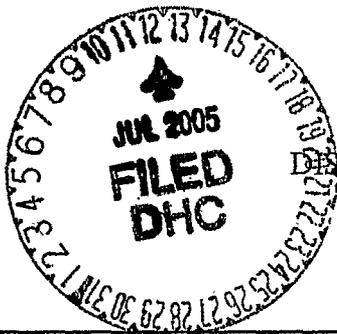


186

NORTH CAROLINA
WAKE COUNTY



BEFORE THE
DISCIPLINARY HEARING COMMISSION
OF THE
NORTH CAROLINA STATE BAR
04 DHC 50

In re: **Frank W. Ballance,**
Attorney at Law

Order

THIS CAUSE was heard before the undersigned Chair of the Disciplinary Hearing Commission pursuant to 27 N.C. Admin. Code Chapter 1, Subchapter B, Rule .0115(d) of the Discipline & Disability Rules of the North Carolina State Bar on motion to conclude the proceeding before the Disciplinary Hearing Commission with respect to the license to practice law in North Carolina of Frank W. Ballance. Mr. Ballance was represented by his counsel, Joseph B. Cheshire, V. Mr. Ballance, through counsel, consents to the entry of this Order. Based upon the petition and the consent of the parties, the undersigned hereby makes the following:

FINDINGS OF FACT

1. Frank W. Ballance was licensed to practice law in North Carolina on 12 August 1965 and is and was at all times referred to herein, an attorney at law, subject to the rules, regulations and Rules of Professional Conduct of the North Carolina State Bar and the laws of North Carolina.
2. On 19 November 2004, the Chair of the Disciplinary Hearing Commission entered an Order of Interim Suspension suspending the North Carolina law license of Frank W. Ballance until the conclusion of all disciplinary matters pending before the North Carolina State Bar relating to his conviction in the United States District Court for the Eastern District of North Carolina of a serious crime showing professional unfitness to practice law in file number 5:04-CR-282-1B01.
3. On 21 January 2005, the Council of the North Carolina State Bar ordered the disbarment of Frank W. Ballance pursuant to his voluntary surrender of his law license to the Council based upon his conviction in the United States District Court for the Eastern District of North Carolina of a serious crime showing professional unfitness to practice law in file number 5:04-CR-282-1B01.

Based upon the foregoing FINDINGS OF FACT, the undersigned makes the following:

CONCLUSIONS OF LAW

1. The Order of Disbarment by the Council of the North Carolina State Bar is the conclusion of all disciplinary matters pending before the North Carolina State Bar

relating to his conviction in the United States District Court for the Eastern District of North Carolina of a serious crime showing professional unfitness to practice law in file number 5:04-CR-282-1B01. No further proceedings before the Disciplinary Hearing Commission are necessary or required.

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

ORDER

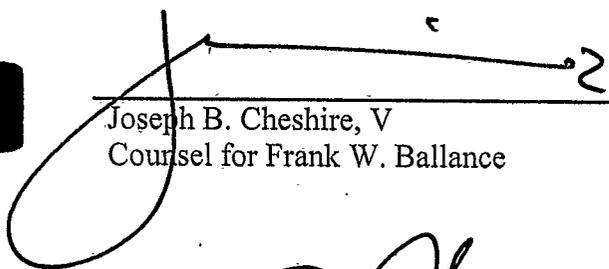
1. All proceedings before the Disciplinary Hearing Commission related to Frank W. Ballance are hereby concluded and file number 04 DHC 50 is hereby closed.

This the 8th day of July, 2005.



F. Lane Williamson
Chair, Disciplinary Hearing
Commission

The foregoing Order is Consented to:



Joseph B. Cheshire, V
Counsel for Frank W. Ballance



David R. Johnson
Deputy Counsel, The North Carolina State Bar