

STATE OF NORTH CAROLINA
WAKE COUNTY



BEFORE THE COUNCIL
OF THE
NORTH CAROLINA STATE BAR
23 BCS 3

IN THE MATTER OF THE TENDER
OF SURRENDER OF LICENSE OF

SEAN THOMAS DILLENBECK

ORDER OF DISBARMENT

THIS MATTER coming on to be heard and being heard by the Council of the North Carolina State Bar pursuant to 27 N.C. Admin. Code, Chapter 1, Subchapter B, Section .0121(a) of the State Bar Discipline & Disability Rules upon tender of an affidavit of surrender of license executed by Sean Thomas Dillenbeck (hereinafter "Dillenbeck") on April 4, 2023 and filed in the offices of the North Carolina State Bar on April 5, 2023.

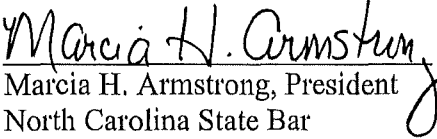
Based upon the affidavit, the Council finds that Dillenbeck misappropriated entrusted funds in violation of the North Carolina Rules of Professional Conduct, including Rule 8.4(b) and (c). Dillenbeck's conduct is grounds for discipline pursuant to N.C. Gen. Stat. § 84-28(b)(2).

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

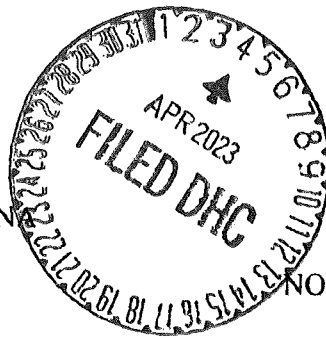
1. The tender of surrender of license of Sean Thomas Dillenbeck is hereby accepted.
2. Dillenbeck is hereby DISBARRED from the practice of law in North Carolina.
3. Dillenbeck shall comply with the provisions of 27 N.C. Admin. Code 1B.0128 of the State Bar Discipline & Disability Rules. Dillenbeck shall surrender his license and permanent membership card to the Secretary of the North Carolina State Bar along with the affidavit required by § .0128 of the State Bar Discipline & Disability Rules within ten (10) days after the expiration of the wind-down period provided under § .0121(e).
4. The administrative fees and costs of this action are taxed against Dillenbeck.
5. Within 10 days of the date of this Order, Dillenbeck shall provide the State Bar with an address and telephone number at which clients seeking return of files can communicate with Dillenbeck and obtain such files, and Dillenbeck shall promptly return all files to his clients upon request.
6. If Dillenbeck fails to fully comply with 27 N.C. Admin. Code 1B.0128, Dillenbeck shall reimburse the State Bar for all expenses incurred by the State Bar in winding down Dillenbeck's practice. Such expenses may include, but are not limited to, storage facility fees, rent payments, moving expenses, charges for secure disposal

of client files, postage or other mailing expenses, and compensation paid to a court-appointed trustee and/or the trustee's assistant for time and travel associated with the trusteeship. The State Bar shall send an invoice of wind-down expenses to Dillenbeck at Dillenbeck's last known address of record with the North Carolina State Bar. Dillenbeck shall not be eligible for reinstatement until he has reimbursed the State Bar for all wind-down expenses incurred.

Done and ordered this 21st day of April, 2023.


Marcia H. Armstrong, President
North Carolina State Bar

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WAKE COUNTY




BEFORE THE COUNCIL
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AFFIDAVIT TENDERING THE SURRENDER OF THE LICENSE OF
SEAN THOMAS DILLENBECK

I, Sean Thomas Dillenbeck, 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 .0121 of the North Carolina State Bar Discipline and Disability Rules, 27 N.C. Admin. Code, Chapter 1, Subchapter B, Section .0121.
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 including allegations that I misappropriated entrusted funds from my trust account for my own benefit and/or for the benefit of another totaling at least \$38,500.00.
4. I acknowledge that the material facts upon which the grievance 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.
6. I understand that the hearing by the Council of the North Carolina State Bar with regard to the acceptance of the tender of surrender of my license to practice law will occur at the regularly scheduled meeting of the Council of the North Carolina State Bar on Friday, April 21, 2023 at the North Carolina State Bar building in Raleigh, North Carolina.
7. I hereby waive any further notice of the hearing before the Council on my affidavit of surrender. I waive any claim, argument, or assertion that I have not received proper or timely notice of the hearing before the Council on my affidavit of surrender or any other defect in notice. I further waive any and all right or privilege to appear before the Council at that hearing.
8. I affirm that I have had a full opportunity to seek the advice and counsel of an attorney in filing my Affidavit of Surrender and in waiving any rights set forth herein.

Respectfully submitted, this the 4 day of APRIL, 2023.


Sean Thomas Dillenbeck

I, Carrie C. Bumgarner, Notary Public of the County of Gaston, State of North Carolina, certify that Sean Thomas Dillenbeck personally appeared before me this day, was sworn, attested that the foregoing Affidavit is true and accurate of his own personal knowledge, and executed the foregoing Affidavit.

This the 4th day of April, 2023.

Carrie C. Bumgarner
Notary Public
(print name) Carrie C. Bumgarner

My commission expires: January 24, 2024

CARRIE C. BUMGARNER
NOTARY PUBLIC
Gaston County, North Carolina
My commission expires January 24, 2024