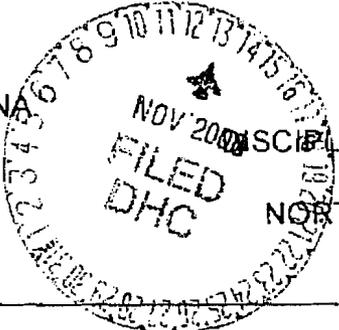


NORTH CAROLINA
WAKE COUNTY



BEFORE THE
DISCIPLINARY HEARING COMMISSION
OF THE
NORTH CAROLINA STATE BAR
08 DHC 19

THE NORTH CAROLINA STATE BAR,)
Plaintiff)
v.)
MATTHEW A. MARINO, Attorney,)
Defendant.)

ORDER OF
INTERIM SUSPENSION

THIS CAUSE came on to be heard and was heard before the undersigned Chair of the Disciplinary Hearing Commission pursuant to 27 N.C.A.C. 1B §.0115(d). Plaintiff, the North Carolina State Bar, is represented by Margaret Cloutier and Defendant, Matthew A. Marino, is represented by Alan M. Schneider. Based upon the pleadings and review of certified copies of documents, and with the consent of the parties, the undersigned makes the following:

FINDINGS OF FACT

1. Defendant was licensed to practice law in North Carolina in 1997.
2. Defendant's address of record with the North Carolina State Bar is 105 Pineville-Matthews Road, Matthews, North Carolina 28105.
3. On September 3, 2008, Defendant entered a plea of guilty in the United States District Court for the Southern District of New York to the felony of misprision of a felony charged in a criminal information. The plea was based upon the fact that between January of 2005 and August of 2005, Marino had knowledge of the commission of a felony, to wit, a fraudulent investment scheme, and he concealed and did not report that felony to the proper authorities.
4. Defendant has not yet been sentenced for his criminal offense.
5. The North Carolina State Bar will file a formal complaint against Defendant alleging he has violated the Rules of Professional Conduct based upon his felony conviction.

Based upon the foregoing Findings of Fact the undersigned makes the following

CONCLUSIONS OF LAW

6. The crime to which Defendant has pled guilty is a criminal offense showing professional unfitness as defined in 27 NCAC 1B, §.0103 (17).

7. Defendant's conviction is final within the meaning of 27 N.C.A.C. 1B §.0115.

8. 27 N.C.A.C. 1B §.0115 provides that the Chair may enter an order suspending the member from practicing law pending disposition of disciplinary proceedings before the Disciplinary Hearing Commission based on the conviction of such a crime.

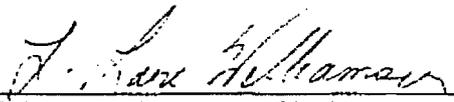
9. An order suspending Defendant's law license on an interim basis is necessary for the protection of the public and to uphold the standing of the legal profession.

Based upon the foregoing Findings of Fact and Conclusions of Law, the undersigned Chair of the Disciplinary Hearing Commission enters the following

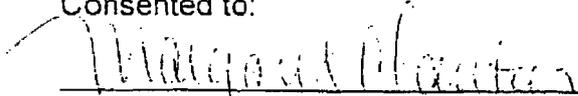
ORDER

The license to practice law in North Carolina of Matthew A. Marino is hereby SUSPENDED until the conclusion of all disciplinary proceedings before the North Carolina State Bar relating to Defendant's felony conviction in the United States District Court.

This the 13th day of November, 2008.


F. Lane Williamson, Chair
Disciplinary Hearing Commission

Consented to:


Margaret Cloutier, Attorney for Plaintiff


Alan M. Schneider, Attorney for Defendant


Matthew A. Marino, Defendant