

ORDER OF THE SUPREME COURT OF TEXAS

Misc. Docket No. 93-0125

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

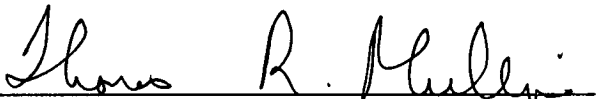
The Supreme Court of Texas hereby appoints the Honorable Jack E. Hunter, Judge of the 94th District Court, to preside in the Disciplinary Action styled:

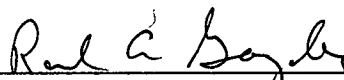
The Commission on Lawyer Discipline v. Gregory Reed Wettman


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


The Clerk of the Supreme Court shall promptly forward to the District Clerk of Harris 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.


In Chambers, this 28th day of June, 1993.

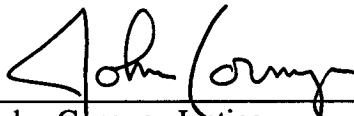

Thomas R. Phillips, Chief Justice

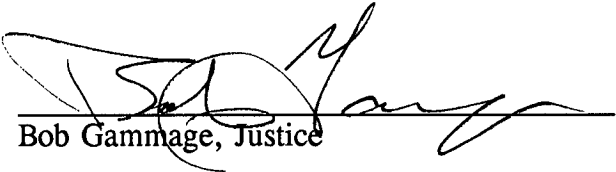

Raul A. Gonzalez, Justice

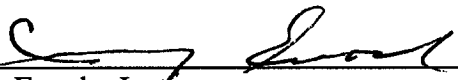

Jack Hightower, Justice

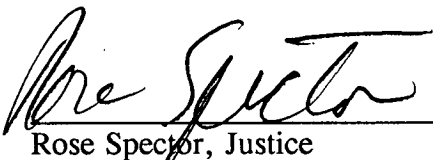

Nathan L. Hecht, Justice


Lloyd Doggett, Justice


John Cornyn, Justice


Bob Gammage, Justice


Craig Enoch, Justice


Rose Spector, Justice

NO. _____

COMMISSION FOR LAWYER DISCIPLINE§	§	IN THE DISTRICT COURT OF
V.	§	HARRIS COUNTY, TEXAS
GREGORY REED WETTMAN	§	_____ JUDICIAL DISTRICT

DISCIPLINARY PETITION

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW, the Commission for Lawyer Discipline, a committee of the State Bar of Texas (hereinafter called "Petitioner") in the above entitled and numbered cause and files this its Disciplinary Petition complaining of Respondent, Gregory Reed Wettman (hereinafter called "Respondent") showing the Court:

I.

Petitioner brings this disciplinary action pursuant to the State Bar Act, Texas 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 after May 1, 1992.

II.

Respondent is an attorney licensed to practice law in Texas and a member of the State Bar of Texas. Respondent is a resident of Harris County, Texas. An officer may serve citation on Respondent at his place of business located at 1770 Saint James Place, Suite 210, Houston, Harris County, Texas.

III.

In or around April 1988, Respondent was hired by John Harry Teague (hereinafter called "Teague") to represent him in a divorce action.

IV.

Respondent filed a Petition for Divorce on behalf of Teague in the 359th District Court of Montgomery County, Texas. Thereafter, Teague's wife counterclaimed for divorce and served upon Teague, through Respondent, certain discovery requests. This discovery included Requests for Admissions which were filed by Teague's wife in or around August 1988. Due to Respondent's failure to see that the admissions were answered, admissions were deemed admitted in or around October 1988. Thereafter, the court further sanctioned Teague by striking his pleadings in or around November 1988. Again, Respondent made no response to the opposing party's motion seeking this action. Finally, a Default Judgment was entered on behalf of Teague's wife on or about November 22, 1988. Again, Respondent took no action to oppose the entrance of this Default Judgment.

V.

Thereafter, Respondent filed on behalf of Teague an appeal with the Ninth District Court of Appeals located in Beaumont, Texas. Although Respondent made a request for findings of fact and conclusions of law, none were issued by the trial court. Further, Respondent failed to request a statement of facts for either the final divorce hearing or the hearing on the motion for new trial. As a result, the Court of Appeals summarily denied Teague's appeal. Further, the Court of Appeals found that the appeal was taken for delay and without sufficient cause. Having

so found, the Court of Appeals awarded Teague's wife ten (10) times the taxable cost of the appeal against Teague.

VI.

Such acts and/or omissions on the part of Respondent as are described in Paragraphs III., IV., and V. hereinabove which occurred prior to January 1, 1990, constitute conduct violative of Disciplinary Rules 6-101(3), 7-101(A)(1), and/or 7-101(A)(2) of the Texas Code of Professional Responsibility.

VII.

The complaint which forms the basis of the cause of action hereinabove set forth was brought to the attention of the office of the General Counsel of the State Bar of Texas by Frances M. Canough's filing of a complaint on or about October 21, 1992.

PRAYER


WHEREFORE, PREMISES CONSIDERED, Petitioner prays for judgment that Respondent be disbarred, suspended, or reprimanded 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,

James M. McCormack
General Counsel

Dawn Miller
Senior Assistant General Counsel

Office of the General Counsel
State Bar of Texas
P.O. Box 12487
Austin, Texas 78711
(512) 463-1381



Dawn Miller
State Bar of Texas No. 15561900

ATTORNEYS FOR PETITIONER



THE SUPREME COURT OF TEXAS

CHIEF JUSTICE
THOMAS R. PHILLIPS

POST OFFICE BOX 12248 AUSTIN, TEXAS 78711

TEL: (512) 463-1312

FAX: (512) 463-1365

CLERK
JOHN T. ADAMS

JUSTICES
RAULA GONZALEZ
JACK HIGHTOWER
NATHAN L. HECHT
LLOYD DOGGETT
JOHN CORNYN
BOB GAMMAGE
CRAIG ENOCH
ROSE SPECTOR

EXECUTIVE ASST.
WILLIAM L. WILLIS

ADMINISTRATIVE ASST.
MARY ANN DEFIBAUGH

July 7, 1993

Mr. James M. McCormack
General Counsel, State Bar of Texas
Post Office Box 12487
Austin, Texas 78711

Mr. Gregory Reed Wettman
1770 St James Place, Suite 210
Houston, Texas 77055

RE: COMMISSION FOR LAWYER DISCIPLINE v. GREGORY REED WETTMAN.

Dear Mr. McCormack and Mr. Wettman,

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 Jack E. Hunter, 94th District Court, Nueces County Courthouse, 901 Leopard Street, Corpus Christi, Texas 78401, to preside in the above referenced action.

Copies of pertinent documents are enclosed for your use.

Sincerely,

SIGNED

John T. Adams
Clerk

Encl.

cc: Hon. Jack E. Hunter



THE SUPREME COURT OF TEXAS

CHIEF JUSTICE
THOMAS R. PHILLIPS

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ROSE SPECTOR

EXECUTIVE ASS'T.
WILLIAM L. WILLIS

ADMINISTRATIVE ASS'T.
MARY ANN DEFIBAUGH

July 7, 1993

**Hon. Katherine Tyra
District Clerk
Harris County Courthouse
Houston, Texas 75002**

RE: COMMISSION FOR LAWYER DISCIPLINE v. GREGORY REED WETTMAN.

Dear Ms. Tyra,

Pursuant to Rule 3.03 of the Texas Rules of Disciplinary Procedure, I am sending for filing, the State Bar of Texas Disciplinary Action referenced above and a copy of the Supreme Court's order appointing a judge to preside in this action.

Sincerely,

SIGNED

**John T. Adams
Clerk**

Encl.

**cc: Hon. Jack E. Hunter
Mr. Gregory Reed Wettman
Mr. James M. McCormack**



THE SUPREME COURT OF TEXAS

CHIEF JUSTICE
THOMAS R. PHILLIPS

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July 7, 1993

The Honorable Jack E. Hunter
94th District Court
Nueces County Courthouse
901 Leopard Street
Corpus Christi, Texas 78401

RE: COMMISSION FOR LAWYER DISCIPLINE v. GREGORY REED WETTMAN.

Dear Judge Hunter,

We enclose for your information, a copy of the order of assignment, a copy of the Disciplinary Action, a copy of the notification letters to the State Bar General Counsel and respondent's attorney, as well as to the district clerk, in the referenced case.

Sincerely,

SIGNED

John T. Adams
Clerk

Encl.