

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

**IN THE MATTER OF  
W. ALLAN CRAIG, III  
STATE BAR CARD NO. 04986600**

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**CAUSE NO. 38740**

**JUDGMENT OF DISBARMENT**

On the 12th day of January 2007, the above-styled and numbered compulsory 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 and through its attorney and announced ready. Respondent, W. Allan Craig, III, although duly served and cited to appear, failed to answer or appear and wholly made default. 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, W. Allan Craig, III, whose State Bar Card number is 04986600, is currently licensed by the Supreme Court of Texas and authorized to practice law.
- (2) On November 9, 2004, Respondent, W. Allan Craig, III, was charged by Indictment with Conspiracy, Mail Fraud, Wire Fraud, Bank Fraud, Money Laundering and Aiding and Abetting in Cause No. A04-CR-251-LY, in the United States District Court, Western District of Texas, Austin Division, (hereinafter called the "Craig" criminal case).
- (3) On May 12, 2005, an Order was signed consolidating all Defendants listed in Cause No. A-04-CR-251-LY and each Defendant's corresponding indictment into Cause No. 04-CR-180-LY and administratively dismissing Cause No. 04CR-251-LY.
- (4) On or about September 19, 2006, a Judgment in a Criminal Case (For Offenses Committed On or After November 1, 1987) was signed in Case Number A-04-CR-

180(8)-LY, styled *The United States of America v. William Allan Craig, III*, in the United States District Court, Western District of Texas, Austin Division, finding that the Respondent pled guilty to Count 1 of the Indictment to Conspiracy to Commit Mail Fraud, Wire Fraud and Bank Fraud, in violation of 18 U.S.C §§ 1349 and 2 and sentencing Respondent to be imprisoned for a term of Eighteen (18) Months in the United States Bureau of Prisons followed by supervised release for a term of five (5) years. Respondent was also ordered to pay an assessment in the amount of \$100.00, and restitution in the amount of \$3,451,805.02.

- (5) Respondent was served with the Petition for Compulsory Discipline on October 26, 2006 by personal service.
- (6) The affidavit of service was filed with the Board on October 31, 2006.
- (7) Respondent, W. Allan Craig, III, is the same person as William Allan Craig, III, who is the subject of Craig criminal case described above.
- (8) Respondent's criminal sentence is not fully probated.
- (9) Respondent's conviction is final.

**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. Rule 7.08(G), Texas Rules of Disciplinary Procedure ("TRDP").
- (2) Respondent, W. Allan Craig, III, having pled guilty to and been sentenced for Conspiracy to Commit Mail Fraud, Wire Fraud and Bank Fraud has been convicted for purposes of TRDP 8.04 of an Intentional Crime as defined by TRDP 1.06(T) and of a Serious Crime as defined by TRDP 1.06(Z).
- (3) The criminal sentence was not fully probated, and Respondent, W. Allan Craig, III, should therefore be disbarred. TRDP 8.05.

It is, accordingly, ORDERED, ADJUDGED, AND DECREED that Respondent, W. Allan Craig, III, State Bar Card No. 04986600, be and he is hereby DISBARRED from the practice of law in the State of Texas, and his license to practice law in this state should be, and is hereby, revoked.

It is further ORDERED, ADJUDGED and DECREED that Respondent, W. Allan Craig, III,

is hereafter prohibited, effective immediately, 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 before 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 as or using his name in any manner in conjunction with the words "attorney," "counselor," or "lawyer."

It is further ORDERED that Respondent, W. Allan Craig, III, not later than thirty (30) days from the date hereof, 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, W. Allan Craig, III, has any legal matter pending, if any, of his disbarment, 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 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, W. Allan Craig, III, shall immediately notify each of his current clients, if any, in writing, of his disbarment. 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 disbarment 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 such 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 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, W. Allan Craig, III, immediately surrender his Texas law license and permanent State Bar Card 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.

It is further ORDERED that this Judgment of Disbarment shall be made a matter of public record and be published in the *Texas Bar Journal*.

Signed this 12<sup>th</sup> day of January 2007.

  
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**CHAIR PRESIDING**