

ORDER OF THE SUPREME COURT OF TEXAS

Misc Docket No. 97-9010

Appointment of a District Judge to Preside
in a State Bar Disciplinary Action

The Supreme Court of Texas hereby appoints the Honorable Brenda Garrett Green, Judge of the 256th District Court of Dallas County, Texas, to preside in the Disciplinary Action styled:

The Commission for Lawyer Discipline v. Mark T. Sandoval

to be filed in a District Court of Harris County, Texas.

The Clerk of the Supreme Court shall promptly forward to the District Clerk of Harris County, Texas, a copy of this Order and of the Disciplinary Petition for filing and service pursuant to Rule 3.03, Texas Rules of Disciplinary Procedure.

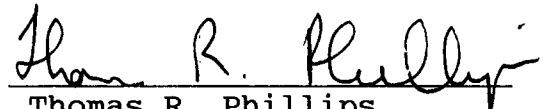
As ordered by the Supreme Court of Texas, in chambers,

with the Seal thereof affixed at the City
of Austin, this ~~2nd~~^{1st} day of January, 1997.


JOHN T. ADAMS, CLERK
SUPREME COURT OF TEXAS

This assignment, made by Misc. Docket No. 97-9010, is also an assignment by the Chief Justice of the Supreme Court pursuant to Texas Government Code §74.057.

Signed this 6 day of January, 1997.


Thomas R. Phillips
Chief Justice

CAUSE NO. _____

COMMISSION FOR LAWYER DISCIPLINE	§	IN THE DISTRICT COURT OF
v.	§	HARRIS COUNTY, TEXAS
MARK T. SANDOVAL	§	_____ JUDICIAL DISTRICT

DISCIPLINARY PETITION

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW the Commission for Lawyer Discipline, a committee of the State Bar of Texas (hereinafter "Petitioner"), complaining of Mark T. Sandoval (hereinafter "Respondent"), showing the Court:

I.

Petitioner brings this disciplinary action pursuant to the State Bar Act, Tex. Gov't Code Ann. §81.001, et seq. (Vernon 1988 and Supp. 1994), the Texas Disciplinary Rules of Professional Conduct and the Texas Rules of Disciplinary Procedure. The complaint which forms the basis of the Disciplinary Petition was filed with the State Bar of Texas on or after February 6, 1996.

II.

Respondent is an attorney licensed to practice law in Texas and a member of the State Bar of Texas. Respondent is a resident of and has his principal place of practice in Harris County, Texas, and therefore venue is appropriate in Harris County, Texas, pursuant to Rule 3.03 of the Texas Rules of Disciplinary Procedure. An officer may serve citation on Respondent at his business address located at 1010 Lamar Street., Suite #220, Houston, Texas 77002-6312.

III.

On or about, February 6, 1996, Gary Worrell (hereinafter "Complainant") filed a grievance against Respondent. Complainant's grievance alleged Respondent committed professional misconduct in violation of the Texas Disciplinary Rules of Professional Conduct.

IV.

On or about February 14, 1996, Respondent was sent a letter by State Bar Investigator, Petra V. Contreras (hereafter "Investigator") notifying Respondent that a grievance was filed alleging that Respondent had committed professional misconduct in violation of the Texas Disciplinary Rules of Professional Conduct. The letter of February 14, 1996, further required Respondent to furnish to the Investigator a written response to Complainant's allegations within thirty (30) days of receipt of the letter.

V.

On or about February 15, 1996, Respondent received the letter of February 14, 1996.

VI.

Respondent failed to provide a written response to Investigator within thirty (30) days of receipt of the February 14, 1996 letter.

VII.

The acts and/or omissions of the Respondent described in Paragraphs III, IV, and V above, which occurred on or after January 1, 1990, constitute conduct in violation of Rule 8.04(a)(8) of the Texas Disciplinary Rules of Professional Conduct.

VII.

The complaint which forms the basis of the Worrell complaint hereinabove set forth was

brought to the attention of the Office of the General Counsel of the State Bar of Texas by Worrell's filing of a complaint on or about February 6, 1996.

PRAYER

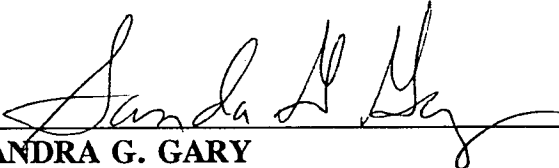
WHEREFORE, PREMISES CONSIDERED, Petitioner respectfully prays that this Court discipline Respondent, MARK T. SANDOVAL, as the facts shall warrant, and that Petitioner have all other relief to which it may show itself to be justly entitled, including costs of court and attorney's fees.

Respectfully submitted,

Steve W. Young
General Counsel

Sandra G. Gary
Assistant General Counsel

Office of the General Counsel
State Bar of Texas
1111 Fannin, Suite 1370
Houston, Texas 77002
(713) 759-6932
(713) 759-2158 FAX



SANDRA G. GARY
State Bar No. 00784114

**ATTORNEYS FOR THE COMMISSION
FOR LAWYER DISCIPLINE**

STATE BAR OF TEXAS



Office of the General Counsel

November 13, 1996

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

Re: Commission for Lawyer Discipline v. Mark T. Sandoval

Dear Mr. Adams:

Enclosed please find an original and two (2) copies of a Disciplinary Petition being filed by the Commission for Lawyer Discipline against Mark T. Sandoval. Mark T. Sandoval has designated Harris County, Texas as his principal place of practice. Request is hereby made that the Court appoint an active District Judge who does not reside in the Administrative Judicial Region in which Respondent practices to preside in this case. Upon appointment, request is hereby made that you notify the Respondent at the address shown below and the undersigned of the identity and address of the judge assigned:

Mark T. Sandoval
% Tina K. Salem
1740 Sunset Blvd, Suite 4
Houston, Texas 77005

As a practical matter, I would respectfully suggest that you inquire with the judge to be appointed as to whether he or she will be able to comply with the 180 day deadline by which the case must be set for trial set forth in Section 3.07 of the Texas Rules of Disciplinary Procedure. If not, I would respectfully request that an alternate appointment be made.

Once a trial judge has been appointed, please forward the original and two (2) copies of the Disciplinary Petition, the Civil Case Information Sheet, and the filing fee check, also enclosed herewith, and the Court's appointing order to the District Clerk of Harris County, Texas, with the request that the suit be filed, citation be issued, and citation, along with a file-stamped copy of the petition be returned to the undersigned.

Also enclosed is a pre-addressed envelope for your use in transmitting the above referenced documents to the District Clerk of Harris County, Texas, and a return envelope to be sent to

Mr. John T. Adams, Clerk
Supreme Court of Texas
November 13, 1996
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the District Clerk of Harris County, Texas, for the Clerk's use in returning a filemarked copy of the petition to the undersigned.

If you have any questions, please contact me. Thank you for your assistance.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Sandra G. Gary".

Sandra G. Gary
Assistant General Counsel

SGG/dy
enclosures



THE SUPREME COURT OF TEXAS

CHIEF JUSTICE
THOMAS R. PHILLIPS

POST OFFICE BOX 12248 AUSTIN, TEXAS 78711

TEL: (512) 463-1312

FAX: (512) 463-1365

CLERK
JOHN T. ADAMS

EXECUTIVE ASST
WILLIAM L. WILLIS

ADMINISTRATIVE ASST
NADINE SCHNEIDER

JUSTICES
RAUL A. GONZALEZ
NATHAN L. HECHT
JOHN CORNYN
CRAIG ENOCH
ROSE SPECTOR
PRISCILLA R. OWEN
JAMES A. BAKER
GREG ABBOTT

January 8, 1997

Ms. Sandra G. Gary
Assistant General Counsel, State Bar of Texas
1111 Fannin, Suite 1370
Houston, Texas 77002

Mr. Mark T. Sandoval
c/o Tina K. Salem
1740 Sunset Blvd., Suite 4
Houston, Texas 77005

Dear Ms. Gary and Mr. Sandoval:

Pursuant to Rule 3.02 of the Texas Rules of Disciplinary Procedure, I hereby notify you that the Supreme Court of Texas has appointed the Honorable Brenda Garrett Green, Judge of the 256th District Court of Dallas, Texas to preside in

Commission for Lawyer Discipline v. Mark T. Sandoval

Sincerely,

SIGNED

John T. Adams
Clerk



THE SUPREME COURT OF TEXAS

CHIEF JUSTICE
THOMAS R. PHILLIPS

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GREG ABBOTT

January 8, 1997

Honorable Brenda Garrett Green
Judge, 256th District Court
George L. Allen Sr. Courts Building
600 Commerce Street
Dallas, Texas 75202

Dear Judge Green:

We enclose for your information a copy of the order of assignment, a copy of the Disciplinary Action, a copy of the notification letter to Ms. Gary and Mr. Sandoval and a copy of the letter to the District Clerk of Harris County.

It is recommended that, six to eight weeks after receipt of this letter, you contact the Harris County District Court Administrative Office (713-755-7593) to find out the district court to which this disciplinary case has been assigned. We then recommend that, either before or immediately after you set the case for trial, you again contact the Harris County District Court Administrative Office (713-755-6593) to reserve a courtroom, provide for a court reporter, etc. Finally, you should contact the Presiding Judge of the Administrative Judicial Region into which you have been assigned (713-471-3911) to obtain information on lodging, allowable expenses, and claims forms for your expenses incident to presiding over this disciplinary case.

Sincerely,

SIGNED

John T. Adams
Clerk



THE SUPREME COURT OF TEXAS

CHIEF JUSTICE
THOMAS R. PHILLIPS

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JAMES A. BAKER
GREG ABBOTT

January 8, 1997

The Honorable Charles Bacarisse
District Clerk of Harris County
P.O. Box 4651
Houston, Texas 77210

Dear Mr. Bacarisse:

Pursuant to Rule 3.03 of the Texas Rules of Disciplinary Procedure, I am sending for filing State Bar of Texas Disciplinary Action styled: The Commission for Lawyer Discipline v. Mark T. Sandoval, and a copy of the Supreme Court's order appointing the Honorable Brenda Garrett Green, Judge of the 256th District Court of Dallas, Texas, to preside in this Disciplinary Action.

Sincerely,

SIGNED

John T. Adams
Clerk

cc: Hon. Brenda Garrett Green
Mark T. Sandoval
Sandra G. Gary