

**ORDER OF THE SUPREME COURT OF TEXAS**

**Misc Docket No. 97- 9009**

Appointment of a District Judge to Preside  
in a State Bar Disciplinary Action

The Supreme Court of Texas hereby appoints the Honorable Horace D. Black, Judge of the 77th District Court of Limestone County, Texas, to preside in the Disciplinary Action styled:

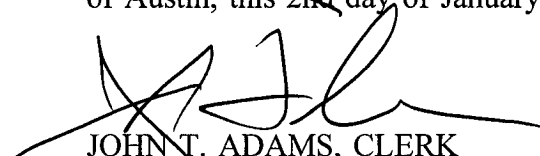
**The Commission for Lawyer Discipline v. Andrew Abraham Dunlap**

to be filed in a District Court of Dallas County, Texas.

The Clerk of the Supreme Court shall promptly forward to the District Clerk of Dallas County, Texas, a copy of this Order and of the Disciplinary Petition for filing and service pursuant to Rule 3.03, Texas Rules of Disciplinary Procedure.

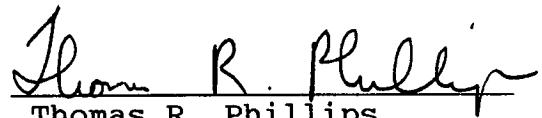
As ordered by the Supreme Court of Texas, in chambers,

with the Seal thereof affixed at the City  
of Austin, this ~~2nd~~<sup>3rd</sup> day of January, 1997.

  
JOHN T. ADAMS, CLERK  
SUPREME COURT OF TEXAS

This assignment, made by Misc. Docket No. 9<sup>7</sup>-9009, is also an assignment by the Chief Justice of the Supreme Court pursuant to Texas Government Code §74.057.

Signed this 6 day of January, 1997.

  
Thomas R. Phillips  
Chief Justice

NO. \_\_\_\_\_

COMMISSION FOR LAWYER DISCIPLINE § IN THE DISTRICT COURT OF  
V. §  
ANDREW ABRAHM DUNLAP § DALLAS COUNTY, TEXAS  
§  
§ \_\_\_\_\_ JUDICIAL DISTRICT

**DISCIPLINARY PETITION**

**TO THE HONORABLE JUDGE OF SAID COURT:**

COMES NOW Petitioner, the Commission for Lawyer Discipline, a committee of the State Bar of Texas (hereinafter called "Petitioner"), complaining of Respondent, Andrew Abrahm Dunlap, (hereinafter called "Respondent"), showing the Court:

**I.**

Petitioner brings this disciplinary action pursuant to the State Bar Act, Tex. Gov't. Code Ann. §81.001, et seq. (Vernon 1988), the Texas Disciplinary Rules of Professional Conduct and the Texas Rules of Disciplinary Procedure. The complaint which forms the basis of the Disciplinary Petition was filed on or after May 1, 1992.

**II.**

Respondent is an attorney licensed to practice law in Texas and is a member of the State Bar of Texas. Respondent is a resident of and has his principal place of practice in Dallas County, Texas. An officer may serve citation on Respondent at 1999 Bryan Street, Suite 2700, Dallas, Texas 75201.

### III.

On or about July 15, 1994, Joe M. Lopez (hereinafter referred to as "Lopez") engaged Respondent to represent him in a Texas Workers' Compensation matter and to file a request for review in connection with an earlier, adverse ruling in his case. On August 19, 1994, Lopez's case came before an Appeals Panel of the Texas Workers' Compensation Commission for a contested case hearing, but Respondent had neglected to file a request for review with the Texas Workers' Compensation Commission. Because of Respondent's failure to file a request for review on behalf of Lopez, the Appeals Panel entered an order stating that Lopez's appeal was deemed to have been withdrawn, and his case was dismissed. Respondent failed to advise Lopez of what had happened with his case.

### IV.

As a result of the conduct described in Paragraph III, Lopez filed a complaint against Respondent with the State Bar of Texas on April 25, 1996. On April 25, 1996, the State Bar of Texas sent, by certified mail return receipt requested, a letter to Respondent notifying him that a complaint alleging professional misconduct on his part had been filed against him by Lopez. In said letter, Respondent was advised that, pursuant to Rule 2.09 of the Texas Rules of Disciplinary Procedure, he was required to file a written response with the State Bar of Texas within thirty (30) days of his receipt of the letter. Respondent received the letter on April 26, 1996, and failed to furnish the State Bar of Texas a written response to the complaint within the required thirty (30) days of his receipt of the notification letter, and he failed to timely assert a privilege or other legal ground for his failure to furnish his response.

V.

Such acts and/or omissions on the part of Respondent as are described in Paragraphs III and IV, hereinabove, which occurred on or after January 1, 1990, constitute conduct which violates Rules 1.01(b)(2), 1.03 and/or 8.04(a)(8) of the Texas Disciplinary Rules of Professional Conduct.

VI.

The complaint which forms the basis of the Cause of Action hereinabove set forth was brought to the attention of the Office of General Counsel of the State Bar of Texas by Joe M. Lopez filing a complaint on or about April 23, 1996.

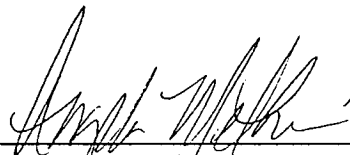
**PRAYER**

**WHEREFORE, PREMISES CONSIDERED,** Petitioner prays for judgment that Respondent be disciplined as the facts shall warrant; and that Petitioner have such other relief to which entitled, including costs of Court and attorney's fees.

Respectfully submitted,

**Steve W. Young**  
General Counsel

Assistant General Counsel  
**Angela Methvin**  
State Bar of Texas  
Litigation - Dallas  
5910 N. Central Expressway  
Suite 920  
Dallas, Texas 75206  
(214) 368-0083  
FAX (214) 368-6953



**Angela Methvin**  
State Bar Card No. 00792698

ATTORNEYS FOR PETITIONER

# STATE BAR OF TEXAS



Office of the General Counsel  
Litigation - Dallas

November 26, 1996

**CMRRR NO. P 378 167 492**

John T. Adams, Clerk  
Supreme Court of Texas  
P.O. Box 12248  
AUSTIN, TX 78711

**RE: Commission for Lawyer Discipline v. Andrew Abrahm Dunlap**

Dear Mr. Adams:

Enclosed please find an original and two (2) copies of a Disciplinary Petition being filed by the Commission for Lawyer Discipline against Andrew Abrahm Dunlap. Mr. Dunlap is a resident of Dallas County, Texas. Request is hereby made that the Court appoint an active District Judge who does not reside in the Administrative Judicial Region in which Respondent resides to preside in this case. Upon appointment, request is made that you notify the Respondent at the address shown below and the undersigned of the identity and address of the judge assigned:

**Andrew Abrahm Dunlap  
1999 Bryan Street  
Suite 2700, LB 107  
Dallas, Texas 75201**

As a practical matter, I would respectfully suggest that you inquire with the judge to be appointed as to whether he or she will be able to comply with the 180 day deadline by which the case must be set for trial set forth in Section 3.07 of the Texas Rules of Disciplinary Procedure. If not, I would respectfully request that an alternate appointment be made.

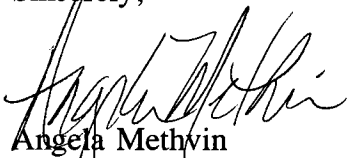
Once a trial judge has been appointed, please forward the original and two (2) copies of the Disciplinary Petition, the filing fee check, also enclosed herewith, and the Court's appointing order to the District Clerk of Dallas County, Texas, with the request that the suit be filed, service be obtained, and a file stamped copy of the petition be returned to the undersigned.

John T. Adams, Clerk  
November 26 1996  
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Also enclosed are a pre-addressed envelope for your use in transmitting the petition, etc., to the District Clerk of Dallas County, Texas, and a return envelope to be sent to the District Clerk of Dallas County, Texas, for the Clerk's use in returning a file stamped copy of the petition to the undersigned.

Thank you for your courtesies in this matter.

Sincerely,



Angela Methvin  
Assistant General Counsel

Enclosures





THE SUPREME COURT OF TEXAS

CHIEF JUSTICE  
THOMÁS R. PHILLIPS

POST OFFICE BOX 12248      AUSTIN, TEXAS 78711

CLERK  
JOHN T. ADAMS

JUSTICES  
RAUL A. GONZALEZ  
NATHAN L. HECHT  
JOHN CORNYN  
CRAIG ENOCH  
ROSE SPECTOR  
PRISCILLA R. OWEN  
JAMES A. BAKER  
GREG ABBOTT

TEL: (512) 463-1312

FAX: (512) 463-1365

EXECUTIVE ASST  
WILLIAM L. WILLIS

ADMINISTRATIVE ASS'T  
NADINE SCHNEIDER

January 8, 1997

Honorable Horace D. Black  
Judge, 77<sup>th</sup> District Court  
P.O. Box 230  
Groesbeck, Texas 76642

Dear Judge Black:

We enclose for your information a copy of the order of assignment, a copy of the Disciplinary Action, a copy of the notification letter to Ms. Methvin and Mr. Dunlap, and a copy of the letter to the District Clerk of Dallas County.

We then recommend that, either before or immediately after you set the case for trial, the Harris County District Court Administrative Office (214-653-6108) be contacted to reserve a courtroom, provide for a court reporter, etc. Finally, you should contact the Presiding Judge of the Administrative Judicial Region into which you have been assigned (214-653-2943) to obtain information on lodging, allowable expenses, and claims forms for your expenses incident to presiding over this disciplinary case.

Sincerely,

SIGNED

John T. Adams  
Clerk



# THE SUPREME COURT OF TEXAS

CHIEF JUSTICE  
THOMAS R. PHILLIPS

POST OFFICE BOX 12248      AUSTIN, TEXAS 78711

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PRISCILLA R. OWEN  
JAMES A. BAKER  
GREG ABBOTT

January 8, 1997

The Honorable Bill Long  
District Clerk of Dallas County  
George L. Allen Courts Building  
600 Commerce Street  
Dallas, Texas 75202

Dear Mr. Long:

Pursuant to Rule 3.03 of the Texas Rules of Disciplinary Procedure, I am sending for filing State Bar of Texas Disciplinary Action styled: The Commission for Lawyer Discipline v. Andrew Abraham Dunlap, and a copy of the Supreme Court's order appointing the Honorable Horace D. Black, Judge of the 77<sup>th</sup> District Court, Groesbeck, Texas, to preside in this Disciplinary Action.

Sincerely,

SIGNED

John T. Adams  
Clerk

cc: Hon. Horace D. Black  
Mr. Andrew Abraham Dunlap  
Ms. Angela Methvin



## THE SUPREME COURT OF TEXAS

CHIEF JUSTICE  
THOMAS R. PHILLIPS

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GREG ABBOTT

EXECUTIVE ASST  
WILLIAM L. WILLIS

ADMINISTRATIVE ASS'T  
NADINE SCHNEIDER

January 8, 1997

Ms. Angela Methvin  
Assistant General Counsel, State Bar of Texas  
5910 N. Central Expressway, Suite 920  
Dallas, Texas 75206

Mr. Andrew Abraham Dunlap  
Suite 2700, LB 107  
1999 Bryan Street  
Dallas, Texas 75201

Dear Ms. Methvin and Mr. Dunlap:

Pursuant to Rule 3.02 of the Texas Rules of Disciplinary Procedure, I hereby notify you that the Supreme Court of Texas has appointed the Honorable Horace D. Black, Judge of the 77<sup>th</sup> District Court, Groesbeck, Texas to preside in

Commission for Lawyer Discipline v. Andrew Abraham Dunlap

Sincerely,

**SIGNED**

John T. Adams  
Clerk