

08M 00931

STATE OF NORTH CAROLINA
WAKE COUNTY

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
FILE NO.: 08 M _____

IN THE MATTER OF THE TENDER OF
SURRENDER OF THE LAW LICENSE
OF

ANTHONY G. YOUNG, Attorney

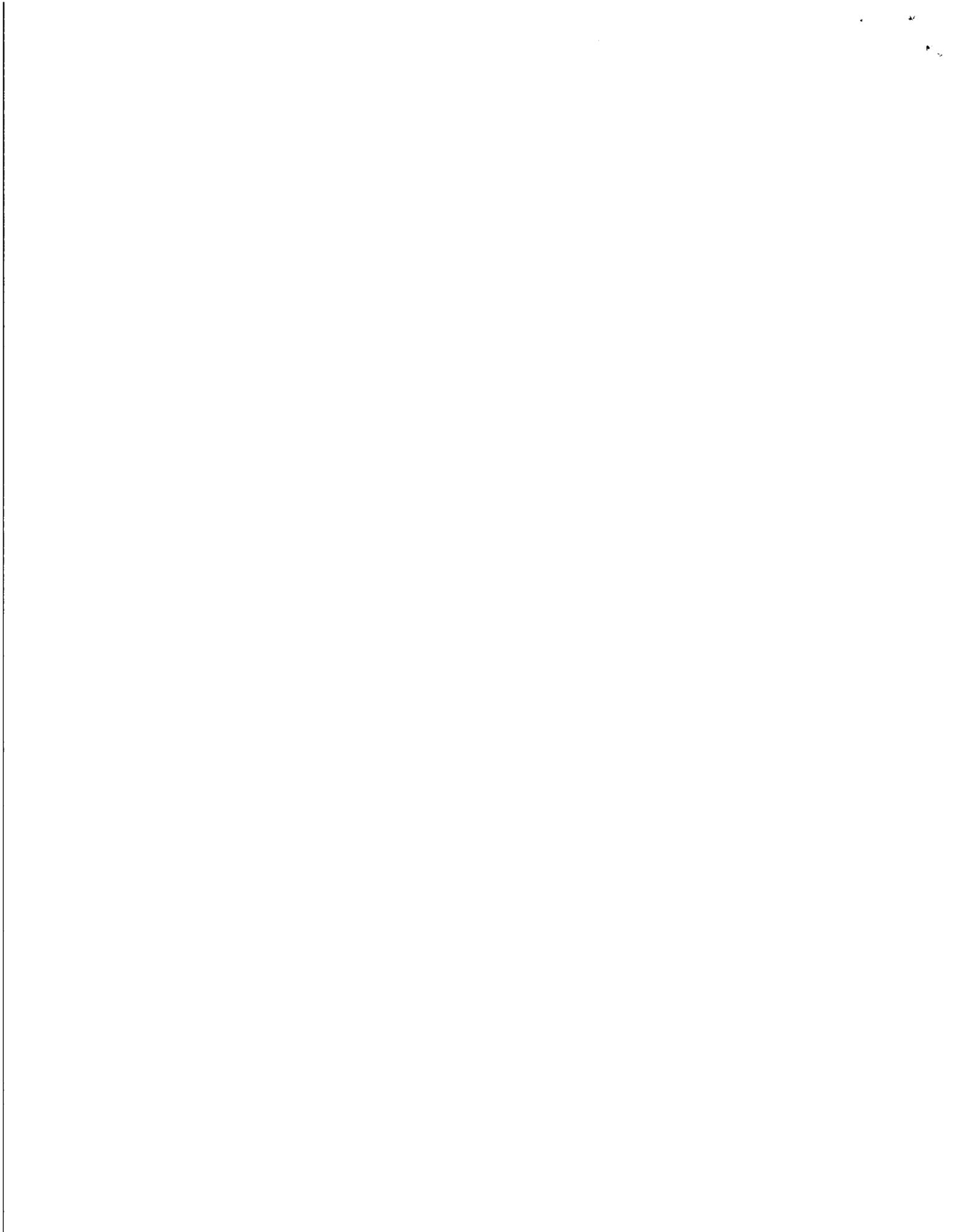
CONSENT ORDER
OF DISBARMENT

THIS MATTER came before the undersigned Judge of the Superior Court of Wake County upon the tender of surrender of his law license by Anthony G. Young.

Based upon the Affidavit of Surrender of Law License submitted to the Court by Respondent, Anthony G. Young (hereinafter "Young"), the Court makes the following:

FINDINGS OF FACT

1. Young was admitted to the North Carolina State Bar in August 1995 and is, and was at all times referred to herein, an attorney at law licensed to practice in North Carolina, subject to the rules, regulations, and Rules of Professional Conduct of the North Carolina State Bar and the laws of the State of North Carolina.
2. During all of the periods relevant hereto, Young was engaged in the practice of law in Charlotte, North Carolina.
3. Young is aware that there is presently pending an investigation regarding allegations that he has been guilty of misconduct by conspiring to engage in mortgage fraud and participating in said fraud by actions taken in the course of closing real estate transactions and by distributing funds differently than as stated on the HUD-1 Settlement Statements.
4. A Bill of Indictment was filed against Young in the United States District Court for the Western District of North Carolina, Docket No. 3:07CR00173-W, alleging conspiracy to commit mortgage fraud in violation of 18 U.S.C. § 371, mail fraud and aiding and abetting in violation of 18 U.S.C. §§ 1341 and 2, bank fraud and aiding and abetting in violation of 18 U.S.C. §§ 1344 and 2, conspiracy to engage in money laundering in violation of 18 U.S.C. § 1956(h), and money laundering and aiding and abetting in violation of 18 U.S.C. §§ 1957(a) and 2.
5. Young has entered into a plea agreement in which he agreed to enter a plea of guilty to enter a plea of guilty to conspiracy to commit mortgage fraud in violation of 18 U.S.C. § 371 and mail fraud and aiding and abetting in violation of 18 U.S.C. §§ 1341, and surrender his license to practice law.



6. Young desires to resign his license to practice law and has tendered his license to practice law in North Carolina.

7. Young's resignation is freely and voluntarily rendered. It is not the result of coercion or duress. Young is fully aware of the implication of submitting his resignation.

8. Young acknowledges that the material facts upon which the investigation is predicated are true.

9. Young has submitted his resignation because he knows that if disciplinary charges were predicated upon the misconduct under investigation, he could not successfully defend against them.

Based upon the foregoing Findings of Fact, the court makes the following:

CONCLUSIONS OF LAW

1. By conspiring to engage in mortgage fraud and participating in said fraud by actions taken in the course of closing real estate transactions and by distributing funds differently than as stated on the HUD-1 Settlement Statements, Young engaged in criminal acts that reflect adversely on his honesty, trustworthiness or fitness as a lawyer in other respects in violation of Rule 8.4(b) of the Revised Rules of Professional Conduct and engaged in conduct involving dishonesty, fraud, deceit, or misrepresentation in violation of Rule 8.4(c) of the Revised Rules of Professional Conduct.

2. Young's misconduct constitutes grounds for discipline pursuant to N.C. Gen. Stat. § 84-28(b)(1) and (2).

3. The Courts of this State have the inherent authority to take disciplinary action against attorneys practicing therein.

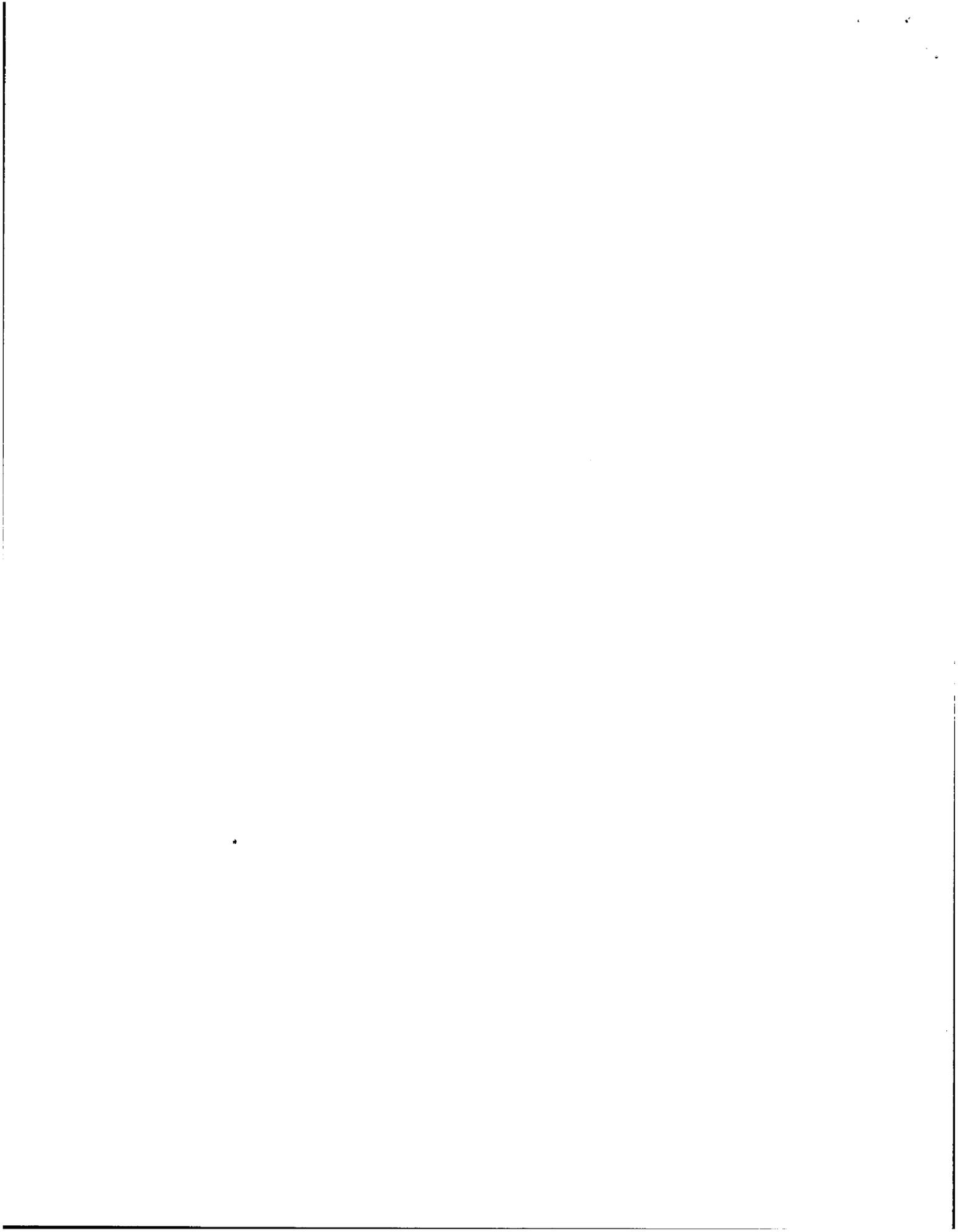
4. This Court has jurisdiction over the person of Anthony G. Young and of the subject matter of this proceeding.

5. Young has engaged in professional misconduct warranting disbarment.

IT IS NOW, THEREFORE, ORDERED:

1. Anthony G. Young is DISBARRED from the practice of law in North Carolina.

2. Young shall comply with the provisions of 27 N.C. Admin. Code, Chapter 1, Subchapter B, Section .0124 of the Rules and Regulations of the North Carolina State



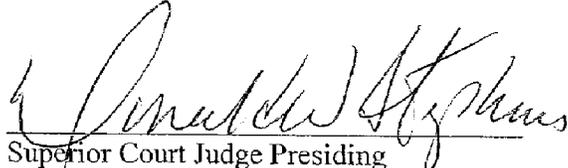
Bar and shall surrender his license and permanent membership card to the Secretary of the North Carolina State Bar along with the affidavit required by § .0124. Young shall have thirty (30) days from the date of the entry of this order to complete the requirements of § .0124.

3. Young shall not petition for reinstatement of his law license until the expiration of at least five (5) years from the date of this order.

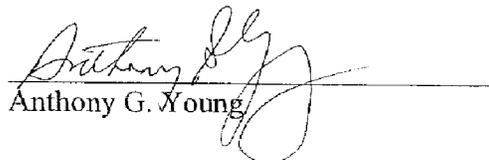
4. Young's law license shall not be reinstated until he has demonstrated to the satisfaction of the Disciplinary Hearing Commission and the Council of the North Carolina State Bar that he has complied with 27 N.C. Admin. Code Chapter 1, Subchapter B, Section .0125.

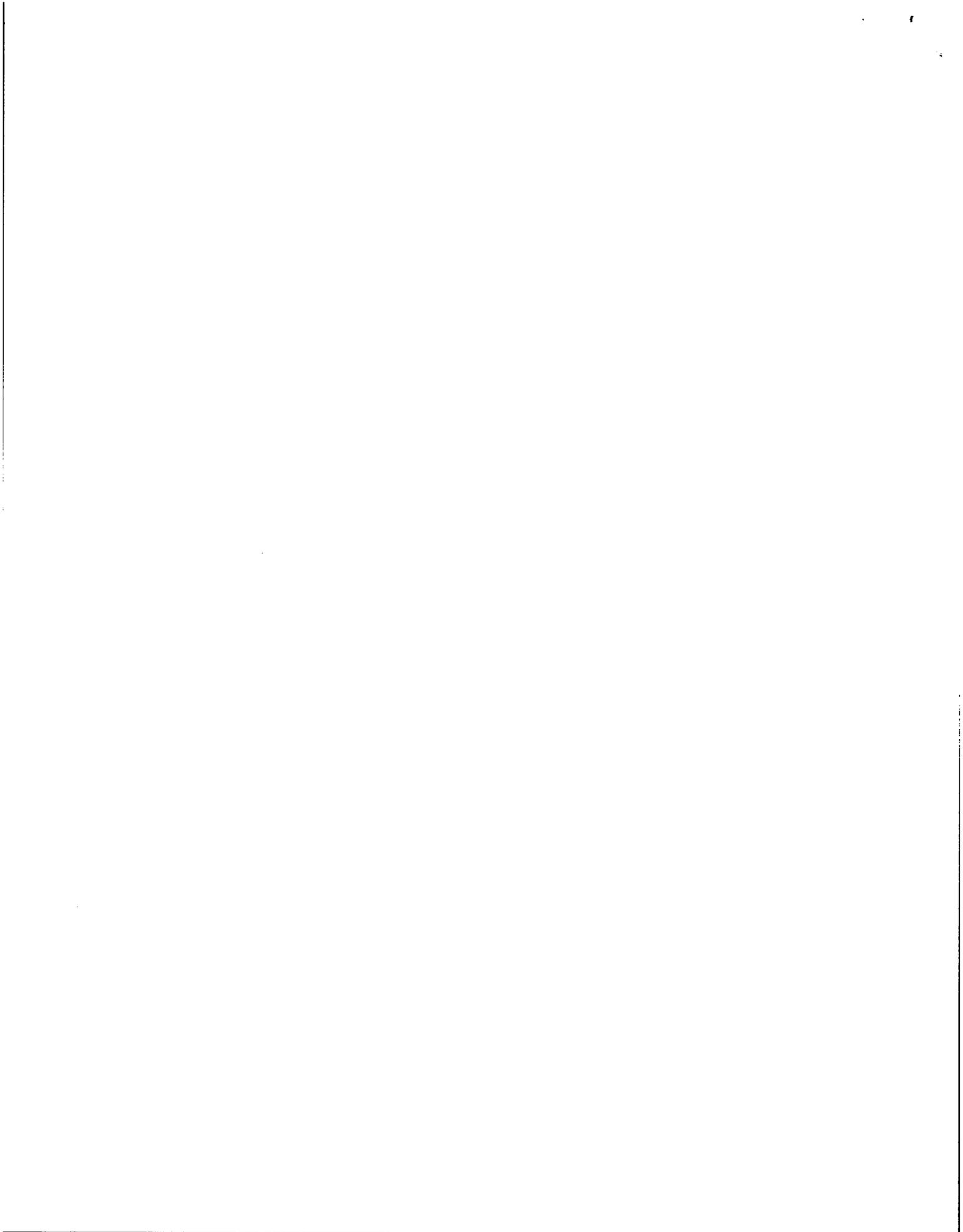
5. The costs of this action are taxed against Young.

Done and Ordered this 11 day of February, 2008.


Superior Court Judge Presiding

CONSENT TO:


Anthony G. Young



STATE OF NORTH CAROLINA

IN THE GENERAL COURT OF JUSTICE

SUPERIOR COURT DIVISION

WAKE COUNTY

FILE NO.: 08 M _____

IN THE MATTER OF THE TENDER OF
SURRENDER OF THE LAW LICENSE
OF

AFFIDAVIT OF
SURRENDER OF
LAW LICENSE

ANTHONY G. YOUNG, Attorney

Anthony G. Young, being first duly sworn, deposes and says as follows:

1. I desire to resign and hereby tender my license to practice law in North Carolina.
2. My resignation is freely and voluntarily rendered. It is not the result of coercion or duress. I am fully aware of the implication of submitting my resignation.
3. I am aware that there is presently pending an investigation regarding allegations that I have been guilty of misconduct by conspiring to engage in mortgage fraud and participating in said fraud by actions taken in the course of closing real estate sales and by distributing funds differently than as stated on the HUD-1 Settlement Statement. A Bill of Indictment was filed against me in the United States District Court for the Western District of North Carolina, Docket No. 3:07CR00173-W, alleging conspiracy to commit mortgage fraud in violation of 18 U.S.C. § 371, mail fraud and aiding and abetting in violation of 18 U.S.C. §§ 1341 and 2, bank fraud and aiding and abetting in violation of 18 U.S.C. §§ 1344 and 2, conspiracy to engage in money laundering in violation of 18 U.S.C. § 1956(h), and money laundering and aiding and abetting in violation of 18 U.S.C. §§ 1957(a) and 2.
4. I have entered into a plea agreement in which I agreed to enter a plea of guilty to conspiracy to commit mortgage fraud in violation of 18 U.S.C. § 371 and mail fraud and aiding and abetting in violation of 18 U.S.C. §§ 1341, and surrender my license to practice law.
5. I acknowledge that the material facts upon which the investigation is predicated are true.
6. I am submitting my resignation because I know that if disciplinary charges were predicated upon the misconduct under investigation, I could not successfully defend against them.

This the 6th day of February, 2008.

CERTIFIED TRUE COPY FROM ORIGINAL
Clerk of Superior Court, Wake County

By [Signature]
Assistant / Deputy Clerk of Superior Court

Date: 2/13/08

[Signature]
Anthony G. Young

I, Shirley Lewis Rutledge, Notary Public of the County of Union, State of North Carolina, certify that Anthony G. Young personally appeared before me this day, was sworn, attested that the foregoing Affidavit is true and accurate of his own personal knowledge, and executed the foregoing Affidavit.

This the 6 day of February, 2008.

Shirley Lewis Rutledge

Notary Public

My Commission Expires:

