

ORDER OF THE SUPREME COURT OF TEXAS

MISC. DOCKET NO. 08- 9041

IN THE MATTER OF DAVID M. MCCOY

On this day, the Court considered the Motion for Acceptance of Resignation as Attorney and Counselor at Law of David M. McCoy, together with the Response of the Chief Disciplinary Counsel to the Motion for Acceptance of Resignation as Attorney and Counselor at Law of David M. McCoy. The Court has reviewed said Motion and Response and finds that each meets the requirements of Part X of the Texas Rules of Disciplinary Procedure. In conformity with Part X, Section 10.02 of the Texas Rules of Disciplinary Procedure, the Court considers the detailed statement of professional misconduct contained within the Response of Chief Disciplinary Counsel to be deemed conclusively established for all purposes. The Court finds that David M. McCoy is resigning in lieu of discipline. The Court, being advised that the acceptance of the resignation is in the best interest of the public and the profession, hereby concludes that the following Order is appropriate.

IT IS ORDERED that the law license of David M. McCoy of Childress, Texas, State Bar card number 13469400, which was previously issued by this Court, be canceled and his name be dropped and deleted from the list of persons licensed to practice law in Texas.

IT IS FURTHER ORDERED that David M. McCoy 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 the cause of his inability to do so.

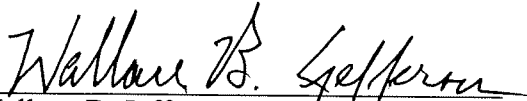
IT IS FURTHER ORDERED that David M. McCoy is permanently enjoined and prohibited from practicing law in the State of Texas, holding himself out as an attorney at law, performing legal services for others, giving legal advice to others, accepting any fee directly or indirectly for legal services, appearing as counsel or in any representative capacity in any proceeding

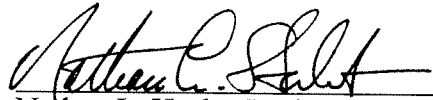
in any Texas court or before any Texas administrative body (whether state, county, municipal, or other), or holding himself out to others or using his name in any manner in conjunction with the words "Attorney at Law", "Counselor at Law", or "Lawyer".

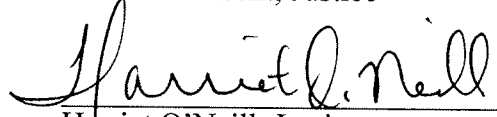
It is further **ORDERED** that David M. McCoy shall immediately notify each of his current clients in writing of this resignation. In addition to such notification, David M. McCoy is **ORDERED** to return any files, papers, unearned monies and other property belonging to clients in his possession to the respective clients or to another attorney at the client's request. David M. McCoy is **ORDERED** to file with the State Bar of Texas, 6300 La Calma, Suite 300, Austin, Texas 78752, within thirty (30) days of the effective date of this Order an affidavit stating that all current clients have been notified of his resignation and that all files, papers, monies and other property belonging to all clients have been returned as ordered herein.

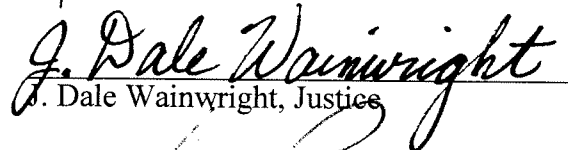
It is further **ORDERED** that David M. McCoy shall, within thirty (30) days after the date on which this Order is signed by the Court, notify in writing each and every justice of the peace, judge, magistrate, and chief justice of each and every court in which David M. McCoy has any matter pending of the terms of this Order, the style and cause number of the pending matter(s), and the name(s), address(es) and telephone number(s) of the client(s) David M. McCoy is representing in Court. David M. McCoy is **ORDERED** to file with the State Bar of Texas, 6300 La Calma Drive, Suite 300, Austin, Texas 78752, within thirty (30) days of the effective date of this Order an affidavit stating that he has notified in writing each and every justice of the peace, judge, magistrate, and chief justice of each and every 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(s), address(es) and telephone number(s) of the client(s) he is representing in Court.

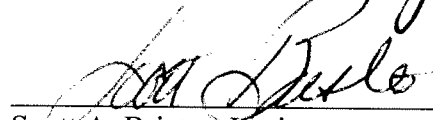
By the Court, en banc, in chambers, this the 13 day of May, 2008.

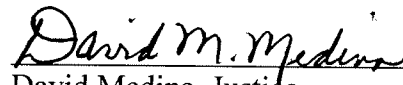

Wallace B. Jefferson, Chief Justice

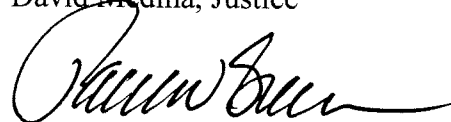

Nathan L. Hecht, Justice



Harriet O'Neill, Justice


J. Dale Wainwright, Justice


Scott A. Brister, Justice


David Medina, Justice


Paul W. Green, Justice


Phil Johnson, Justice


Don R. Willett, Justice