

MEMORANDUM

The Board on Judicial Standards referred a total of twelve alleged incidents of misconduct by respondent to the Director. Ten of the twelve alleged incidents were previously considered by other agencies and no disciplinary action was taken with respect to those matters. After reviewing the eleventh alleged incident, the Director determined there was no clear and convincing evidence of a violation of the MRPC by respondent.

The final incident regarding the January 24, 2006, altercation between respondent and Judge Roith is the subject of this admonition. Rule 8.4(d), MRPC, provides it is professional misconduct for a lawyer to "engage in conduct that is prejudicial to the administration of justice." Respondent has admitted his conduct in pushing judge Roith with his abdomen was inappropriate. Respondent's conduct took place during the course of judicial business, in front of other judges, and while respondent and Judge Roith were still inside the courthouse.

After reviewing all the evidence in this matter the Director has determined that an admonition is the appropriate form of discipline.



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