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STATE OF NORTH CAROLINA
COUNTY OF WAKE

BEFORE THE
GRIEVANCE COMMITTEE
OF THE
NORTH CAROLINA STATE BAR
92G0604 (III)R

IN THE MATTER OF
Charles R. Redden,
ATTORNEY AT LAW

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CENSURE

On April 15, 1993, the Grievance Committee of the North Carolina State Bar met and considered the grievance filed against you by Constance Y. Pascoe.

Pursuant to section 13(A) of article IX of the Rules and Regulations of the North Carolina State Bar, the Grievance Committee conducted a preliminary hearing. After considering the information available to it, including your response to the letter of notice, the Grievance Committee found probable cause. Probable cause is defined in the rules as "reasonable cause to believe that a member of the North Carolina State Bar is guilty of misconduct justifying disciplinary action."

The rules provide that after a finding of probable cause, the Grievance Committee may determine that the filing of a complaint and a hearing before the Disciplinary Hearing Commission are not required and the Grievance Committee may issue various levels of discipline depending upon the misconduct, the actual or potential injury caused, and any aggravating or mitigating factors. The Grievance Committee may issue an admonition, reprimand, or a censure.

A censure is a written form of discipline more serious than a reprimand, issued in cases in which an attorney has violated one or more provisions of the Rules of Professional Conduct and has caused significant harm or potential significant harm to a client, the administration of justice, the profession or a member of the public, but the misconduct does not require suspension of the attorney's license.

The Grievance Committee believes that a hearing before the Disciplinary Hearing Commission is not required in this case and issues this censure to you. As chairman of the Grievance Committee of the North Carolina State Bar, it is now my duty to issue this censure. I am certain that you will understand fully the spirit in which this duty is performed.

The Committee determined that complainant was injured in an automobile accident on June 6, 1990 in Richmond, VA and that shortly thereafter she hired you to represent her with a personal injury claim. Throughout your representation of complainant, you failed to keep complainant reasonably informed about the status

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of this matter and failed to promptly comply with reasonable requests for information in violation of Rule 6(B)(1) of the Rules of Professional Conduct.

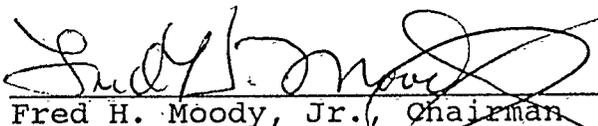
The Committee also found that the complainant requested her file after she discharged you as her attorney. Your failure to relinquish her file in a timely fashion violated Rule 2.8(A)(2) of the Rules of Professional Conduct.

The Committee found as an aggravating factor your prior discipline for similar misconduct: a Reprimand issued to you dated May 7, 1992 and a Letter of Admonition dated November 7, 1991.

You are hereby censured by the North Carolina State Bar for your violation of the Rules of Professional Conduct. The Grievance Committee trusts that you will ponder this censure, recognize the error that you have made, and that you will never again allow yourself to depart from adherence to the high ethical standards of the legal profession. This censure should serve as a strong reminder and inducement for you to weigh carefully in the future your responsibility to the public, your clients, your fellow attorneys and the courts, to the end that you demean yourself as a respected member of the legal profession whose conduct may be relied upon without question.

In accordance with the policy adopted October 15, 1981 by the Council of the North Carolina State Bar regarding the taxing of the administrative and investigative costs to any attorney issued a censure by the Grievance Committee, the costs of this action in the amount of \$50.00 are hereby taxed to you.

Done and ordered, this 16 day of April, 1993.


Fred H. Moody, Jr., Chairman
The Grievance Committee
North Carolina State Bar

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