

DAVID A. KRUEGER

#45501-013
4205 Hwy 66 West
El Reno Federal Correctional Institution
El Reno, Oklahoma 73036

October 20, 2021



FILED
Oct. 19, 2021

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

Ms. Jenny Hodgkins
Board of Disciplinary Appeals
Supreme Court of Texas
P.O. Box 12426
Austin, Texas 78711

Via efiling: filing@txboda.org
Via Certified Mail

RE: In the Matter of David Allan Krueger, Jr.
(State Bar Card Number 24025940 - Cause No. 65866)

Dear Ms. Hodgkins:

Attached please find the Response of David A. Krueger to the Petition for Compulsory Discipline (the "Response").

For the reasons set forth in the Response, David A. Krueger (the "Respondent") respectfully requests that the remote hearing currently scheduled for October 29, 2021 be cancelled and reset at a future date on or after December 15, 2021.

A true and correct copy of this letter, and a copy of the Response has been mailed via certified mail on October 19, 2021 to Ms. Judith Berry, Assistant Disciplinary Counsel, State Bar of Texas, P.O. Box 12487, Capitol Station, Austin, Texas 78711-2487.

Thank you for your assistance in this matter.

Respectfully,

A handwritten signature in blue ink, appearing to read "David A. Krueger", is written over a horizontal line.

David A. Krueger
Pro Se in this Matter

Attachment

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



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IN THE MATTER OF)
DAVID ALLAN KRUEGER) CAUSE NO. 65866
STATE BAR CARD NO. 24025940)

RESPONSE TO PETITION FOR COMPULSORY DISCIPLINE

TO THE BOARD OF DISCIPLINARY APPEALS:

David Allan Krueger (the "Respondent") files this Response to
Petition for Compulsory Discipline, showing as follows:

1. Respondent is currently pro se in this matter.
2. On or about October 1, 2021, Respondent received a copy of the Petition For Compulsory Discipline filed in the above referenced Cause No. 65866 (the "Petition"), such Petition being filed by the Commission for Lawyer Discipline (the "Petitioner").
3. Respondent has been incarcerated at the Bureau of Prisons' Federal Prison Camp located in El Reno, Oklahoma since July 12, 2021. (the "Camp").
4. The Administration of the Camp has requested that Respondent be released on or about November 15, 2021 from the Camp to serve the remaining term of Respondent's sentence on home confinement. The home confinement is scheduled to be served at Respondent's personal residence in Pratt, Kansas (the "Home Confinement").
5. Although Respondent is currently pro se in this matter, Respondent is seeking to obtain legal counsel to represent Respondent in this matter. However, Respondent has been unable to obtain current legal counsel on this matter due to Respondent's current limited access to phone calls, emails and United States Postal Service correspondence per procedures set forth by the Bureau of Prisons at the Camp.
6. In addition, procedures set forth by the Bureau of Prisons at the Camp restrict the Respondent from participating in the Remote Hearing on October 29, 2021 (the "Remote Hearing"), as Zoom calls and telephone calls to numbers^{not} on Respondent's pre-approved call list are completely prohibited.

7. Furthermore, various evidentiary and support materials/documents needed by Respondent for a trial on the merits are currently unavailable to Respondent. Such evidentiary and support documents will be available to Respondent upon Respondent's release to Home Confinement on or about November 15, 2021.
8. Respondent denies and challenges Petitioner's allegations and claims related to Petitioner's request for a disbarment order against Respondent.
9. Respondent is filing this Response and requesting the cancellation and rescheduling of the Remote Hearing to a future date of on or after December 15, 2021. Such rescheduling of the Remote Hearing is done without any intent of delaying the trial on the merits, but requested for the reasons set forth above. Such rescheduling of the Remote Hearing should impose no hardship or prejudice on Petitioner.

PRAYER

WHEREFORE, PREMISES CONSIDERED, Respondent respectfully requests and prays that the trial on the merits currently set for October 29, 2021 be cancelled and rescheduled for a future date on or after December 15, 2021 to provide Respondent the ability to pursue retaining legal counsel, to access Respondent's evidentiary documents, and to allow Respondent access to participate in the trial on the merits of this cause/matter. Respondent also respectfully requests any and all further relief to which Respondent is entitled to receive, including court costs and attorney's fees.

Respectfully submitted,



David Allan Krueger, Pro Se

El Reno Federal Correctional
Institution, Inmate #45501-013
4205 Hwy 66 West
El Reno, Oklahoma 73036

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing instrument has been sent by certified mail on October 19, 2021 to Judith Gres DeBerry, Assistant Disciplinary Counsel, Office of the Chief Disciplinary Counsel, STATE BAR OF TEXAS, P.O. Box 12487, Capitol Station, Austin, Texas 78711-2487.

A handwritten signature in blue ink, appearing to read 'David Allan Krueger', is written over a horizontal line.

David Allan Krueger, Pro Se