

IN THE SUPREME COURT OF THE STATE OF TEXAS

Misc. Docket No. 95-9167

IN THE MATTER OF

JAMES T. ALLEN

ORDER NUNC PRO TUNC

On this day came on for consideration the Motion for Order Nunc Pro Tunc filed by the Chief Disciplinary Counsel of the State Bar of Texas acting through the Commission for Lawyer Discipline, together with the Motion for Acceptance of Resignation as Attorney and Counselor at Law of James T. Allen, and the Response filed by the Chief Disciplinary Counsel of the State Bar of Texas acting through the Commission for Lawyer Discipline. The Court has reviewed said Motion for Order Nunc Pro Tunc and finds each to be legally sufficient.

The Court finds that the notation of Applicant's State Bar number to the Order of Resignation entered on July 6, 1995, was incorrectly listed as number "21110500" and should properly be listed as number "01041000". The Court finds that sufficient cause exists for the entry of this Order Nunc Pro Tunc and enters this Order Nunc Pro Tunc.

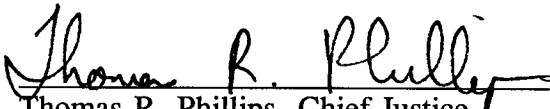
The Court has also reviewed the Motion for Acceptance of Resignation and the Response to the Motion for Acceptance of Resignation and finds each to be legally sufficient.

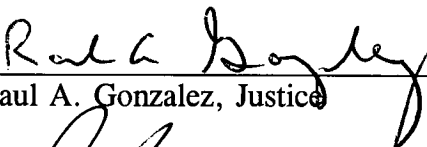
The Court, being advised that such resignation is tendered in lieu of disciplinary action, and being of the opinion that such resignation is in the best interest of the public and of the profession and will meet the ends of justice, hereby concludes that the following Order is appropriate.

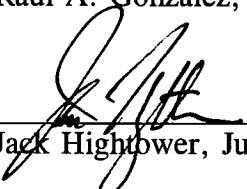
It is ORDERED that the law license of James T. Allen heretofore issued by this court, be, and the same is hereby cancelled and revoked and his name be, and is hereby, removed and


deleted from the list of persons licensed to practice law in the State of Texas. Receipt of the license issued by this Court to James T. Allen, and the affidavit of Allen's counsel regarding the loss, destruction or misplacement of his permanent State Bar card is hereby acknowledged.

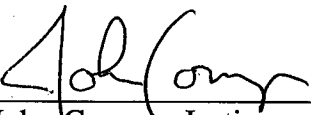
By the Court, en banc, in chambers, this the 12th day of September, 1995.



Thomas R. Phillips, Chief Justice

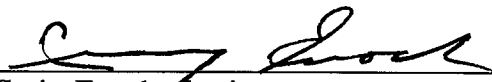

Raul A. Gonzalez, Justice

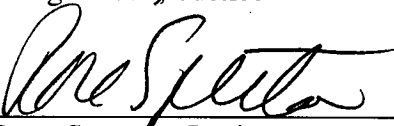

Jack Hightower, Justice



Nathan L. Hecht, Justice


John Cornyn, Justice


Bob Gammage, Justice


Craig Enoch, Justice


Rose Spector, Justice


Priscilla R. Owen, Justice

01041000

Attorney's Bar Card Number

Misc. Docket No. 95- **9167**

STATE BAR OF TEXAS



July 25, 1995

Office of the General Counsel
Regional Office
Soledad Plaza West
425 Soledad, Suite 300
San Antonio, Texas 78205
(210) 271-7881
FAX: (210) 271-9642

John Adams, Clerk
P.O. Box 12248
Supreme Court of Texas
Austin, Texas 78711

Re: Motion for Order Nunc Pro Tunc, Misc. Docket No. 9140, In the Matter of
James T. Allen

Dear Mr. Adams:

Enclosed for filing with the Court is a Motion for Order Nunc Pro Tunc in the above-referenced matter. This Motion is being filed due to a clerical error in the Order of Resignation previously submitted by this office and entered by the Court on July 6, 1995.

I have also enclosed two (2) versions of an Order Nunc Pro Tunc for the Court's use if the Motion is granted. Please return a copy of the fully executed Order to our office at the address above. We will ensure that a copy of the Order Nunc Pro Tunc is promptly forwarded to Applicant's counsel.

If you have any questions or if there is anything else we can do, please feel free to contact our office at the phone number above.

Sincerely,

A handwritten signature in cursive script, appearing to read "Margaret J. Reaves".

Margaret J. Reaves
Regional Counsel

Enclosures

cc: Eduardo N. Lerma, Attorney of Record for Applicant, 1417 Montana, El Paso, Texas
79902

IN THE SUPREME COURT OF THE STATE OF TEXAS

Misc. Docket No. 9140

IN THE MATTER OF

JAMES T. ALLEN

MOTION FOR ORDER NUNC PRO TUNC

TO THE HONORABLE SUPREME COURT OF TEXAS:

COMES NOW the Commission for Lawyer Discipline, by and through its Chief Disciplinary Counsel, and files this Motion for Order Nunc Pro Tunc on behalf of the State Bar of Texas, acting by and through the Commission for Lawyer Discipline, and would show as follows:

I.

On July 6, 1995, the Court, en banc, in chambers, considered the Motion for Acceptance of Resignation as Attorney and Counselor at Law of James T. Allen together with the Response filed by the Chief Disciplinary Counsel of the State Bar of Texas acting through the Commission for Lawyer Discipline. The Court entered an Order of Resignation against James T. Allen on July 6, 1995, a copy of which is attached and incorporated herein as "Exhibit A".

Due to a clerical error, the bar card number of the Applicant referenced in the footer of Page 2 of Exhibit A is incorrectly listed as State Bar number "21110500". The Applicant's bar card number should correctly read State Bar number "01041000".

II.

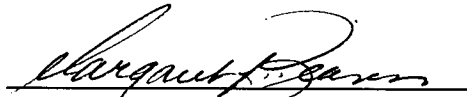
This Motion is submitted in order that the resignation of the Applicant, James T. Allen, is properly clarified and recorded. The Commission for Lawyer Discipline would pray that the Order of Resignation be amended only to adopt the change in the bar card number of Applicant, James T. Allen.

Respectfully submitted,

James M. McCormack
Chief Disciplinary Counsel

Margaret J. Reaves
Regional Counsel

Office of the Chief Disciplinary Counsel
State Bar of Texas
425 Soledad, Suite 300
San Antonio, Texas 78205
Telephone: (210) 271-7881
Telecopier: (210) 271-9642



Margaret J. Reaves
Regional Counsel
Bar Card No. 16643800

CERTIFICATE OF SERVICE

This is to certify that the above and foregoing Motion for Order Nunc Pro Tunc has been served on James T. Allen, by delivery of a true copy to his attorney of record, Eduardo Lerma, by certified mail, return receipt requested by depositing same, enclosed in a postpaid, properly addressed wrapper, in an official depository under the care and custody of the United States Postal Service on the 25th day of July, 1995.



Margaret J. Reaves

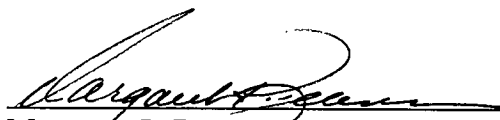
VERIFICATION

STATE OF TEXAS

§
§
§

COUNTY OF BEXAR

BEFORE ME, the undersigned Notary Public, on this day personally appeared Margaret J. Reaves, Regional Counsel for the State Bar of Texas, who being by me duly sworn on her oath deposed and said that she is the Attorney for the Office of the Chief Disciplinary Counsel of the State Bar of Texas in the above-entitled and numbered cause; that she has read the above and foregoing Motion for Order Nunc Pro Tunc and that every statement contained therein is within her personal knowledge and is true and correct.

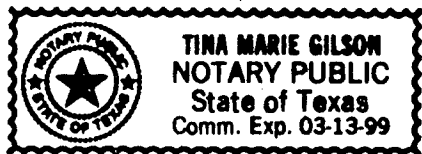


Margaret J. Reaves
Regional Counsel
Office of the Chief Disciplinary Counsel
State Bar of Texas

SUBSCRIBED AND SWORN TO BEFORE ME on the 25th day of July, 1995, to certify which witness my hand and official seal.



Notary Public in and for the
State of Texas



Printed Name of Notary

3-13-99

My commission expires

IN THE SUPREME COURT OF THE STATE OF TEXAS

Misc. Docket No. 95- 9140

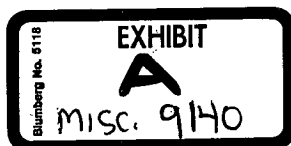
IN THE MATTER OF

JAMES T. ALLEN

ORDER

On this day came on for consideration the Motion for Acceptance of Resignation as Attorney and Counselor at Law of James T. Allen together with the Response filed by the Chief Disciplinary Counsel of the State Bar of Texas acting through the Commission for Lawyer Discipline. The Court has reviewed said Motion and the Response and finds each to be legally sufficient. The Court, being advised that such resignation is tendered in lieu of disciplinary action, and being of the opinion that such resignation is in the best interest of the public and of the profession and will meet the ends of justice, hereby concludes that the following Order is appropriate.

It is ORDERED that the law license of James T. Allen heretofore issued by this court, be, and the same is hereby cancelled and revoked and his name be, and is hereby, removed and deleted from the list of persons licensed to practice law in the State of Texas. Receipt of the license issued by this Court to James T. Allen, and the affidavit of Allen's counsel regarding the loss, destruction or misplacement of his permanent State Bar card is hereby acknowledged.



By the Court, en banc, in chambers, this the 6th day
of July, 1995.

Thomas R. Phillips
Thomas R. Phillips, Chief Justice

Raul A. Gonzalez
Raul A. Gonzalez, Justice

Jack Hightower
Jack Hightower, Justice

Nathan L. Hecht
Nathan L. Hecht, Justice

John Cornyn
John Cornyn, Justice

Bob Gammage
Bob Gammage, Justice

Craig Enoch
Craig Enoch, Justice

Rose Spector
Rose Spector, Justice

Priscilla R. Owen
Priscilla R. Owen, Justice

21110500
Attorney's Bar Card Number

Misc. Docket No. 95- 9140