

ORDER OF THE SUPREME COURT OF TEXAS

MISC. DOCKET NO. 08- 9072

IN THE MATTER OF JAMES WILLIE MYART JR.

The Court has reviewed the Motion for Acceptance of Resignation as Attorney and Counselor at Law of JAMES WILLIE MYART JR. and the Response of the Chief Disciplinary Counsel for the Commission for Lawyer Discipline. The Court concludes each meets the requirements of Part X of the Texas Rules of Disciplinary Procedure. In the absence of a request by JAMES WILLIE MYART JR. to withdraw his motion, the Court deems the professional misconduct detailed in the Response of Chief Disciplinary Counsel conclusively established for all purposes. The Court further concludes that acceptance of JAMES WILLIE MYART JR.'S resignation is in the best interest of the public and the profession.

IT IS ORDERED that the law license of JAMES WILLIE MYART JR. of San Antonio, Texas, State Bar Card Number 14755950, is canceled and his name be dropped and deleted from the list of persons licensed to practice law in Texas.

IT IS FURTHER ORDERED that JAMES WILLIE MYART JR. immediately surrender his State Bar Card and Texas law license to the Clerk of the Supreme Court of Texas or file with the Court an affidavit stating the cause of his inability to do so.

IT IS FURTHER ORDERED that JAMES WILLIE MYART JR. is permanently enjoined and prohibited from practicing law in the State of Texas, holding himself out as an attorney at law, performing legal services for others, giving legal advise to others, accepting any fee directly or indirectly for legal services, appearing as counsel or in any representative capacity in any proceeding in any Texas court or before any Texas administrative body (whether state, county, municipal, or other), or holding himself out to others or using his name in any manner in conjunction with the

words "Attorney at Law," "Counselor at Law," "Lawyer," or "Attorney."

IT IS FURTHER ORDERED that JAMES WILLIE MYART JR. shall immediately notify in writing each of his current clients of his resignation. In addition to such notification, JAMES WILLIE MYART JR. is **ORDERED** to return any files, papers, unearned monies and other property in his possession belonging to any client or former client to the respective client or former client or to another attorney at the client's or former client's request. JAMES WILLIE MYART JR. is **ORDERED** shall file with the State Bar of Texas, Office of the Chief Disciplinary Counsel, Post Office Box 12487, Austin, Texas 78711-2487, within thirty (30) days of the date of this Order an affidavit stating that all current clients have been notified of his resignation and that all files, papers, monies, and other property belonging to all clients and former clients have been returned.

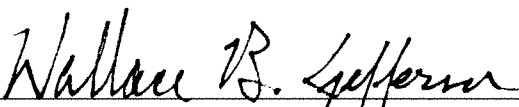
IT IS FURTHER ORDERED that JAMES WILLIE MYART JR. shall, within thirty (30) days after the date of this Order, notify in writing each justice of the peace, judge, magistrate, and chief justice of each court in which JAMES WILLIE MYART JR. has any matter pending of the terms of this Order, the style and cause number of the pending matter(s), and the name, address and telephone number of the client(s) JAMES WILLIE MYART JR. is representing in court. JAMES WILLIE MYART JR. is **ORDERED** to file with the State Bar of Texas, Office of the Chief Disciplinary Counsel, Post Office Box 12487, Austin, Texas 78711-2487, within thirty (30) days of the date of this Order an affidavit stating that he has notified in writing each justice of the peace, judge, magistrate, and chief justice of each court in which he has any matter pending of the terms of this Order, the style and cause number of the pending matter(s), and the name, address and telephone number of the client(s) he is representing in Court.

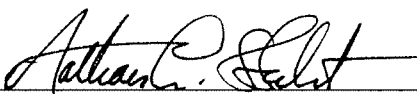
IT IS FURTHER ORDERED that JAMES WILLIE MYART JR. shall make payment of

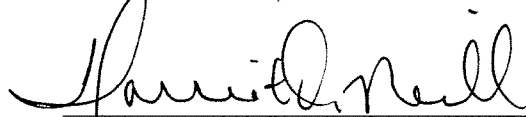
restitution to Heriberto Huerta in the amount of \$13,275.21 (USD). Payment of the restitution is a condition precedent for the reinstatement of JAMES WILLIE MYART JR. All payments shall be made by certified or cashier's check and delivered to the State Bar of Texas, 6300 La Calma, Suite 300, Austin, Texas 78752.

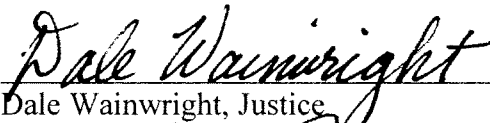
IT IS FURTHER ORDERED that JAMES WILLIE MYART JR. shall tender payment of State Bar of Texas attorney's fees in the amount of \$400.00. Payment of the State Bar of Texas attorney's fees is a condition precedent for the reinstatement of JAMES WILLIE MYART JR. All payments shall be made by certified or cashier's check and delivered to the State Bar of Texas, 6300 La Calma, Suite 300, Austin, Texas 78752.

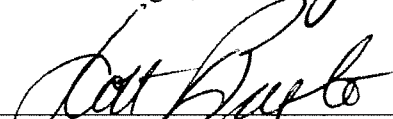
IT IS ORDERED the 17th of June day of, 2008.

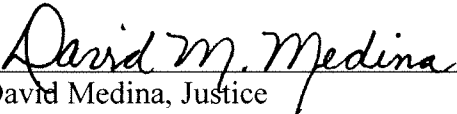

Wallace B. Jefferson, Chief Justice



Nathan L. Hecht, Justice



Harriet O'Neill, Justice

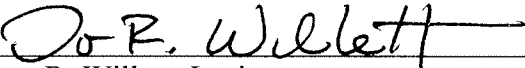

Dale Wainwright, Justice


Scott A. Bristow, Justice


David Medina, Justice


Paul W. Green, Justice


Phil Johnson, Justice


Don R. Willett, Justice