

WAKE COUNTY

IN THE GENERAL COURTS OF JUSTICE

NORTH CAROLINA

2011 JUN 26 AM 11:54

SUPERIOR COURT DIVISION

11 CVS _____

WAKE COUNTY, C.S.C.

THE NORTH CAROLINA STATE BAR,)
PETITIONER,)

v.)

JOEL H. BREWER, ATTORNEY,)
RESPONDENT.)

CONSENT ORDER
OF DISBARMENT

THIS MATTER came on to be heard and was heard by the undersigned Judge of the Superior Court of Wake County. Petitioner, the North Carolina State Bar, was represented by Katherine E. Jean. Respondent, Joel H. Brewer, was represented by Alan M. Schneider.

Based upon the Affidavit of Surrender of Law License submitted to the court by Brewer, the court makes the following:

FINDINGS OF FACT

1. Respondent, Joel H. Brewer ("Brewer"), was licensed to practice law in North Carolina on August 24, 1975.
2. At all times relevant hereto, Brewer was the elected district attorney of the 9A Prosecutorial District.
3. Brewer pled guilty to and was convicted of seven counts of misdemeanor assault on a female in violation of N.C. Gen Stat. §14-33(c)(2), one count of misdemeanor impersonating a law enforcement officer in violation of N.C. Gen Stat. §14-277(a)(2), and one count of misdemeanor willful failure to discharge duties in violation of N.C. Gen Stat. §14-230 in the District Court of Person County, files nos. 10 CR 0717 through 10 CR 0725.
4. Brewer committed the conduct for which he was charged and convicted while he was the elected district attorney of the 9A Prosecutorial District.

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

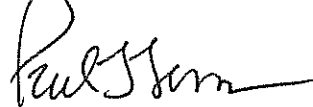
CONCLUSIONS OF LAW

1. By committing the crimes of which he was convicted, Brewer violated Rule 8.4(b) of the North Carolina Rules of Professional Conduct.
2. The crimes of which Brewer was convicted are crimes showing professional unfitness.
3. Brewer's misconduct constitutes grounds for discipline pursuant to N.C. Gen. Stat. Section 84-28(b)(1).

IT IS NOW, THEREFORE, ORDERED:

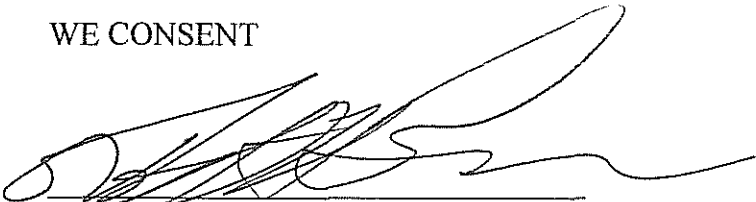
1. Joel H. Brewer is DISBARRED from the practice of law in North Carolina.
2. Joel H. Brewer shall comply with the provisions of Subchapter B, Section .0124 of the Rules and Regulations of the North Carolina State Bar and shall surrender his license and permanent membership card to the Secretary of the North Carolina State Bar along with the affidavit required by Subchapter B, Section .0124.
3. Administrative fees and costs of this action are taxed against Joel H. Brewer.

Done and Ordered this 26 day of JAN, 2011.



Superior Court Judge Presiding

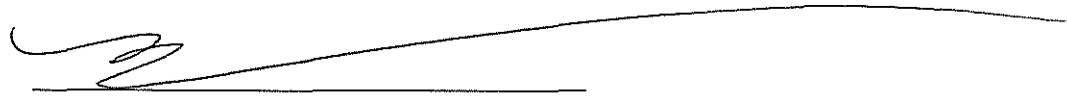
WE CONSENT



Joel H. Brewer
Respondent



Alan M. Schneider
Counsel for Respondent



Katherine E. Jean
Counsel for Petitioner
The North Carolina State Bar

WAKE COUNTY
NORTH CAROLINA

IN THE GENERAL COURTS OF JUSTICE
SUPERIOR COURT DIVISION

FILED
2011 JUN 25 10:11 AM
WAKE COUNTY, N.C.
11 CVS _____
WAKE COUNTY, C.S.C.

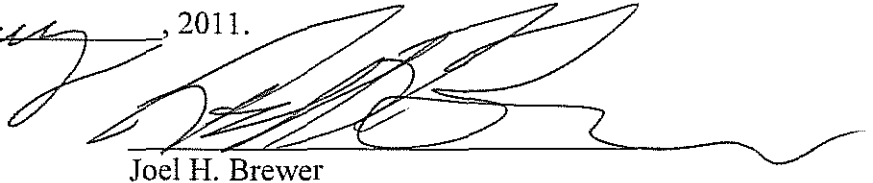
THE NORTH CAROLINA STATE BAR,)	
PETITIONER,)	
v.)	
JOEL H. BREWER, ATTORNEY,)	AFFIDAVIT OF
RESPONDENT.)	SURRENDER OF LAW LICENSE

Joel H. Brewer, being first duly sworn, deposes and says as follows:

1. I desire to resign and hereby tender my license to practice law in North Carolina pursuant to the provisions of 27 N.C. Admin. Code Chapter 1, Subchapter B, Section .0117 of the N.C. State Bar Discipline & Disability Rules.
2. My resignation is freely and voluntarily rendered. It is not the result of coercion or duress. I am fully aware of the implications of submitting my resignation. I affirm that I have had the opportunity to consult an attorney before filing this Affidavit.
3. I am aware that there is pending an investigation into allegations that I pled guilty to and was convicted of seven counts of misdemeanor assault on a female in violation of N.C. Gen Stat. §14-33(c)(2), one count of misdemeanor impersonating a law enforcement officer in violation of N.C. Gen Stat. §14-277(a)(2), and one count of misdemeanor willful failure to discharge duties in violation of N.C. Gen Stat. §14-230 in the District Court of Person County, files nos. 10 CR 0717 through 10 CR 0725.
4. I acknowledge that the material facts upon which the investigation is predicated are true. I acknowledge that I committed the conduct alleged in the warrants charging these offenses while I was serving as the elected district attorney of the 9A Prosecutorial District.

5. I am submitting my resignation because I know that if disciplinary charges were predicated upon the misconduct under investigation, I could not successfully defend against them.

This the 25th day of January, 2011.

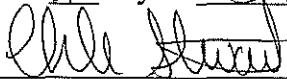


Joel H. Brewer

I, Chloe Stewart, Notary Public of the County of Wake, State of North Carolina, certify that Joel H. Brewer personally appeared before me this day, was sworn, and acknowledged the due execution of the foregoing Affidavit.

Sworn to and subscribed before me

This the 25 day of January, 2011.



Notary Public

My Commission Expires: Feb. 19, 2012

