

STATE OF NORTH CAROLINA
WAKE COUNTY

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
FILE NO. 18 CRS 000074; 18 CRS 000875

STATE OF NORTH CAROLINA

v.

MARK L. BIBBS,

Attorney,
Defendant

ORDER OF DISBARMENT

THIS MATTER came before the undersigned Judge of the Superior Court of Wake County upon the tender of surrender of the law license of Mark L. Bibbs. Defendant was represented by Alan M. Schneider and Hart Miles.

Based upon the Affidavit of Surrender of Law License submitted to the Court by Mark L. Bibbs, the court makes the following:

FINDINGS OF FACT

1. Bibbs was licensed to practice law on March 23, 1996.
2. During all periods relevant hereto, Bibbs was actively engaged in the practice of law in Wake County, North Carolina.
3. On January 27, 2020 Bibbs pled guilty in the Superior Court of Wake County in case file no. 18 CRS 000074 to four misdemeanor counts of Lobbying Without Registration, one misdemeanor count of Obstruction of Justice, and in case file no. 18 CRS 000875 to one misdemeanor count of criminal contempt.

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

CONCLUSIONS OF LAW

1. This court has jurisdiction over Bibbs and over the subject matter of this proceeding.
2. The courts of this State have the inherent authority to take disciplinary action against attorneys licensed to practice law in North Carolina.
3. Bibbs' conviction of these six misdemeanors indicates that Bibbs engaged in criminal acts that reflect adversely on his honesty, trustworthiness, or fitness as a lawyer in violation of Rule of Professional Conduct 8.4(b) and engaged in conduct prejudicial to the administration of justice in violation of Rule of Professional Conduct 8.4(d).

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Clerk of Superior Court, Wake County
Sammy Allen
Assistant Deputy Clerk of Superior Court

1-27-20

4. Bibbs' misconduct constitutes grounds for discipline pursuant to N.C. Gen. Stat. §84-28(b)(2).

5. Bibbs has engaged in professional misconduct warranting disbarment.

IT IS NOW, THEREFORE, ORDERED:

1. The surrender of the license of Mark L. Bibbs is hereby accepted.
2. Mark L. Bibbs is permanently DISBARRED from the practice of law in North Carolina, effective April 1, 2020 rather than the effective date specified 27 N.C. Admin. Code 1B §.0128(c).
3. In accordance with the plea arrangement signed by Bibbs and the Judgment of Conviction entered by this court, Bibbs shall have no right to reinstatement of his law license.
4. Bibbs shall not undertake any new legal matters but may complete any legal matters which are pending on the date of his surrender that can be completed by April 1, 2020.
5. Bibbs shall comply with the provisions of 27 N.C. Admin. Code 1B §.0128 (with the exception that he will have until April 1, 2020 to wind down rather than the 30 days set forth in the rule) and shall surrender his law license and permanent membership card to the Secretary of the North Carolina State Bar along with the affidavit required by Rule .0128.
6. Within 15 days of the effective date of this Order Bibbs shall provide the State Bar with an address and telephone number at which clients seeking return of files can communicate with Bibbs and obtain such files.
7. Bibbs shall promptly return client files in his possession, custody, or control to clients upon request, within five days of receipt of such request. Bibbs will be deemed to have received any such request three days after the date the request is sent to him if the request is sent to the address Bibbs provided to the State Bar pursuant to this Order.
8. The costs of this action are taxed against Mark L. Bibbs.

Done and Ordered this 27th day of January, 2020.

Mary Ann Todd
Superior Court Judge Presiding

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Clerk of Superior Court, Wake County

Sammy Allen
Assistant Deputy Clerk of Superior Court

Date 1-27-20

STATE OF NORTH CAROLINA
WAKE COUNTY

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
FILE NO. 18 CRS 000074

THE NORTH CAROLINA STATE BAR,

Petitioner

v.

MARK L. BIBBS, Attorney,

Respondent

AFFIDAVIT OF
SURRENDER OF LAW LICENSE

Mark L. Bibbs, being first duly sworn, deposes and says as follows:

1. I desire to surrender and hereby tender my license to practice law in North Carolina.
2. My surrender is freely and voluntarily rendered. It is not the result of coercion or duress. I am fully aware of the implication of submitting my surrender.
3. I am aware that there is a pending investigation by the State Bar regarding allegations that on January 23, 2020 I pled guilty in the Superior Court of Wake County in case file no. 18 CRS 000074 to four counts of misdemeanor Lobbying Without Registration and one count of misdemeanor Obstruction of Justice.
4. I acknowledge that the material facts upon which the investigation is predicated are true.
5. I am submitting my resignation because I know that if disciplinary charges were predicated upon my conviction, I could not successfully defend against them.

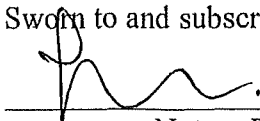
This the 27th day of January, 2020.



Mark L. Bibbs

I, LISA M RAMPELLO, Notary Public of the County of Wake, State of North Carolina, certify that Mark L. Bibbs personally appeared before me this day, was sworn, attested that the foregoing Affidavit is true and accurate of his own personal knowledge, and executed the foregoing Affidavit.

Sworn to and subscribed before me, this the 27 day of January, 2020.



Notary Public

My Commission Expires:

LISA M RAMPELLO

12/3/2022

