

IN THE  
SUPREME COURT OF TEXAS  
IN THE MATTER OF  
CHARLES T. CONAWAY

MISC. DOCKET NO. 93- 0136

ORDER

On this day, the Court considered the Motion for Acceptance of Resignation as Attorney and Counselor at Law of Charles T. Conaway, together with the Response of Chief Disciplinary Counsel to Motion for Acceptance of Resignation as Attorney and Counselor at Law of Ernest Charles T. Conaway. 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, 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 Charles T. Conaway, presently located in Millington, Tennessee, State Bar Card Number 04656000, heretofore issued by the Court, be cancelled and his name be dropped and deleted from the list of persons licensed to practice law in Texas.

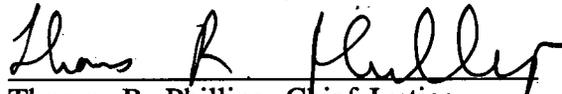
IT IS FURTHER ORDERED that Charles T. Conaway immediately surrender his State Bar Card and Texas law license to the Clerk of the Supreme Court of Texas or file with the Court an affidavit stating the cause of his inability to do so.

IT IS FURTHER ORDERED that Charles T. Conaway be, and he is hereby, permanently enjoined and prohibited from practicing law in the State of Texas, holding himself out as an attorney at law, performing any 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".

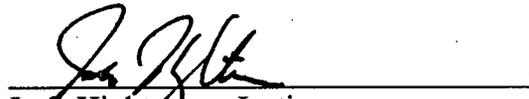
IT IS FURTHER ORDERED that Charles T. Conaway shall, within thirty (30) days after the date on which this Order is signed by the Court, notify in writing each and every justice of the peace, judge, magistrate, and chief justice of each and every Texas court in which Charles T. Conaway may have any client matter pending, advising each court of his resignation, of the style and cause number of any matter pending in that court, and of the name, address and telephone number of the client(s) he is representing in that court. Charles T. Conaway is ORDERED to send copies of all such notifications to the Office of the General Counsel, State Bar of Texas, P. O. Box 12487, Capitol Station, Austin, Texas 78711.

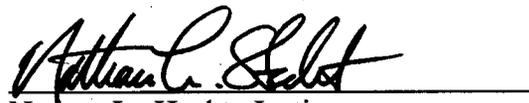
IT IS FURTHER ORDERED that Charles T. Conaway shall make such restitution as is required of him in the Amended Judgment in a Criminal Case filed on or about November 18, 1992, in cause number SA-92-CR-184-B, styled United States of America v. Charles T. Conaway, In the United States District Court, Western District of Texas, San Antonio Division, as an absolute condition precedent to making application for reinstatement to admission to the State Bar of Texas.

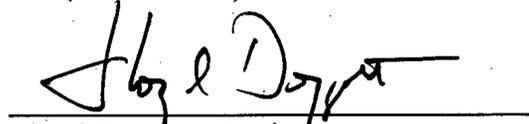
By the Court, en banc, in chambers, on this the 17<sup>th</sup> day of August, 1993.

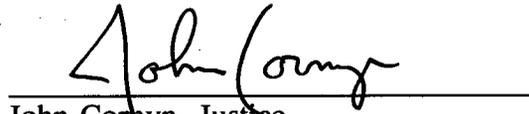
  
Thomas R. Phillips, Chief Justice

  
Raul A. Gonzalez, Justice

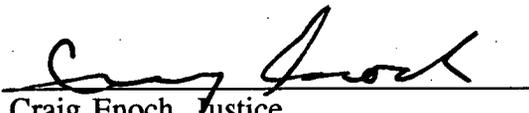
  
Jack Hightower, Justice

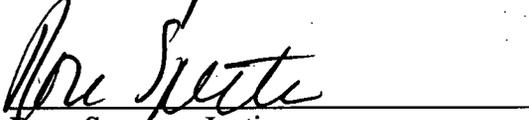
  
Nathan L. Hecht, Justice

  
Lloyd Doggett, Justice

  
John Cornyn, Justice

  
Bob Gammage, Justice

  
Craig Enoch, Justice

  
Rose Speofor, Justice

# STATE BAR OF TEXAS



Office of the General Counsel

June 25, 1993

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

Re: Resignation of Charles T. Conaway, Bar Card No. 046S6000

Dear Mr. Adams:

Pursuant to Part X of the Texas Rules of Disciplinary Procedure, please find enclosed the following:

(1) Motion for Acceptance of Resignation as Attorney and Counselor at Law of Charles T. Conaway dated June 1, 1993, and received by the Office of General Counsel/Chief Disciplinary Counsel on June 21, 1993.

(2) Response of Chief Disciplinary Counsel to Motion for Acceptance of Resignation as Attorney and Counselor at Law of Charles T. Conaway, which is being filed within twenty (20) days of service upon Chief Disciplinary Counsel of Motion for Acceptance of Resignation; and,

(3) Original and one (1) copy of proposed Order for review and entry by the Court accepting the resignation of Charles T. Conaway as Attorney and Counselor at Law.

If no motion to withdraw the Motion for Acceptance has been filed by Mr. Conaway or his attorney, James William Blagg, with the Court, by July 6, 1993, please present the enclosed Order to the Court for review and entry.

John Adams, Clerk  
June 25, 1993  
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Upon entry of the Order by the Court, please transmit a true and correct copy of same to the undersigned in order that this office may properly give notice to Mr. Conaway, the District 10 Grievance Committee and the Commission for Lawyer Discipline of the Court's disposition of such motion.

Sincerely,

A handwritten signature in cursive script, appearing to read "Dawn Miller".

Dawn Miller  
Senior Assistant General Counsel

DM:pb  
Enclosures

cc: Mr. James W. Blagg, 825 S. St. Mary's, San Antonio, Texas 78205  
CERTIFIED MAIL NO. P 116 541 866  
RETURN RECEIPT REQUESTED

IN THE SUPREME COURT OF TEXAS  
MOTION FOR ACCEPTANCE OF RESIGNATION AS  
ATTORNEY AND COUNSELOR OF LAW  
OF

CHARLES T. CONAWAY

TO THE HONORABLE SUPREME COURT OF TEXAS:

Movant, Charles T. Conaway, moves the Court to accept his resignation as an Attorney and Counselor at Law, showing the Court:

I.

Movant hereby resigns as an Attorney and Counselor at Law in lieu of a compulsory disciplinary sanction for having committed professional misconduct.

II.

Movant's License and permanent State Bar Card issued by the Court on April 21, 1961, are presently lost or misplaced, and could not be located despite diligent search. Should Movant find his License and permanent State Bar Card at a future date, Movant will immediately surrender the same to the Court.

III.

Movant's State Bar Card number is 04656000. Movant's current address is the Millington Federal Correctional Facility, Inmate No. 60050-080, 6696 Navy Road, Millington, Tennessee 38053.

Movant prays that the Court accept his resignation as an Attorney and Counselor at Law and remove his name from the list of persons licensed to practice law in the State of Texas.

Respectfully submitted,

6-1-83  
Date

  
\_\_\_\_\_  
Charles T. Conaway  
State Bar Card No. 04656000

ACKNOWLEDGMENT

STATE OF Tennessee

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§

COUNTY OF Shelby

BEFORE ME the undersigned, a Notary Public in and for said County and State, on this day personally appeared Charles T. Conaway, known to me to be the person whose name is subscribed to the foregoing Motion, and acknowledged to me that he executed the same for the purposes therein expressed and that all the fact stated are within his personal knowledge and are true and correct.

GIVEN UNDER my hand and seal of office this the 1<sup>st</sup> day of June, 1993.

Rosanne E. Holmes  
Notary Public in and for the  
State of Tennessee

My Commission Expires May 24, 1994

My commission expires:

Rosanne E. Holmes  
Printed Name of Notary

IN THE SUPREME COURT OF TEXAS

RESPONSE OF THE CHIEF DISCIPLINARY COUNSEL  
OF THE  
STATE BAR OF TEXAS  
REGARDING  
CHARLES T. CONAWAY

TO THE HONORABLE SUPREME COURT OF TEXAS:

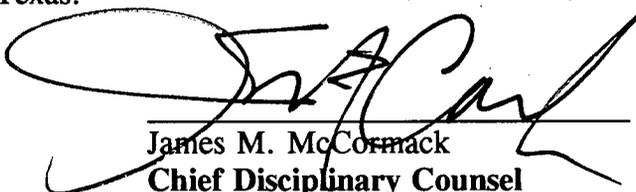
I, James M. McCormack, Chief Disciplinary Counsel of the State Bar of Texas, in accordance with Part X of the Texas Rules of Disciplinary Procedure, hereby file a response on behalf of the State Bar of Texas, acting by and through the Commission for Lawyer Discipline, to the Motion for Acceptance of Resignation as Attorney and Counselor at Law of Charles T. Conaway received on or about June 21, 1993. The acceptance of the resignation of Charles T. Conaway is in the best interest of the public and the profession. There is currently pending a compulsory disciplinary action against Charles T. Conaway, Docket No. 01417, styled In the Matter of Charles T. Conaway, before the Board of Disciplinary Appeals of the Supreme Court of Texas (hereinafter called "disciplinary action.")

The disciplinary suit seeks disbarment of Charles T. Conaway for conviction of income tax evasion and structuring of currency transactions to evade reporting requirements in Cause No. SA-92-CR-184-B, United States of America V. Charles T. Conaway, in the United States District Court for the Western District of Texas, San Antonio Division.

On or about November 18, 1992, Charles T. Conaway was found guilty on three counts of income tax evasion and structuring of currency transactions to evade reporting requirements and sentenced to a term of fourteen (14) months in an institution designated by the U.S. Bureau of Prisons on each count, each term to run concurrently; two (2) years supervised release; and two (2) years probation upon completion of the imprisonment and supervised release. Income

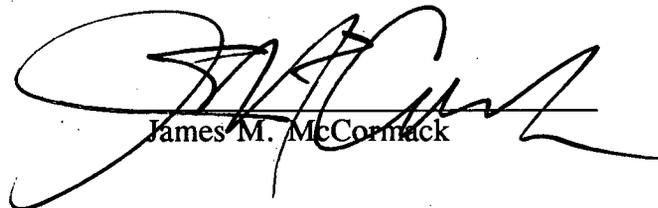
tax evasion and structuring currency transactions to evade reporting requirements each constitute an "intentional crime" as that term is defined in Section 1.06(O.) of the Texas Rules of Disciplinary Procedure for the conviction of which an attorney shall be disbarred pursuant to Sections 8.01, et seq., of the Texas Rules of Disciplinary Procedure.

In view of Charles T. Conaway's execution on or about June 1, 1993, of his resignation as an attorney and counselor at law, and in anticipation of the Court's acceptance of same, the Chief Disciplinary Counsel does not anticipate going forward with the pending disciplinary lawsuit and intends to obtain an Order of Non-Suit in said disciplinary lawsuit upon entry of Order by the Supreme Court of Texas deleting Charles T. Conaway from the list of persons licensed to practice law in the State of Texas.

  
James M. McCormack  
Chief Disciplinary Counsel  
State Bar of Texas

CERTIFICATE OF SERVICE

This is to certify that the above and foregoing response of the Chief Disciplinary Counsel has been served on James W. Blagg, attorney of record for Charles T. Conaway, at 825 S. St. Mary's, San Antonio, Texas 78205 by delivery of a true and correct copy to him 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 25<sup>th</sup> day of June, 1993.

  
James M. McCormack