



Oct. 30, 2017

BEFORE THE BOARD OF DISCIPLINARY APPEALS
 APPOINTED BY THE SUPREME COURT OF TEXAS

ROSALIND A. KELLY)	EVIDENTIARY PANEL 6-3
)	STATE BAR DISTRICT NO.6
)	CASE NO. 2016-00430
)	[ANGELITA UGALDE]
COMMISSION FOR LAWYER)	
DISCIPLINE)	

**NOTICE OF APPEAL AND MOTION TO STAY ACTIVE SUSPENSION PART OF THE
 PARTIALLY PROBATED JUDGMENT**

TO THE BOARD OF DISCIPLINARY APPEALS:

On October 27, 2017, Respondent Rosalind Kelly gives Notice of Appeal in accordance with Rule 2.24 of the Texas Rules of Disciplinary Procedure and Section 4 of the Board of Disciplinary Appeals (BODA) Internal Procedural Rules. In support thereof Respondent would show the following:

- 1, Respondent intends to appeal the order signed August 21, 2017.
2. Respondent timely filed a Motion to Modify Judgment and a Motion for New Trial. The order denying the Motion to Modify Judgment and Motion for New Trial was denied on September 21, 2017. Respondent also intends to appeal that order signed on September 21, 2017.
3. Respondent also timely filed a Motion to Stay the Active Suspension portion of the Partially Probated Sentence. As of this date, a hearing on the Motion has not been scheduled and no ruling has been made.
4. Rosalind A. Kelly desires to appeal the final judgment of August 21, 2017 in favor of the Petitioner. She also desires to appeal the order denying a Modified Judgment and New Trial signed on September 21, 2017, and the failure of the Panel to

timely rule on the Respondent's Motion to Stay the Active portion of the partially probated sentence.

5. The Judgment is derived from the decision in Commission for Lawyer Discipline v. Rosalind Kelly, Case No. 2016-00430 [Angelita Ugalde], before the Evidentiary Panel 6-3 of the State Bar District No. 6 Grievance Committee.

6. As required under Rule 4.03 (e) of the BODA's Internal Procedures and Rules, please let this notice also serve as Respondent's contemporaneous request to the Official Court Reporter in the evidentiary hearing to prepare, certify and file within 30 days from the date of this notice the Reporter's Record in its entirety.

Respectfully submitted,

/s/ Rosalind A. Kelly

Rosalind A. Kelly, TBN 11237580
8500 N, Stemmons Fwy., Ste 2085
Dallas, Texas 75247
(214) 951-8100
(214) 951-8109 fax

CERTIFICATE OF SERVICE

I, Rosalind Kelly, certify that a true and correct copy of this Notice of Appeal and Motion to Stay Active Suspension Part of Partially Probated Sentence was served on the Office of Chief Disciplinary Counsel/Dallas via facsimile transmission (972) 383-2935 and by Federal Express to The Princeton Building, 14651 Dallas Parkway, Suite 925, Dallas, Texas 75254 on this the 27th day of October, 2017.

/s/ Rosalind A. Kelly

ROSALIND A. KELLY