



NORTH CAROLINA
WAKE COUNTY

BEFORE THE COUNCIL
OF THE
NORTH CAROLINA STATE BAR
98 BCS 7

In the Matter of the Tender)
of Surrender of License of) ORDER OF DISBARMENT
John D. McLemore)

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, Rule. 0117 of the Discipline and Disability Rules of the North Carolina State Bar, upon an affidavit of tender of license pursuant to Rule .0117(a) executed by John D. McLemore and filed in the offices of the North Carolina State Bar on September 15, 1998.

Based upon the affidavit, the Council finds that the conduct of John D. McLemore is grounds for discipline pursuant to N.C. Gen. Stat. Section 84-28(b)(2) in that John D. McLemore misappropriated funds intended to pay title insurance premiums for clients and funds belonging to his former law firm in violation of Rule 8.4(c) of the Revised Rules of Professional Conduct of the North Carolina State Bar.

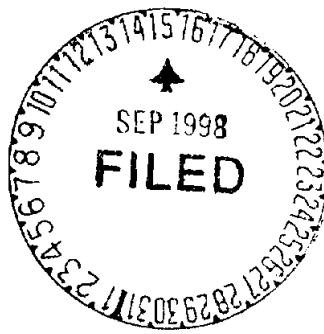
WHEREFORE, upon motion duly made and seconded, the Council enters the following order:

1. The tender of surrender of license of John D. McLemore is hereby accepted.
2. John D. McLemore is hereby DISBARRED from the practice of law in North Carolina.
3. John D. McLemore shall forthwith surrender his license and membership card to the Secretary. He shall comply with all provisions of 27 N.C. Admin. Code, Chapter 1, Rule .0124 of the Discipline and Disability Rules of the North Carolina State Bar.
4. The costs of this action are hereby taxed against John D. McLemore.

Done and ordered this the 16th day of October, 1998.

William O. King, President
The North Carolina State Bar

WAKE COUNTY
NORTH CAROLINA



BEFORE THE
GRIEVANCE COMMITTEE
OF THE
NORTH CAROLINA STATE BAR
98G0916(IV)

IN RE GRIEVANCE AGAINST)
)
JOHN D. McLEMORE, ATTORNEY) AFFIDAVIT

NOW COMES the Respondent, John D. McLemore, pursuant to 27 N.C. Admin. Code Chapter 1, Subchapter B, Sec. .0117(a) of the N.C. State Bar Discipline & Disability Rules and by this affidavit consents to the entry of an order by the council of the North Carolina State Bar disbarring the Respondent. In support of such order of disbarment, the Respondent avers as follows:

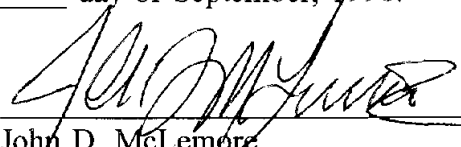
1. This Consent to Disbarment is freely and voluntarily rendered. It is not the result of coercion or duress. I am fully aware of the implications of submitting this Consent to Disbarment.

2. I am aware that there is presently pending an investigation regarding allegations that I deposited checks representing title insurance premiums and funds belonging to my former law firm into my personal bank account.

3. I acknowledge that the facts forming the basis of this grievance and referenced herein are true.

4. This Consent to Disbarment is being submitted because I know that I cannot successfully defend against the allegations referenced herein.

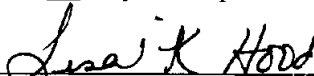
RESPECTFULLY SUBMITTED, this the 15 day of September, 1998.



John D. McLemore

Sworn to and subscribed before me this

the 15 day of September, 1998



Notary Public



My commission expires: June 10, 2001