



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

**IN THE MATTER OF
THELMA M. ANDERSON,
STATE BAR CARD NO. 24091728**

CAUSE NO. 71154

**RESPONDENT'S APPEAL OF THE DENIAL OF HER MOTION TO ABATE AND
STAY PROCEEDINGS, AND MOTION TO REMOVE THE JULY 31, 2026 HEARING
FROM THE DOCKET PENDING FINAL ADJUDICATION OF RESPONDENT'S 28
U.S.C. § 2255 MOTION**

COMES NOW Respondent Thelma Anderson and files this Motion to Abate and Stay Proceedings, Motion to Remove the July 31, 2026, Hearing, and Request for Limited Findings of Fact and Conclusions of Law. Respondent respectfully requests that the Board abate and stay this proceeding, remove the July 31, 2026, hearing setting, and suspend any further action on the Commission for Lawyer Discipline's Motion for Entry of Judgment of Disbarment until the threshold issues affecting finality, jurisdiction, service, notice, and due process are resolved.

I. INTRODUCTION

The Commission seeks final disbarment while ignoring the unresolved constitutional and procedural issues that directly affect whether final judgment may properly be entered. Respondent has a pending federal *Motion to Vacate under 28 U.S.C. § 2255* challenging the constitutional validity of the underlying conviction. That conviction is the predicate for the Commission's requested disbarment.

Respondent does not contend that the mere filing of a § 2255 motion automatically vacates the conviction. Respondent's position is that the conviction remains under active constitutional attack and that the Board should not proceed to final disbarment while refusing to address a pending federal proceeding that directly challenges the judgment upon which disbarment is sought.

The Commission has relied on selected federal records from PACER, including judgment and mandate materials, while failing to address the pending § 2255 proceeding appearing in the same federal record system. Respondent has attached Exhibit A, which confirms that the Motion to Vacate was filed in the United States District Court for the Northern District of Texas and opened as *Civil Action No. 3:26-cv-726-K*.

A stay is warranted to preserve the status quo, prevent irreparable prejudice, avoid inconsistent rulings, and allow the threshold federal, jurisdictional, and due process issues to be resolved before any final judgment of disbarment is considered.

II. FACTUAL BACKGROUND

On May 6, 2026, Respondent filed her appeal in the Supreme Court of Texas. On May 16, 2026, the Board filed its response. On May 26, 2026, the Supreme Court issued the briefing schedule. On May 27, 2026, the Commission filed its Motion for Entry of Judgment of Disbarment and set that motion for hearing on July 31, 2026. The Commission's motion relies on federal court documents it contends establish finality based on the Fifth Circuit's mandate.

These filings demonstrate that the Board and the Commission were contemporaneously aware of Respondent's pending federal challenge and had access to the Motion through PACER when they elected to pursue disbarment.

On June 1, 2026, the Board entered a Corrected Order Denying Respondent's Motions. The Order denied Respondent's objections and left the July 31, 2026, hearing setting in place. The Order further states that if Respondent files a verified denial contesting finality, the matter will remain on the hearing docket for a determination of finality.

Respondent contests finality, jurisdiction, service, notice, and due process. Respondent has also filed a Motion to Vacate, Set Aside, or Correct Sentence pursuant to 28 U.S.C. § 2255 in the United States District Court for the Northern District of Texas. The federal court confirmed that the pleading was filed as Docket No. 41 and opened *Civil Action No. 3:26-cv-726-K*. See *Exhibit A*.

The pending § 2255 motion challenges the conviction on constitutional grounds. It is not a routine filing. It is a federal post-conviction procedure by which a criminal defendant seeks to vacate, set aside, or correct a judgment on constitutional, jurisdictional, or other fundamental grounds.

Respondent further continues to object to the disciplinary proceedings on procedural and constitutional grounds, including lack of personal jurisdiction, defective service, insufficient notice, late-produced jurisdictional materials, disputed discovery documents, denial of a meaningful opportunity to be heard, medical unavailability, and denial of continuance.

III. ARGUMENT

A. A stay is warranted because the underlying conviction remains subject to active federal constitutional attack.

The Commission seeks final disbarment on the theory that Respondent's conviction is final. But finality cannot be treated as a mechanical label that permits the Commission or the Board to ignore an active federal constitutional challenge to the judgment itself.

Respondent's pending motion under 28 U.S.C. § 2255 directly attacks the constitutional validity of the conviction being used as the basis for disbarment. If the federal court grants relief, the conviction, sentence, or judgment relied upon by the Commission may be vacated, set aside, corrected, modified, or otherwise altered.

A stay is appropriate where proceeding would create a substantial risk of inconsistent results, unnecessary litigation, irreparable harm, or prejudice. Proceeding now would risk final disciplinary action based on a conviction that remains under active constitutional review. The disciplinary process should not be used to outrun or foreclose the adjudication of Respondent's pending federal constitutional challenge.

B. Texas disciplinary practice supports suspension rather than immediate disbarment in probationary and deferred-adjudication cases.

Respondent does not argue that the filing of a Motion under 28 U.S.C. § 2255 automatically vacates the underlying conviction or deprives the Board of jurisdiction. Rather, Respondent submits that the pending federal constitutional proceeding is a material circumstance bearing on the Board's exercise of its discretionary authority. Maintaining the existing interlocutory suspension while the federal court adjudicates the constitutional validity of the underlying conviction preserves the status quo, avoids inconsistent judgments, and prevents the entry of irreversible professional discipline based upon a judgment presently under direct constitutional attack.

Texas Rules of Disciplinary Procedure 8.05 and 8.06 recognize that disbarment is not the exclusive disciplinary consequence where an attorney receives deferred adjudication, criminal probation, or a fully probated sentence. Rule 8.06 expressly authorizes suspension as an alternative disposition in probationary cases. Consistent with those Rules, the Board has repeatedly exercised its discretion by imposing suspensions rather than disbarment in compulsory discipline proceedings involving intentional or serious crimes. The following decisions illustrate that longstanding disciplinary practice.

Attorney	BODA Cause No.	Criminal Disposition	Discipline
In re Ramon Gerardo Rios	64719	10 years' deferred adjudication; restitution	Suspension
In re Juan R. Rodriguez	61642	12 months' deferred adjudication; restitution	Suspension
In re Linda Jane Hevrin McCue	44270	2 years' deferred adjudication	Suspension
In re Ronald Dewayne Cross	43275	6 months' deferred adjudication	Suspension
In re Patrick H. Cordero Jr.	49554	5 years' probation	Suspension
In re Hugh E. Sabel	20258	2-year sentence fully probated	Suspension
In re Roxane Esther Martinez	33736	Probated sentence	Suspension

Respondent's probationary sentence places her within the same category of criminal dispositions addressed by Rule 8.06 and reflected in the Board's prior compulsory-discipline decisions. The common characteristic of each of these proceedings is that the respondent attorney received a probationary or deferred-adjudication criminal disposition. In each instance, the Board exercised

its authority to impose suspension rather than immediate disbarment. Those decisions demonstrate that suspension has long been recognized as an appropriate disciplinary response where incarceration was not imposed.

These decisions are not offered to supplant the text of Texas Rule of Disciplinary Procedure 8.05 or to establish that Respondent's case is governed by those dispositions. They are offered as comparative-discipline evidence relevant to whether immediate final disbarment is appropriate while Respondent's conviction remains under active constitutional challenge.

Respondent's circumstances are materially comparable. Respondent received a probationary sentence rather than a sentence requiring imprisonment and is presently subject to an Interlocutory Order of Suspension entered by this Board. Unlike many of the comparative cases, however, Respondent also has a pending Motion to Vacate pursuant to 28 U.S.C. § 2255 directly challenging the constitutional validity of the conviction serving as the predicate for compulsory discipline. Preserving the existing interlocutory suspension while that federal proceeding remains pending is consistent with the Board's historical exercise of discretion in probationary cases and avoids the unnecessary possibility that a final judgment of disbarment may later require reconsideration if federal relief is granted.

Respondent does not contend that these matters compel a particular sanction or automatically entitle her to suspension. Rather, they demonstrate that suspension is a recognized disciplinary response in Texas where the criminal disposition does not involve an immediately executable term of incarceration. Respondent's pending Motion to Vacate pursuant to 28 U.S.C. § 2255, the related constitutional proceedings presently pending in federal court, the pending appeal before the Supreme Court of Texas, and Respondent's disputed issues concerning finality, jurisdiction, service, notice, and due process further support preserving the existing interlocutory suspension. The Board should consider that comparative treatment before imposing the most severe available sanction while Respondent's underlying conviction remains subject to constitutional review.

Respondent does not assert that the foregoing disciplinary matters are controlling or create a procedural entitlement to identical relief. Rather, they demonstrate that maintaining an interlocutory suspension while related proceedings remain unresolved is a procedurally available course that has previously been utilized in appropriate circumstances. Although each disciplinary matter must be decided upon its own facts and the governing rules, those proceedings illustrate that preserving the existing interim suspension, rather than immediately entering final disbarment, is consistent with the Board's discretionary authority to manage disciplinary proceedings in a fair, orderly, and equitable manner.

Moreover, this Board has already determined that an Interlocutory Order of Suspension was the appropriate interim remedy while the disciplinary proceedings remained pending. The Board has already exercised its discretion once. The Commission now seeks to replace that discretionary interim remedy with the most severe disciplinary sanction, even though the underlying conviction is presently subject to a federal constitutional challenge. Nothing material has changed since entry of the Interlocutory Order of Suspension except that Respondent has filed a federal constitutional challenge to the underlying conviction. Respondent respectfully submits that maintaining the existing suspension pending resolution of the federal constitutional

proceedings is more consistent with the Board's prior determination and the comparative disciplinary authorities than replacing that interim order with the extraordinary remedy of final disbarment at this stage.

C. *In re Mercier* confirms that final disbarment is premature until Rule 8.05's procedural prerequisites are satisfied.

In *In re Mercier*, 242 S.W.3d 46 (Tex. 2007), the Texas Supreme Court held that BODA's future-disbarment language was premature because Texas Rule of Disciplinary Procedure 8.05 requires the Chief Disciplinary Counsel to file the motion only after the conviction becomes final, and the respondent must have an opportunity to contest finality. The Court emphasized that those steps must occur before final disbarment may be entered.

Although *In re Mercier* did not involve a pending Motion under 28 U.S.C. § 2255, the Texas Supreme Court reaffirmed that Rule 8.05 requires compliance with specific procedural safeguards before final disbarment may be entered. Those safeguards demonstrate that Rule 8.05 requires procedural compliance before the Board enters final disbarment. Here, Respondent has invoked a pending federal constitutional proceeding directly challenging the validity of the conviction relied upon by the Commission. Under these circumstances, maintaining the existing Interlocutory Order of Suspension until the federal constitutional proceedings conclude better preserves the status quo while protecting the Board's ability to enter whatever final order is ultimately warranted.

D. Proceeding now would create avoidable prejudice, risk inconsistent results, and undermine judicial economy.

If the Board proceeds now, it risks entering final discipline based on a conviction that may later be disturbed in federal court. That would create unnecessary additional litigation and may require the parties and the Board to revisit any final judgment entered before the federal constitutional challenge is resolved.

A stay avoids that problem. It preserves the status quo, conserves resources, prevents avoidable prejudice, and protects Respondent from irreversible professional consequences before the constitutional validity of the underlying conviction has been fully adjudicated.

E. Respondent's jurisdictional, service, notice, and due process objections further support abatement.

Respondent has consistently challenged the legitimacy of the disciplinary proceedings on constitutional and procedural grounds.

Respondent continues to contest:

- Whether lawful service was accomplished;
- Whether BODA acquired personal jurisdiction;

- Whether notice was constitutionally sufficient;
- Whether Respondent received a meaningful opportunity to be heard;
- Whether the denial of continuance during Respondent's medical leave violated due process;
- Whether disputed jurisdictional and discovery materials were improperly relied upon;
- Whether the Commission's finality presentation was incomplete; and
- Whether final disbarment is premature while the 28 U.S.C. § 2255 proceeding remains pending.

These issues go to the legitimacy of the proceedings themselves. The Board should not advance to final disbarment while these objections remain unresolved, particularly where Respondent has a pending appeal with the Supreme Court of Texas and a pending federal motion filed with the district court.

Respondent does not seek dismissal of the disciplinary proceeding through this motion. Respondent seeks only to abate and stay the proceeding, remove the July 31, 2026, hearing, and suspend any final-disbarment action until the pending 28 U.S.C. § 2255 proceeding and related threshold issues are resolved. This relief preserves the Board's authority to act later if appropriate while preventing premature final action now.

F. In the alternative, Respondent requests limited findings of fact and conclusions of law.

Because this motion presents disputed procedural questions concerning the interpretation and application of Rule 8.05, the effect of Respondent's pending collateral challenge under 28 U.S.C. § 2255, and the Board's authority to proceed while that challenge remains unresolved, Respondent respectfully requests that, if the Board declines to abate or stay these proceedings or remove the July 31, 2026, hearing, the Board issue limited findings of fact and conclusions of law addressing those procedural issues. Respondent does not contend that such findings are required in every compulsory-discipline proceeding. Rather, limited findings would clarify the factual and legal basis for the Board's ruling, facilitate meaningful appellate review, and promote confidence in the fairness and procedural integrity of these proceedings.

Respondent specifically requests findings of fact identifying:

- Whether the Board considered Exhibit A establishing that Respondent's Motion to Vacate pursuant to 28 U.S.C. § 2255 was filed in the United States District Court for the Northern District of Texas and opened as Civil Action No. 3:26-cv-726-K;
- Whether the Board considered Respondent's pending § 2255 Motion to Vacate and the effect, if any, that proceeding has on the Board's determination of finality;
- Whether the Board considered Respondent's objection that the Commission presented an incomplete federal record by relying upon selected PACER documents while failing to disclose or address the pending § 2255 proceeding; and
- The legal basis for denying relief despite Respondent's pending constitutional challenge to the underlying conviction.

Respondent further requests that the Board consider the attached Texas BODA decisions demonstrating that attorneys who received deferred adjudication or fully probated sentences for intentional or serious crimes were suspended rather than disbarred, as those cases are material to the comparative discipline issue and to whether final disbarment is appropriate in this matter.

IV. PRAYER

WHEREFORE, PREMISES CONSIDERED, Respondent Thelma M. Anderson respectfully prays that the Board of Disciplinary Appeals:

- a. Grant Respondent's Motion to Abate and Stay Proceedings;
 - b. Remove the July 31, 2026, hearing setting;
 - c. Suspend any further action on the Commission for Lawyer Discipline's Motion for Entry of Judgment of Disbarment until Respondent's pending 28 U.S.C. § 2255 proceeding is resolved and the threshold issues affecting finality, jurisdiction, service, notice, and due process are determined;
 - d. Maintain the Board's existing Interlocutory Order of Suspension pending resolution of Respondent's Motion under 28 U.S.C. § 2255 and the related proceedings before the Supreme Court of Texas;
 - e. Deny the Commission's request to proceed to final judgment of disbarment currently;
 - f. Consider Exhibit A as evidence that Respondent's § 2255 *Motion to Vacate* was filed in the United States District Court for the Northern District of Texas and opened *Civil Action No. 3:26-cv-726-K*;
 - g. In the alternative, if the Board denies abatement, stay, or removal of the July 31, 2026, hearing, issue limited Findings of Fact and Conclusions of Law addressing only:
 - Exhibit A;
 - Respondent's pending § 2255 Motion to Vacate;
 - Respondent's objection that the Commission presented an incomplete federal record;
 - The legal basis for denying relief despite the pending federal constitutional challenge to the underlying conviction; and
 - h. Grant Respondent all other relief to which she may show herself justly entitled.
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Respectfully submitted,

/s/ Thelma M. Anderson
Thelma M. Anderson
Respondent Pro S

EXHIBIT A

March 6, 2026, Filing Confirmation from the United States District Court for the Northern District of Texas confirming that Respondent's Motion to Vacate was filed as Docket No. 41 and opened Civil Action No. 3:26-cv-726-K

RESPONDENT EXHIBIT A

March 6, 2026, Filing Confirmation from the United States District Court for the Northern District of Texas

Exhibit A demonstrates that the Motion to Vacate was accepted for filing by the United States District Court. The court confirmed that the pleading was filed at Docket No. 41 in Criminal No. 3:24-cr-00191-K and that the filing automatically opened Civil Action No. 3:26-cv-726-K.

Court Confirmation

Good morning, your pleading has been filed at docket 41 in the criminal case. The pleading automatically opens a civil case, the number is 3:26-cv-726-K, all future filings should be in that case.

Gmail - Criminal No. 3:24-cr-00191-K MOTION TO VACATE, 6/1/ 26, 6:24 AM

Good morning,

Your pleading has been filed at docket 41 in the criminal case. The pleading automatically opens a civil case, the number is 3:26-cv-726-K, all future filings should be in that case. Please provide the court with your mailing address, otherwise you will not be sent notification of pleadings. All future filings will need to be mailed or brought to the division for filing.

Kind regards,

Carla

Carla Applebee
Data Quality Analyst
Operations Assist Team
US District Court
Northern District of Texas
214-753-2240

An Email sent to this account is not an accepted method to submit documents for filing. Please visit the court's website for filing instructions: <https://www.txnd.uscourts.gov>

EXHIBIT B**Texas BODA Comparative-Discipline Cases****Suspension Rather Than Disbarment Following Deferred Adjudication or Fully Probated and Eligibility Sentence**

Attorney	BODA Cause No.	Offense	Criminal Disposition	Discipline
Ramon Gerardo Rios	64719	Misapplication of fiduciary property over \$100,000	10 years deferred adjudication; restitution	Suspension
Juan R. Rodriguez	61642	Theft of \$100–\$750	12 months deferred adjudication; restitution	Suspension
Linda Jane Hevrin McCue	44270	Tampering with governmental record	2 years deferred adjudication	Suspension
Ronald Dewayne Cross	43275	Theft by check	6 months deferred adjudication	Suspension
Eddie Michael Pope		Promotion of obscene material	4 years deferred adjudication	Suspension
Patrick H. Cordero Jr.	49554	Federal wire fraud	5 years' probation	Suspension
Hugh E. Sabel	20258	Fiduciary misappropriation	2-year sentence fully probated	Suspension
William F. Bell		Aggravated perjury	3-year sentence fully probated	Suspension
Roxane Esther Martinez	33736	Theft	90 days probated for 1 year	Suspension
Samuel Symonds		False statements to financial institution	Federal probation	Suspension
Charles Hill	47839	Insurance Fraud	2 years deferred adjudication	Suspension

Attorney	BODA Cause	Current Status	License Status
Ramon Gerardo Rios	64719	Currently Suspended	Suspension reportedly runs through Sept. 22, 2027 ; not eligible to practice.
Juan R. Rodriguez	61642	Eligible	Eligible to practice; elated employment.
Ronald Dewayne Cross	43275	Eligible	Eligible to practice;
Eddie Michael Pope		Eligible	Eligible to practice;
Patrick H. Cordero Jr.	49554	Eligible	Eligible to practice;
Roxane Esther Martinez	33736	Eligible	Eligible
Charles hill	47839	Eligible	Eligible

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

**IN THE MATTER OF
EDDIE MICHAEL POPE
STATE BAR CARD NO. 16135500**

§
§
§

CAUSE NO. 41472

JUDGMENT OF SUSPENSION

On the 4th day of April 2008, the above-styled and numbered disciplinary action was called for hearing before the Board of Disciplinary Appeals. Petitioner Commission for Lawyer Discipline of the State Bar of Texas appeared by attorney and announced ready. Respondent, Eddie Michael Pope, appeared in person and by attorney and announced ready. All issues of fact as well as all questions of law were submitted to the Board of Disciplinary Appeals for determination. Having considered the pleadings on file, having received evidence, and having heard the argument of counsel, the Board of Disciplinary Appeals is of the opinion that Petitioner is entitled to entry of the following findings and orders:

Findings of Fact. The Board of Disciplinary Appeals finds that:

- (1) Respondent, Eddie Michael Pope, State Bar Card Number 16135500, is currently licensed to practice law in the State of Texas.
- (2) **On April 3, 2006, Eddie Michael Pope pled guilty to possession of obscene material with intent to promote in violation of Texas Penal Code 43.23(c) enhanced to a State Jail Felony by Texas Penal Code 43.23(h)(1) in Cause No. 9040440, styled *The State of Texas v. Eddie Michael Pope*, in the 147th Judicial District Court of Travis County, Texas.**

- (3) The indictment in said cause to which Respondent pled guilty stated that “EDDIE MICHAEL POPE on or about the 23rd day of October, A.D. 2004, and before the presentment of this indictment, in the County of Travis, and State of Texas, did then and there knowingly and intentionally possess with intent to promote obscene material visually depicting a child younger than eighteen years of age at the time the image of the child was made who is engaging in sexual conduct including deviate sexual intercourse and lewd exhibition of the genitals. Defendant knew that the obscene material depicted the child as described.”
- (4) On or about April 24, 2006, an Order of the Court Deferring Further Proceedings was signed in said cause stating that Eddie Michael Pope pled guilty to the indictment, and finding him guilty of the offense of Possession of Obscene Material, a State Jail Felony, and sentencing him to a term of four (4) years Community Supervision.
- (5) Respondent, Eddie Michael Pope, is the same person as Eddie Michael Pope who signed the Plea of Guilty and is the subject of the Order of the Court Deferring Further Proceedings described above.
- (6) Respondent’s criminal sentence was fully probated.

Conclusions of Law. Based upon the foregoing findings of fact the Board of Disciplinary Appeals makes the following conclusions of law:

- (1) This Board has jurisdiction to hear and determine this matter. Texas Rules of Disciplinary Procedure (“TRDP”) 7.08(G).
- (2) Respondent, Eddie Michael Pope, having pled guilty to knowing possession of obscene material visually depicting obscene sexual activities engaged in by a child younger than 18 years of age at the time the image of the child was made with intent to promote same has been convicted of an Intentional Crime as defined by TRDP 1.06(T) and of a Serious Crime as defined by TRDP 1.06(Z).
- (3) Respondent has been convicted of an Intentional Crime for purposes of TRDP 8.04.
- (4) Respondent, Eddie Michael Pope, should be suspended for the term of his deferred adjudication probation as originally assessed.
- (5) If the deferred adjudication probation is revoked, Eddie Michael Pope should be disbarred. TRDP Rule 8.06.

It is, accordingly, **ORDERED, ADJUDGED, AND DECREED** that Respondent, Eddie Michael Pope, State Bar Card No. 16135500, be and hereby is **SUSPENDED** from the practice of law in the State of Texas for a period effective as of the date of this judgment and ending April 23, 2010.

It is further **ORDERED, ADJUDGED** and **DECREED** that Respondent, Eddie Michael Pope, during said suspension is prohibited from practicing law in Texas, holding himself out as an attorney at law, performing any legal service for others, accepting any fee directly or indirectly for legal services not completed prior to the date of this judgment, appearing as counsel in any Texas court or before any Texas administrative body, or holding himself out to others or using his name, in any manner, in conjunction with the words “attorney,” “counselor,” or “lawyer.”

It is further **ORDERED** that Respondent, Eddie Michael Pope, no later than thirty (30) days from the date of this judgment, shall notify in writing each and every justice of the peace, judge, magistrate, and chief justice of each and every court, if any, in which Respondent, Eddie Michael Pope, has any legal matter pending, if any, of his suspension, of the style and cause number of the pending matter(s), and of the name, address, and telephone number of the client(s) Respondent is representing in that court. Respondent is also **ORDERED** to mail copies of all such notifications to the Statewide Compliance Monitor, Office of the Chief Disciplinary Counsel, State Bar of Texas, P.O. Box 12487, Capitol Station, Austin, Texas 78711.

It is further **ORDERED** that Respondent, Eddie Michael Pope, shall immediately notify each of his current clients, if any, in writing, of his suspension. In addition to such notification, Respondent is **ORDERED** to return all files, papers, unearned fees paid in advance, and all other monies and properties which are in his possession but which belong to current or former clients, if any, to those respective clients or former clients within thirty (30) days after the date of this Judgment.

Respondent is further **ORDERED** to file with the Statewide Compliance Monitor, Office of the Chief Disciplinary Counsel, State Bar of Texas, P.O. Box 12487, Capitol Station, Austin, Texas 78711, within the same thirty (30) days, an affidavit stating that all current clients have been notified of his suspension and that all files, papers, unearned fees paid in advance, and all other monies and properties belonging to clients and former clients have been returned as ordered herein. If Respondent should be unable to return any file, papers, money or other property to any client or former client, Respondent's affidavit shall state with particularity the efforts made by Respondent with respect to each particular client and the cause of his inability to return to said client any file, paper, money or other property. Respondent is also **ORDERED** to mail a copy of said affidavit and copies of all notification letters to clients, to the Statewide Compliance Monitor, Office of the Chief Disciplinary Counsel, State Bar of Texas, P.O. Box 12487, Capitol Station, Austin, Texas 78711.

It is further **ORDERED** that Respondent, Eddie Michael Pope, immediately surrender his Texas law license and permanent State Bar Card to the Statewide Compliance Monitor, Office of the Chief Disciplinary Counsel, State Bar of Texas, for transmittal to the Clerk of the Supreme Court of Texas.

It is further **ORDERED** that, in the event that the above-described criminal deferred adjudication probation of Respondent, Eddie Michael Pope, is revoked, Petitioner Commission for Lawyer Discipline may seek disbarment pursuant to TRDP 8.06 by motion supported by certified copies of an order, judgment, or other appropriate court document revoking the deferred adjudication, and this Board shall retain jurisdiction of this cause during the period of suspension.

It is further **ORDERED** that an early termination of the deferred adjudication or community supervision shall not terminate this suspension.

Signed this 21st day of August 2008.



CHAIR PRESIDING

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

IN THE MATTER OF	§	
CHARLES ERNEST HILL	§	CAUSE NO. 47839
STATE BAR CARD NO. 09625300	§	

JUDGMENT OF SUSPENSION

On the 28th day of January 2011, the above-styled and numbered disciplinary action was called for hearing before the Board of Disciplinary Appeals. Petitioner, Commission for Lawyer Discipline of the State Bar of Texas appeared by attorney and announced ready. Respondent, Charles Ernest Hill, appeared in person and with counsel and announced ready. All issues of fact and all questions of law were submitted to the Board of Disciplinary Appeals for determination. Having considered the pleadings on file, having received evidence, and having heard the argument of counsel, the Board of Disciplinary Appeals enters the following findings and orders:

Findings of Fact. The Board of Disciplinary Appeals finds that:

- (1) Respondent, Charles Ernest Hill, State Bar Card Number 09625300, is licensed and authorized to practice law in the State of Texas by the Supreme Court of Texas.
- (2) On or about November 14, 2008, Charles Ernest Hill was charged by Indictment with Insurance Fraud, in Cause No. 1191626, styled, *The State of Texas v. Charles Ernest Hill*, in the 184th District Court of Harris County, Texas.
- (3) On or about November 6, 2009, an Order of Deferred Adjudication was entered in Case No. 1191626, styled *The State of Texas v. Hill, Charles Ernest*, in the 184th District Court of Harris County, Texas, wherein Hill pled nolo contendere to Insurance Fraud, \$1500-\$20,000, a State Jail Felony, and was sentenced to two years Deferred Adjudication Community Supervision, ordered to pay \$203.00 in court costs and \$14,862.82 in restitution and further ordered to complete 120 hours of community service. The

community service requirement was waived on condition that Hill provides medical documentation of a disability.

- (4) Respondent, Charles Ernest Hill, is the same person as the Charles Ernest Hill who is the subject of the Judgment described above.
- (5) Respondent's criminal sentence was fully probated.

Conclusions of Law. Based upon the foregoing findings of fact the Board of Disciplinary Appeals makes the following conclusions of law:

- (1) This Board has jurisdiction to hear and determine this matter. Texas Rules of Disciplinary Procedure 7.08(G), 8.01, and 8.03 ("TRDP").
- (2) Respondent, Charles Ernest Hill, having pled nolo contendere and having been placed on probation for an Intentional Crime, has been convicted for purposes of TRDP 8.04 of an Intentional Crime as defined by TRDP 1.06(T). Said crime is also a Serious Crime as defined by TRDP 1.06(Z). This is a fully probated sentence for purposes of TRDP 8.06.
- (3) Respondent, Charles Ernest Hill, should be suspended for the term of his criminal probation as originally assessed and, in the event that the above-described criminal probation of Respondent, Charles Ernest Hill, is revoked, Respondent should be disbarred. TRDP 8.06.

It is, accordingly, ORDERED, ADJUDGED, AND DECREED that Respondent, Charles Ernest Hill, State Bar Card No. 09625300, be and he is hereby SUSPENDED from the practice of law in the State of Texas and his license to practice law in the State of Texas for a period beginning effective the date of entry of this judgment and ending November 6, 2011.

It is further ORDERED, ADJUDGED and DECREED that Respondent, Charles Ernest Hill, during said suspension is prohibited from practicing law in Texas, holding himself out as an attorney at law, performing any legal service for 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, or holding himself out to others or using his name, in any manner, in conjunction with the words “attorney,” “counselor,” or “lawyer.”

It is further ORDERED that Respondent, Charles Ernest Hill, not later than thirty (30) days shall notify in writing each and every justice of the peace, judge, magistrate, and chief justice of each and every court, if any, in which Respondent, Charles Ernest Hill, has any legal matter pending, if any, of his suspension, of the style and cause number of the pending matter(s), and of the name, address, and telephone number of the client(s) Respondent is representing in that court. Respondent is also ORDERED to mail copies of all such notifications to the Statewide Compliance Monitor, Office of the Chief Disciplinary Counsel, State Bar of Texas, P.O. Box 12487, Capitol Station, Austin, Texas 78711.

It is further ORDERED that Respondent, Charles Ernest Hill, shall immediately notify each of his current clients, if any, in writing, of his suspension. In addition to such notification, Respondent is ORDERED to return all files, papers, unearned fees paid in advance, and all other monies and properties which are in his possession but which belong to current or former clients, if any, to those respective clients or former clients within thirty (30) days after the date on which this Judgment is signed by the Board. Respondent is further ORDERED to file with this Board, within the same thirty (30) days, an affidavit stating that all current clients have been notified of his suspension and that all files, papers, unearned fees paid in advance, and all other monies and properties belonging to clients and former clients have been returned as ordered herein. If Respondent should be unable to return any file, papers, money or other property to any client or former client, Respondent's affidavit shall state with particularity the efforts made by Respondent

with respect to each particular client and the cause of his inability to return to said client any file, paper, money or other property. Respondent is also ORDERED to mail a copy of said affidavit and copies of all notification letters to clients, to the Statewide Compliance Monitor, Office of the Chief Disciplinary Counsel, State Bar of Texas, P.O. Box 12487, Capitol Station, Austin, Texas 78711.

It is further ORDERED that Respondent, Charles Ernest Hill, immediately surrender his Texas law license and permanent State Bar Card to the Statewide Compliance Monitor, Office of the Chief Disciplinary Counsel, State Bar of Texas, P.O. Box 12487, Capitol Station, Austin, Texas 78711. for transmittal to the Clerk of the Supreme Court of Texas.

It is further ORDERED that, in the event that the above-described criminal probation of Respondent, Charles Ernest Hill, is revoked, Respondent, Charles Ernest Hill, shall be DISBARRED upon the filing by the Chief Disciplinary Counsel of an appropriate motion supported by certified copies of court documents showing that such criminal probation has been revoked.

Signed this 8th day of February 2011.



CHAIR PRESIDING



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

IN THE MATTER OF	§	
PATRICK H. CORDERO, JR.	§	CAUSE NO. 49554
STATE BAR CARD NO. 00787286	§	

JUDGMENT OF SUSPENSION

On the 27th day of January 2012, the above-styled and numbered disciplinary action was called for hearing before the Board of Disciplinary Appeals. Petitioner Commission for Lawyer Discipline of the State Bar of Texas appeared by attorney and announced ready. Respondent, Patrick H. Cordero, Jr., appeared in person and by attorney and announced ready. All issues of fact as well as all questions of law were submitted to the Board of Disciplinary Appeals for determination. Having considered the pleadings on file, having received evidence, and having heard the argument of counsel, the Board of Disciplinary Appeals is of the opinion that Petitioner is entitled to entry of the following findings and orders:

Findings of Fact. The Board of Disciplinary Appeals finds that:

- (1) Respondent, Patrick H. Cordero, Jr., State Bar Card Number 00787286, is licensed and authorized to practice law in the State of Texas by the Supreme Court of Texas.
- (2) On or about January 26, 2011, Patrick Cordero, was charged by Indictment with Wire Fraud in violation of 18 U.S.C § 1343, in Case No. MO11CR0060, styled *United States of America v. Marcus Jacob Rosenberger and Patrick Cordero*, in the United States District Court for the Western District of Texas, Midland-Odessa Division.

- (3) On or about July 15, 2011, a Judgment in a Criminal Case was entered in Case No. 7:11-CR-060-02 RAJ, styled *United States of America v. Patrick Cordero*, in the United States District Court for the Western District of Texas, Midland Division, wherein Respondent pled guilty to Aiding and Abetting in Wire Fraud in violation of 18 USC § 1343 and 18 U.S.C. § 2 and was placed on probation for a term of five (5) years. As special conditions of probation, Respondent was ordered to participate in the Home Confinement Program with Electronic Monitoring for a period of one (1) year and further ordered to complete 300 hours of community service. Respondent was also ordered to pay an assessment of \$100.00, a fine of \$10,000.00, restitution of \$170,101.80 and ordered to forfeit a money judgment to the United States in the amount of \$245,718.75.
- (4) Respondent, Patrick H. Cordero, Jr., is the same person as the Patrick Cordero, who is the subject of the Judgment in a Criminal Case described above.
- (5) Respondent's criminal sentence is fully probated.
- (6) Respondent has taken responsibility for his conduct and has cooperated with federal authorities during the course of his criminal trial and with the Office of the Chief Disciplinary Counsel during these proceedings.
- (7) Respondent's continued practice of law after completion of his criminal sentence does not pose a threat to the public.
- (8) Respondent is in compliance with all the terms and conditions of his criminal probation.

Conclusions of Law. Based upon the foregoing findings of fact the Board of Disciplinary

Appeals makes the following conclusions of law:

- (1) This Board has jurisdiction to hear and determine this matter. TEX. R. DISCIPLINARY P. 7.08(G) ("TRDP").
- (2) Respondent, Patrick H. Cordero, Jr., has been convicted for purposes of TRDP 8.04 of an Intentional Crime as defined by TRDP 1.06(T). Said crime is also a Serious Crime as defined by TRDP 1.06(Z).
- (3) Respondent, Patrick H. Cordero, Jr., should be suspended for the term of his criminal probation as originally assessed and, in the event that the above-described criminal probation of Respondent, Patrick H. Cordero, Jr., is revoked, Respondent, Patrick H. Cordero, Jr., should be disbarred. TRDP

8.06.

It is, accordingly, ORDERED, ADJUDGED, AND DECREED that Respondent, Patrick H. Cordero, Jr., State Bar Card No. 00787286, be and he is hereby SUSPENDED from the practice of law in the State of Texas and his license to practice law in the State of Texas for a period beginning effective the date of entry of this judgment and ending July 14, 2016.

It is further ORDERED, ADJUDGED and DECREED that Respondent, Patrick H. Cordero, Jr., during said suspension is prohibited from practicing law in Texas, holding himself out as an attorney at law, performing any legal service for others, accepting any fee directly or indirectly for legal services not completed prior to the date of this Judgment, appearing as counsel in any proceeding in any Texas court or before any Texas administrative body, or holding himself out to others or using his name or bar card number, in any manner, in conjunction with the words "attorney," "counselor," or "lawyer."

It is further ORDERED that Respondent, Patrick H. Cordero, Jr., not later than thirty (30) days from the date of this Judgment shall notify in writing each and every justice of the peace, judge, magistrate, and chief justice of each and every court, if any, in which Respondent, Patrick H. Cordero, Jr., has any legal matter pending, if any, of his suspension, of the style and cause number of the pending matter(s), and of the name, address, and telephone number of the client(s) Respondent is representing in that court. Respondent is also ORDERED to mail copies of all such notifications to the Statewide Compliance Monitor, Office of the Chief Disciplinary Counsel, State Bar of Texas, P.O. Box 12487, Capitol Station, Austin, Texas 78711.

It is further ORDERED that Respondent, Patrick H. Cordero, Jr., shall immediately notify each of his current clients and opposing counsel, if any, in writing, of his suspension. In addition to such notification, Respondent is ORDERED to return all files, papers, unearned fees paid in

advance, and all other monies and properties which are in his possession but which belong to current or former clients, if any, to those respective clients or former clients within thirty (30) days after the date of this Judgment. Respondent is further ORDERED to file with the Statewide Compliance Monitor, Office of the Chief Disciplinary Counsel, State Bar of Texas, P.O. Box 12487, Capitol Station, Austin, Texas 78711, within the same thirty (30) days, an affidavit stating that all current clients have been notified of his suspension and that all files, papers, unearned fees paid in advance, and all other monies and properties belonging to clients and former clients have been returned as ordered herein. If Respondent should be unable to return any file, papers, money or other property to any client or former client, Respondent's affidavit shall state with particularity the efforts made by Respondent with respect to each particular client and the cause of his inability to return to said client any file, paper, money or other property. Respondent is also ORDERED to mail a copy of all notification letters to clients to the Statewide Compliance Monitor, Office of the Chief Disciplinary Counsel, State Bar of Texas, P.O. Box 12487, Capitol Station, Austin, Texas 78711.

It is further ORDERED that Respondent, Patrick H. Cordero, Jr., immediately surrender his Texas law license and permanent State Bar Card to the Statewide Compliance Monitor, Office of the Chief Disciplinary Counsel, State Bar of Texas, P.O. Box 12487, Capitol Station, Austin, Texas 78711, for transmittal to the Clerk of the Supreme Court of Texas.

It is further ORDERED that, in the event that the above-described criminal probation of Respondent, Patrick H. Cordero, Jr., is revoked, Respondent, Patrick H. Cordero, Jr., the Chief Disciplinary Counsel shall file a motion for disbarment pursuant to TRDP 8.06 supported by certified copies of court documents showing that such criminal probation has been revoked. If, after notice and hearing, if necessary, the Board finds that Respondent's probation has been revoked, it

shall issue a final judgment of disbarment.

Signed this 30th day of January 2012.



VICE CHAIR PRESIDING

Board Chair W. Clark Lea recused



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

IN THE MATTER OF	§	
RAMON GERARDO RIOS	§	CAUSE NO. 64719
STATE BAR CARD NO. 240620966	§	

JUDGMENT OF SUSPENSION

On the 30th day of April 2021, the above-styled and numbered disciplinary action was called for hearing before the Board of Disciplinary Appeals. Petitioner, Commission for Lawyer Discipline, appeared by attorney and announced ready. Respondent, Ramon Gerardo Rios, appeared by and through his attorney of record. All questions of fact and all issues of law were submitted to the Board of Disciplinary Appeals for determination. Having considered the pleadings on file, having received evidence, and having heard the argument of counsel, the Board of Disciplinary Appeals is of the opinion that Petitioner is entitled to entry of the following findings and orders:

Findings of Fact. The Board of Disciplinary Appeals finds that:

- (1) Respondent, Ramon Gerardo Rios, State Bar Card Number 24062966, is licensed to practice law in the State of Texas by the Supreme Court of Texas.
- (2) On or about July 29, 2014, Respondent was charged by Indictment in Cause Number D-1-DC-14-900131, styled *The State of Texas v. Ramon Gerardo Rios*, in the 147th Judicial District Court of Travis County, Texas, stating: "Ramon Gerardo Rios on or about the 20th day of September, 2006, and continuing through the 12th day of February, 2009, before the presentment of this indictment, in the County of Travis, and State of Texas, did then and there intentionally, knowingly, or recklessly misapply property, to-wit: United States currency, in the value of more than \$100,000 but less than \$200,000, that the said Ramon Gerardo Rios held as fiduciary or as a person acting in a fiduciary capacity but not as a commercial bailee, contrary to an

agreement under which the said Ramon Gerardo Rios held the property, and in a manner that involved substantial risk of loss of said property to Ronald Park, Raul Capitaine and Capro Investments, LLC, the owner of said property, and the person for whose benefit the property was held, by diverting company money to himself.”

- (3) On or about August 4, 2017, Respondent was charged by Amended Indictment in Cause Number D-1-DC-14-900131, styled *The State of Texas v. Ramon Gerardo Rios*, in the 147th Judicial District Court of Travis County, Texas, stating: “Ramon Gerardo Rios on or about the 20th day of September, 2006, and continuing through the 30th day of April, 2008, before the presentment of this indictment, in the County of Travis, and the State of Texas, did then and there intentionally, knowingly, or recklessly misapply property, to-wit: United States currency, in the value of more than \$100,000 but less than \$200,000, that the said Ramon Gerardo Rios held as a fiduciary or as a person acting in a fiduciary capacity but not as a commercial bailee, contrary to an agreement under which the said Ramon Gerardo Rios held the property, and in a manner that involved substantial risk of loss of property to Ronald Park, Raul Capitaine and Capro Investments, LLC, the owner of said property, and the person for whose benefit the property was held, by diverting company money to himself.”
- (4) On or about August 4, 2017, a Plea of Guilty, Admonishments, Voluntary Statements, Waivers, Stipulation & Judicial Confession was entered in Cause Number D-1-DC-14-900131, styled *The State of Texas v. Ramon Gerardo Rios*, in the 450th Judicial District Court of Travis County, Texas, wherein Respondent pled guilty to Misapplication of Fiduciary Property, a second degree felony.
- (5) On or about September 22, 2017, an Order of the Court Deferring Further Proceedings was filed in Cause Number D-1-DC-14-900131, styled *The State of Texas v. Ramon Gerardo Rios*, in the 450th Judicial District Court of Travis County, Texas, wherein Respondent was placed on deferred adjudication community supervision for a period of ten (10) years, ordered to pay restitution in the amount of \$177,800, complete 100 hours of community service, and receive counseling/treatment designated by the Supervision Officer, have no contact with Ron Park and Raul Capitaine, ordered not to obtain employment in real estate, and have no contact with Capro Investments, LLC.
- (6) Respondent, Ramon Gerardo Rios is the same person as the Ramon Gerardo Rios who is the subject of the Order described above.

Conclusions of Law. Based upon the foregoing findings of fact, the Board of Disciplinary

Appeals makes the following conclusions of law:

- (1) This Board has jurisdiction to hear and determine this matter. TEX. RULES DISCIPLINARY P. R. 7.08(G).
- (2) Respondent, Ramon Gerardo Rios, was placed on probation through deferred adjudication for conduct that reflects adversely on the lawyer's honesty, trustworthiness or fitness as a lawyer for purposes of TEX. RULES DISCIPLINARY P. R. 8.04 and for conduct that constitutes an Intentional Crime as defined by TEX. RULES DISCIPLINARY P. R. 1.06(V). Such conduct also constitutes a Serious Crime as defined by TEX. RULES DISCIPLINARY P. R. 1.06(GG).
- (3) Compulsory discipline is warranted in this case. TEX. RULES DISCIPLINARY P. R. 8.05.
- (4) Respondent's sentence was deferred pursuant to the trial Court's decision to grant deferred adjudication probation. Thus, the Board had discretion pursuant to TEX. RULES DISCIPLINARY P. R. 8.05 and 8.06 to enter an order of disbarment or suspend Respondent's license for the duration of the term of deferred adjudication probation. *In re Caballero*, 272 S.W.3d 595, 601 (Tex. 2008).
- (5) The inquiry as to whether to disbar or suspend is governed by the factors expressed by the Board in *In re Isassi*, BODA Case No. 57699 (2017).
- (6) Based on the relevant factors and the evidence and argument submitted by the parties, the Board determines that suspension is the appropriate sanction.

It is, accordingly, **ORDERED, ADJUDGED, and DECREED** that Respondent, Ramon Gerardo Rios, State Bar Card No. 24062966, be and hereby is actively **SUSPENDED** from the practice of law in the State of Texas effective immediately upon entry of this judgment and ending September 22, 2027.

It is further **ORDERED, ADJUDGED, and DECREED** that during said suspension, Respondent, Ramon Gerardo Rios, is prohibited from practicing law in Texas, holding himself out as an attorney at law, performing any legal services for 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 administrative body, or holding himself out to others or using his name, in any manner, in conjunction with the words "attorney at law," "attorney,"

“counselor,” or “lawyer.”

It is further **ORDERED** that Respondent, Ramon Gerardo Rios, shall immediately notify each of his current clients, if any, in writing of this suspension. In addition to such notification, Respondent is **ORDERED** to return any files, papers, unearned monies, and other property belonging to clients and former clients in the Respondent’s possession to the respective clients or former clients or to another attorney at the client’s or former client’s request. Respondent is further **ORDERED** to file with the State Bar of Texas, Chief Disciplinary Counsel’s Office, P.O. Box 12487, Austin, TX 78711-2487 (1414 Colorado St., Austin, TX 78701), within thirty (30) days of the signing of this judgment, an affidavit stating that all current clients have been notified of Respondent’s suspension 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 Respondent, Ramon Gerardo Rios, shall, on or before thirty (30) days from the signing of this judgment, notify in writing each and every justice of the peace, judge, magistrate, administrative judge or officer, and chief justice of each and every court or tribunal in which Respondent has any matter pending of the terms of this judgment, the style and cause number of the pending matter(s), and the name, address, and telephone number of the client(s) Respondent is representing. Respondent is further **ORDERED** to file with the State Bar of Texas, Chief Disciplinary Counsel’s Office, P.O. Box 12487, Austin, TX 78711-2487 (1414 Colorado St., Austin, TX 78701) within thirty (30) days of the signing of this judgment, an affidavit stating either (a) that each and every justice of the peace, judge, magistrate, administrative judge or officer, and chief justice of each and every court or tribunal in which Respondent has any legal matter pending has received written notice of the terms of this judgment, or (b) that Respondent has no legal matters pending in any court or tribunal.

It is further **ORDERED** that Respondent, Ramon Gerardo Rios, immediately surrender his Texas law license and permanent State Bar Card, if not already surrendered, to the Chief Disciplinary Counsel, State Bar of Texas, P.O. Box 12487, Austin, Texas 78711, for transmittal to the Clerk of the Supreme Court of Texas.

It is further **ORDERED** that a certified copy of the Petition for Compulsory Discipline on file herein, along with a copy of this Judgment, be sent to the Chief Disciplinary Counsel of the State Bar of Texas, P.O. Box 12487, Austin, Texas 78711.

Signed this 6th day of May 2021.



CHAIR PRESIDING



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

IN THE MATTER OF	§	
JUAN R. RODRIGUEZ	§	CAUSE NO. 61642
STATE BAR CARD NO. 24055914	§	

JUDGMENT OF SUSPENSION

On the 12th day of April 2019, the above-styled and numbered disciplinary action was called for hearing before the Board of Disciplinary Appeals. Petitioner Commission for Lawyer Discipline of the State Bar of Texas appeared by attorney and announced ready. Respondent Juan R. Rodriguez appeared by attorney and announced ready. All questions of fact as well as all issues of law were submitted to the Board of Disciplinary Appeals for determination. Having considered the pleadings on file, having received evidence, and having heard the argument of counsel, the Board of Disciplinary Appeals is of the opinion that Petitioner is entitled to entry of the following findings and orders:

Findings of Fact. The Board of Disciplinary Appeals finds that:

- (1) Respondent, Juan R. Rodriguez, State Bar Card Number 24055914, is licensed and authorized to practice law in the State of Texas by the Supreme Court of Texas.
- (2) On or about May 29, 2018, Respondent was charged by Information/Complaint with Theft of Property $\geq \$100 < \750 , in Cause No. 234991M, styled *The State of Texas v. Juan Rodriguez*, in the County Court at Law No. 1 of Brazoria County, Texas.
- (3) On or about November 28, 2018, an order Deferring Adjudication was entered in Cause No. 234991, styled *The State of Texas v. Juan Rodriguez*,

in the County Court at Law No. 1 of Brazoria County, Texas, wherein Respondent pled guilty to Theft of Property $\geq \$100 < \750 , and was placed on Community Supervision for a term of twelve (12) months. Respondent was further ordered to pay restitution in the amount of \$682.23 and a fine of \$400.00.

- (4) On or about November 28, 2018, a Plea Packet was entered in Cause No. 234991, styled *The State of Texas v. Juan Rodriguez*, in the County Court at Law No. 1 of Brazoria County, Texas.
- (5) Respondent, Juan R. Rodriguez, is the same person as the Juan Rodriguez who is the subject of the criminal case and Order described above.
- (6) Respondent's criminal sentence is fully probated.

Conclusions of Law. Based upon the foregoing findings of fact the Board of Disciplinary Appeals makes the following conclusions of law:

- (1) This Board has jurisdiction to hear and determine this matter. Tex. R. Disciplinary P. 7.08(G) ("TRDP").
- (2) Respondent, Juan R. Rodriguez, has been convicted for purposes of TRDP 8.04 of an Intentional Crime as defined by TRDP 1.06(V) and a Serious Crime as defined by TRDP 1.06(GG).
- (3) The conviction is final.
- (4) Respondent, Juan R. Rodriguez, should be suspended for the term of his criminal sentence. TRDP 8.06.

It is, accordingly, ORDERED, ADJUDGED, AND DECREED that Respondent, Juan R. Rodriguez, State Bar Card No. 24055914, be and he is hereby SUSPENDED from the practice of law in the State of Texas and his license to practice law in this state be and is hereby revoked, effective the date of this judgment and continuing until November 27, 2019.

It is further ORDERED, ADJUDGED and DECREED that Respondent, Juan R. Rodriguez, is prohibited from practicing law in Texas, holding himself out as an attorney at law, performing any legal services for 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 administrative body or holding himself out to others or using his name, in any manner, in conjunction with the words "attorney at law," "attorney," "counselor at law," or "lawyer."

It is further ORDERED Respondent shall immediately notify each of his current clients in writing of this suspension. In addition to such notification, Respondent is ORDERED to return any files, papers, unearned monies and other property belonging to clients and former clients in the Respondent's possession to the respective clients or former clients or to another attorney at the client's or former client's request. Respondent is further ORDERED to file with the State Bar of Texas, Chief Disciplinary Counsel's Office, Statewide Compliance Monitor, P.O. Box 12487, Austin, TX 78711-2487 (1414 Colorado St., Austin, TX 78701), within thirty (30) days of the signing of this judgment by the Board, an affidavit stating that all current clients have been notified of Respondent's disbarment 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 Respondent shall, on or before thirty (30) days from the signing of this judgment by the Board, notify in writing each and every justice of the peace, judge, magistrate, administrative judge or officer and chief justice of each and every court or tribunal in which Respondent has any matter pending of the terms of this judgment, the style and cause number of the pending matter(s), and the name, address and telephone number of the client(s) Respondent is representing. Respondent is further ORDERED to file with the State Bar of Texas, Chief Disciplinary Counsel's Office, Statewide Compliance Monitor, P.O. Box 12487, Austin, TX 78711-2487 (1414 Colorado St., Austin, TX 78701), within thirty (30) days of the signing of this judgment by the Board, an affidavit stating that each and every justice of the peace, judge, magistrate, administrative judge or officer and chief justice has received written

notice of the terms of this judgment.

In re Juan R. Rodriguez

BODA 61642: Judgment of Suspension

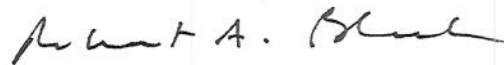
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It is further ORDERED that Respondent, Juan R. Rodriguez, immediately surrender his Texas law license and permanent State Bar Card to the Statewide Compliance Monitor, Chief Disciplinary Counsel, State Bar of Texas, P.O. Box 12487, Austin, Texas 78711, for transmittal to the Clerk of the Supreme Court of Texas.

It is further ORDERED that the suspension is conditioned on Respondent successfully completing the deferred adjudication. The Board retains jurisdiction of this case during the period of deferred adjudication pursuant to TRDP 8.06. If Respondent fails to complete the deferred adjudication in his criminal case and the court adjudicates guilt, Petitioner may move the Board to enter sanction pursuant to Part VIII TRDP.

It is further ORDERED that a certified copy of the Petition for Compulsory Discipline on file herein, along with a copy of this Judgment, be sent to the Chief Disciplinary Counsel of the State Bar of Texas, P.O. Box 12487, Austin, Texas 78711.

Signed this 16th day of April 2019.



CHAIR PRESIDING