

IN THE SUPREME COURT OF TEXAS
MISC. DOCKET NO. 96- 9015

IN THE MATTER OF
JOE EDWARD TAYLOR

ORDER

On this day, the Court considered the Motion for Acceptance of Resignation as Attorney and Counselor at Law of Joe Edward Taylor, together with the Response of Chief Disciplinary Counsel to the Motion for Acceptance of Resignation as Attorney and Counselor at Law of Joe Edward Taylor. 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 Joe Edward Taylor, is resigning in lieu of compulsory discipline by reason of his acceptance of probation for an intentional crime, to-wit, Misapplication of Fiduciary Property Over \$200.00, on November 28, 1995, for which he received three (3) years probation. 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 Joe Edward Taylor, of Dallas, Texas, State Bar Card Number 19705000, 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 Joe Edward Taylor, shall 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 Joe Edward Taylor, 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 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 Joe Edward Taylor, shall immediately notify each of his current clients in writing of this resignation. In addition to such notification, Joe Edward Taylor, is ORDERED to return any files, papers, unearned monies and other property belonging to clients and former clients in his possession to the respective clients or former clients or to another attorney at the client's or former client's request. Joe Edward Taylor is ORDERED to file with the State Bar of Texas, 5910 North Central

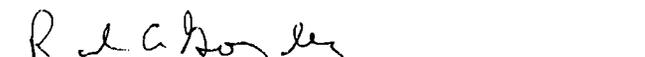
Expressway, Suite 900, Dallas, Texas 75206, within thirty (30) days of the date of the effective date of this Order an affidavit stating that all current clients have been notified of his resignation and that all files, papers, monies and other property belonging to all clients and former clients have been returned as ordered herein.

It is further ORDERED that Joe Edward Taylor, shall, on or before thirty (30) days from the effective date of this Order, notify in writing each and every justice of the peace, judge, magistrate, and chief justice of each and every court in which Joe Edward Taylor, 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) Joe Edward Taylor, is representing in Court. Joe Edward Taylor is ORDERED to file with the State Bar of Texas, 5910 North Central Expressway, Suite 900, Dallas, Texas 75206, within thirty (30) days of the date 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, address and telephone number of the client(s) he is representing in Court.

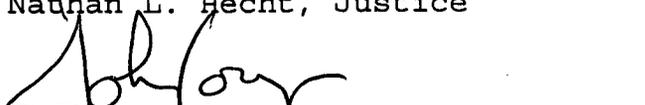
Misc. Docket No. 96 - 9015

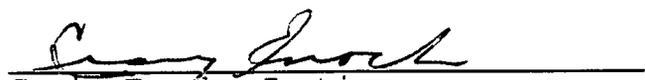
By the Court, en banc, in chambers, this the 10th day
of January, 1996.

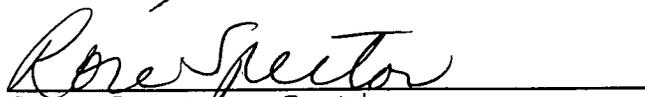

Thomas R. Phillips, Chief Justice


Raul A. Gonzalez, Justice


Nathan L. Hecht, Justice

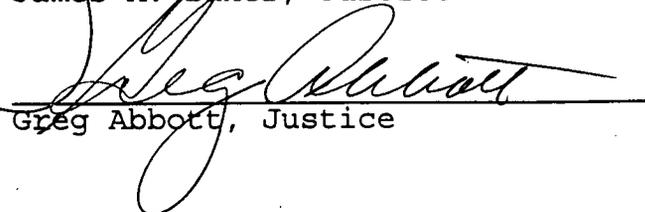

John Cornyn, Justice


Craig Enoch, Justice


Rose Spector, Justice


Priscilla Owen, Justice


James A. Baker, Justice


Greg Abbott, Justice

Misc. Docket No. 96 - 9015

STATE BAR OF TEXAS



Office of the General Counsel

CERTIFIED MAIL
RETURN RECEIPT REQUESTED
P378167646

January 3, 1996

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

Re: Resignation of Joe Edward Taylor, Bar Card No. 19705000

Dear Mr. Adams:

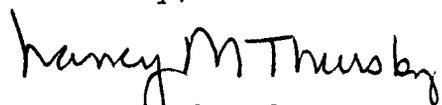
Pursuant to Part X of the Texas Rules of Disciplinary Procedure, enclosed are the following documents:

1. Motion for Acceptance of Resignation as Attorney and Counselor at Law signed by Joe Edward Taylor, dated November 28, 1995;
2. Original and two (2) copies of Response of Chief Disciplinary Counsel of the State Bar of Texas regarding Taylor signed by Nancy M. Thursby, Assistant Chief Disciplinary Counsel; and
3. Original and one (1) copy of proposed Order for review and entry by the Supreme Court accepting the resignation of Joe Edward Taylor.

Please present the enclosed Order to the Court for review and entry.

Thank You.

Sincerely,

A handwritten signature in black ink that reads "Nancy M. Thursby". The signature is written in a cursive style with a large, looped initial "N".

Nancy M. Thursby
Assistant Chief Disciplinary Counsel
Office of the General Counsel
State Bar of Texas

Enclosures

NT/gs

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

JOE EDWARD TAYLOR

TO THE HONORABLE SUPREME COURT OF TEXAS:

Movant, Joe Edward Taylor, 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 the State of Texas in lieu of compulsory discipline for having committed professional misconduct.

II.

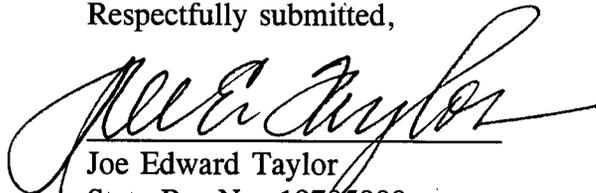
Movant declares that his License and permanent State Bar Card issued by the Court on April 7, 1971, are presently lost or misplaced, and could not be located despite diligent search. Should Movant find his License and permanent State Bar Card at a future date, Movant will immediately surrender the same to the Court.

III.

Movant's State Bar Card number is 19705000. Movant's current business address is 8710- Park Lane, Dallas, Texas 75231.

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,



Joe Edward Taylor
State Bar No. 19705000

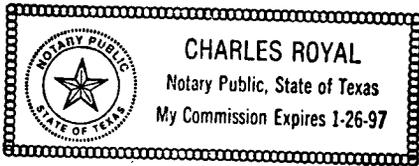
November 28, 1995
Date

ACKNOWLEDGMENT

STATE OF TEXAS X
 X
COUNTY OF Dallas X

BEFORE ME the undersigned, a Notary Public in and for said County and State, on this day personally appeared Joe Edward Taylor, 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 facts stated are within his personal knowledge and are true and correct.

GIVEN UNDER my hand and seal of office this the 28 day of November, 1995.



Charles Royal
Notary Public in and for the
State of Texas

1-26-97
My Commission Expires:

Charles Royal
Printed Name of Notary

IN THE SUPREME COURT OF TEXAS

RESPONSE OF THE CHIEF DISCIPLINARY COUNSEL
OF THE
STATE BAR OF TEXAS
REGARDING

JOE EDWARD TAYLOR

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 Joe Edward Taylor, dated on or about November 28, 1995, and received by the Chief Disciplinary Counsel on the same date. The acceptance of the resignation of Joe Edward Taylor, (hereinafter referred to as "Taylor") is in the best interests of the public and the profession.

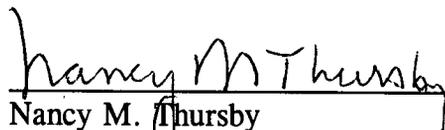
The following complaint is currently pending against Taylor before an investigatory panel of the District Grievance Committee. The professional misconduct with which Taylor is charged in the pending complaint, and which he acknowledges, is as follows:

James Conner vs. Joe Edward Taylor - D0099505931

On November 4, 1994, Taylor was placed on a disability suspension and was prohibited from practicing law. On or about August 21, 1995, while Taylor was still on disability suspension, Complainant hired him to represent Complainant in two (2) pending criminal matters. Complainant's father paid Taylor a retainer fee of \$500.00. Thereafter, Taylor failed to provide any legal services. Taylor also failed to return Complainant's proper requests for information about the status of the case. On September 22, 1995, Taylor received notice and a copy of the grievance and was requested to respond in writing within thirty (30) days. Taylor failed to respond and asserted no grounds for his failure to do so. The above facts support a violation of Rules 1.01(b)(1),(2), 1.03(a), 8.04(a)(8),(11) of the Texas Disciplinary Rules of Professional Conduct.

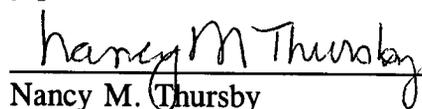
On or about November 28, 1995, Taylor pled guilty to the crime of Misapplication of Fiduciary Funds of the Value of \$200.00 or More, in Cause No. F95-03636, styled the State of Texas vs. Joe Edward Taylor, In the 283rd District Court of Dallas County, Texas (hereinafter called Taylor criminal suit") as a result of which Taylor was sentenced to three (3) years' probation. Misapplication of Fiduciary Funds of the Value of \$200.00 or More, is a felony offense and constitutes an "intentional crime" as the term is defined in Section 1.06(0.) of the Texas Rules of Disciplinary Procedure. Pursuant to Sections 8.01, et. seq., of the Texas Rules of Disciplinary Procedure, an attorney shall be disbarred when the attorney accepts probation for an "intentional crime".

In view of Taylor's execution, on or about November 28, 1995, 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 disciplinary proceeding pending before the investigatory panel and intends to dismiss the complaint upon entry of Order by the Supreme Court of Texas deleting Taylor from the list of persons licensed to practice law in the State of Texas.


Nancy M. Thursby
Assistant Chief Disciplinary Counsel
State Bar of Texas

CERTIFICATE OF SERVICE

A true and correct copy of this Response of the Chief Disciplinary Counsel of the State Bar of Texas Regarding Joe Edward Taylor, 8710- Park Lane, Dallas, Texas 75231, on the 4th day of December, 1995, by personal service.


Nancy M. Thursby