

SUPREME COURT OF NEW JERSEY

In re Giampapa

213 N.J. 392 (2013) · No. DRB 12-171 · Decided March 19, 2013

SUMMARY

The New Jersey Supreme Court ordered the three-month suspension of attorney Anthony J. Giampapa for multiple violations of the Rules of Professional Conduct and attorney recordkeeping requirements. The Court also imposed conditions concerning correction of records, account reconciliations, supervision after reinstatement, compliance with suspended-attorney rules, and reimbursement of administrative costs.

CASE DETAILS

COURT	Supreme Court of New Jersey
WRITING FOR THE COURT	Per Curiam
JURISDICTION	New Jersey
DECIDED	March 19, 2013
DOCKET	DRB 12-171
DISPOSITION	other
PROCEDURAL POSTURE	Attorney-discipline proceeding arising from the Disciplinary Review Board's decision recommending a three-month suspension and conditions for reinstatement.
STANDARD OF REVIEW	The Supreme Court reviewed the Disciplinary Review Board's decision and determined the appropriate discipline.
PRECEDENTIAL VALUE	Published New Jersey Supreme Court disciplinary order

TOPICS

- agency adjudication
- judicial review of agency action
- administrative law

PRACTICE AREAS

- legal ethics
- attorney discipline
- professional responsibility

QUESTIONS PRESENTED

1. What discipline should be imposed for the respondent's violations of the Rules of Professional Conduct and attorney-account recordkeeping requirements?
2. What conditions should govern the respondent's reinstatement and post-reinstatement practice?

HOLDINGS

1. The respondent shall be suspended from the practice of law for three months, effective April 19, 2013, and until further order of the Court.
2. Before reinstatement, the respondent must prove that all recordkeeping violations have been corrected; after reinstatement, he must submit quarterly reports containing monthly attorney-account reconciliations and practice under the supervision of an attorney approved by the Office of Attorney Ethics for two years and until further order.

FACTUAL BACKGROUND

Anthony J. Giampapa, admitted to the New Jersey bar in 1973, was found to have violated client-communication, fiduciary-account, recordkeeping, and unauthorized-practice rules. The violations included failures to keep a client informed, explain the matter sufficiently, safeguard and promptly deliver client funds, maintain required records, and refrain from practicing while ineligible.

PROCEDURAL HISTORY

The Disciplinary Review Board concluded that Anthony J. Giampapa violated multiple Rules of Professional Conduct and recordkeeping requirements and recommended a three-month suspension, corrective recordkeeping proof, and post-reinstatement account reconciliations. Upon review, the Supreme Court of New Jersey adopted the recommended discipline and added two years of supervised practice following reinstatement.

DISPOSITION

other