

COLUMBUS COUNTY

FILED IN THE GENERAL COURTS OF JUSTICE
SUPERIOR COURT DIVISION

NORTH CAROLINA

2015 DEC 14

14CRS53753, 15CRS1345, 15CRS1346,
15CRS1347, 15CRS1348, 15CRS1349

COLUMBUS COUNTY, C.S.C.

STATE OF NORTH CAROLINA

BY

[Signature]

v.

RANDY LEMAY CARTRETTE

)
)
)
)
)
)

ORDER OF DISBARMENT

Based upon the Affidavit of Surrender of Law License submitted to the Court by Randy Lemay Cartrette, the Court makes the following:

FINDINGS OF FACT

1. Randy Lemay Cartrette ("Cartrette") was licensed to practice law in North Carolina on August 21, 1999.
2. Cartrette operated a law office in Columbus County, North Carolina.
3. On this date, Cartrette entered pleas of guilty to one (1) misdemeanor count of common law forgery and seven (7) misdemeanor counts of common law obstruction of justice.
4. Cartrette is in fact guilty of the criminal offenses to which he pled guilty.

Based upon the foregoing Findings of Fact, the Court makes the following:

CONCLUSIONS OF LAW

1. By committing the acts described in his Affidavit of Surrender of Law License and by being convicted of one (1) misdemeanor count of common law forgery and seven (7) misdemeanor counts of common law obstruction of justice, Cartrette violated Rules 8.4(b), (c) and (d) of the North Carolina Rules of Professional Conduct.
2. Cartrette's misconduct constitutes grounds for discipline pursuant to N.C. Gen. Stat. § 84-28(b)(1) and (2).
3. The courts of this State have inherent authority to take disciplinary action against attorneys licensed to practice law in North Carolina.
4. This Court has jurisdiction over Cartrette and over the subject matter of this proceeding.
5. Cartrette's misconduct has caused significant actual harm to the legal profession and to the public's perception of and confidence in the justice system.

6. The Court finds that lesser alternatives, including public censure, reprimand, admonition or suspension of Cartrette's law license would not be sufficient discipline because of the gravity of the actual and potential harm to the public, the administration of justice, and the legal profession caused by Cartrette's misconduct.

7. The Court has considered lesser sanctions and determined that any discipline short of disbarment would not adequately protect the public for the following reasons:

a. Cartrette's misconduct involves moral turpitude and violations of the public trust.

b. Cartrette's misconduct involves misrepresentations and deceit. Misconduct involving misrepresentations and deceit are among the most serious that an attorney can commit.

c. Cartrette's criminal offenses reflect adversely on his honesty, trustworthiness or fitness as a lawyer.

d. Entry of an order imposing less serious discipline would fail to acknowledge the seriousness of the offenses and would send the wrong message to attorneys and the public regarding the conduct expected of members of the Bar of this State.

e. Protection of the public and of the legal profession require that Cartrette not be reinstated to the practice of law until he demonstrates the following: that he has reformed; that he understands his obligations to his clients, the public, and the legal profession; and that permitting him to practice law will not be detrimental to the public or the integrity and standing of the legal profession or the administration of justice. Disbarred lawyers are required to make such a showing before they may be reinstated to the practice of law.

IT IS NOW, THEREFORE, ORDERED:

1. Randy Lemay Cartrette is DISBARRED from the practice of law in North Carolina.

2. This Order of Disbarment is effective immediately upon entry.

3. Randy Lemay Cartrette shall comply with the provisions of Subchapter B, Section .0124 of the Rules and Regulations of the North Carolina State Bar and shall surrender his license and permanent membership card to the Secretary of the North Carolina State Bar along with the affidavit required by Subchapter B, Section .0124.

Done and Ordered this 14 day of Dec, 2015.

Superior Court Judge Presiding

A TRUE COPY
CLERK OF SUPERIOR COURT
COLUMBUS COUNTY
BY Kayla J. [Signature]
Assistant, Deputy Clerk Superior Court

COLUMBUS COUNTY
NORTH CAROLINA

IN THE GENERAL COURTS OF JUSTICE
SUPERIOR COURT DIVISION
14CRS53753, 15CRS1345, 15CRS1346,
15CRS1347, 15CRS1348, 15CRS1349

STATE OF NORTH CAROLINA

v.

RANDY LEMAY CARTRETTE

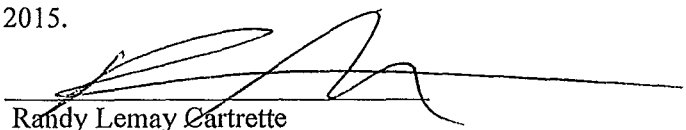
)
)
)
)
)
)
)

AFFIDAVIT OF SURRENDER
OF LAW LICENSE

Randy Lemay Cartrette, being first duly sworn, deposes and says as follows:

1. I desire to resign and hereby tender my license to practice law in North Carolina.
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 have today entered a plea of guilty to one (1) misdemeanor count of common law forgery and seven (7) misdemeanor counts of common law obstruction of justice. I am in fact guilty of these charges. I committed common law forgery as follows: I asked an assistant district attorney to consent to a motion to recall an order for arrest. I falsely represented to the assistant district attorney that the case was pending in district court. After the assistant district attorney gave his consent, I changed the file number on the motion to recall an order for arrest by adding the letter "S" to the file number to reflect that the case was in fact pending in Superior Court. I committed common law obstruction of justice by falsely representing to an assistant district attorney that the above-referenced case was pending in district court rather than in superior court and that my client had failed to appear for court when in fact my client had not been served with the initial process. I also committed common law obstruction of justice by falsely representing to a superior court judge that my client had failed to appear for court when in fact my client had not been served with the initial process and by knowingly presenting to district court judges petitions on behalf of my clients for limited driving privileges for which I knew my clients were not eligible.
4. I know that if disciplinary charges were predicated upon these criminal offenses, I could not successfully defend against them.
5. I consent to be disbarred from the practice of law in North Carolina.

This the 14th day of December, 2015.


Randy Lemay Cartrette



I, Marie C Boswell, Notary Public of the County of Columbus, State of North Carolina, certify that Randy Lemay Cartrette 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 14 day of December, 2015.

Marie C. Boswell
Notary Public

My Commission Expires: 10/14/18

