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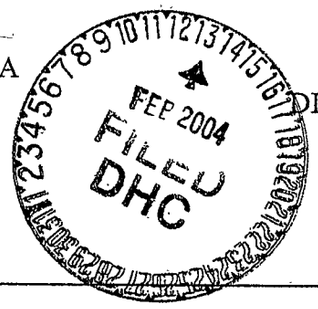
NORTH CAROLINA

WAKE COUNTY



BEFORE THE
DISCIPLINARY HEARING COMMISSION
OF THE
NORTH CAROLINA STATE BAR
03 BCR 4

IN RE PETITION FOR REINSTATEMENT OF LAW LICENSE OF LARRY R. LINNEY	ORDER GRANTING RESPONDENT'S MOTION TO DISMISS THE PETITION

THIS MATTER came on to be heard and was heard pursuant to the motion of the Respondent, the North Carolina State Bar, for entry of an order of dismissing the Petitioner's petition for reinstatement of his license to practice law. Based upon the submissions of the parties and the record herein, the undersigned Chair of the Disciplinary Hearing Commission enters the following:

FINDINGS OF FACT

1. Petitioner has not deposited the $500 security bond required by 27 N.C. Admin. Code Section .0125(a)(1), despite being notified of the requirement and being allowed ample time in which to comply.

2. Petitioner has been convicted of a felony and his citizenship has not been restored. He is therefore not eligible to seek reinstatement of his law license.

CONCLUSIONS OF LAW

1. The security bond required by 27 N.C. Admin. Code Section .0125(a)(1) must be posted with the Clerk of the Disciplinary Hearing Commission before a hearing committee can be appointed and a reinstatement petition can be heard.

2. No disbarred attorney who has been convicted of a felony may seek reinstatement of his or her law license until his or her citizenship has been restored.

3. The Petitioner's petition for reinstatement of his law license should be dismissed based upon the Petitioner's failure to comply with the State Bar's rules regarding reinstatement of disbarred attorneys.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the Petitioner's petition for reinstatement of his law license is HEREBY DISMISSED.

The parties shall bear their own costs in this matter.

This the 13th day of February, 2004.

Richard T. Gammon

Richard T. Gammon, Chair
Disciplinary Hearing Commission