

BEFORE THE BOARD OF DISCIPLINARY APPEALS
appointed by
THE SUPREME COURT OF TEXAS

ROBERT ARECHE, JR.
State Bar Card No. 01299125

v.

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

§
§
§
§
§
§
§

CAUSE NO. 32497

**JUDGMENT AFFIRMING IN PART, REVERSING IN PART,
AND REMANDING FOR HEARING ON SANCTION**

On June 17, 2005, the Board of Disciplinary Appeals heard argument and considered the appeal by respondent below, Robert Areche, Jr., from the Order of Disbarment signed February 27, 2004, by the evidentiary panel of the State Bar of Texas District 10B grievance committee in Cause No. S0010311570.

The Board finds as follows:

- (1) There is substantial evidence to support the finding that Respondent violated Texas Disciplinary Rule of Professional Conduct 8.04(a)(8), and that finding should therefore be affirmed.
- (2) There is not substantial evidence to support the findings of misconduct that Respondent violated Texas Disciplinary Rules of Professional Conduct 1.01(b)(1), 1.03(a), and 1.15(d), and those findings should therefore be reversed.
- (3) Because three of the four findings of misconduct are reversed, the sanction of disbarment and all ancillary sanctions imposed should be reversed.
- (4) The case should be remanded for a hearing before the evidentiary panel to determine the appropriate sanction for the remaining finding of misconduct.

It is therefore **ORDERED** that the Order of Disbarment signed February 27, 2004, in SBOT Cause No. S0010311570, is **AFFIRMED** as to the finding that Respondent violated Texas Disciplinary Rule of Professional Conduct 8.04(a)(8).

It is further **ORDERED** that the Order of Disbarment is **REVERSED** as to the findings that Respondent violated Texas Disciplinary Rules of Professional Conduct 1.01(b)(1), 1.03(a), and 1.15(d).

It is further **ORDERED** that the sanction of disbarment and all ancillary sanctions are **REVERSED**.

It is further **ORDERED** that any additional requirements of the Order of Disbarment are **REVERSED**.

It is further **ORDERED** that this cause is **REMANDED** to the evidentiary panel of the District 10B grievance committee solely for the purpose of holding a hearing to determine the appropriate sanction to be imposed.

SIGNED this 28th day of June 2005.



CHAIRMAN PRESIDING