiction (Petitioner was not a client.)
11-75	5-20-75		7-13-76 Settled before hearing
12-75	5-6-75		8-27-76 Fee reduced \$261
13-75	5-7-75		? Settled before hearing
14-75	6-25-75	Pending-hearing postponed until petitioner returns to State for other reasons	
15-75	5-30-75		9-14-76 Fee reduced \$2725.
15-75	8-24-75	Pending-hearing scheduled 10-12-76.	
17-75	8-25-76	Pending-no hearing date scheduled due to notice that settlement discussion in progress	
18-75	9-27-75	Pending-Petition accepted	
19-75	9-28-75	Pending-Petition accepted	
20-75	9-30-75	Pending-Petition accepted	

NZ

Alaska Bar Association's Discipline Report
for the Fourth Quarter of 1976
(Actual Dates: October 12, 1976 - December 31, 1976)

THE FOLLOWING DOCUMENT(S) MAY NOT FILM
LEGIBLY BECAUSE OF POOR QUALITY OF THE
ORIGINAL.

January 21, 1977

Chief Justice Boochever
303 K Street
Anchorage, Alaska 99501

Dear Bob:

A Disciplinary and Fee Arbitration Report for the period between October 12, the date of the last report, and December 31, 1976 is enclosed.

During this two and one-half month period there has been a gradual reduction in the disciplinary back-log. Sixty-seven files were closed or placed in abeyance due to the status of the respondents. However, twenty-one new complaints were filed leaving us with an active caseload of 90 files at the end of the period.

Investigation of most of the cases closed in this period had been completed prior to the beginning of the period. Additional investigation is needed in many of the pending matters. A.B. Clark, our part-time investigator, has agreed to forego part of his winter vacation in Arizona and has returned to Alaska to begin investigative work.

Cases in the investigative stage are moving along rather well, but those in the trial stage are backlogging. Three attorneys are still working part-time on discipline. Terry Johnson and Herb Ross are employed at the rate of \$35.00/hour. Steve Dalisio is volunteering time. To date, the Review Committee members have been reasonably prompt in acting on recommendations.

In the past, I have suggested to the Court that we should rely on the volunteer services of members of the private bar for trial work if we are unable to obtain enough money from the state to permit us to hire a full-time staff attorney for disciplinary work. Appropriations, to date, have been considerably less than our requests and the amount necessary to employ any attorney. Steve Dalisio is the only attorney who has volunteered for this work. Steve recommends, and I concur, that the Disciplinary Rules should be amended to require this type of service on the part of experienced members of the Bar.

The above are short-term solutions to the disciplinary problem. It

is my opinion that a long-range, practical solution to the problem can only be found in an innovative, comprehensive study of not only this problem but other problems currently facing the legal profession.

Respectfully yours,

Mary F. LaFollette
Executive Director

MPL/dc

cc: Justices
Art Snowden
Members of Alaska Bar Board of Governors

THE PRECEDING DOCUMENT(S) MAY NOT FILM
LEGIBLY BECAUSE OF POOR QUALITY OF THE
ORIGINAL.

DISCIPLINE & FEE ARBITRATION REPORT

(October 12, 1976 to December 31, 1976)

I. CASELOAD:

1. Cases Pending and carried forward on October 12, 1976:
 - a. Discipline
 - (1) Inactive Files14
 - (2) Active Files.....121
 - b. Fee Arbitra' ion.....10

TOTAL.....145
2. Complaints & Petitions filed or Reactivated since October 12, 1976:
 - a. Discipline
 - (1) New Complaints.....21
 - (2) Files Re-Activated.. .1
 - b. Fee Arbitration.....6

TOTAL.....28

TOTAL CASELOAD FOR PERIOD.....173
3. Cases Closed or Transferred To Inactive Status During Period
(Includes 3 Inactive Disciplinary files listed on 10/2)
 - a. Discipline
 - (1) Dismissed4
 - (2) Informal Admonitions..6
 - (3) Suspensions.....0
 - (4) Transfer to Inactive
status: 1

 - (5) Inactive files on
10/12: 13
 - (6) Transferred to Inac-
tive status: 5

TOTAL.....67
 - b. Fee Arbitration.....4

Total Cases Closed or transferred to
Inactive Status During Period.....71

Total Pending Discipline Complaints and Fee
Arbitration Petitions.....102

 - a. Discipline.....90
 - b. Fee Arbitration.....12

The above statistics do not reflect the number of inquiries disposed of during the period which did not require complaints or petitions.

II. STATUS OF PENDING ACTIVE FILES:

1. Discipline
 - a. Investigative Stage.....74
 - b. Trial Stage.....14
 - c. Disability Petition
Pending Before the
Supreme Court.....2

TOTAL ACTIVE FILES.....90
 2. Fee Arbitration.....12
- TOTAL PENDING CASES.....102

ACTIVE DISCIPLINARY FILES ON 12/31/76

DOCKET P. NO.	DATE FILED	COMPLAINANT'S RELATIONSHIP TO RESPONDENT	MOST SERIOUS CHARGE	STATUS 12/31/76
1	11/71	client	Funds-failure to account	Investigation complete, ready for report. (Fees reduced, etc.)
2	9/11/72	client	Fees-excessive for type of case	6-24-75-Inv.Comm. rec dismissal upon compliance with conditions; pending for proof of compliance and location of complainant (\$200 ref. c.)
3	4/11/73	adverse party	Interference with Justice-aiding disobedience of court order.	Investigation complete-ready for report
4.	5/17/73	client	Funds-failure to deposit in Tr/acct. & to refund unearned portion on withdrawal	1-75-hearing before trial committee/open for committee report. (\$300 refund to client)
5	6/4/73	client	Performance-representation of conflicting interests	Order for referral to trial committee
6	9/10/73	client	Fees-Excessive & failure to return on withdrawal	Investigation completed-ready for report
7	9/14/73	client	Perf.-delay in depositing tr/funds to int. bearing account	Under inv.-extensive investigation completed & settlement with client for approx. \$1800.00
8	10/2/73	client	Perf.-neglect	Investigation Comm. hearing completed & open for report
9	11/9/73	client	Fees-in excess of agreement	Investigation completed-ready for report
10	11/19/73	client	Perf.-failure to perform	Order for referral to trial committee
11	1/18/74	client	Perf-representation of conflicting interests	Some investigation but incomplete
12	2/19/74	client	Perf-neglect & improper withdrawal	Investigation complete & ready for report
13	3/27/74	heir (respondent is administrator)	Perf--neglect (delay)	Inv. complete & ready for report
14	4/8/74	client	Perf.-business int. adverse to client	Order for referral to trial comm.
15	4/8/74	adverse party	Int. with Justice-improper trial publicity	Inv. complete & ready for report
16	5/20/74	client	Perf.-neglect	Further inv. requested by review comm. member-fee reduction of \$136.00
17	7/19/74	Alaska Bar Assn.	Int. with Justice-communication with jurors	Inv. complete & ready for report
18	8/2/74	client	Funds-delay in release	Order for referral to trial committee

DOCKET P. NO.	DATE FILED	CO. / RELATIVE TO RESPONDENT	ANT'S MOST SERIOUS CHARGE	STATUS 12/31/76
19	8/8/74	client	Perf-neglect & improper withdrawal	Inv. complete & ready for report
20	10/17/74	client	Funds-failure to repay loans	Inv. complete & ready for report
21	11/9/74	client	Perf.-neglect	Order for referral to trial comm.
22	1/9/75	client	Funds-failure to acct.	Inv. incomplete
23	1/20/75	opposing attorney	Int. with Justice-extra judicial statements about pending matter	Inv. incomplete
24	2/18/75	opposing attorney	Perf.-slander & communication with adverse party rep. by counsel	Referred to trial comm.
25	2/3/75	client	Perf--neglect (delay & failure to communicate)	Inv. incomplete
26	3/24/75	client	Perf: Neglect (delay & lack of communication)	Inv. incomplete
27	3/31/75	opposing attorney	Int. with Justice-lack of compliance with agreement	Inv. complete and ready for report
28	4/10/75	client	Perf.-incompetence resulting in unsatisfactory result and excessive fees	Inv. incomplete
29	4/21/75	client	Perf: Representat.on of conflicting interests	Investigation incomplete
30	5/1/75	client	Perf: Neglect (refusal to communicate)	Inv. incomplete
31	5/9/75	Alaska Bar Assn. (2 respondents)	Int. with Justice: Harassment, claim not warranted	Inv. incomplete
32	5/9/75	client	Perf: inadequate, resulting in excessive fees	Inv. complete & ready for report
33	5/29/75	judge	Solicitation: self-laudation, publicity	Inv. incomplete
34	6/2/75	client	Perf: neglect	Inv. incomplete
35	6/4/75	client	Perf: bad advice on failure to advise	Inv. incomplete
36	7/8/75	atty for heir	Perf: Neglect & failure to communicate	Inv. incomplete
37	7/75	Alaska Bar Assn.	Perf: Conflict of Int. & Several other chgs.	Informal admonishment vacated at request of respondent & hearing before trial comm. pending
38	7/75	Alaska Bar Assn.	Perf: Rep. of conflicting interests & numerous charges	Inv. complete & ready for report
39	9/2/75	X-employee	Perf: request for investigation of all cases to prevent harm to clients	Inv. incomplete

DOCKET P. NO.	DATE FILED	COMPLAINANT'S RELATION TO RESPONDENT	MOST SERIOUS CHARGE	STATUS 12/31/76
40	9/15/75	client	Funds: failure to pay out	Inv. complete & ready for report
41	10/10/75	judge	Int. with Justice: Misrep. to court	Referred to Trial Comm.
42	10/14/75	judge & adverse party	Int. with Justice: slanderous accusations	Inv. complete & ready for report
43	10/28/75	adverse party	Perf: representation of conflicting interests	Inv. incomplete
44	10/20/75	opposing attorney	Perf: Neglect (delay & improper withdrawal-neg.)	Inv. incomplete
45	11/17/75	opposing attorney	Int with Justice: ex parte appearances before agency	Inv. complete & ready for report
46	11/75	third party	Solicitation-ambulance chasing	Order for referral to trial committee
47	11/25/75	client	Perf: neglect/poor representation	Inv. incomplete
48	11/25/75	client (2 respondents)	Perf: neglect (delay and excessive fees for inadequate services.)	Inv. incomplete
49	12/23/75	client	Perf: Neglect (delay)	Inv. incomplete
50	12/12/75	client (4 respondents)	Perf: abandonment & bad advice; improper withdrawal	Inv. complete & ready for report
51	2/26/76	adverse party	Int. with Justice; disobedience of court order	Inv. incomplete
52	3/4/76	client	Perf: confidential communications	Inv. incomplete
53	3/10/76	Client 3 respondents	Int. with justice: misrep. to court & abuse of process	Inv. complete and ready for report
54	3/5/76	third person (atty)	Solicitation: sign & name	Order for referral to trial committee
55	3/76	client & adverse party (2 respondents)	Perf, etc-numerous charges including negligence	Inv. incomplete
56	4/5/76	client	Funds: failure to account	Referred to Trial Committee
57	4/21/76	adverse party	Funds: failure to remit properly and promptly	Inv. complete & ready for report
58	4/10/76	adverse party	Int. with justice: extrajudicial statements about pending case	Inv. incomplete
59	5/25/76	adverse party	Int. with Justice: intimidation	Referred to Trial Committee
60	5/6/76	client	Funds: conversion of prop.	Inv. complete & ready for report
61	6/7/76	purchaser	Int. with Justice: scheme to defraud	Referred to Trial Committee

COMPLAINANT'S

DOCKET P. NO.	DATE FILED	RELATION TO RESPONDENT	MOST SERIOUS CHARGE	STATUS 12/31/76
62	6/7/76	client	Perf: Improper withdrawl	Inv. complete & ready for report.
63	8/4/76	client	Perf: Neglect (delay)	Inv. incomplete, (abeyance pending closing estate)
64	7/7/76	opposing attorney	Perf: rep. conflicting interests	Inv. complete & ready for report
65	9/2/76	adverse party	Int. with Justice: Scheme to defraud creditors	Inv. complete & ready for report
66	9/13/76	third party	Int. with Justice; abuse of process	Investigation incomplete
67	9/24/76	client	Perf: Neglect (delay and refusal to communicate)	Investigation incomplete
68	9/30/76	judge	Perf: incompetence in rep. of client due to intoxication, etc.	Investigation incomplete
69	9/21/76	Fee Arb Panel	Perf: adverse business interest	Rec. for informal admonition pending before review committee member
70	10/4/76	client	Perf: compromising clients interest without authority	Inv. incomplete
71	10/12/76	client	Performance: neg-allowed case to be dismissed	Open-pending disposition of disability pet.
72	10/15/76	Business Associate	Other-business dealings	Inv. complete-ready for report
73	10/20/76	client	Perf: Poor representation	Under Inv.
74	10/25/76	client	Funds: misappropriation	Open-pending disposition of disability petition
75	11/9/76	client	Performance	Inv. complete. Ready for report
76	11/9/76	client	Fees	Inv. complete-ready for report
77	11/15/76	opposing attny	Solicitation: contacted complainant's client about representation	Under investigation
78	11/23/76	co-counsel	Performance	Under investigation
79	10/19/76	Ak. Bar	Other-Disability Petition to Supreme Court	Order for removal entered conditional upon consent-open for consent
80	10/20/76	Ak. Bar	Other-Disability Petition to Supreme Court	Open-Unable to locate respondent
81	11/16/76	client's wife	Funds-withheld property	Invest. complete
82	11/30/76	Bus. Assoc.	Other-DR 1-101A	Under Investigation
83	11/29/76	co-counsel	Perf: Neglect-failure to communicate	Under investigation
84	11/30/76	opposing attny	Int. with Justice-conflict	Under investigation
85	11/30/76	Ak. Bar	Conviction-misd.	Under investigation

DOCKET DATE
P. NO. FILED

COMPLAINANT
RELATION TO
COUNSEL

MOST SERIOUS CHARGE

AUG 12/31/76

86	11/30/76	Ak. Bar	Felony charges	Under Investigation
87	11/30/76	Ak. Bar	Conviction-Felony	Certificate of conv. ready for forwarding to Court for temporary suspension
88	12/8/76	client	Perf: failure to follow instructions	Under investigation
89	12/20/76	opposing attorney	Int. with Justice: contacted client	Investigation complete-ready for report
90	12/27/76	client's wife	Funds: Took retainer & failed to complete work	Open pending disposition of disability petition-another attorney completing work without charge

OPEN FEE ARBITRATION REPORT: (DECEMBER 31, 1976)

FILE NO.	TE F. ED	STATUS IF PENDING 12/31/76	FINAL DISPOSITION
1 11-75	7/8/75	Pending-decision on motion for reconsideration	
2 7-76	4/6/76	Pending-decision due	
3 16-76	8/24/76	Pending-hearing scheduled	
4 17-76	8/26/76	Pending, hearing scheduled	
5 18-76	9/27/76	Pending-hearing scheduled	
6 19-76	9/28/76	Pending-hearing scheduled	
7 20-76	9/30/76	Pending-hearing scheduled	
8 21-76	10/27/76	Pending-hearing scheduled	
9 22-76	11/11/76	Pending-hearing scheduled	
10 23-76	11/11/76	Pending-hearing scheduled	
11 24-76	12/2/76	Pending-hearing scheduled	
12 25-76	12/5/76	Pending-hearing scheduled	

N3

Alaska Bar Association's Discipline Report
for the First Quarter of 1977

April 28, 1977

Honorable Robert Boochever
Chief Justice
Alaska Supreme Court
Pouch U
Juneau, Alaska 99801

RE: Quarterly Discipline Report.

Dear Bob:

I'm happy to report that the disciplinary "back log" is dwindling and that it should be almost entirely eliminated by the end of June if not sooner. This does not mean that all active files will be closed on that date but it does mean that all of the active files over six months old will have been either disposed of in the investigative stage or referred for formal hearing. (The average number of complaints filed and the fact that all investigations must necessarily be conducted after a complaint is filed, suggest that at least 30-40 active files will always be under investigation.)

As shown by the attached report, by the end of April all but 3 of the complaints filed prior to September, 1976, will have been either assigned to contract bar counsel, disposed of by dismissal or informal admonition, or referred for formal hearing. The three exceptions require additional investigation which will be completed by A. B. Clark as soon as he returns to work on or about May 2. Some of the other files presently assigned to bar counsel may be referred back to the Bar Office for additional investigation before completion of Reports and Recommendations, but we should be able to complete these investigations and reports by June 30.

Of the fourteen cases before the Hearing Committees, three are scheduled for hearing on May 5. One has been ordered held in abeyance pending the U.S. Supreme Court decision in Bates v. Arizona. Four probably will be disposed of either by stipulation or orders vacating the orders for referrals to the trial committee. Hearings in three others should be scheduled and heard in June or around the first of July. Hopefully, the remaining three can be heard this summer, along with others now in the investigative stage which will be referred for hearing.

At the present time, Dick Felton is the only attorney representing the Bar on a regular basis who has trial experience and will prosecute these matters. Because Felton had a conflict, two pending matters recently had to be referred to another attorney. None of the other attorneys presently working for the Bar could or would handle these cases and it was quite difficult to locate anyone willing to represent the Bar. Mark Moderow has now been retained in these matters. The hearings in the other matters will not only have to await the convenience of the members of the Trial Committees but will, also, have to be adjusted to fit Felton's schedule which

includes work for private clients as well as the Bar.

The Board of Governors will act on the case now pending before it at its next meeting in May.

Of the three matters pending before the Court on March 31, one was disposed of in April by an Order transferring the member to inactive status. An Order for re-local examination has been entered in a second case. These exams will be completed by May 5 and hopefully, the hearing can be completed by mid-May. I have no information concerning the disposition of the third matter involving temporary suspension upon certification of conviction of a "serious crime".

We now have two applications for the full time staff attorney position. The applicants will be interviewed by the Board at its May meeting, assuming these applicants are seriously interested in the position. The Senate has cut our request for funding for this position from \$40,000.00 to \$20,000.00 but we are hopeful that the full amount will be restored by the Free Conference Committee.

At the request of Stan Ditus, I have obtained copies of the Michigan and Minnesota Disciplinary Rules which will be considered by the Bar's Committee in drafting amendments to the present disciplinary rules. At least some of these amendments should be presented to the Board for approval at the June Meeting.

Please contact me if you have questions concerning the above.

Sincerely,

Mary F. LaFollette
Executive Director

- cc: Board of Governors
- Disciplinary Comm. Members
- Supreme Court Justices

P.S. I'm enclosing a copy of the American Bar Foundation report on discipline.

QUARTERLY DISCIPLINE REPORT

January 1, 1977 to March 31, 1977

I. CASELOAD:

1. Cases pending & carried forward on Dec. 31, 1976.....	90	
2. Complaints filed or reactivated since Dec. 31, 1976..	<u>18</u>	
TOTAL CASELOAD FOR PERIOD		108
3. Cases closed or ordered held in abeyance:		
(a) Dismissed.....	22	
(b) Informal Admonitions.....	3	
(c) Abeyance status.....	<u>5</u>	
TOTAL		<u>30</u>
4. Total Pending Cases on March 31, 1977		<u><u>78</u></u>

II. STATUS OF PENDING ACTIVE FILES

1. Investigative Stage:		
(a) Reviewing Committee Members.....	3	
(b) Bar Counsel.....	<u>57</u>	
Total		60
2. Before Hearing Committees.....		14
3. Before Board of Governors.....		1
4. Before Supreme Court.....		<u>3</u>
TOTAL ACTIVE FILES ON MARCH 31, 1977		<u><u>78</u></u>

III. CASELOAD FOR SIX MONTH PERIOD (Oct. 12, 1976 to March 31, 1977)

1. Cases Pending & Carried Forward on 10-12-76.....	135	
Less: Files in Abeyance status.....	<u>14</u>	
Total Active Files.....		121
2. Complaints Filed since 10-12-76.....	<u>40</u>	
TOTAL CASELOAD FOR PERIOD		161
3. Cases Closed or Ordered held in Abeyance		
(a) Dismissed.....	64	
(b) Informal Admonitions.....	9	
(c) Members transferred to Inactive status.....	3	
(d) Abeyance Status.....	7	
TOTAL.....		<u>83</u>
TOTAL ACTIVE FILES AT END OF PERIOD.....		<u><u>78</u></u>

ACTIVE DISCIPLINARY FILES

March 31, 1977

CASES IN INVESTIGATIVE STAGE

Original Docket #	Date Filed	Complainant's Relationship to Respondent	Most Serious Charge	Status
1. 1	11/71	Client	Funds - Failure to Account	Inv. Committee rec. dismissal-Bar Counsel completed inv.-\$3,200 refund to client. 3/31/77 LaFollette (Referred to Johnson in April for completion of report.)
2. 13	9/14/73	Client	Perf.-delay in dep. trust funds to interest bearing account	Review Committee Member returned file for further inv. Inv. completed 3/31/77-Bar Office (April file assigned to B.Shute)
3. 17	11/9/73	Client	Fees-in excess of agreement	Investigation Committee rec. dismissal-Bar Counsel completed investigation-Settlement with client for reduced fees. 3/31/77-LaFollette (April-report completed)
4. 23	1/8/74	Client	Perf-conflict of interest	Investigation incomplete 3/31/77-Bar Office
5. 26	2/19/74	Client	Perf-neglect & improper withdrawal	Investigation complete 3/31/77-Johnson (April-report completed and forwarded to Rev.Comm.)
6. 39	5/20/74	Client	Perf-neglect	Review. Comm. Member returned file for inv. Inv. completed. 3/31/77-LaFollette (April-report completed and referred to R.C.)
7. 45	7/19/74	Alaska Bar Assn.	Int. with Justice Communication with jurors	Report completed & forwarded to Irv Bertram on 3/31/77
8. 49	8/8/74	Client	Perf-neglect & improper withdrawal	Ready for report. 3/31/77-Bar Office (April-assigned to Johnson-report completed & forwarded to R.C.)
9. 57	10/17/74	Client	Funds-failure to repay loans	Inv. complete & ready for report. 3/31/77-DeLisio
10. 65	1/9/75	Client	Funds-failure to account	Inv. incomplete. 3/31/77-Bar Office
11. 72	2/3/75	Client	Perf-neglect delay & failure to communicate	Inv. incomplete. Ross on 3/2/77 (April to John Conway.)

ACTIVE DISCIPLINARY FILES

March 31, 1977

CASES IN INVESTIGATIVE STAGE

Original Docket #	Date Filed	Complainant's Relationship to Respondent	Most Serious Charge	Status
12. 79	3/31/75	Opposing Attorney	Int. with Justice Lack of compliance w/agreement	Inv. complete and ready for report 3/31/77-Bar Office (April-assigned to DeLisio)
13. 80	4/10/75	Client	Perf-incompetence resulting in unsatisfactory result & excessive fees	Forwarded to Millard Ingraham for Review 3/11/77
14. 87	5/1/75	Client	Perf-Neglect Refusal to communicate	Forwarded to Monroe Clayton for Review 3/25/77
15. 88	5/9/75	Alaska Bar Assn. (2 Resp.)	Int. with Justice Harrassment, claim not warranted	Inv. incomplete 3/31/77-Bar Office (April-assigned to DeLisio)
16. 89	5/9/75	Client	Perf-inadequate, resulting in excessive fees	Further inv. needed 3/31/77-Bar Office
17. 93	5/29/75	Judge	Solicitation: self-laudation, publicity	Inv. incomplete Assigned to Ross 3/2/77
18. 94	6/2/75	Client	Perf-neglect	Review Comm. Member remanded for further inv. on 3/28/77 3/28/77 file returned to Ross (April-returned to R.C.)
19. 96	6/4/75	Client	Perf-bad advice on failure to advise	Inv. incomplete Assigned to Ross 2/10/77
20. 99	7/8/75	Attorney for heir	Perf-Neglect & failure to communicate	Inv. incomplete Assigned to DeLisio 1/5/76
21. 104	7/75	Alaska Bar Assn.	Perf-Rep. of conflicting interests & Numerous charges	More investigation needed. (Involves 12 charges) Assigned to Johnson 12/10/76
22. 119	9/15/75	Client	Funds - failure to pay out	Inv. complete & ready for report. Further inv. required. 3/31/77-Bar Office April-Forwarded to R.
23. 124	10/14/75	Judge & Adverse Party	Int. w/Justice slanderous accusations	Inv. complete & ready for report 3-31-77-Bar Office (April-assigned to DeLisio)

ACTIVE DISCIPLINARY FILES

March 31, 1977

CASES IN INVESTIGATIVE STAGE

Original Docket #	Date Filed	Complainant's Relationship to Respondent	Most Serious Charge	Status
24. 130	10/20/75	Opposing Attorney	Perf-Neglect (delay & improper withdrawal-neg.)	Inv. Incomplete Assigned to Ross 3/2/77
25. 133	11/25/75	Client	Perf-neglect/poor representation	Inv. incomplete Assigned to DeLisio 1/14/77
26. 134	11/25/75	Client (2 Respondents)	Perf - neglect (delay and excessive fees for inadequate svc.)	Inv. incomplete Assigned to DeLisio 1/15/77
27. 139	12/12/75	Client (4 Respondents)	Perf- abandonment & bad advice; improper withdrawal	Inv. complete & ready for report 3/31/77-Bar Office (April-assigned to Johnson)
28. 147	3/10/76	Client (3 Respondents)	Int. w/justice: misrep. to court & abuse of process.	Inv. complete & ready for report. Assigned to DeLisio 2/10/77
29. 150	3/76	Client & adverse party (2 Respondents)	Perf - etc.- numerous charges including negligence	Inv. incomplete 3/31/77-Bar Office (April-assigned to Brian Shute)
30. 154	4/10/76	Adverse Party	Int. w/justice: extra judicial statements about pending case	Inv. incomplete Assigned to DeLisio 2/77 (April-report filed)
31. 163	8/4/76	Client	Perf. Neglect (Delay)	Inv. incomplete, (absence pending closing estate) Assigned to DeLisio 1/15/77 (April-report complete)
32. 176	9/24/76	Client	Perf. Neglect (delay & refusal to communicate)	Investigation incomplete 3/31/77-Bar Office
33. 178	9/21/76	Fee Arb Panel	Perf. adverse business interest	Review Comm. Member returned file for further inv. 3/31/77-Bar Office
34. 187	11/9/76	client	Fees	Inv. complete, ready for report. Assigned to DeLisio 2/2/77
35. 188	11/15/76	opposing attorney	Solicitation: contacted complainant's client about representation	Under investigation. 3/31/77-Bar Office (April-assigned to Shute & report forwarded to R. C.)

ACTIVE DISCIPLINARY FILES

March 31, 1977

CASES IN INVESTIGATIVE STAGE

Original Docket #	Date Filed	Complainant's Relationship to Respondent	Most Serious Charge	Status	
36.	189	11/23/76	Co-counsel	Performance	Under investigation Assigned to DeLisio 2/20/77
37.	193	11/16/76	Client's wife	Funds-withheld property	Under investigation 3/31/77-Bar Office
38.	194	11/30/76	Business Associate	Other-DR 1-101A	Under Investigation 3/31/77-Bar Office
39.	195	11/29/76	Co-Counsel	Perf-Neglect, failure to communicate	Under investigation 3/31/77-Bar Office
40.	196	11/30/76	Opposing attorney	Int. w/justice conflict	Inv. completed. 3/31/77-Bar Office DeLisio (Apr to R.C)
41.	198	11/30/76	Alaska Bar Assn.	Felony charges	Under investigation 3/31/77-Bar Office
42.	200	12/8/76	Client	Perf - failure to follow instructions	Under investigation 3/31/77-Bar Office
43.	201	12/20/76	Opposing Attorney	Int. w/Justice, contacted client	Investigation complete ready for report Assigned to DeLisio 2/20/77
44.	203	1/10/77	Attorney	Solicitation	Under Investigation 3/31/77-Bar Office
45.	204	1/17/77	Opposing attorney	Performance	Under Investigation 3/31/77-Bar Office
46.	205	1/19/77	Client	Perf.-improper withdrawal	Under investigation 3/31/77-Bar Office
47.	206	1/24/77	Client	Funds	Under investigation 3/31/77
48.	207	1/28/77	Adverse Party	Perf.-contacting client rep. by attorney	Under investigation 3/31/77-Bar Office
49.	209	2/8/77	Client	Unclear	Complainant requested to furnish information concerning charges 3/31/77-Bar Office
50.	210	2/16/77	Client	Performance	Complainant asked to furnish additional information about nature of charges 3/31/77-Bar Office
51.	211	2/21/77	Client	Perf.-negligence	Under investigation 3/31/77-Bar Office

ACTIVE DISCIPLINARY FILES

March 31, 1977

CASES IN INVESTIGATIVE STAGE

Original Docket #	Date Filed	Complainant's Relationship to Respondent	Most Serious Charge	Status
52. 212	2/25/77.	Adverse Party	Performance	Under investigation 3/31/77-Bar Office
53. 213	2/28/77	Client	Perf-negligence	Under investigation 3/31/77-Bar Office
54. 214	3/7/77	Opposing Attorney	Perf-Improper statement during trial	Investigation completed 3/31/77-Bar Office (Apr-Johnson-report forwarded to R.C.)
55. 215	3/8/77	Client	Perf-Unauthorized settlement	Under investigation 3/31/77-Bar Office
56. 216	3/9/77	Opposing Attorney	Perf.-threatening crim. prosecution	Under investigation 3/31/77-Bar Office
57. 217	3/9/77	Opposing Attorney	Interference with Justice	Under investigation 3/31/77-Bar Office
58. 218	3/11/77	Client	Performance	Under investigation 3/31/77-Bar Office
59. 219	3/14/77	Opposing Attorney	Perf. improper trial conduct	Under investigation 3/31/77-Bar Office
60. 220	3/22/77		Perf.-neglect	Under investigation 3/31/77-Bar Office

ACTIVE DISCIPLINARY FILES

March 31, 1977

CASES BEFORE HEARING COMMITTEE

	Original Docket #	Date Filed	Complainant's Relationship to Respondent	Most Serious Charge	Status
1.	5	4/11/73	Adverse Party	Interference with Justice-aiding dis- obedience of Court Order	Referred to Trial Comm. Assigned to Felton, 2/18/77
2.	7	5/17/73	Client	Funds-failure to deposit in Trust Acct. & to refund unearned portion on withdrawal	1-75 hearing before trial comm/open for comm. report. (\$300 refund to client). Trial Comm. Members: Pete Bartlett, Chairman, Jack Hendri- son, Alan McGrath
3.	8	6/4/73	Client	Perf-representa- tion of conflic- ting interests	Order for referral to trial comm. 3-31/77 LaFollette (Apr. Referred to Felton)
4.	19	11/19/73	Client	Perf-failure to perform	Order for referral to trial comm. 3/31/77-LaFollette (Apr. referred to Felton)
5.	35	4/8/74	Client	Perf-business int. adverse to client	Order for referral to trial comm. Assigned to Ross 10/4/76. Tran- ferred to Bar Office 3/30/77. (Apr.; Retain- ed Moderow to rep. Ba
6.	48	8/2/74	Client	Funds - delay in release	Order for referral to trial comm. Assigned to Ross 10/4/76. Transferred to Bar Of 3/30/77. (Apr.; Re- tained Moderow to rep Bar)
7.	70	2/18/75	Opposing Attorney	Perf.-slander & communication with adverse party rep. by counsel	Referred to trial comm. Ross trans- ferred to Felton. Set for hearing 5/15/77
8.	102	7/75	Alaska Bar Assn.	Perf. Conflict of int. & several other charges	Informal admonishment vacated at request of respondent & hearing before trial comm. pending.. Assigned to Ross 10/4/76. Trans- ferred to Felton on 2/10/77.
9.	123	10/10/75	Judge	Int. w/Justice Misrep. to court	Referred to Trial Com Assigned to Ross 10/21/76. Transferre to Felton 2/10/77

ACTIVE DISCIPLINARY FILES

March 31, 1977

CASES BEFORE HEARING COMMITTEE

Original Docket #	Date Filed	Complainant's Relationship to Respondent	Most Serious Charge	Status
10. 132	11/75	Third Party	Solicitation-Ambulance Chasing	Order for referral to trial comm. Hearing scheduled 5/5/77. Assigned to Ross 10/29/77. Transferred to Felton 2/10/77
11. 148	3/5/76	Third Person (attorney)	Solicitation-sign & Name	Order for referral to trial comm. Reviewing Comm. member ordered file held in abeyance pending decision in Bates v Ariz. Assigned to Ross 9/21/76, transferred to Felton 2/10/77
12. 151	4/5/76	Client	Funds-Failure to Account	Referred to trial comm. Assigned to Ross 12/10/76, transferred to Felton 2/10/77
13. 156	5/25/76	Adverse Party	Int. w/Justice: intimidation	Referred to trial comm. Hearing scheduled 5/5/77. Assigned to Ross 12/31/76 Transferred to Felton 2/10/77.
14. 159	5/6/76	Client	Funds-conversion of property	Referred to trial Comm. Assigned to Felton 2/18/77

ACTIVE DISCIPLINARY FILES

March 31, 1977

CASES BEFORE BOARD OF GOVERNORS

Original Docket #	Date Filed	Complainant's Relationship to Respondent	Most Serious Charge	Status
1. 59	11/9/74	Client	Perf-neglect	Hearing Committee Proposed Decision finalized 3/30/77. Board hearing at May meeting

ACTIVE DISCIPLINARY FILES

March 31, 1977

Original Docket #	Date Filed	Complainant's Relationship to Respondent	Most Serious Charge	Status
1. 192	10/20/76	Alaska Bar	Other-Disab. Petition to Supreme Court	Consent signed by Respondent 3/31/77 LaFollette & DeLisio (April - Order for Transfer)
2. 199	11/30/76	Alaska Bar	Conviction- Felony	Certificate of convic- tion forwarded to Supreme Court. 3/31/77: LaFollette
3. 208	2/25/77	Alaska Bar	Other-Disab. Petition	Petition filed. 3/31/77: DeLisio (April - answer filed Order for medical exam entered.)

N4

Alaska Bar Association's Discipline Report
for the Second Quarter of 1977

BOARD OF GOVERNORS

ALASKA BAR ASSOCIATION

P. O. BOX 279

ANCHORAGE, ALASKA 99510

AREA CODE 907/272-7469

MARY F. LAFOLLETTE EXECUTIVE DIRECTOR AND BAR COUNSEL

Officers

DICK L. MADSON
PRESIDENT
FAIRBANKS

KENNETH O. JARVI
PRESIDENT ELECT
ANCHORAGE

WILLIAM B. ROZELL
VICE PRESIDENT
JUNEAU

DONNA C. WILLARD
SECRETARY
ANCHORAGE

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R. STANLEY DITUS
KAREN L. HUNT
KENNETH O. JARVI
DICK L. MADSON
WILLIAM B. ROZELL
RICHARD D. SAVELL
EDWARD A. STANLA
DONNA C. WILLARD

August 30, 1977

Hon. Robert Boochever, Chief Justice
Alaska Supreme Court
Pouch U
Juneau, Alaska 99801

Re: Quarterly Discipline Report

Dear Bob:

The Discipline Report for the period ending June 30, 1977 is enclosed. At the end of the quarter, the caseload was reduced to a manageable 61 cases, 11 of which were pending before review committee members for final disposition or referral to trial committees. All but 6 of the cases filed prior to November 1976 were either pending before review committee members, referred for formal hearing or closed. The remaining 6 old files were all assigned to bar counsel and some action should be taken on them before the end of September.

The Anchorage Disciplinary Committee heard 3 matters during the quarter. A committee decision has not yet been filed in one of these cases. One case was certified to the Board of Governors and dismissed in June. The third case is pending before the Board and will be considered in October.

At the June meeting, the Board also reviewed the record in the case heard in March and the record in that matter has been certified to the Court.

Although several attorneys were retained by the Bar on a part time basis during the quarter, most of their files were returned and assigned to Bill Garrison when he was employed full time by the Board in June. Terry Johnson still has two of the older cases and Mark Moderow appeared for the Bar before the Disciplinary Committee in two matters heard in July.

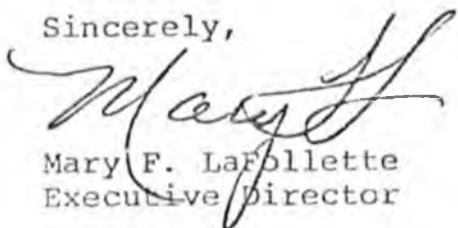
Work is continuing on the amendments to the Disciplinary rules and proposed amendments should be submitted to the Board for consideration at the October meeting.

Hon. R. Boochever
Disciplinary Report
August 30, 1977

Page 2

Please contact me if you have questions concerning the above.

Sincerely,



Mary F. LaFollette
Executive Director

Encl.

cc: Chief Justices (5)
Board of Governors (9)
Terry Johnson
Bill Garrison
Disciplinary Committee (6)

MFI/sd

QUARTERLY DISCIPLINE REPORT

March 31, 1977 - June 30, 1977

I. CASELOAD:

1. Cases pending & carried forward on Mar. 31, 1977...	78
2. Cases filed or reactivated since Mar. 31, 1977.....	<u>12</u>
TOTAL CASELOAD FOR PERIOD	90
3. Cases closed or ordered held in abeyance since 3/31/77:	
(a) Dismissed	
(1) By Review Committee Member.....	19
(2) By Board of Governors.....	1
(b) Informal admonitions.....	8
(c) Abeyance status (transfer to inactive membership).....	<u>1</u>
TOTAL	<u>29</u>
4. Total Pending Cases on June 30, 1977:	<u><u>61</u></u>

II. STATUS OF PENDING ACTIVE CASES:

1. Investigative Stage:	
(a) Review Committee (R.C.) Members.....	11
(b) Bar Counsel.....	<u>30</u>
TOTAL	41
2. Before Hearing Committees	16
3. Before Board of Governors	2
4. Before Supreme Court	<u>2</u>
TOTAL PENDING ACTIVE CASES ON APRIL 30, 1977	<u><u>61</u></u>

STATISTICAL REPORT FOR 9 MONTH PERIOD
October 12, 1976 to June 30, 1977

	Totals 10/12/76 to 12/30/76 (1)	Totals 1/1/77 to 3/31/77 (2)	Totals 4/1/77 to 6/30/77 (3)	Total
Active cases pending 7 carried forward at beginning of period:	121	20	78	121
Complaints filed or reactivated during period	<u>22</u>	<u>18</u>	<u>12</u>	<u>52</u>
TOTAL CASELOAD FOR PERIOD:	143	108	90	173
Less: Cases closed or ordered held in abeyance:				
(a) Dismissed:	(1) 42	(2) 22	(3) 20	
(b) Informal admonitions:	6	3	8	
(c) Members transferred to inactive status:	1	2	1	
(d) Abeyance status:	<u>4</u>	<u>3</u>	<u>0</u>	
TOTALS:	<u>53</u>	<u>30</u>	<u>29</u>	<u>112</u>
TOTAL PENDING CASES AT END OF PERIOD:	<u>90</u>	<u>78</u>	<u>61</u>	<u>61</u>

STATUS OF PENDING ACTIVE FILES:

1. Investigative stage:				
(a) Review Committee Members:	74	3	11	
(b) Bar Counsel:		57	30	
2. Before Hearing Committee:	14	14	16	
3. Before Board of Governors:		1	2	
4. Before Supreme Court:	<u>2</u>	<u>3</u>	<u>2</u>	
TOTAL ACTIVE FILES AT END OF EACH PERIOD:	<u>90</u>	<u>78</u>	<u>61</u>	

ACTIVE DISCIPLINARY FILE

June 30, 1977

CASES IN INVESTIGATIVE STAGE

Original Docket #	Date Filed	Complainant's Relationship to Respondent	Most Serious Charge	Status
1. 1	11/71	Client	Funds - Failure to Account	Inv. Committee rec dismissal-Bar Coun completed inv.-\$3, refund to client. 4/19/77 to Johnson
2. 23	1/8/74	Client	Perf-conflict of interest.	Report & rec. forwarded to J. Conway on 6/27/77 (Ref'd. to tr. comm. 7/7/77.)
3. 57	10/17/74	Client	Funds-failure to repay loans	Inv. complete & ready for report. 3/31/77: DeLisio - 5/4 - transferred H. Ross, 6/17/77 - transferred to Garrison.
4. 65	1/9/75	Client	Funds-failure to account	Report & rec. forwarded to R.C., Dave Wolf on 6/18/77. (Dismissed 8/26/77)
5. 89	5/9/75	Client	Perf: inadequate, resulting in excessive fees	Report & rec. forwarded to R.C., Dave Wolf, on 6/22/77
6. 93	5/29/75	Judge	Solicitation: self-laudation, publicity	Report & rec. forwarded to R.C., J. Conway, on 6/30/77.
7. 94	6/2/75	Client	Perf: neglect	4/15 - Report & rec re-submitted to R. Wolf. 6/18/77 re-submitted to Bar office for inv.-Resubmitted 3rd time to R.C. Wolf - 6/77.
8. 104	7/75	Alaska Bar Assn.	Perf: Rep. of conflicting interests & numerous charges	(Involves 12 charges) Assigned Johnson 12/10/76 Transferred to Garrison 5/76. By 6/27/77 8 of 12 charges disposed by dismissal or informal ad.
9. 130	10/20/75	Opposing attorney	Perf: Neglect (delay & improper withdrawal-neg.	Assigned to Ross 3/2/77. 6/7/77 transferred to Garrison. (Rec. by Garrison to B.O.G. that be held in abeyance pending trial in civil ca To be considered B.O.G. at Oct. mt

ACTIVE DISCIPLINARY FILES

June 30, 1977

CASES IN INVESTIGATIVE STAGE

Original Docket #	Date Filed	Complainant's Relationship to Respondent	Most Serious Charge	Status
10. 139	12/12/75	Client	Perf: abandonmen. & bad advice; improper withdrawl	Inv. complete & ready for report. 4/7/77 Terry Johnson.
11. 147	3/10/76	Client (3 respondents)	Int. with justice: misrep. to court & abuse of process	1/77 returned by R.C. for inv. Assigned to DeLisi 2/10/77 transferred to Bar offc. on 4/12/77; 6/77 assigned to Garrison - Inv. pending.
12. 150	3/76	Client & adverse party (2 respondents)	Perf, etc-numerous charges including negligence	3/31/77 Bar offc. (April-assigned to Schute) 6/22/77 Report & rec. to R.C., J. Conway - 7/6/77 file closed
13. 187	11/9/76	Client	Fees	Assigned to DeLisi 2/2/77. 5/13/77 Report & rec. forwarded to R.C., J. Conway. 6/21 Ret' for referral to Fed Arb. Comm. (Assigned to Garrison)
14. 193	11/16/76	Client's wife	Funds-withheld property	Under investigation 3/31/77 Bar offc. (7/28/77 Dismiss'd.)
15. 194	11/30/76	Bar Assoc.	Other-DR 1-101A	3/31/77 Bar office Report & rec. forwarded to R.C., W on 6/18/77. (8/2 dismissed)
16. 196	11/30/76	Opposing atty.	Int. with Justice-conflict	Investigation completed, 3/31/77 - DeLisi. Report rec. to J.C. Wolf 4/15/77.
17. 198	11/30/76	Bar Assoc.	Int. with Justice-(felony charges)	Abeyance pending Criminal trial
18. 200	12/8/76	Client	Perf: failure to follow instructions	Under investigation 3/31/77 Bar office 4/22 - Assigned to H. Ross. 6/17 transferred to Garrison.
19. 203	1/10/77	Attorney	Solicitation	Under investigation 3/31/77: Bar office 6/77 assigned to Garrison

ACTIVE DISCIPLINARY FILES

June 30, 1977

CASES IN INVESTIGATIVE STAGE

Original Case #	Date Filed	Complainant's Relationship to Respondent	Most Serious Charge	Status
20. 204	1/17/77	Opposing atty.	Performance	Under investigation 3/31/77: Bar office 6/77-assigned to Garrison
21. 205	1/19/77	Client	Perf.-improper withdrawal	Under investigation 3/31/77: Bar office 6/77 assigned to Garrison
22. 206	1/24/77	Client	Funds	Under investigation 3/31/77: Bar office 6/77 assigned to Garrison
23. 212	2/25/77	Adverse party	Performance	Under investigation 3/31/77: Bar office 6/77 - Garrison
24. 213	2/28/77	Client	Perf.-negligence	Under investigation 3/31/77: Bar office Report & rec. to R.C., Conway on 6/21/77
25. 215	3/8/77	Client	Perf. Unauthorized settlement	Under investigation 3/31/77: Bar office 6/77 assigned to Garrison
26. 216	3/9/77	Opposing atty.	Perf.-threatening criminal prosecution	Under investigation 3/31/77: Bar office Report & rec. for- warded to R.C. Wolf on 6/18/77
27. 217	3/9/77	Opposing atty.	Interference with Justice	Under investigation 3/31/77: Bar office 6/77 assigned to Garrison
28. 218	3/11/77	Client	Performance	Under investigation 3/31/77: Bar office 6/77 assigned to Garrison
29. 219	3/14/77	Opposing atty.	Perf.-Improper trial conduct	Under investigation 3/31/77: Bar office 6/77 assigned to Garrison
30. 220	3/22/77		Perf.-neglect	Under investigation 3/31/77: Bar office 6/77 assigned to Garrison
31. 221	4/18/77	Client	Funds	Report & rec. to R.C. Wolf on 6/18/77 (File ret'd for other inv. on 8/2/77)

ACTIVE DISCIPLINARY FILE

June 30, 1977

CASES IN INVESTIGATIVE STAGE

Original Docket \$	Date Filed	Complainant's Relationship to Respondent	Most Serious Charge	Status
32. 223	5/17/77	3rd party	Fees	6/77 assigned to Garrison
33. 224	5/18/77	Client	Performance	6/77 assigned to Garrison
34. 225	5/17/77	Opposing atty.	Funds	6/77 assigned to Garrison
35. 226	5/20/77	Client & adv. party (involves 2 attys.)	Funds	6/77 assigned to Garrison
36. 227	6/2/77	Bar Assn.	Solicitation	6/77 assigned to Garrison
37. 228	6/28/77	Bar Assn.	Int. with Justice	6/77 assigned to Garrison
38. 229	6/28/77	Client	Performance	6/77 assigned to Garrison
39. 230	?	Client	Performance	6/77 assigned to Garrison
40. 231	6/30/77	Bar Assn.	Performance	6/77 assigned to Garrison
41. 232	6/28/77	Fee Arb. Panel	Performance	6/77 assigned to Garrison

ACTIVE DISCIPLINARY FILE

June 30, 1977

CASES BEFORE HEARING COMMITTEE

Original Docket #	Date Filed	Complainant's Relationship to Respondent	Most Serious Charge	Status
1. 7	5/17/73	Client	Funds-failure to deposit in Tr/acct. & to refund unearned portion on withdrawal	1/75 Hearing before trial committee/ordered for committee report (\$300 refund to client) Trial Committee Members: P Bartlett, Chairma Jack Hendrickson, Alan McGrath
2. 8*	6/4/73	Client	Performance-representation of conflicting interests	Order for referral to trial committee 4/4/77 Felton. 6/77 transferred Garrison
3. 13	9/14/73	Client	Perf.-delay in dep. trust funds to interest bearing account	6/20: Respondent receive inf. ad. complies with conditions within 30 days. Otherwise refer to Trial Co
4. 19	11/19/73	Client	Perf.-failure to perform	Order for referral to tr. comm. 6/29 Ref'd back to Wol with Rec. to vacate order & issue informal admonition
5. 35	4/8/74	Client	Perf.-business int. adverse to client	Order for referral to trial comm. Apr: Retained Modrow to rep. bar (Hearing 7/17 & 18)
6. 48	8/2/74	Client	Funds-delay in release	Order for referral to trial comm. Apr: Retained Modrow to rep. Bar (Hearing 7/17-18)
7. 70	2/18/75	Opposing atty.	Perf.-slander & communication with adverse party rep. by counsel	Trial Comm. on 6/15/77 (Proposed decision filed with Bd. on 7/8/77 Scheduled for hearing before Bd. in Oct.)
8. 102	7/75	Alaska Bar Assn.	Perf: Conflict of int. & several other chgs.	Informal admonishment vacated at request of respondent & hearing before trial comm Assigned to Ross 10/4/76. Transferred to Felton on 2/10/77 Transferred Garrison (Committee hearing 7/29/77)

ACTIVE DISCIPLINARY FILE

June 30, 1977

CASES BEFORE HEARING COMMITTEE

Original Docket #	Date Filed	Complainant's Relationship to Respondent	Most Serious Charge	Status
9. 123	10/10/75	Judge	Int. with Justice Mis-rep. to court	Referred to Trial Comm. Assigned to Ross 10/21/76. 6/77 transferred to Garrison (Hearing postponed pending outcome of civil appeal)
10. 133	11/25/75	Client	Perf: neglect/poor representation	Order for referral to Trial Comm. 6/17/77. (Assigned to Garrison.)
11. 148	3/5/76	Third person atty.	Solicitation: sign & name	Order for referral to trial committee Reviewing Comm. Member ordered file held in abeyance pending decision in Bates v. Ariz. Assigned to Ross: 9/21/76. Transferred to Felton 2/10/77. 6/77 transferred to Garrison.
12. 151	4/5/76	Client	Funds: Failure to account	Referred to Trial Committee. Assigned to Ross 12/10/76. Transferred to Felton 2/10/77. 6/77 transferred to Garrison.
13. 154	4/10/76	Adverse party	Int. with justice: extrajudicial statements about pending case	Assigned to DeLis 2/77. (April: report filed)
14. 156	5/25/76	Adverse party	Int. with Justice: intimidation	Referred to Trial Committee. Assigned to Ross 12/3/76. Transferred to Felton 2/10/77. Hearing 5/5/77 - Comm. proposed decision pending.
15. 159	5/6/76	Client	Funds: conversion of propt.	Referred to Trial Committee. Assigned to Felton 2/18/77. 6/77 transferred to Garrison.

ACTIVE DISCIPLINARY FILE

June 30, 1977

CASES BEFORE HEARING COMMITTEE

Original Docket #	Date Filed	Complainant's Relationship to Respondent	Most Serious Charge	Status
16. 163	8/4/76	Client	Perf: Neglect (delay)	Assigned to DeLisi 1/15/72 (Apr. repo completed) 5/25 - referred to Trial Comm. (Assigned to Garrison on 5/25/7

ACTIVE DISCIPLINARY FILE

June 30, 1977

CASES BEFORE BOARD OF GOVERNORS

Original Docket #	Date Filed	Complainant's Relationship to Respondent	Most Serious Charge	Status
1. 59	11/9/74	Client	Perf. Neglect	Bd. Hearing: 6/18/77 Order to refer to Sup. Ct. (Record certified 8/17/77)
2. 222		Client	Performance	6/2/77 Report & re to R.C., Conway-- 6/17/77--Conway re turned file with rec. to BOG that matter be held in abeyance pending outcome of civil trial--6/21-rec fo warded to BOG-deci sion expected at Oct. BOG mtg.

ACTIVE DISCIPLINARY FILE

June 30, 1977

CASES BEFORE SUPREME COURT

Original Docket #	Date Filed	Complainant's Relationship to Respondent	Most Serious Charge	Status
1. 199	10/30/76	Alaska Bar	Conviction-Felony	3/77 Certificate of conviction forwarded to Ct.; 5/77 Order for temp. suspension. 6/7/77 - Denied Mo. for Stay; 6/77 Petition for Review filed. (7/77 Ct. ordered Bar to brief q. of ct's. authority to waive Rule & lift suspension. 8/77 - ct. ordered expedited hearing on q. of discipline; hearing scheduled 9/2/75)
2. 208	2/25/77	Alaska Bar	Other-Disability Petition	Pet. filed 2/25/77 (3/31/77 - assigned DeLisio) Apr - Ans filed; ct. ordered medical report. <i>Rep.</i> filed with court. <i>3)</i>

N5

Alaska Bar Association's Discipline Report
for the Third Quarter of 1977

BOARD OF GOVERNORS
ALASKA BAR ASSOCIATION

Officers

DICK L. MADSON
PRESIDENT
FAIRBANKS
KENNETH O. JARVI
PRESIDENT ELECT
ANCHORAGE
WILLIAM B. ROZELL
VICE PRESIDENT
JUNEAU
DONNA C. WILLARD
SECRETARY
ANCHORAGE

P. O. BOX 278
ANCHORAGE, ALASKA 99510
AREA CODE 907/272-7469

MARY F. LAFOLLETTE EXECUTIVE DIRECTOR AND BAR COUNSEL

Board Members

ALBERT M. BRANSON
R. STANLEY DITUS
KAREN L. HUNT
KENNETH O. JARVI
DICK L. MADSON
WILLIAM B. ROZELL
RICHARD D. SAVELL
EDWARD A. STAHLA
DONNA C. WILLARD

October 11, 1977

Hon. Robert Boochever,
Chief Justice
Alaska Supreme Court
Pouch U
Juneau, Alaska 99801

Dear Bob:

The quarterly discipline report for the period 6/30/77 to 9/30/77 is enclosed.

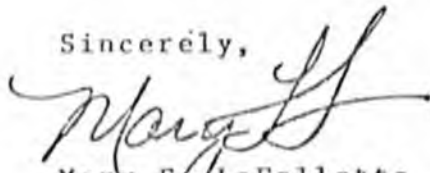
There was little change in the statistical caseload during the period. Ten files were closed by dismissal or informal admonishment, but ten new complaints were filed and one closed case was reactivated at the request of a respondent for formal hearing after informal admonishment.

Four cases were presented to Trial Committees. The decision in one of these cases was reviewed by the Board in September and is now pending before the Court. Committee decisions in the other cases have not yet been filed.

Hearings are scheduled before the Board in October in two cases which were heard by the Committees in May and June.

Please contact me if you have any questions concerning the above.

Sincerely,



Mary F. LaFollette
Executive Director

cc: Chief Justices
Board of Governors
John Hughes & members
of Trial Committee
David Wolf
Monroe Clayton
~~Mark Anderson~~
Bill Garrison

sd

QUARTERLY DISCIPLINE REPORT

June 30, 1977 - Sept. 30, 1977

I. CASELOAD

1. Cases pending & carried forward on June 30, 1977.....61

2. Cases filed or reactivated since June 30, 1977.....11

TOTAL CASELOAD FOR PERIOD

72

3. Cases closed or ordered held in abeyance since June 30, 1977:

- (a) Dismissed
 - (1) By Review Committee Member..... 8
 - (2) By Board of Governors..... 0
- (b) Informal admonitions..... 2
- (c) Abeyance status (transfer to inactive membership)..... 0

TOTAL 10

4. Total Pending Cases on Sept. 30, 1977: 62

II. STATUS OF PENDING ACTIVE CASES:

1. Investigative Stage"

- (a) Review Committee (R.C.) Members.....12
- (b) Bar Counsel.....30

TOTAL 42

2. Before Hearing Committees 13

3. Before Board of Governors 4

4. Before Supreme Court 3

TOTAL PENDING ACTIVE CASES ON Sept. 30, 1966 62

Original Docket #	Date Filed	Complainant's Relationship to Respondent	Most Serious Charge	Status
1. 1	11/71	Client	Funds - Failure to Account	Inv. Comm. rec. dismissed-Bar Counsel completed inv. -\$3200 refund to client. 4/19/77 to Johnson 9/30/77 Report forwarded to R. C. Wolf
2. 57	10/17/74	Client	Funds - Failure to repay loans	Inv. complete & ready for report. 3/31/77 DeLisio 5/4-Transferred to H. Ross 6/17/77-transferred Garrison. 9/30 Report forwarded to R.C. Clayton
3. 89	5/9/75	Client	Perf: inadequate resulting in excessive fees	Report & rec forwarded to R.C. Dave Wolf, 6/22/77
4. 93	5/29/75	Judge	Solicitation: self-laudation, publicity	Report & rec forwarded to R.C. D. Wolf, on 6/30/77
5. 94	6/2/75	Client	Perf: neglect	4/15-Report & rec submitted to R.C. Wolf 6/18/77 ret'd to Bar Ofc. for inv. Resubmitted for 3rd time R.C. Wolf 6/77.
6✓ 104	7/75	Alaska Bar Assn.	Perf: Rep. of conflicting interests & numerous charges	(Involves 12 charges Assigned to Johnson 12/10/76. Transferred to Garrison 5/77. 6/27/77 8 of 12 charges disposed of by dismissal or informal adj. By 8/15/77 2 of remaining 4 charges dismissed 2 charges pending.
7. 130	10/20/75	Opposing Atty.	Perf: Neglect (delay and improper withdrawal - neg.)	Assigned to Ross 3/77 6/7/77 transferred to Garrison. (Rec. by Garrison to BOG that held in abeyance pending trial in civ. c. To be considered by BOG at Oct. meeting
8✓ 139	12/12/75	Client	Perf: abandonment & bad advice; improper withdrawal	Inv. complete & ready for report. 4/7/77 Johnson, 8/7/77 file returned Garrison.
9. 147	3/10/76	Client (3 Respondents)	Int. with justice: misrep. to court & abuse of process	1/77 returned by R. for inv. Assigned to DeLisio. 2/10/77 transferred to Bar Ofc. 4/12/77; 6/77 assigned to Garrison-Inv. pending. 9/9/77-Report forwarded to R.C. Wolf

DISCIPLINARY FILES
 Sept. 30, 1977
 CASES IN INVESTIGATIVE STAGE

Original Docket #	Date Filed	Complainant's Relationship to Respondent	Most Serious Charge	Status
10. 187	11/9/76	Client	Fees	Assigned to DeLisio 2/27/77. 5/13/77-Report & rec. forwarded to R.C. J. Conway. 6/21 returned for referral to Fee Arb Comm. (Assigned to Garrison. 9/27/77 Report & file returned to R.C. Conway
11. 196	11/30/76	Opposing Atty.	Int. with Justice-Conflict	Investigation completed 3/31/77-DeLisio. Report & Rec. to R.C. Wolf on 4/15/77.
12. 198	11/30/76	Bar Assoc.	Int. with Justice-(Felony charges)	Abeyance pending criminal trial.
13.✓ 200	12/8/76	Client	Perf: failure to follow instructions	Under investigation. 3/31/77 Bar Ofc. 4/22-assigned to H. Ross. 6/17 transferred to Garrison.
14.✓ 203	1/10/77	Attorney	Solicitation	Under investigation. 3/31/77 Bar Ofc. 6/77 assigned to Garrison
15. 204	1/17/77	Opposing Atty.	Performance	Under Investigation. 3/31/77 Bar Office. 6/77 assigned to Garrison 9/14 Report forwarded to R.C. Wolf.
16.✓ 205	1/19/77	Client	Perf: Improper withdrawal	Under investigation. 3/31/77 Bar office 6/77 assigned to Garrison
17. 206	1/24/77	Client	Funds	Under Investigation. 3/31/77 Bar Office 6/77 assigned to Garrison 9/28 Rpt. fwd. to RC Wolf
18.✓ 215	3/8/77	Client	Perf: Unauthorized settlement	Under investigation 3/31/77 Bar Office 6/77 assigned to Garrison
19. 216	3/9/77	Opposing Atty.	Perf: Threatening criminal prosecution.	Under investigation 3/31/77 Bar Office Report & rec forwarded R. C. Wolf on 5/25/77. Returned by Wolf 6/77; returned to Wolf 6/77
20.✓ 217	3/9/77	Opposing Atty.	Interference with Justice	Under investigation 3/31/77 Bar Office 6/77 assigned to Garrison
21.✓ 218	3/11/77	Client	Performance	Under investigation 3/31/77 Bar Office 6/77 assigned to Garrison
22.✓ 219	3/14/77	Opposing Atty.	Perf: Improper Trial conduct	Under investigation 3/31/77 Bar Office 6/77 assigned to Garrison
23.✓ 220	3/22/77		Perf: Neglect	Under investigation 3/31/77 Bar Office 6/77 assigned to Garrison

FIVE DISCIPLINARY FILES
 Sept. 30, 1977
 CASES IN INVESTIGATIVE STAGE

Original Docket #	Date Filed	Complainant's Relationship to Respondent	Most Serious Charge	Status
24. 221	4/18/77	Client	Funds	Report & rec. to R. C. Wolf on 6/18/77 (File returned for further investigation on 8/26/77) 9/12 File returned to Wolf.
25. 223	5/17/77	3rd Party	Fees	6/77 assigned to Garrison
26. 225	5/17/77	Opposing Atty.	Funds	6/77 assigned to Garrison
27. 226	5/20/77	Client & adv. party (Involves 2 attys.)	Funds	6/77 assigned to Garrison
28. 227	6/2/77	Bar Assn.	Solicitation	6/77 assigned to Garrison
29. 228	6/28/77	Bar Assn.	Int. with Justice	6/77 assigned to Garrison
30. 229	6/28/77	Client	Performance	6/77 assigned to Garrison
31. 230	?	Client	Performance	6/77 assigned to Garrison
32. 231	6/30/77	Bar Assn.	Performance	6/77 assigned to Garrison
33. 233	7/5/77	Client	Perf: Conflict of Interest	7/77 assigned to Garrison
34. 234	7/11/77	Client	Perf: & Funds	7/77 assigned to Garrison
35. 235	8/1/77	Client	Performance	8/77 assigned to Garrison
36. 236	7/28/77	Fee Arb Panel	Int. with Justice	7/77 assigned to Garrison
37. 237	8/3/77	Opposing Party	Int. with Justice	8/77 assigned to Garrison
38. 238	7/26/77	3rd Party	Performance	7/77 assigned to Garrison
39. 239	7/26/77	3rd Party	Performance	7/77 assigned to Garrison
40. 240	8/24/77	Client	Performance	8/77 assigned to Garrison
41. 241	9/16/77	Client	Funds	9/16/77 assigned to Garrison
42. 242	9/28/77	Opposing Atty.	Performance	9/77 assigned to Garrison

ACTIVE DISCIPLINARY FILE

Sept. 30, 1977

CASES BEFORE HEARING COMMITTEE

Original Docket #	Date Filed	Complainant's Relationship to Respondent	Most Serious Charge	Status
1. 7	5/17/73	Client	Funds-failure to deposit in Tr/acct. & to refund un-earned portion on withdrawal.	1/75 Hearing before trial comm./open for comm. report (\$300 refund to client) Trial Comm Members: Pete Bartlett, Chairman, Jack Hendrickson, Al McGrath
2. 8	6/4/73	Client	Performanc-representation of conflicting interests	Order for referral to trial comm. 4/4/77 Felton. 6/77 transferred to Garrison
3. 13	9/14/73	Client	Perf: delay in dep. trust funds to interest bearing account	6/20: Respondent to receive inf. ad. if complies with condit within 30 days. Otherwise refer to Trial Comm.
4. 23	1/8/74	Client	Perf: Conflict of interest	Report & rec. forward to J. Conway on 6/27 Ref'd to Trial Comm 7/7/77
5. 35	4/8/74	Client	Perf: Business int. adverse to client	Order for referral to Trial Comm. Apr: Retained Moderow to re Bar. Hearing 7/17 & 9/30 Comm. decision pending.
6. 48	8/2/74	Client	Funds-delay in release	Order for referral to Trial Comm. Apr: Retained Moderow to re Bar. Hearing 7/17 & 9/30 Comm. decision pending.
7. 102	7/75	Ak. Bar Assn.	Perf: Conflict of interest & several other charges	Informal admonishment vacated at request of respondent & hearing before Trial Comm. Assigned to Ross 2/4 Transferred to Felton on 2/10/77 6/77 Transferred to Garrison (Comm. Hear 7/29/77)
8. 123	10/10/75	Judge	Int. with Justice Mis-rep. to court	Referred to Trial Co Assigned to Ross 10/21/76. 6/77 transferred to Garrison (Hearing postponed pending outcome of civil appeal.)

ACTIVE DISCIPLINARY FILES

Sept. 30, 1977

CASES BEFORE HEARING COMMITTEE

Original Docket #	Date Filed	Complainant's Relationship to Respondent	Most Serious Charge	Status
9. 133	11/25/75	Client	Perf:neglect/poor representation	Order for referral to Trial Comm. 6/17/77. (assigned to Garrison)
10. 148	3/5/76	3rd person Atty.	Solicitation: sign and name	Order for referral to Trial Comm. Review Committee. Member ordered file held in abeyance pending decision in Bates v Ariz. Assigned to Ross 9/21/76. Transferred to Felton 2/16/77 transferred to Garrison.
11. 151	4/5/76	Client	Funds: Failure to account	Referred to Trial Committee Assigned to Ross 12/10/76. Transferred to Felton 2/10/77. 6/77 transferred to Garrison.
12. 154	4/10/76	Adverse Party	Int. with justice: extra-judicial statements about pending case.	Assigned to DeLisio 2/77. (April: report filed.)
13. 178	9/21/76	Fee Arb Panel	Performance	6/17/77-File closed with informal Adm. 7/28/77 Respondent requested formal hearing Order for inf. adm. vacated. Assigned to Garrison

ACTIVE DISCIPLINARY FILES

Sept. 30, 1977

CASES BEFORE BOARD OF GOVERNORS

Original Docket #	Date Filed	Complainant's Relationship to Respondent	Most Serious Charge	Status
1. 70	2/18/75	Opposing Atty.	Perf: Slander & communication w/ adverse party rep. by counsel	Trial Comm. Hearing 6/15/77. Proposed decision filed with Bd. on 7/8/77. Scheduled for Bd. review in Oct
2. 156	5/25/76	Adverse Party	Int. w/Justice intimidation	Referred to Trial Com Assigned to Ross 12/ Transferred to Felton 2/10/77. Hearing 5/5/77. Decision fi in Sept. Board review scheduled 10/17/77.
3. 163	8/4/76	Client	Perf: Neglect (delay)	Assigned to DeLisio 1/15/72 (Apr. report completed) 5/25- referred to Trial Comm (Assigned to Garrison on 5/25/77). Stipulation for hearing by Board rather than Tr Comm. Hearing scheduled 10/17/77.
4. 222		Client	Performance	6/2/77 Report & rec. R. C., Conway. 6/17/77 Conway return file with rec to BOG that matter be held abeyance pending outcome of civil trial 6/21 rec. forwarded BOG, decision expect at Oct. BOG meeting.

ACTIVE DISCIPLINARY FILE

Sept. 30, 1977

CASES BEFORE SUPREME COURT

Original Docket #	Date Filed	Complainant's Relationship to Respondent	Most Serious Charge	Status
1. 59	11/9/74	Client	Perf: Neglect	Board Hearing: 6/18/77 Order to refer to Sup. Ct.; Record Certified to Supreme Court on 8/17/77.
2. 199	10/30/76	Ak. Bar	Conviction-Felony	3/77 Certificate of conviction forwarded to Ct.; 5/77 Order for temp. suspension. 6/7/77 Denied Mo. for Stay. 6/77 Petition for Review filed (7/77 Ct. ordered Bar to brief q. of Ct's. authority to waive Rule & lift suspension. 8/77 Ct. ordered expedited hearing on g. of discipline; hearing 9/2/75. Board review 7/18 and Record forwarded to Sup. Ct. 9/22 with rec for 3 yrs. suspension.
3. 208	2/25/77	Ak Bar.	Other-Disability Petition	Pet. filed 2/25/77 (3/31/77 assigned DeLisio) Apr. Answer filed; Ct. ordered medical Report. Report filed with Court 8/77.

	Totals 10/12/76 to 12/30/76 (1)	Totals 1/1/77 to 3/31/77 (2)	Totals 4/1/77 to 6/30/77 (3)	Totals 6/30/77 to 9/30/77 (4)	Totals
Active cases pending & carried forward at beginning of period:	121	90	78	61	121
Complaints filed or reactivated during period	<u>22</u>	<u>18</u>	<u>12</u>	<u>11</u>	<u>63</u>
TOTAL CASELOAD FOR PERIOD:	143	108	90	72	184
Less: Cases closed or ordered held in abeyance:					
	(1)	(2)	(3)	(4)	
(a) Dismissed	42	22	20	8	
(b) Informal Admonitions	6	3	8	2	
(c) Members transferred to inactive status	1	2	1	0	
(d) Abeyance status	<u>4</u>	<u>3</u>	<u>0</u>	<u>0</u>	
TOTALS	<u>53</u>	<u>30</u>	<u>29</u>	<u>10</u>	<u>122</u>
TOTAL PENDING CASES AT END OF PERIOD:	<u>90</u>	<u>78</u>	<u>61</u>	<u>62</u>	<u>62</u>
<u>STATUS OF PENDING ACTIVE FILES:</u>					
1. Investigative state:					
(a) Review Committees	{74	3	11	12	
(b) Bar Counsel		57	30	30	
2. Before Hearing Committee	14	14	16	13	
3. Before Board of Governors		1	2	4	
4. Before Supreme Court	<u>2</u>	<u>3</u>	<u>2</u>	<u>3</u>	
TOTAL ACTIVE FILES AT END OF EACH PERIOD	<u>90</u>	<u>78</u>	<u>61</u>	<u>62</u>	

N6

Alaska Bar Association's Discipline Report
for the Fourth Quarter of 1977
or, the Year-End Report

March 17, 1978

Hon. Robert Boochever,
Chief Justice
Alaska Supreme Court
Pouch U
Juneau, Alaska 99801

Dear Chief Justice Boochever:

In following up our phone conversation of February 17th, please find enclosed a revised grievance report for the last calendar year along with information on fee arbitration matters.

By way of explanation, please note the incorrect copy. The circled figures in the far right hand column do not accurately reflect the number of cases handled during the past year. While you may not be able to appreciate my ignorance in preparing this report, hopefully, you can understand how the error came about.

While the totals are not necessarily incorrect they are not in any way meaningful.

Thank you for your patience in this matter.

Respectfully,

William W. Garrison
State Bar Counsel

WWG/lms

cc: Justices
Board of Governors
John Hughes & members
of Trial Committee
David Wolf
John Conway
Monroe Clayton
Pete Ellis

STATISTICAL REPORT FOR 12 MONTH PERIOD
January 1, 1977 to December 31, 1977

Totals 1/1/77 to 3/31/77 (1)	Totals 4/1/77 to 6/30/77 (2)	Totals 6/30/77 to 9/30/77 (3)	Totals 9/30/77 to 12/31/77 (4)	Totals 12 Month Period
--	--	---	--	------------------------------

Active cases pending & carried forward at beginning of period:

90 78 61 62 90

Complaints filed or reactivated during period:

18 12 11 5 46

TOTAL CASELOAD FOR PERIOD:

108 90 72 67 136

Less: Cases closed or ordered held in abeyance:

	(1)	(2)	(3)	(4)
(a) Dismissed	22	20	8	11
(b) Informal Admonitions	3	8	2	7
(c) Members transferred to inactive status	2	1	0	0
(d) Abeyance Status	3	0	0	1
(e) Suspension	<u>0</u>	<u>0</u>	<u>0</u>	<u>1</u>

TOTALS

30 29 10 20 89

TOTAL PENDING CASES AT END OF PERIOD:

78 61 62 47 47

STATUS OF PENDING ACTIVE FILES:

1. Investigative stage:

(a) Review Committees	3	11	12	3
(b) Bar Counsel	57	30	30	31

2. Before Hearing Committee

14 16 13 7

3. Before Board of Governors

1 2 4 4

4. Before Supreme Court

3 2 3 2

TOTAL ACTIVE FILES AT END OF EACH PERIOD

78 61 62 47

STATISTICAL REPORT FOR 12 MONTH PERIOD
January 1, 1977 to December 31, 1977

	Totals 1/1/77 to 3/31/77 (1)	Totals 4/1/77 to 6/30/77 (2)	Totals 6/30/77 to 9/30/77 (3)	Totals 9/30/77 to 12/31/77 (4)	Totals
Active cases pending & carried forward at beginning of period:	90	78	61	62	291
Complaints filed or reactivated during period:	18	12 <i>these figures</i>	11	5	46
TOTAL CASELOAD FOR PERIOD:	108	90 <i>NOT THESE</i>	72	67	337
Less: Cases closed or ordered held in abeyance:					
(a) Dismissed	22	20	8	11	
(b) Informal Admonitions	3	8	2	7	
(c) Members transferred to inactive status	2	1	0	0	
(d) Abeyance Status	3	0	0	1	
(e) Suspension	0	0	0	1	
TOTALS	30	29	10	20	89
TOTAL PENDING CASES AT END OF PERIOD:	78	61	62	47	248
<u>STATUS OF PENDING ACTIVE FILES:</u>					
1. Investigative stage:					
(a) Review Committees	3	11	12	3	29
(b) Bar Counsel	57	30	30	31	148
2. Before Hearing Committee	14	16	13	7	50
3. Before Board of Governors	1	2	4	4	11
4. Before Supreme Court	3	2	3	2	10
TOTAL ACTIVE FILES AT END OF EACH PERIOD	78	61	62	47	248

FEE ARBITRATION REPORT FOR 1977

Cases pending on January 1, 1977:	12	
Petitions filed during year:	<u>20</u>	
Total Caseload for Year:		<u>32</u>
Cases disposed of during year:	<u>22</u>	
Total cases still pending at end of year:		10
Decisions pending:	4	
Abeyance:	1	
Scheduled for Hearing:	<u>5</u>	
	10	

N7

Alaska Bar Association's Discipline Report
for the First Quarter of 1978

BOARD OF GOVERNORS
ALASKA BAR ASSOCIATION

Officers

DICK L. MADSON
PRESIDENT
FAIRBANKS
KENNETH O. JARVI
PRESIDENT ELECT
ANCHORAGE
WILLIAM B. ROZELL
VICE PRESIDENT
JUNEAU
DONNA C. WILLARD
SECRETARY
ANCHORAGE

P. O. BOX 279
ANCHORAGE, ALASKA 99510
AREA CODE 907/272-7469

Board Members

ALBERT H. BRANSON
R. STANLEY DITUS
KAREN L. HUNT
KENNETH O. JARVI
DICK L. MADSON
WILLIAM B. ROZELL
RICHARD D. SAVELL
EDWARD A. STAHLA
DONNA C. WILLARD

April 12, 1978

Hon. Robert Boochever,
Chief Justice
Alaska Supreme Court
Pouch U
Juneau, Alaska 99801

Dear Chief Justice Boochever:

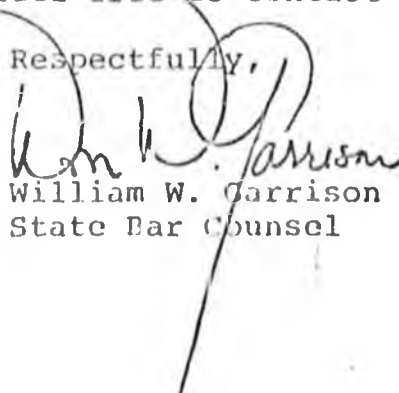
Please find enclosed the Quarterly Report for the period covering January 1, 1978 - March 31, 1978. Due to the loss of key personnel and the consequent necessity to undertake additional administrative functions I could not devote the amount of time I would have wished solely to disciplinary matters. Nevertheless the present pending caseload is less than last quarter. While 6 grievances were opened approximately 39 matters were handled informally.

Additional statistics which you may find of interest are as follows:

Admission appeals	101.4 hours
Miscellaneous & administration	126.9 hours
Fee arbitration - does not include time at hearings	13.9 hours
Matters in Federal Court	.9 hours
TOTAL	243.1 hours

If you have any questions, please feel free to contact me.

Respectfully,


William W. Garrison
State Bar Counsel

Enc.

cc: Justices
Board of Governors
John Hughes & members
of Trial Committee
David Wolf
John Conway
Monroe Clayton
Pete Ellis

WWG/lms

QUARTERLY DISCIPLINE REPORT

January 1, 1978 - March 31, 1978

I. CASELOAD

1. Cases pending & carried forward on January 1, 1978.....	47	
2. Cases filed or reactivated since January 1, 1978.....	<u>6</u>	
TOTAL CASELOAD FOR PERIOD		53
3. Cases closed or ordered held in abeyance since January 1, 1978:		
(a) Dismissed by Review Committee Member.....	5	
(b) Informal admonitions by Review Committee Member....	1	
(c) Abeyance status.....	<u>4</u>	
TOTAL		10
4. Total Pending Cases on March 31, 1978:		<u>43</u>

II. STATUS OF PENDING ACTIVE CASES:

1. Investigative Stage		
(a) Review Committee Members.....	3	
(b) Bar Counsel.....	28	
TOTAL		31
2. Before Hearing Committees		7
3. Before Board of Governors		3
4. Before Supreme Court		<u>2</u>
TOTAL PENDING ACTIVE CASES ON March 31, 1978		<u>43</u>

	Totals 4/1/77 to 6/30/77 (1)	Totals 7/1/77 to 9/30/77 (2)	Totals 10/1/77 to 12/31/77 (3)	Totals 1/1/78 to 3/31/78 (4)	Totals 12 Month Period
Active cases pending & carried forward at beginning of period:	78	61	62	47	78
Complaints filed or reactivated during period:	<u>12</u>	<u>11</u>	<u>5</u>	<u>6</u>	<u>34</u>
TOTAL CASELOAD FOR PERIOD:	90	72	67	53	112

Cases closed or ordered held in abeyance:

	(1)	(2)	(3)	(4)
(a) Dismissed	20	8	11	5
(b) Informal Admonitions	8	2	7	1
(c) Members transferred to inactive status	1	0	0	0
(d) Abeyance Status	0	0	1	4
(e) Suspension	<u>0</u>	<u>0</u>	<u>1</u>	<u>0</u>

TOTALS	<u>29</u>	<u>10</u>	<u>20</u>	<u>10</u>	<u>69</u>
TOTAL PENDING CASES AT END OF PERIOD:	<u>61</u>	<u>62</u>	<u>47</u>	<u>43</u>	<u>43</u>

STATUS OF PENDING ACTIVE FILES:

1. Investigative stage:					
(a) Review Committees	11	12	3	3	
(b) Bar Counsel	30	30	31	28	
2. Before Hearing Committee	16	13	7	7	
3. Before Board of Governors	2	4	4	3	
4. Before Supreme Court	<u>2</u>	<u>3</u>	<u>2</u>	<u>2</u>	
TOTAL ACTIVE FILES AT END OF EACH PERIOD	<u>61</u>	<u>62</u>	<u>47</u>	<u>43</u>	