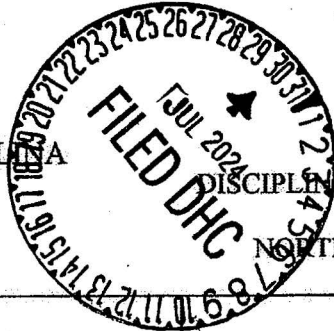


STATE OF NORTH CAROLINA
WAKE COUNTY



BEFORE THE
DISCIPLINARY HEARING COMMISSION
OF THE
NORTH CAROLINA STATE BAR
24 DHC 14

THE NORTH CAROLINA STATE BAR,

Plaintiff

v.

R. SCOTT LINDSAY, Attorney

Defendant

ORDER OF
INTERIM SUSPENSION

This matter came before the undersigned Chair of the Disciplinary Hearing Commission pursuant to 27 N.C. Admin. Code 1B.0119(b) upon Plaintiff's amended petition for an order of interim suspension of the license to practice law in North Carolina of Defendant, R. Scott Lindsay ("Lindsay"), based upon his conviction to criminal offenses in the Superior Court for Macon County, North Carolina. Lindsay did not file a response to the petition. Based upon Plaintiff's amended petition and the attached certified copies of Lindsay's judgments, the undersigned hereby makes the following:

FINDINGS OF FACT

1. R. Scott Lindsay was licensed to practice law in North Carolina on 21 August 1977 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. Lindsay's address of record with the North Carolina State Bar is: 84 Valley River Avenue, Murphy, NC 28906.
3. On or about 13 May 2024, Lindsay was found guilty by a jury in the Superior Court of Macon County, North Carolina of twelve counts of Felony Obstruction of Justice and two counts of misdemeanor obstruction of justice (State of North Carolina v. Ronald Scott Lindsay, Case No. 23-CRS-000360).
4. The State Bar's Petition for Order of Interim Suspension was properly filed with the clerk of the commission on 21 June 2024. A certified copy of Lindsay's judgment entered in the Macon County case was attached to the State Bar's petition.
5. Lindsay was served with the Petition for Order of Interim Suspension, including the attached copy of the judgment, on 24 June 2024.

6. The State Bar filed an Amended Petition for Order of Interim Suspension on 24 June 2024. The Amended Petition was served upon Lindsay by certified mail on 26 June 2024.

7. More than ten days have passed since the Amended Petition was filed and served on Lindsay by mail.

8. Lindsay has not filed a response to the Amended Petition.

9. Interim suspension is warranted.

10. Lindsay's convictions tend to harm or potentially harm the administration of justice and would tend to impact the public's perception of the profession given that it is a lawyer's duty to uphold the law and the public's expectation that he or she will do so.

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

CONCLUSIONS OF LAW

1. All parties are properly before the Chair of the Disciplinary Hearing Commission and the Chair has jurisdiction over Lindsay and the subject matter of this proceeding.

2. Pursuant to 27 N.C. Admin. Code 1B.0119(b), an attorney who is convicted of a criminal offense showing professional unfitness in any state or federal court may be suspended on an interim basis. The Chair of the Disciplinary Hearing Commission will determine whether the criminal offense is one showing professional unfitness and whether, in the Chair's discretion, interim suspension is warranted.

3. Pursuant to 27 N.C. Admin. Code 1B.0115(l)(4), any prehearing motion may be decided on the basis of the parties' written submissions.

4. As defined in 27 N.C. Admin. Code 1B.0103(17), a "criminal offense showing professional unfitness" occurs upon "the commission of . . . any felony or any crime that involves . . . moral turpitude or show[s] professional unfitness."

5. The criminal offenses to which Lindsay was convicted are criminal offenses showing professional unfitness as defined in 27 N.C. Admin. Code 1B.0103(17) and qualify as a proper basis for entry of an order for interim suspension.

6. Based on the nature of Lindsay's criminal offenses, the facts established by Lindsay's conviction, and the harm or potential harm to the administration of justice, to the public's perception of the profession, entry of an order of interim suspension is warranted.

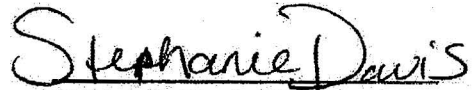
Based upon the foregoing Findings of Fact and Conclusions of Law, the undersigned Chair of the Disciplinary Hearing Commission hereby GRANTS Plaintiff's Amended Petition for Order of Interim Suspension and enters the following:

ORDER

1. The license to practice law in the State of North Carolina of Defendant, R. Scott Lindsay is hereby SUSPENDED until the conclusion of all disciplinary proceedings against Lindsay relating to his convictions on criminal offenses showing professional unfitness, including twelve counts of Felony Obstruction of Justice and two counts of Misdemeanor Obstruction of Justice in the Superior Court of Macon County, North Carolina and the conduct underlying such convictions.

2. Defendant shall comply with the provisions of 27 N.C. Admin. Code 1B.0128.

This the 30th day of July, 2024.


Stephanie Davis, Chair
Disciplinary Hearing Commission