

IN THE SUPREME COURT OF TEXAS

MISC. DOCKET NO. 01-9087

VOLUNTARY RESIGNATION OF ATTORNEY

ORDER

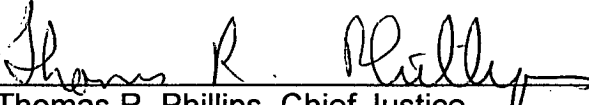
The Court considered the Affidavits of Voluntary Resignation of:

<u>NAME</u>	<u>BAR NUMBER</u>	<u>RESIDENCE</u>
J. Layne Smith	18613030	Tallahassee, FL
Kenneth M. Hoyt	10125500	Houston, TX
Lino A. Graglia	8254500	Austin, TX

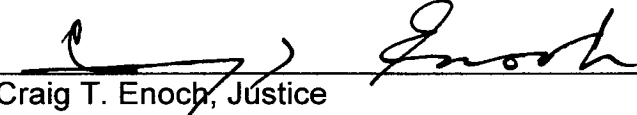
and the Certifications of the General Counsel of the State Bar of Texas and concludes each is legally sufficient. Further, the Court has been advised that the resignations are not tendered in lieu of disciplinary action. Consequently, the Court determines that the law licenses and Bar Card Numbers of the attorneys should be canceled and that the attorneys should be dropped from the list of persons licensed to practice law in Texas.


IT IS SO ORDERED.

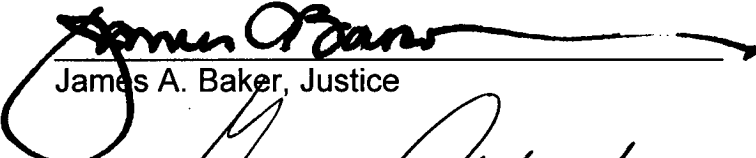
June 6, 2001
Date

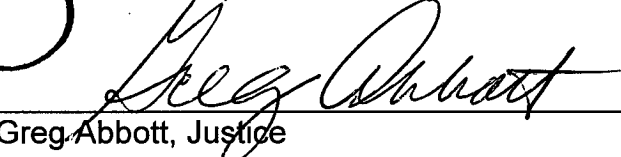

Thomas R. Phillips, Chief Justice

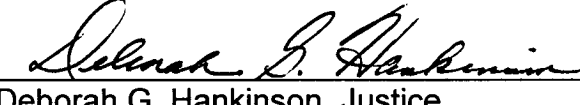

Nathan L. Hecht, Justice

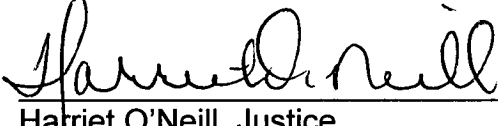

Craig T. Enoch, Justice

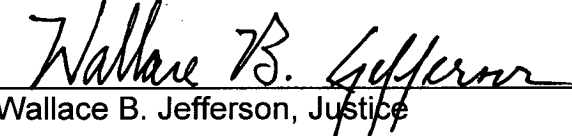

Priscilla R. Owen, Justice


James A. Baker, Justice


Greg Abbott, Justice


Deborah G. Hankinson, Justice


Harriet O'Neill, Justice


Wallace B. Jefferson, Justice

IN THE SUPREME COURT OF TEXAS
CERTIFICATION OF THE GENERAL COUNSEL
OF THE STATE BAR OF TEXAS
REGARDING

J. LAYNE SMITH
18613030

TO THE HONORABLE SUPREME COURT OF TEXAS:

I, Dawn Miller, Chief Disciplinary Counsel of the State Bar of Texas, in accordance with the State Bar Rules, Art. III, Section 6(B), hereby certify that there is currently no disciplinary action pending against **J. Layne Smith**, nor is **J. Layne Smith** the subject of an investigation for professional misconduct at this time.

Respectfully submitted,



Dawn Miller
Chief Disciplinary Counsel

J. LAYNE SMITH, P.A.
Attorney at Law
1330 Thomasville Road
Tallahassee, Florida 32303
Telephone No. 850-385-8000
Fax No. 850-561-6080

May 1, 2001

The State Bar of Texas
Attention: Ms. Dee Stacey
P.O. Box 12487
Austin, TX 78711

Re: Resignation of Membership

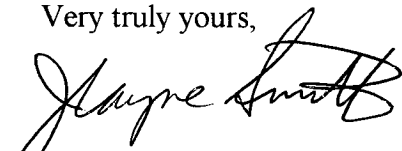
Dear Ms. Stacey:

Pursuant to your instructions, I am enclosing a check in the amount of \$100.00 to pay my membership dues up to the date on which I first notified the Bar of my intent to resign as a member of the State Bar of Texas.

I have also enclosed the required affidavit, along with the license that was issued to me by the Supreme Court of Texas, and the original Oath dated January 14, 1992. I have lost the Bar card, and have included a statement in my affidavit relating to the loss.

If anything else is required, please call me.

Very truly yours,


J. Layne Smith, Esquire

JLS:bjm

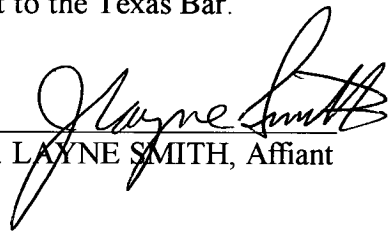
Encl.

Affidavit

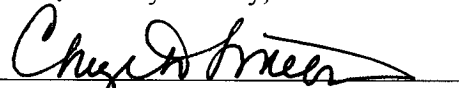
STATE OF FLORIDA
COUNTY OF LEON

BEFORE ME this day personally appeared J. LAYNE SMITH to me known to be the person described in and who executed the following affidavit, and upon oath deposes and says:

- (1) I am voluntarily resigning as a member of the State Bar of Texas.
- (2) I am not resigning because of, or in lieu of, any disciplinary action against me.
- (3) I have returned the license issued to me by the Supreme Court of Texas.
- (4) I have lost the Texas Bar card which was issued to me.
- (5) If the said Texas Bar card is ever found, I will return it to the Texas Bar.


J. LAYNE SMITH, Affiant

SWORN TO and subscribed before me
this the 10th day of May, 2001.


Notary Public, State of Florida

My Commission Expires: _____

Cheryl D. Smith
MY COMMISSION # CC93559 EXPIRES
EXPIRES 01, 2005
BONDED THROUGH FARM INSURANCE, INC.



Affiant is personally known (X) , or
produced Florida Driver's License
No. _____
or _____
as identification.

IN THE SUPREME COURT OF TEXAS
CERTIFICATION OF THE GENERAL COUNSEL
OF THE STATE BAR OF TEXAS
REGARDING

KENNETH M. HOYT
10125500

TO THE HONORABLE SUPREME COURT OF TEXAS:

I, Dawn Miller, Chief Disciplinary Counsel of the State Bar of Texas, in accordance with the State Bar Rules, Art. III, Section 6(B), hereby certify that there is currently no disciplinary action pending against **Kenneth M. Hoyt**, nor is **Kenneth M. Hoyt** the subject of an investigation for professional misconduct at this time.

Respectfully submitted,



Dawn Miller
Chief Disciplinary Counsel

STATE OF TEXAS

§
§
§

COUNTY OF HARRIS

AFFIDAVIT

Before me, the undersigned appeared KENNETH M. HOYT, who after being duly sworn, states the following:

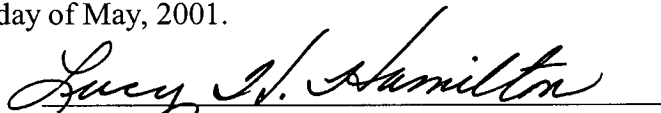
My name is Kenneth M. Hoyt. I am over the age of 21 and was licensed to practice law in 1972. In 1988, I was sworn in as a United States District Judge and, as a result, am no longer authorized to practice law. I have, therefore, sought to resign from the practice of law and pursuant thereto surrendered my bar card and the appropriate affidavits in 1996.

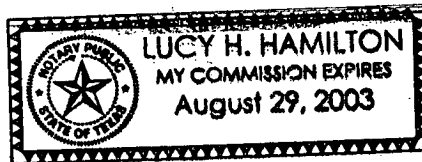
I understand that the state Supreme Court has not acted on my request. Nevertheless, I have not practiced law since 1988, including years 1997 and 1998. I do not seek to resign due to any disciplinary matter(s); instead, I seek resignation because, from time-to-time, lawsuits have arisen in my Court where the State Bar of Texas is a defendant. Because I surrendered my license in 1996, I no longer have a bar card to surrender.

Further, affiant says nothing.


KENNETH M. HOYT

Sworn and subscribed to this 10th day of May, 2001.


Notary Public



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
UNITED STATES COURTHOUSE
HOUSTON, TEXAS 77002

CHAMBERS OF
KENNETH M. HOYT

10/28

Danie -

Send info. on
voluntary resign.

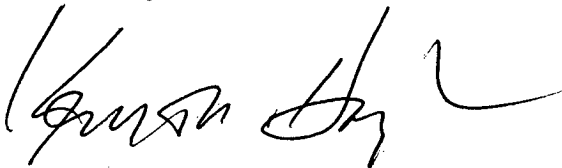
September 26, 1997

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

Dear Sir:

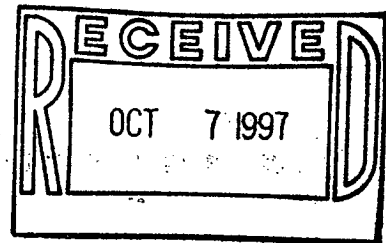
Your records should reflect that my bar card was turned in over a year ago and that I resigned from membership in the State Bar of Texas early in the Summer.

Sincerely,



KENNETH M. HOYT
United States District Judge

er



UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
UNITED STATES COURTHOUSE
HOUSTON, TEXAS 77002

CHAMBERS OF
KENNETH M. HOYT

August 12, 1997

The Supreme Court of Texas
P.O. Box 12248
Austin, Texas 78711

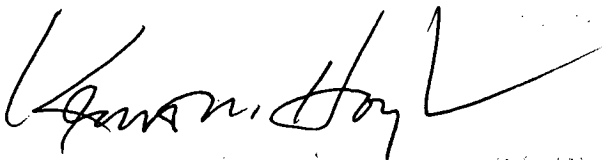
**RE: BAR NO. 10125500
KENNETH M. HOYT**

Dear Sir:

I have enjoyed the practice of law since licensure in 1972. However, I have been unable to practice law since 1985 and particularly since I became a federal judge in 1988. I have been denied inactive status, although you received and kept my bar card over a year ago.

I, therefore, resign active membership in the state bar and look forward to reactivating my membership in the future.

Sincerely,



KENNETH M. HOYT
United States District Judge

er

IN THE SUPREME COURT OF TEXAS
CERTIFICATION OF THE GENERAL COUNSEL
OF THE STATE BAR OF TEXAS
REGARDING

LINO A. GRAGLIA
08254500

TO THE HONORABLE SUPREME COURT OF TEXAS:

I, Dawn Miller, Chief Disciplinary Counsel of the State Bar of Texas, in accordance with the State Bar Rules, Art. III, Section 6(B), hereby certify that there is currently no disciplinary action pending against **Lino A. Graglia**, nor is **Lino A. Graglia** the subject of an investigation for professional misconduct at this time.

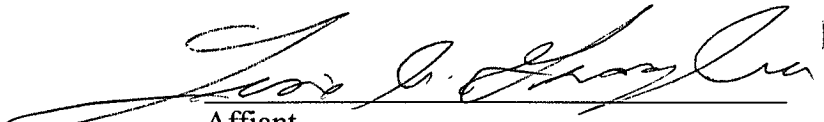
Respectfully submitted,



Dawn Miller
Chief Disciplinary Counsel


AFFIDAVIT

This is to certify and attest that I, Lino A. Graglia, in connection with my withdrawal from membership in the Texas Bar Association, am not subject to any disciplinary proceeding and do not possess, having returned or otherwise disposed of, my Texas bar license and Bar Association membership card.


Affiant

STATE OF TEXAS §
 §
COUNTY OF TRAVIS §

This instrument was acknowledged before me on **April 26, 2001** by **Lino A. Graglia**.


Notary Public in and for
the State of Texas

