

ORDER OF THE SUPREME COURT OF TEXAS

MISC. DOCKET NO. 99- 9168

IN THE MATTER OF FELIPE JUAREZ

On this day, the Court considered the Motion for Acceptance of Resignation as Attorney and Counselor at Law of Felipe Juarez, together with the Response of the Chief Disciplinary Counsel to the Motion for Acceptance of Resignation as Attorney and Counselor at Law of Felipe Juarez. 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 Felipe Juarez is resigning in lieu of discipline. The Court, being advised that the acceptance of the resignation is in the best interests of the public and the profession, hereby concludes that the following Order is appropriate.

IT IS ORDERED that the law license of Felipe Juarez of Austin, Texas, State Bar Card Number 11041000, 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 Felipe Juarez 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.

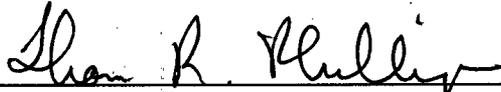
IT IS FURTHER ORDERED that Felipe Juarez is permanently enjoined and prohibited from practicing law in the State of Texas, holding himself out as an attorney at law, performing legal services for others, giving legal advice to others, accepting any fee directly or indirectly for legal services, appearing 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 Felipe Juarez shall immediately notify each of his current clients in writing of this resignation. In addition to such notification, Felipe Juarez is **ORDERED** to return any files, papers, unearned fees 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. Felipe Juarez is **ORDERED** to file with the Chief Disciplinary Counsel, 400 West 15th Street, Suite 1500, Austin, Texas 78701, 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 and former clients have been returned as ordered herein.

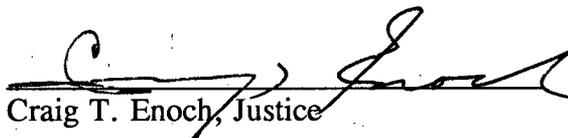
It is further **ORDERED** that Felipe Juarez shall, within thirty (30) days after the date on which this Order is signed by the Court, notify in writing each and every justice of the peace, judge, magistrate, and chief justice of each and every court in which Felipe Juarez has any matter pending of the 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) Felipe Juarez is representing in Court. Felipe Juarez is **ORDERED** to file with the State Bar of Texas, 400 West 15th Street, Suite 1500, Austin, Texas 78701, 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.

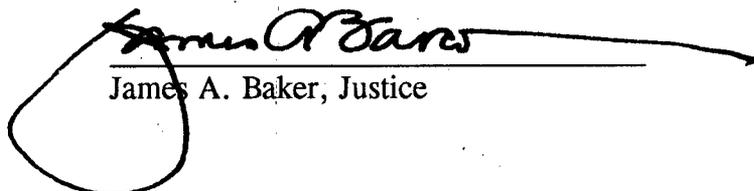
By the Court, en banc, in chambers, this the 7th day of October,
19 99.


Thomas R. Phillips, Chief Justice

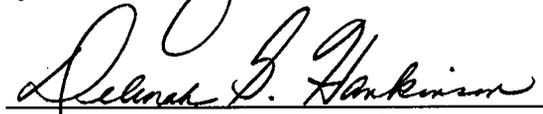

Nathan L. Hecht, Justice

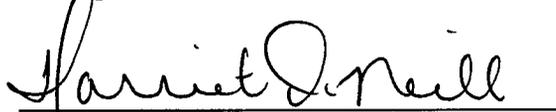

Craig T. Enoch, Justice


Priscilla R. Owen, Justice


James A. Baker, Justice


Greg Abbott, Justice


Deborah G. Hankinson, Justice


Harriet O'Neill, Justice


Alberto R. Gonzales, Justice

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

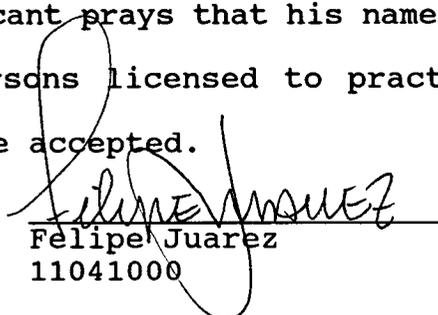
OF

Felipe Juarez

NOW COMES your Applicant, Felipe Juarez, and hereby resigns as an Attorney and Counselor at Law in the State of Texas; and hereby submits to the Court his resignation as an Attorney and Counselor at Law; and prays that the Court accept said resignation.

The permanent State Bar card issued by this Court to the Applicant, Felipe Juarez, as an Attorney and Counselor at Law on December 10, 1963, has been previously surrendered by the Applicant. Said Bar card was delivered to the clerk of the Supreme Court of Texas on April 22, 1999. Applicant is unable to locate the license issued by this court and has provided an affidavit to this effect.

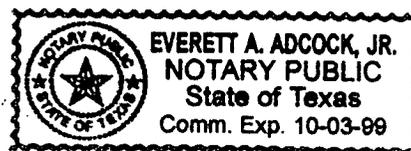
Your applicant is voluntarily resigning and withdrawing from the practice of law; Applicant does so in lieu of discipline for professional misconduct; and Applicant prays that his name be dropped and deleted from the list of persons licensed to practice law in Texas; and that his resignation be accepted.


Felipe Juarez
11041000

SUBSCRIBED AND SWORN to before me by the said Felipe Juarez this
the 25th day of August, 1999.


NOTARY PUBLIC in and for
the State of Texas

Felipe Juarez
1211 N W Parkway
Austin, Texas 78703



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

OF

Felipe Juarez

TO THE HONORABLE SUPREME COURT OF TEXAS:

Pursuant to Part X of the Texas Rules of Disciplinary Procedure, Dawn Miller, Acting Interim Chief Disciplinary Counsel, hereby files 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 in Lieu of Discipline of Felipe Juarez dated on August 25, 1999.

I.

The acceptance of the resignation of Felipe Juarez, State Bar Card No.11041000, is the best interests of the public and the profession.

The professional misconduct with which Felipe Juarez (hereafter called 'Juarez'), is charged is as follows:

II.

The State Bar of Texas Compliant - A0079904067

On January 27, 1994, Juarez was placed on five(5) years' disciplinary probation by Judgment and Order of the 200th Judicial District Court of Travis County in Cause No. 93-03609. Juarez's probation was subsequently revoked by the Court for having engaged in conduct constituting professional misconduct while on said probation by Order dated March 15, 1999. While under disciplinary suspension on July 1, 1999, Juarez was

in the 201st Judicial District Court with attorney Melvin E. Corley who had taken over a case from Juarez concerning a Motion to Compel. The Court determined that Juarez was suspended and discussed this matter with Juarez. Juarez determined what attorney should handle his client's matter without discussing it with the client and the attorney appeared with Juarez in court. It was at this point that the client was asked by the Judge if the client wanted the attorney to represent him. Juarez admitted that he had not notified the client of his suspension as ordered by the Probation Order nor in compliance with the Order of Revocation.

By Juarez appearance in court and failings to comply with the conditions of the Order, he has violated the Texas Disciplinary Rules of Professional Conduct.

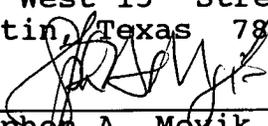
III.

WHEREFORE, the State Bar of Texas, moves the Court to accept the resignation in lieu of discipline and grant the motion filed by Movant.

Respectfully Submitted:

Dawn Miller
Acting Chief Disciplinary Counsel

Stephen A. Moyik
Assistant Disciplinary Counsel
Chief Disciplinary Counsel Office
State Bar of Texas
400 West 15th Street, Suite 1500
Austin, Texas 78701



Stephen A. Moyik
Assistant Disciplinary Counsel

State Bar Card No. 14614300

CERTIFICATE OF SERVICE

This is to certify that the Response of the Chief Disciplinary Counsel to the Resignation of Feilpe Juarez has been served on Feilpe Juarez, at ~~1211 Parkway N W~~, Austin, Texas, 78703, via Hand delivery on August 25, 1999.

400 W. 18th STREET
SUITE 1500



Stephen A. Moyik
Assistant Disciplinary Counsel

AFFIDAVIT

"I, Felipe Juarez have surrendered my Bar Card issued to me by the Supreme Court of Texas."

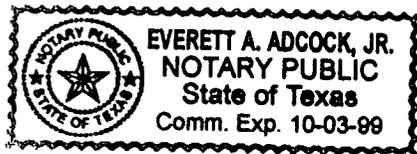
"I am unable to locate my Law License and certificate issued to me by the Supreme Court of Texas. I have searched and not found these documents, and understand that if they are discovered, I will promptly return them to the Court."

"I understand these items are the property of the Supreme Court of Texas."

Signed this 25th day of August, 1999.


Felipe Juarez

SUBSCRIBED AND SWORN to before me by the said Felipe Juarez this 25th day of August, 1999.




NOTARY PUBLIC IN AND FOR
THE STATE OF TEXAS

STATE BAR OF TEXAS



Office of the General Counsel
September 13, 1999

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

Re: Resignation of Felipe Juarez, Bar Card No. 11041000

Dear Mr. Adams:

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

- (1) Motion for Acceptance of Resignation as Attorney and Counselor at Law of Felipe Juarez, dated August 25, 1999;
- (2) Response of Chief Disciplinary Counsel to Motion for Acceptance of Resignation as Attorney and Counselor at Law of Felipe Juarez;
- (3) Affidavit of Felipe Juarez, dated August 25, 1999, stating that he has previously surrendered his Texas Bar Card, and is unable to locate his Law License; and
- (4) Original and one (1) copy of proposed Order for review and entry by the Court accepting the resignation of Felipe Juarez as Attorney and Counselor at Law.

Upon entry of the Order by the Court, please transmit a true and correct copy of the same to the undersigned in order that this office may properly give notice to all parties of the Court's disposition of such motion.

Sincerely,

A handwritten signature in black ink, appearing to read "Stephen A. Moyik".

Stephen A. Moyik
Assistant Disciplinary Counsel

Mr. John Adams, Clerk
Supreme Court of Texas
Resignation of Felipe Juarez
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cc: Felipe Juarez, 1211 N.W. Parkway, Austin, Texas 78703, by CMRRR Z 746 075 727