

SUPREME COURT OF THE STATE OF NEW YORK, APPELLATE DIVISION,
THIRD DEPARTMENT

Matter of Robbins

139 A.D.3d 1177 (N.Y. App. Div. 2016) · No. D-27-16 · Decided May 5, 2016

SUMMARY

The New York Supreme Court, Appellate Division, Third Department granted Sean Robbins's application for reinstatement to the New York bar. The court found that he had complied with the suspension order and applicable reinstatement rules and possessed the character and fitness required to resume practice, effective immediately.

CASE DETAILS

COURT	Supreme Court of the State of New York, Appellate Division, Third Department
WRITING FOR THE COURT	Per Curiam; Egan Jr., J.P.; Rose, J.; Lynch, J.; Devine, J.
JURISDICTION	New York
DECIDED	May 5, 2016
DOCKET	D-27-16
DISPOSITION	other
PROCEDURAL POSTURE	Suspended attorney's application for reinstatement to practice law in New York.
PRECEDENTIAL VALUE	published
PARTIES	Committee on Professional Standards v. Sean Robbins

TOPICS

appellate procedure

PRACTICE AREAS

legal ethics and professional responsibility attorney discipline attorney reinstatement

QUESTIONS PRESENTED

- Whether Sean Robbins satisfied the applicable requirements for reinstatement to the practice of law in New York.

HOLDINGS

1. Robbins satisfied the applicable reinstatement requirements, complied with the suspension order and governing rules, and demonstrated the character and general fitness necessary to resume practicing law in New York; therefore, his application for reinstatement was granted effective immediately.

KEY QUOTATIONS

“Accordingly, the application is granted and respondent is reinstated to the practice of law, effective immediately.”

FACTUAL BACKGROUND

Robbins was admitted to practice in Massachusetts in 2001 and in New York in 2008. The New York court suspended him for nine months in 2009 based on a comparable Massachusetts suspension, and he was later reinstated in Massachusetts. In evaluating his New York reinstatement application, the court found that he made all required disclosures, complied with the suspension order and rules governing suspended attorneys, satisfied the reinstatement requirements, and possessed the character and general fitness to resume practice.

PROCEDURAL HISTORY

The court had previously suspended Robbins from practicing law in New York for nine months based on a prior nine-month suspension imposed by the Supreme Judicial Court for Suffolk County, Massachusetts. After being reinstated in Massachusetts, Robbins applied for reinstatement in New York. Although the Committee on Professional Standards initially opposed the application, the Committee on Character and Fitness submitted a favorable report, and the Appellate Division granted reinstatement.

DISPOSITION

other

CASES CITED

- 61 A.D.3d 1177 (2009)

OPINION

PER CURIAM.

State of New York Supreme Court, Appellate Division Third Judicial Department Decided and Entered: May 5, 2016 D-27-16 _____ In the Matter of SEAN ROBBINS, a Suspended Attorney. COMMITTEE ON PROFESSIONAL STANDARDS, MEMORANDUM AND ORDER Petitioner; SEAN ROBBINS, Respondent. (Attorney Registration No. 4573697) _____ Calendar Date: April 25, 2016 Before: Egan Jr., J.P., Rose, Lynch and Devine, JJ. _____ Monica A. Duffy, Committee on Professional Standards, Albany, for petitioner.

Law Offices of Richard E. Grayson, White Plains (Richard E. Grayson of counsel), for respondent. _____ Per Curiam. Respondent was admitted to practice in Massachusetts in 2001 and in New York by this Court in 2008. Respondent currently resides in the City of White Plains, Westchester County. By decision entered April 9, 2009, this Court suspended respondent from the practice of law for a period of nine months based upon his prior nine-month suspension by the Supreme Judicial Court for Suffolk County, Massachusetts (61 AD3d 1177 [2009]).

Respondent has since been reinstated to the practice of law in Massachusetts. Respondent now applies for reinstatement in New York. While petitioner initially opposed the application, we note that this Court's Committee on Character and Fitness has -2- D-27-16 submitted a favorable report (see Rules of App Div, 3d Dept [22 NYCRR] § 806.12 [b]). Our examination of the papers submitted on the application indicates that respondent has made all proper disclosures and has complied with the provisions of the order of suspension and with this Court's rules regarding the conduct of suspended attorneys (see Rules of App Div, 3d Dept [22 NYCRR] § 806.9).

We are also satisfied that respondent has complied with the requirements of this Court's rules regarding reinstatement (see Rules of App Div, 3d Dept [22 NYCRR] § 806.12 [b]), and that he possesses the character and general fitness to resume the practice of law in this state.

Accordingly, the application is granted and respondent is reinstated to the practice of law, effective immediately. Egan Jr., J.P., Rose, Lynch and Devine, JJ., concur. ORDERED that respondent's application is granted; and it is further ORDERED that respondent is reinstated as an attorney and counselor-at-law in the State of New York, effective immediately.

ENTER: Robert D. Mayberger Clerk of the Court