

SUPREME COURT OF FLORIDA

Florida Board of Bar Examiners re N.A.S.

165 So. 3d 668 (Fla. 2015) · Decided May 29, 2015

SUMMARY

The Florida Supreme Court approved the Florida Board of Bar Examiners' recommendation to admit N.A.S. to The Florida Bar subject to a two-year period of probation. The order imposes conditions concerning sobriety, substance testing, mental-health treatment, monitoring, residence in Florida, reporting obligations, and potential suspension or termination for violations.

CASE DETAILS

COURT	Supreme Court of Florida
JURISDICTION	Florida
DECIDED	May 29, 2015
DISPOSITION	approved
PROCEDURAL POSTURE	The Florida Board of Bar Examiners submitted a report and recommendation concerning N.A.S.'s admission to The Florida Bar. The Supreme Court of Florida considered and approved the recommendation.
PRECEDENTIAL VALUE	limited

TOPICS

administrative law agency adjudication judicial review of agency action

PRACTICE AREAS

bar admission legal ethics and professional responsibility attorney discipline

QUESTIONS PRESENTED

1. Whether the Supreme Court of Florida should approve the Florida Board of Bar Examiners' report and recommendation regarding N.A.S.'s admission.
2. What conditions should govern N.A.S.'s admission to The Florida Bar.

HOLDINGS

1. The court approved the Florida Board of Bar Examiners' recommendation and admitted N.A.S. to The Florida Bar subject to the specified conditions.
2. N.A.S.'s license to practice law was placed on probation for two years, subject to the conditions set forth in the court's order, including abstinence, participation in Florida Lawyers Assistance, treatment and reporting requirements, monitoring, Florida residency, and potential suspension or termination for violations.

KEY QUOTATIONS

“Upon consideration of the Report and Recommendation filed by the Florida Board of Bar Examiners, it is ordered that the Board’s recommendation is approved by the Court and N.A.S. shall be admitted to The Florida Bar subject to the following conditions:” (668)

“A failure to observe the conditions of the probation or a finding of probable cause as to conduct of the applicant committed during the period of probation may terminate the probation and subject the applicant to all available grievance procedures and disciplinary sanctions including disbarment under the Rules of Discipline.” (670)

FACTUAL BACKGROUND

The Florida Board of Bar Examiners submitted a report and recommendation regarding N.A.S.'s admission to The Florida Bar. The recommendation incorporated a consent agreement requiring conditional admission, including sobriety, treatment, monitoring, reporting, and residency obligations. The court approved the recommendation and imposed the stated conditions on N.A.S.'s license.

PROCEDURAL HISTORY

The Florida Board of Bar Examiners filed a report and recommendation with the Supreme Court of Florida. The court approved the recommendation and ordered that N.A.S. be admitted to The Florida Bar subject to a two-year probationary period and specified conditions.

DISPOSITION

approved