

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

IN THE MATTER OF	§	
HELEN TYNE MAYFIELD	§	CAUSE NO. 42845
STATE BAR CARD NO. 24014721	§	

INTERLOCUTORY ORDER OF SUSPENSION

On the 6th day of October 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, Helen Tyne Mayfield, although duly cited to appear and having notice of the hearing, failed to answer or appear and wholly made default. 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, Helen Tyne Mayfield whose State Bar Card number is 24014721, is licensed but not currently authorized to practice law in the State of Texas by the Supreme Court of Texas due to an administrative suspension for nonpayment of bar dues effective September 2, 2008.
- (2) On October 4, 2007, Respondent was charged by Indictment with 3 counts involving Forgery Financial Instrument in Case No. 07-05453-CRF-272, styled *The State of Texas v. Helen Mayfield*, in the 361st District Court of Brazos County, Texas.
- (3) On October 4, 2007, Respondent was charged by Indictment with 3 counts involving Forgery Financial Instrument in Case No. 07-05454-CRF-272, styled *The State of Texas v. Helen Mayfield*, in the 361st District Court of Brazos County, Texas.

- (4) On October 4, 2007, Respondent was charged by Indictment with 3 counts involving Forgery Financial Instrument in Case No. 07-05455-CRF-272, styled *The State of Texas v. Helen Mayfield*, in the 361st District Court of Brazos County, Texas.
- (5) On October 4, 2007, Respondent was charged by Indictment with 3 counts involving Forgery Financial Instrument in Case No. 07-05456-CRF-272, styled *The State of Texas v. Helen Mayfield*, in the 361st District Court of Brazos County, Texas.
- (6) On July 30, 2008, a Judgment of Conviction by Jury was signed in **Case No. 07-05453-CRF-361 Count One**, styled *The State of Texas v. Helen Mayfield*, in the 361st District Court of Brazos County, Texas, wherein Respondent was found guilty by a jury of Forgery Financial Instrument in violation of Texas Penal Code §32.21(d). Respondent was committed to the custody of the State Jail Division of the Texas Department of Criminal Justice to be imprisoned for a term of twenty-four (24) months with the sentence running concurrently. Respondent was further ORDERED to pay restitution in the amount of \$6,000.00.
- (7) On July 30, 2008, a Judgment of Conviction by Jury was signed in **Case No. 07-05453-CRF-361 Count Two**, styled *The State of Texas v. Helen Mayfield*, in the 361st District Court of Brazos County, Texas, wherein Respondent was found guilty by a jury of Forgery Financial Instrument in violation of Texas Penal Code §32.21(d). Respondent was committed to the custody of the State Jail Division of the Texas Department of Criminal Justice to be imprisoned for a term of twenty-four (24) months with the sentence running concurrently.
- (8) On July 30, 2008, a Judgment of Conviction by Jury was signed in **Case No. 07-05453-CRF-361 Count Three**, styled *The State of Texas v. Helen Mayfield*, in the 361st District Court of Brazos County, Texas, wherein Respondent was found guilty by a jury of Forgery Financial Instrument in violation of Texas Penal Code §32.21(d). Respondent was committed to the custody of the State Jail Division of the Texas Department of Criminal Justice to be imprisoned for a term of twenty-four (24) months with the sentence running concurrently.
- (9) On July 30, 2008, a Judgment of Conviction by Jury was signed in **Case No. 07-05454-CRF-361 Count One**, styled *The State of Texas v. Helen Mayfield*, in the 361st District Court of Brazos County, Texas, wherein Respondent was found guilty by a jury of Forgery Financial Instrument in violation of Texas Penal Code §32.21(d). Respondent was committed to the custody of the State Jail Division of the Texas Department of Criminal Justice to be imprisoned for a term of twenty-four (24) months with the sentence running concurrently.

- (10) On July 30, 2008, a Judgment of Conviction by Jury was signed in **Case No. 07-05454-CRF-361 Count Two**, styled *The State of Texas v. Helen Mayfield*, in the 361st District Court of Brazos County, Texas, wherein Respondent was found guilty by a jury of Forgery Financial Instrument in violation of Texas Penal Code §32.21(d). Respondent was committed to the custody of the State Jail Division of the Texas Department of Criminal Justice to be imprisoned for a term of twenty-four (24) months with the sentence running concurrently.
- (11) On July 30, 2008, a Judgment of Conviction by Jury was signed in **Case No. 07-05454-CRF-361 Count Three**, styled *The State of Texas v. Helen Mayfield*, in the 361st District Court of Brazos County, Texas, wherein Respondent was found guilty by a jury of Forgery Financial Instrument in violation of Texas Penal Code §32.21(d). Respondent was committed to the custody of the State Jail Division of the Texas Department of Criminal Justice to be imprisoned for a term of twenty-four (24) months with the sentence running concurrently.
- (12) On July 30, 2008, a Judgment of Conviction by Jury was signed in **Case No. 07-05455-CRF-361 Count One**, styled *The State of Texas v. Helen Mayfield*, in the 361st District Court of Brazos County, Texas, wherein Respondent was found guilty by a jury of Forgery Financial Instrument in violation of Texas Penal Code §32.21(d). Respondent was committed to the custody of the State Jail Division of the Texas Department of Criminal Justice to be imprisoned for a term of twenty-four (24) months with the sentence running concurrently.
- (13) On July 30, 2008, a Judgment of Conviction by Jury was signed in **Case No. 07-05455-CRF-361 Count Two**, styled *The State of Texas v. Helen Mayfield*, in the 361st District Court of Brazos County, Texas, wherein Respondent was found guilty by a jury of Forgery Financial Instrument in violation of Texas Penal Code §32.21(d). Respondent was committed to the custody of the State Jail Division of the Texas Department of Criminal Justice to be imprisoned for a term of twenty-four (24) months with the sentence running concurrently.
- (14) On July 30, 2008, a Judgment of Conviction by Jury was signed in **Case No. 07-05455-CRF-361 Count Three**, styled *The State of Texas v. Helen Mayfield*, in the 361st District Court of Brazos County, Texas, wherein Respondent was found guilty by a jury of Forgery Financial Instrument in violation of Texas Penal Code §32.21(d). Respondent was committed to the custody of the State Jail Division of the Texas Department of Criminal Justice to be imprisoned for a term of twenty-four (24) months with the sentence running concurrently.
- (15) On July 30, 2008, a Judgment of Conviction by Jury was signed in **Case No. 07-05456-CRF-361 Count One**, styled *The State of Texas v. Helen Mayfield*, in the

361st District Court of Brazos County, Texas, wherein Respondent was found guilty by a jury of Forgery Financial Instrument in violation of Texas Penal Code §32.21(d). Respondent was committed to the custody of the State Jail Division of the Texas Department of Criminal Justice to be imprisoned for a term of twenty-four (24) months with the sentence running concurrently.

- (16) On July 30, 2008, a Judgment of Conviction by Jury was signed in **Case No. 07-05456-CRF-361 Count Two**, styled *The State of Texas v. Helen Mayfield*, in the 361st District Court of Brazos County, Texas, wherein Respondent was found guilty by a jury of Forgery Financial Instrument in violation of Texas Penal Code §32.21(d). Respondent was committed to the custody of the State Jail Division of the Texas Department of Criminal Justice to be imprisoned for a term of twenty-four (24) months with the sentence running concurrently.
- (17) On July 30, 2008, a Judgment of Conviction by Jury was signed in **Case No. 07-05456-CRF-361 Count Three**, styled *The State of Texas v. Helen Mayfield*, in the 361st District Court of Brazos County, Texas, wherein Respondent was found guilty by a jury of Forgery Financial Instrument in violation of Texas Penal Code §32.21(d). Respondent was committed to the custody of the State Jail Division of the Texas Department of Criminal Justice to be imprisoned for a term of twenty-four (24) months with the sentence running concurrently.
- (18) Respondent, Helen Tyne Mayfield, is the same person as the Helen Mayfield who is the subject of the Mayfield criminal cases described above.
- (19) Respondent was personally served with the Petition for Compulsory Discipline and hearing notice on August 21, 2008, and the affidavit of service was filed on September 10, 2008.
- (20) Respondent's criminal sentence is not fully probated.
- (21) Respondent has appealed the criminal convictions.

Conclusions of Law. Based upon the foregoing findings of facts 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, Helen Tyne Mayfield, having been convicted of twelve (12) counts of Forgery Financial Instrument, has been convicted of Intentional Crimes as defined by TRDP 1.06(T).
- (3) Respondent has also been convicted of Serious Crimes as defined by TRDP 1.06(Z).
- (4) Having been convicted of Intentional and Serious Crimes, and having appealed said convictions, Respondent, Helen Tyne Mayfield, should have her license to practice law in Texas suspended during the appeal of her criminal convictions. TRDP 8.04.
- (5) The Board retains jurisdiction to enter a final judgment in this matter until the criminal appeals are final and may enter final judgment when any one of the appeals is final. TRDP 8.05.

It is, accordingly, **ORDERED, ADJUDGED, and DECREED** that Respondent, Helen Tyne Mayfield, State Bar Card No. 24014721, is hereby **SUSPENDED** from the practice of law in the State of Texas effective immediately and continuing hereafter until further order of this Board.

It is further **ORDERED, ADJUDGED and DECREED** that Respondent, Helen Tyne Mayfield, during said suspension is hereby prohibited, effective immediately, from practicing law in Texas, holding herself 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 order, appearing as counsel in any proceeding in any Texas court or before any Texas administrative body, or holding herself out to others or using her name, in any manner, in conjunction with the words “attorney,” “counselor,” or “lawyer.”

It is further **ORDERED** that Respondent, Helen Tyne Mayfield, shall notify in writing, no later than thirty (30) days from the date of this Order, each and every justice of the peace, judge, magistrate, and chief justice of each and every court in which Respondent, Helen Tyne Mayfield, has any legal matter pending, if any, of her 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, Helen Tyne Mayfield, shall immediately notify each of her current clients, if any, in writing, of her 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 her 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 Order. 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 either (a) that she has notified all current clients of her 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 or (b) that Respondent has no current clients, files, or papers, and that any unearned fees paid in advance or other monies or properties belonging to clients have previously been returned to the appropriate client. If Respondent is 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 her 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 the Statewide Compliance Monitor, Office of the Chief Disciplinary Counsel,

State Bar of Texas, P.O. Box 12487, Capitol Station, Austin, Texas 78711.

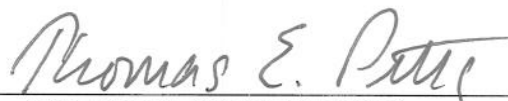
It is further **ORDERED** that Respondent, Helen Tyne Mayfield, immediately surrender her Texas law license and permanent State Bar Card to the Statewide Compliance Monitor, Office of the Chief Disciplinary, State Bar of Texas, P.O. Box 12487, Capitol Station, Austin, Texas 78711, for transmittal to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

It is further **ORDERED** that this Order is interlocutory and that the Board retains jurisdiction to enter a final judgment when the appeals of the criminal convictions are final or to terminate the suspension if the conviction is reversed on appeal.

It is further **ORDERED** that Respondent shall promptly notify the Board and the State Bar of Texas Chief Disciplinary Counsel when the appeals of the criminal convictions are final.

It is further **ORDERED** that the Chief Disciplinary Counsel of the State Bar of Texas shall monitor the status of the appeals of the criminal convictions on at least a quarterly basis and promptly file an appropriate motion for entry of final judgment with the Board when the appeals of the criminal convictions are final. The Chief Disciplinary Counsel may also seek final judgment when any of the appeals becomes final.

Signed this 8th day of October 2008



CHAIRMAN PRESIDING