

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

IN THE MATTER OF	§	
EDWARD WESLEY ROUSH, JR.	§	DOCKET NO. 36061
STATE BAR CARD NO. 17324600	§	

AGREED INTERLOCUTORY ORDER OF SUSPENSION

On this day came to be heard this Agreed Interlocutory Order of Suspension against the Respondent, Edward Wesley Roush, Jr., State Bar Card Number 17324600. The Petitioner and Respondent have reached an agreement and have submitted this Agreed Interlocutory Order of Suspension to the Board. Based on the agreement of the parties, the Board makes the following findings and conclusions, and makes the following orders:

- (1) Respondent, Edward Wesley Roush, Jr., whose State Bar Card number is 17324600, is currently authorized to practice as an attorney and counselor at law in the State of Texas.
- (2) On or about December 17, 2002, Respondent, Edward Wesley Roush, Jr., was indicted (Exhibit 1) on forty-eights counts in violation of 18 U.S.C. §§ 371, [15 USC §§78j(b) and 78ff, 18 USC §§ 1343, 1956(a)(1)(A)(i) and 1956(a)(1)(B)(i)], 18 U.S.C. §§ 1343 and 2, 18 U.S.C. §§ 78j(b) and 78ff(a), 15 U.S.C. §§ 78j(b) and 77ff(a), 18 U.S.C. §§ 1956(a)(1)(A)(i) and (2), 18 U.S.C. §§ 1956(a)(1)(B)(i) and (2), and 26 U.S.C. §§ 7201, in Case Number 3:02-CR-388-N; styled, *United States of America v. Edward Wesley Roush, Jr.*; In the United States District Court for the Northern District of Texas, Dallas Division.
- (3) On or about February 2, 2005, Respondent pled guilty to count forty-eight of the Indictment for Tax Evasion in violation of 26 U.S.C. §§ 7201. Respondent was committed to the custody of the United States

Bureau of Prisons to be imprisoned for a total of twenty-seven (27) months. Upon release from imprisonment, Respondent shall be on supervised release for a term of two (2) years. Respondent was also ordered to pay an assessment of \$100.00 and restitution to the Internal Revenue Service in the amount of \$652,000.00.

- (5) Respondent, Edward Wesley Roush, Jr., is same person as the Edward Wesley Roush, who is the subject of the Judgment described above.
- (6) Respondent has appealed the criminal conviction.

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. Rule 7.08(G), Texas Rules of Disciplinary Procedure.
- (2) The crime for which Respondent has been convicted is an intentional crime as defined by Rule 1.06(T), Texas Rules of Disciplinary Procedure.
- (3) Having been found guilty and convicted of an intentional crime and such conviction currently being appealed, Respondent, Edward Wesley Roush, Jr., should be suspended as an attorney licensed to practice law in Texas during the appeal of his conviction. Rule 8.04, Texas Rules of Disciplinary Procedure.
- (4) In the event that the conviction of Respondent, Edward Wesley Roush, Jr., becomes final, Respondent, Edward Wesley Roush, Jr., should be disbarred. Rule 8.05, Texas Rules of Disciplinary Procedure.

It is, accordingly, ORDERED, ADJUDGED, and DECREED that Respondent, Edward Wesley Roush, Jr., State Bar Card No. 17324600, is hereby SUSPENDED from the practice of law in the State of Texas effective immediately upon entry of this order and continuing hereafter until further order of this Board.

It is further ORDERED that, in the event that Respondent's criminal conviction is affirmed, he shall be disbarred.

It is further ORDERED, ADJUDGED and DECREED that Respondent, Edward Wesley Roush, Jr., during said suspension is hereby 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 previously rendered, 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, Edward Wesley Roush, Jr., immediately surrender his Texas law license and permanent State Bar Card to the Office of the Chief Disciplinary, State Bar of Texas, P.O. Box 12487, Austin, Texas 78711, for transmittal to the Clerk of the Supreme Court of Texas. In the event that either or both items cannot be located, Respondent shall mail a sworn statement to the Office of the Chief Disciplinary Counsel so stating.

It is further ORDERED that a certified copy of the Petition for Compulsory Discipline on file herein, along with a copy of this Order, 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 Order is interlocutory pending the further orders of this Board upon the conclusion of Respondent’s appeal of his criminal conviction. In the event that the convictions of Respondent, Edward Wesley Roush, Jr., are reversed, this Board, upon the filing by Respondent or his attorney of an appropriate motion supported by affidavits or certified copies of court documents showing that the conviction has been reversed, shall immediately lift the suspension and reinstate Respondent, Edward Wesley Roush, Jr., as an attorney at law in the State of Texas. In

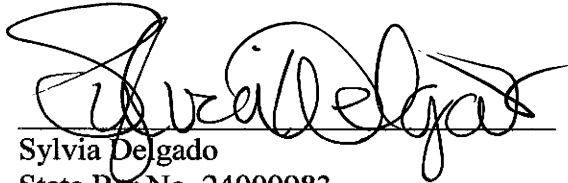
the event that the conviction of Respondent, Edward Wesley Roush, Jr., becomes final, this Board, upon the filing by the Chief Disciplinary Counsel of an appropriate motion supported by affidavits or certified copies of court documents showing that the convictions have become final pursuant to Rule 8.05 of the Texas Rules of Disciplinary Procedure, shall enter a final judgment of disbarment.

Signed this 27 day of OCTOBER 2005.



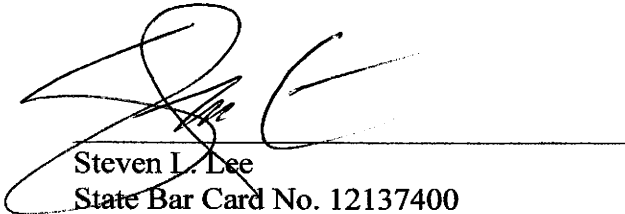
CHAIRMAN PRESIDING
BOARD OF DISCIPLINARY APPEALS

APPROVED AS TO FORM:



Sylvia Delgado
State Bar No. 24009983

ATTORNEY FOR PETITIONER



Steven L. Lee
State Bar Card No. 12137400

ATTORNEY FOR RESPONDENT