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NORTH CAROLINA
WAKE COUNTY

1980 MAY 19 AM 10 25

BEFORE THE
DISCIPLINARY HEARING COMMISSION
OF THE
NORTH CAROLINA STATE BAR
79 DHC 18

THE NORTH CAROLINA STATE BAR,
Plaintiff,

-vs-

JEROME PAUL, Attorney,
Defendant.

ORDER OF
INVOLUNTARY DISMISSAL
(First Claim for Relief)

THIS CAUSE coming on to be heard and being heard before the undersigned Hearing Committee on Defendant's motion to dismiss the First Claim for Relief at the close of all the evidence, and it appearing to the undersigned that the evidence taken in the light most favorable to the Plaintiff fails to state a claim upon which relief could be granted and therefore, Defendant's motion to dismiss Plaintiff's First Claim for Relief is hereby granted.

This the 29th day of April, 1980.

William Owen Cooke

William Owen Cooke, Chairman
Disciplinary Hearing Committee

Warren C. Stack

Warren Stack

Leander Morgan

Leander Morgan

NORTH CAROLINA

WAKE COUNTY

BEFORE THE
DISCIPLINARY HEARING COMMISSION
OF THE
NORTH CAROLINA STATE BAR

1980 MAY 19 11 5 25 79 DHC 18

THE NORTH CAROLINA STATE BAR,)
Plaintiff,)
-vs-)
JEROME PAUL, Attorney,)
Defendant.)

FINDINGS OF FACT
AND
CONCLUSIONS OF LAW
(Second Claim for Relief)

THIS CAUSE coming on to be heard and being heard before the undersigned Hearing Committee of the Disciplinary Hearing Commission of The North Carolina State Bar at a regularly scheduled hearing held on April 29, 1980, in the office of The North Carolina State Bar, 208 Fayetteville Street Mall Raleigh, North Carolina, and said Hearing Committee having heard the evidence and arguments and contentions of counsel, make the following findings of fact as relate to Plaintiff's Second Claim for Relief;

1. That the Plaintiff, The North Carolina State Bar, is a body duly organized under the laws of North Carolina and is the proper party to bring this proceeding under the authority granted it in Chapter 84 of the General Statutes of North Carolina, and the Rules and Regulations of The North Carolina State Bar promulgated thereunder.

2. The Defendant, Jerome Paul, was admitted to the North Carolina State Bar in September, 1968, and is and was at all times referred to herein, an Attorney at Law, licensed to practice law in the State of North Carolina, subject to the Rules, Regulations, Canons of Ethics and Code of Professional Responsibility of The North Carolina State Bar and of the laws of the State of North Carolina.

3. At and during all of the times hereinafter referred to, the Defendant was actively engaged in the practice of law in the State of North Carolina and maintained a law office in the City of Durham, Durham County, North Carolina. Subsequent to the time hereinafter referred to, Defendant moved his residence to the State of New York and resides at 120 Haven Avenue, Apartment 54, New York City, New York.

4. On or about December 15, 1977, a grievance was filed against the Defendant with The North Carolina State Bar by the Honorable Herbert Small, Judge of the Superior Court.

5. On or about August 1, 1979, a Letter of Notice was issued by the Chairman of the Grievance Committee of The North Carolina State Bar pursuant to Rule 12(2) of the Discipline and Disbarment Rules of The North Carolina State Bar and mailed by registered mail, return receipt requested as required by Rule 12(3) of the Discipline and Disbarment Rules.

6. On or about August 9, 1979, the Defendant received the Letter of Notice.

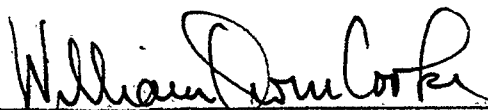
7. The Defendant has failed to respond as required by Rule 12(3) of the Discipline and Disbarment Rules of The North Carolina State Bar.

8. The Defendant's actions as set forth above constitute a violation of North Carolina General Statute 84-28 (a) and (b) (3) in that the Defendant has failed to answer a formal inquiry issued by The North Carolina State Bar when the Defendant failed to answer the Letter of Notice issued by the Chairman of the Grievance Committee of The North Carolina State Bar.


Based upon the foregoing findings of fact, the Hearing Committee makes the following conclusions of law;

1. The Defendant, a duly licensed attorney in the State of North Carolina, subject to the Code of Professional Responsibility and of the laws of the State of North Carolina, failed to answer a formal inquiry issued by The North Carolina State Bar when he failed to answer the Letter of Notice issued by the Chairman of the Grievance Committee of The North Carolina State Bar in violation of G.S. 84-28(a) and (b) (3).

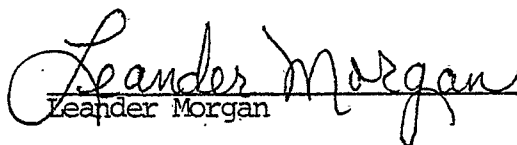
This the 16 day of May, 1980.



William Owen Cooke, Chairman
Disciplinary Hearing Committee



Warren Stack



Leander Morgan

