

By: \_\_\_\_\_  
**FILED**  
 APR 26 2012  
 Board of Disciplinary Appeals  
 appointed by the  
 Supreme Court of Texas

BEFORE THE  
 SUPREME COURT OF TEXAS  
 BOARD OF DISCIPLINARY APPEALS

COMMISSION FOR LAWYER DISCIPLINE

v.

ALTHEA M. BAILEY  
 STATE BAR NUMBER 01513450

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CASE NO. 50349

**AGREED JUDGMENT OF INDEFINITE DISABILITY SUSPENSION**

The Chief Disciplinary Counsel of the State Bar of Texas has sought and received authorization and direction from the Commission for Lawyer Discipline to seek a finding that Respondent, Althea M. Bailey, Texas Bar Number 01513450, is suffering from a disability. Respondent has executed a stipulation which supports that she is suffering from a disability as defined by Rule 1.06(I) of the Texas Rules of Disciplinary Procedure.

The Board of Disciplinary Appeals finds that Respondent:

1. has stipulated to the existence of the disability;
2. has waived the following under the Texas Rules of Disciplinary Procedure Part XII:
  - a) the right to have a separate disability complaint filed against her;
  - b) the right to have a District Disability Committee appointed by the Board of Disciplinary Appeals; and
  - c) the right to a *de novo* hearing before the District Disability Committee to determine whether she is suffering from a disability as defined in TRDP 1.06I; and
3. understands the effect of this judgment and has agreed to it freely and voluntarily.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED, pursuant to Texas Rules of Disciplinary Procedure Part XII, that Respondent is hereby SUSPENDED from the practice of law in the State of Texas immediately upon entry of this judgment and continuing

thereafter until reinstated by this Board or by a court of competent jurisdiction.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Respondent 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, appearing as counsel or in any representative capacity 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, ADJUDGED, AND DECREED that Respondent within thirty (30) days from the date of this Judgment, shall notify in writing each and every justice of the peace, judge, magistrate, and chief justice of each and every court in which Respondent has any legal matter pending, if any, of this 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.

IT IS FURTHER ORDERED that Respondent shall immediately notify each of her current clients, if any, in writing, of this 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 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 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. If

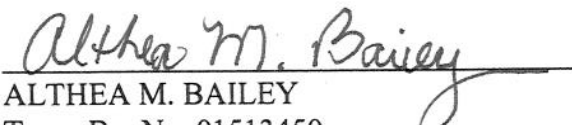
Respondent should be unable to return any file, papers, money or other property to any client or former client, Respondent's affidavit shall state with particularity the efforts made by Respondent with respect to each particular client and the cause of his inability to return to said client any file, 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, Austin, TX 78711-2487 (1414 Colorado St., Austin, TX 78701).

IT IS FURTHER ORDERED that Respondent immediately surrender her Texas law license and permanent State Bar Card to the Office of the Chief Disciplinary Counsel, State Bar of Texas, P.O. Box 12487, Austin, TX 78711-2487 (1414 Colorado St., Austin, TX 78701) for transmittal to the Clerk of the Supreme Court of Texas.


Signed this 7<sup>th</sup> day of May, 2012.

  
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W. CLARK LEA  
Chairman  
Texas Board of Disciplinary Appeals

AGREED AS TO BOTH FORM AND SUBSTANCE:

  
\_\_\_\_\_  
ALTHEA M. BAILEY  
Texas Bar No. 01513450  
Respondent

Date: 2-24-12

  
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TIMOTHY J. BALDWIN  
Texas Bar No. 01629650  
Administrative Attorney  
Office of the Chief Disciplinary Counsel  
State Bar of Texas

Date: 4/23/12