

NORTH CAROLINA
WAKE COUNTY

FILED
1985 DEC -4 AM 2-0 NORTH CAROLINA STATE BAR
85G 233

BEFORE THE
GRIEVANCE COMMITTEE
OF THE
NORTH CAROLINA STATE BAR
85G 233

IN RE:

KENNETH B. RICE, ATTORNEY

ORDER OF
RECIPROCAL DISCIPLINE

This matter coming on to be heard and being heard by the Grievance Committee of the North Carolina State Bar in regular quarterly session on October 23, 1985 pursuant to Rule 16 of the Rules of Discipline and Disbarment of the North Carolina State Bar, and it appearing that the subject attorney, who is a member of the North Carolina State Bar, was suspended from the practice of law in the State of Washington for a period of 60 days beginning on May 4, 1985 by Order of the Supreme Court of Washington because of professional misconduct, and it further appearing that on May 24, 1985 the Chairman of the Grievance Committee of the North Carolina State Bar did in accordance with the above rule direct to the subject attorney a notice to show cause as to why reciprocal discipline in North Carolina would not be warranted, which notice was duly served upon the subject attorney by certified mail, and it further appearing that no response was received from the subject attorney within 30 days of service or thereafter;

NOW THEREFORE the Grievance Committee enters the following CONCLUSIONS OF LAW:

- 1) the North Carolina State Bar has jurisdiction over the subject matter and the person of the subject attorney,
- 2) the procedure required by Rule 16 of the Rules of Discipline and Disbarment has been substantially complied with,
- 3) the violations of professional ethics found by the Supreme Court of Washington also constitute substantial violations of the Code of Professional Responsibility of the North Carolina State Bar, particularly Disciplinary Rules 1-102(A)(4), 6-101(A)(3), and 7-101(A)(1) and (2), and
- 4) a 60-day suspension is an appropriate disciplinary sanction under the circumstances for the misconduct involved.

WHEREFORE, it is hereby ordered that:

- 1) the subject attorney be suspended from the practice of law in North Carolina for a period of 60 days,
- 2) the subject attorney surrender his license and membership card to the Secretary of the North Carolina State Bar who will maintain them during the period of suspension,
- 3) this order shall be effective 30 days after service upon the subject attorney or 30 days after affirmation of this order if it is appealed, and
- 4) the subject attorney is taxed with the costs of this proceeding.

This the 4 day of December, 1985.



Joseph B. Cheshire, Jr., Chairman
The Grievance Committee