

NORTH CAROLINA  
WAKE COUNTY

BEFORE THE COUNCIL  
OF THE  
NORTH CAROLINA STATE BAR  
95 BCS 2

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IN THE MATTER OF THE )  
TENDER OF LICENSE OF: )  
 ) ORDER OF DISBARMENT  
 )  
THOMAS M. WADE, JR., )  
Attorney )

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This matter coming on to be heard and being heard on July 21, 1995 before the Council of the North Carolina State Bar pursuant to Title 27, N.C.A.C., Chapter 1, Subchapter B, Section .0117 upon the tender of surrender of license of Thomas M. Wade, Jr. made by affidavit sworn to and subscribed on June 29, 1995 and filed in the offices of the North Carolina State Bar on June 29, 1995; and

BASED UPON the affidavit, the Council finds that the conduct of Thomas M. Wade, Jr. is grounds for discipline pursuant to N.C.G.S. Sec. 84-28(b)(2) in that Thomas M. Wade, Jr. misappropriated clients' funds in violation of Rules 1.2(b) & (c) and 10.1 (a) & (c) of the NC Rules of Professional Conduct found in Title 27, N.C.A.C., Chapter 2.

WHEREFORE, upon motion duly made and seconded, the Council enters the following ORDER:

1. The tender of surrender of license of Thomas M. Wade, Jr. is hereby accepted.
2. THOMAS M. WADE, JR. is hereby DISBARRED from the practice of law in North Carolina.
3. Thomas M. Wade, Jr. shall forthwith surrender his license certificate and membership card to the Secretary.
4. Thomas M. Wade, Jr. shall comply with the provisions of Title 27, N.C.A.C., Chapter 1, Subchapter B, Section .0124 within the time limits contained in that section.
5. Thomas M. Wade, Jr. is taxed with the costs of this action as assessed by the Secretary.

DONE AND ORDERED this the 21 of July, 1995.

  
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Charles M. Davis  
President  
North Carolina State Bar

NORTH CAROLINA  
WAKE COUNTY



BEFORE THE COUNCIL  
OF THE  
NORTH CAROLINA STATE BAR

AFFIDAVIT TENDERING THE SURRENDER OF THE LICENSE OF  
THOMAS M. WADE, JR.

I, Thomas M. Wade, Jr., being first duly sworn, say:

1. I desire to resign and hereby tender my license to practice law in North Carolina pursuant to the provisions of Section .0117 of Subchapter 1B of the Rules and Regulations of the North Carolina State Bar.

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 misappropriating funds entrusted to me by clients to my own use.

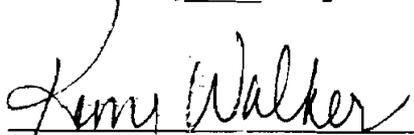
4. I acknowledge that the material facts upon which the investigation is predicated are true.

5. My resignation is being submitted because I know that if charges were predicated upon the misconduct under investigation, I could not successfully defend against them.

Respectfully submitted, this the 29<sup>th</sup> day of June, 1995.

  
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Thomas M. Wade, Jr.

Sworn to and subscribed before me  
this the 29<sup>th</sup> day of June, 1995.

  
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Notary Public

My commission expires: 4/8/98