

Cause No. 66093



FILED

Aug 19 2022

THE BOARD of DISCIPLINARY APPEALS
Appointed by the Supreme Court of Texas

**BEFORE THE
BOARD OF DISCIPLINARY APPEALS
Appointed By
THE SUPREME COURT OF TEXAS**

**CHERYL D. BROWN-RAINES
STATE BAR OF TEXAS CARD NO. 03211050**

Appellant

v.

**COMMISSION FOR LAWYER DISCIPLINE
OF THE
STATE BAR OF TEXAS**

Appellee

On Appeal from the District 6 Grievance Committee

Evidentiary Panel 6-4

State Bar of Texas

Case Nos. 201901298, 201901304, 201901310

**MOTION TO RECONSIDER APPELLANT'S UNOPPOSED MOTION FOR
EXTENSION OF TIME TO FILE APPELLANT'S BRIEF**

TO THE HONORABLE BOARD OF DISCIPLINARY APPEALS:

NOW COMES CHERYL BROWN-RAINES, Movant/Appellant in the above-styled and numbered case, and files this Motion to Reconsider Unopposed Fourth Motion for Extension of

Time to File The Appellant' Brief and in support thereof, would respectfully show the Board the following:I.

This is an appeal from a judgment from Evidentiary Panel 6-4, of the Commission for Lawyer Discipline District 6 Grievance Committee of the State Bar of Texas, imposing disciplinary sanctions against Appellant Cheryl Brown-Raines. Following hearing of this matter on August 19, 2021, The Panel entered judgment. It was signed on August 23, 2021. The Appellant timely filed a Motion for New Trial and Motion to Stay Judgment of Active Suspension on September 22, 2021. It was heard and denied by the Evidentiary Panel on October 20, 2021. Appellant timely filed a Notice of Appeal on November 21, 2021. The Reporter's Record was filed on April 4, 2022.

Appellant's Brief was due on August 5, 2022 and Appellant sought a fourth thirty-day extension of time to file the brief, and contacted Rachel Craig, Lead Counsel for the Appellee, substituting for Douglas Lang. She graciously confirmed that she did not oppose my Motion as Appellant, for an additional thirty (30) day extension of time sought in this Motion, to file the brief by September 6, 2022. The Board denied the Motion and required Appellant file the brief today.

II.

This Motion for Reconsideration of the Motion for Extension of Time is not sought for delay, but that justice may be done in this case. Appellant seeks additional time to file the brief so that ongoing medical conditions and other critical matters may be fully evaluated prior to the time when an independent decision is made regarding the ability to go forward with the appeal. Moreover, Appellant is facing further complications since the last extension was sought and granted, and in the interest of justice, these factors should be evaluated by professional consultants to assist in the decision-making process.

Appellant has experienced an unusual amount of hardship recently including increased severity of health problems, deterioration of health and illness of daughter in Appellant's daughter's health and severe property damage at home due to weather related events, and family and professional crisis events that negatively impacted her time and welfare. Most recently Appellant suffered extreme emotional distress from criminal activity and threatening behavior of a neighbor. The unexpected denial of Unopposed Motion for Extension, and the violent death of Appellant's only surviving aunt's neighbor and friend due to an alligator attack in South Carolina.

WHEREFORE, PREMISES CONSIDERED, Appellant respectfully requests that upon reconsideration of the foregoing, that the Board of Disciplinary Appeals grant this Appellant's Unopposed Fourth Motion for Extension of Time to File Appellant's Brief, and all such other relief to which Appellant may be entitled or grant Appellant an additional amount of time beyond today's date.

Respectfully Submitted By:

/S/Cheryl Brown-Raines

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PRO SE APPELLANT

CERTIFICATE OF CONFERENCE

Appellant certifies that this Motion For Reconsideration was not subject to conference under the Texas Rules of Appellate Procedure or The Internal Procedural Rules of BODA. The prior Motion filed on August 5, 2022 was unopposed and is confirmed by Rachel Lang in an email to Appellant, in response to verbal and written requests for an additional thirty (30) days. The Appellant Brief was to be filed in this matter within the (30) day extension of time, and no later than September 6, 2022.

CERTIFICATE OF SERVICE

I certify that a true copy of the above was served on each attorney of record or party in accordance with the Texas Rules of Disciplinary Procedure, on this the 19th day of August, 2022 via **email/eservice**:

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/s/Cheryl D. Brown-Raines