

# Supreme Court of Texas

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Misc. Docket No. 21-9097

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## In The Matter of Brent N. Whiteley

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The Court has reviewed the Motion for Acceptance of Resignation as Attorney and Counselor at Law in Lieu of Disciplinary Action of Brent N. Whiteley (the Motion) and the Response of the Office of the Chief Disciplinary Counsel for the Commission for Lawyer Discipline (the Response). The Court concludes each meets the requirements of Part X of the Texas Rules of Disciplinary Procedure. The Court finds that Brent N. Whiteley has waived his right to withdraw the Motion. Therefore, the Court deems the professional misconduct detailed in the Response conclusively established for all purposes. The Court further concludes that Brent N. Whiteley's resignation is in the best interest of the public, the profession, and Brent N. Whiteley.

Therefore, the law license of Brent N. Whiteley of Houston, Texas, State Bar Card Number 21361800 is canceled. Brent N. Whiteley must 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 why he cannot.

Brent N. Whiteley is prohibited from practicing law in the State of Texas. He is prohibited from holding himself out as an attorney at law, performing legal services for others, giving legal advice 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,” or “Lawyer.”

Additionally, Brent N. Whiteley must immediately notify in writing each of his current clients and opposing counsel of his resignation. He must also 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. Brent N. Whiteley must file with the Statewide Compliance Monitor, State Bar of Texas, P.O. Box 12487, Austin, Texas 78711, within thirty days of the date of this Order an affidavit stating that all current clients and opposing counsel have been notified of his resignation and that all files, papers, unearned monies, and other property belonging to all clients and former clients have been returned. If it is Respondent’s assertion that at the time of resignation he possessed no current clients and/or Respondent was not in possession of any files, papers, unearned monies, or other property belonging to clients, Respondent shall submit an affidavit attesting that, at the time of disbarment, Respondent had not current clients and did not possess any files, papers, unearned monies, and other property belonging to clients.

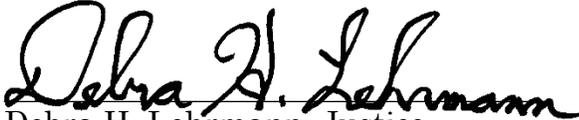
Finally, Brent N. Whiteley must, within thirty days after the date of this Misc. Docket No. 21-9097

Order, notify in writing each justice of the peace, judge, magistrate, and chief justice of each court in which Brent N. Whiteley 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) Brent N. Whiteley is representing in court. Brent N. Whiteley must file with the Statewide Compliance Monitor, State Bar of Texas, P.O. Box 12487, Austin, Texas 78711, within thirty 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. If it is Respondent's assertion that at the time of disbarment he was not currently listed as counsel or co-counsel in any matter pending before any justice of the peace, judge, magistrate, administrative judge or officer, or chief justice of any court or tribunal, Respondent shall submit an affidavit attesting to the absence of any such pending matter before any justice of the peace, judge, magistrate, administrative judge or officer, or chief justice.

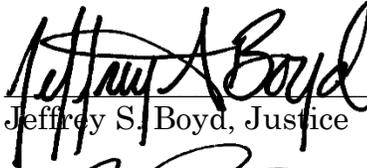
SO ORDERED this 12th day of October, 2021.



Nathan L. Hecht, Chief Justice



Debra H. Lehrmann, Justice



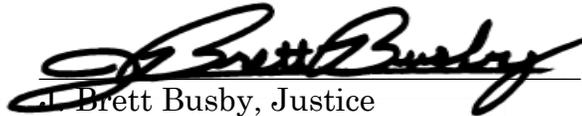
Jeffrey S. Boyd, Justice



John P. Dextine, Justice



James D. Blacklock, Justice



Brett Busby, Justice



Jane N. Bland, Justice



Rebeca A. Huddle, Justice