

STATE OF NEW YORK
APPELLATE DIVISION

SUPREME COURT
THIRD JUDICIAL DEPARTMENT

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**IN THE MATTER OF ATTORNEYS IN VIOLATION OF JUDICIARY
LAW §468-a.**

**ATTORNEY GRIEVANCE COMMITTEE,
FOR THE THIRD JUDICIAL DEPARTMENT,**
Petitioner,

and

ORDER TO SHOW CAUSE

ATTORNEYS IN VIOLATION OF JUDICIARY LAW §468-a,
Respondents.

Upon the annexed Attorney Affirmation of Monica A. Duffy, Esq., Chief Attorney, dated May 22, 2024, together with the exhibits annexed thereto, the Affirmation of Samuel H. Younger, dated May 23, 2024, and upon all the papers and proceedings heretofore and herein, it is

ORDERED that respondents show cause before the Appellate Division, Third Judicial Department, Justice Building, Empire State Plaza, Albany, New York, on the return date of **Monday, September 9, 2024, at 10:00 A.M.** why an order should not be granted suspending respondents from the practice of law due to uncontroverted evidence of their professional misconduct pursuant to the Rules for Attorney Disciplinary Matters (22 NYCRR) §1240.9(a)(5), and Rules of the Appellate Division, Third Judicial Department (22 NYCRR) §806.9, and for such other further and different relief as this Court deems just and proper; and it is further

ORDERED that sufficient cause having been shown, in accordance with Judiciary Law §90(6), service of this Order to Show Cause and the papers upon which it is granted by: (1) publication on this Court's website at www.courts.state.ny.us/ad3, commencing on or before June

4, 2024, and continuing thereafter until the return date of this motion; (2) email to respondents at any and all email addresses on file with the New York State Office of Court Administration, Attorney Services-Registration ("OCA") for those respondents having an email address on file with OCA, on or before June 4, 2024; and (3) first-class mail to any and all mailing addresses on file with OCA for those respondents not having an email address on file with OCA, on or before June 4, 2024, shall be deemed good and sufficient service; and it is further

ORDERED that, pursuant to Practice Rules of the Appellate Division (22 NYCRR) §1250.4(a)(5) and Rules of the Appellate Division, Third Judicial Department (22 NYCRR) §806.9(c) and (e): (1) this Order to Show Cause will be submitted on the papers; (2) papers in opposition to this Order to Show Cause shall be filed on or before 4:00 P.M. on the Friday before the return date of the order, with the Office of the Legal Profession, NYS Supreme Court, Appellate Division, Third Judicial Department, P.O. Box 7288, Capitol Station, Albany, New York, 12224, together with proof of service of a copy of such papers upon petitioner; (3) papers in opposition filed with the Clerk shall include satisfactory proof of compliance with the attorney registration requirements of Judiciary Law §468-a and Rules of the Chief Administrator of the Courts (22 NYCRR) §118.1; and (4) applications may not be argued unless otherwise specified by the Presiding Justice.

PLEASE TAKE NOTICE, that in the event of default in filing such papers in opposition, the Court may proceed to impose discipline or take other appropriate action.

Dated: May 24, 2024



ELIZABETH A. GARRY
PRESIDING JUSTICE, APPELLATE DIVISION
THIRD JUDICIAL DEPARTMENT