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NEW NC STATE BAR

NORTH CAROLINA
WAKE COUNTY

BEFORE THE COUNCIL
OF THE
NORTH CAROLINA STATE BAR
94 BCS 1

IN THE MATTER OF THE)
TENDER OF LICENSE OF:)
JAMES E. GRIFFIN)
)

ORDER OF DISBARMENT

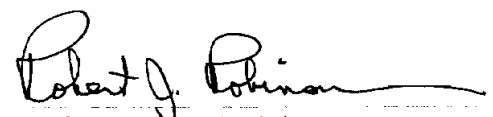
This matter coming to be heard and being heard by the Council of the North Carolina State Bar pursuant to Section 17 of Article IX of the Rules and Regulations of the North Carolina State Bar upon an affidavit of tender of license pursuant to Section 17(A) executed by James E. Griffin on July 19, 1994, and filed in the offices of the North Carolina State Bar on July 22, 1994.

Base upon the affidavit, the Council finds that James E. Griffin's conduct of misappropriating client funds is grounds for discipline pursuant to N.C. Gen. Stat. Section 84-28(b)(2) in that James E. Griffin violated Rule 1.2(B) and Rule 1.2(C) of the Rules of Professional Conduct.

WHEREFORE, upon Motion being duly made and seconded, the Council enters the following order:

1. The tender of surrender of license of James E. Griffin be accepted.
2. James E. Griffin be and hereby is DISBARRED from the practice of law in North Carolina.
3. James E. Griffin shall comply with the provisions of Article IX, Section 24 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 Article IX, Section 24.
4. That the costs of this action be taxed against James E. Griffin.

Done and Ordered this 22nd day of July, 1994.


Robert J. Robinson, President
North Carolina State Bar

STATE OF NORTH CAROLINA

COUNTY OF WAKE

AFFIDAVIT

TO: The Council of the North Carolina State Bar

I, James E. Griffin, hereby tender my license to practice and desire to resign from the North Carolina State Bar. My resignation is extended freely and voluntarily, and is not the result of coercion or duress, and I am fully aware of the implications of submitting this, my resignation.

I am aware that there is presently pending an investigation or other proceedings regarding allegations that I have been guilty of misconduct, to wit:

1. With respect to the Lessie Trull estate, that I misappropriated estate funds of \$21,019.76 to my own use and benefit, beginning March 9, 1993. By December 2, 1993, before a grievance was filed and before any investigation had been initiated, I repaid all of the estate funds, with interest thereon.
2. With respect to the Mr. and Mrs. John H. Leake, Sr. loan transaction, that I failed to pay off a deed of trust to Standard Federal Savings in the amount of \$22,262.99 and misappropriated said funds to my own use and benefit. Before I became aware that this matter had been reported to the State Bar, I made arrangements to repay this money as well, together with interest and costs, and did in fact repay these funds on July 7, 1994.

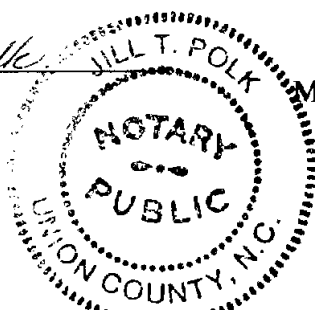
I acknowledge that the material facts alleging misappropriation of clients' funds are true. I am submitting my resignation because I know if charges were predicated upon the misconduct under investigation, I could not successfully defend against them.

This the 19th day of July, 1994.

James E. Griffin
James E. Griffin

Sworn to and subscribed before me,
this the 19th day of July, 1994.

Jill T. Polk
Notary Public



My Commission Expires: 6/15/98