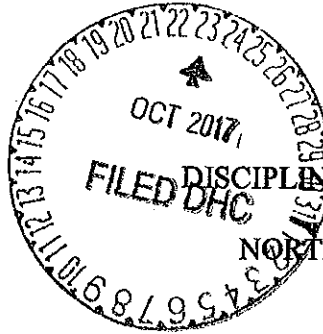


NORTH CAROLINA
WAKE COUNTY



BEFORE THE
DISCIPLINARY HEARING COMMISSION
OF THE
NORTH CAROLINA STATE BAR
17 DHC 27

THE NORTH CAROLINA STATE BAR,

Plaintiff

v.

PHILLIP H. HAYES, JR., Attorney,

Defendant

ORDER OF
INTERIM SUSPENSION

This matter is before the undersigned Chair of the Disciplinary Hearing Commission pursuant to 27 N.C. Admin. Code Chapter 1, Subchapter B, Rule .0119(b) of the Discipline & Disability Rules of the North Carolina State Bar on the State Bar's petition for an order of interim suspension of the law license of Phillip H. Hayes, Jr., based upon his conviction of a crime showing professional unfitness. Based upon the petition and the certified copy of Hayes' guilty plea, the undersigned hereby makes the following

FINDINGS OF FACT

1. Hayes was licensed to practice law in North Carolina on August 22, 1992.
2. Hayes' address of record with the North Carolina State Bar is 8845 Caratoke Highway, Suite 7, Point Harbor, NC 27964.
3. On August 28, 2017, Defendant entered a plea of guilty in the Superior Court for Currituck County, North Carolina to the felony of Possession of Schedule II Controlled Substance in violation of N.C. Gen Stat. § 90-95(A)(3).
4. The North Carolina State Bar intends to file a formal complainant against Hayes alleging he has violated the Rules of Professional Conduct based upon the conduct underlying the plea.

Based upon the foregoing findings of fact, the undersigned makes the following:

CONCLUSIONS OF LAW

1. The felony offense to which Hayes pled guilty is a serious crime showing professional unfitness to practice as defined by Rule .0103(17) of the State Bar Discipline & Disability Rules and N.C. Gen. Stat. § 84-28(b).

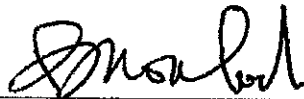
2. Rule .0119(b) of the N.C. State Bar Discipline & Disability Rules authorizes the Chair of the Disciplinary Hearing Commission to enter an order suspending an attorney's license upon receipt of a certified copy of a plea of guilty to a serious crime showing professional unfitness to practice law.

3. An order suspending Defendant's law license on an interim basis is necessary to uphold the standing of the legal profession.

Based upon the foregoing Findings of Fact and Conclusions of Law,

IT IS HEREBY ORDERED that the license to practice law in North Carolina of Phillip H. Hayes, Jr., is hereby SUSPENDED until the conclusion of all disciplinary matters pending before the North Carolina State Bar relating to Hayes' conviction to serious crimes showing professional unfitness and/or the underlying conduct.

This the 23rd day of October, 2017.



Fred M. Morelock, Chair
Disciplinary Hearing Commission