

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

Matter of Whitman

2026 N.Y. Slip Op. 00568 (N.Y. Ct. App. 2026) · No. PM-28-26 · Decided February 5, 2026

SUMMARY

The Appellate Division, Third Department granted Hayter Lamar Whitman's application to resign from the New York bar for nondisciplinary reasons. The court accepted his resignation, struck his name from the roll of attorneys effective immediately, prohibited him from practicing law in New York, and ordered him to surrender any Attorney Secure Pass within 30 days.

CASE DETAILS

COURT	Appellate Division of the Supreme Court of the State of New York, Third Department
WRITING FOR THE COURT	Aarons, J.P.; Pritzker, J.; Ceresia, J.; Powers, J.; Mackey, J.
JURISDICTION	Supreme Court of the State of New York, Appellate Division, Third Department
DECIDED	February 5, 2026
DOCKET	PM-28-26
DISPOSITION	approved
PROCEDURAL POSTURE	An attorney admitted to practice in New York applied for permission to resign from the New York bar for nondisciplinary reasons. The Attorney Grievance Committee did not oppose the application.
PRECEDENTIAL VALUE	published

TOPICS

appellate procedure

PRACTICE AREAS

attorney discipline professional responsibility bar admission and resignation

QUESTIONS PRESENTED

- Whether Whitman was eligible to resign from the New York bar for nondisciplinary reasons.

2. Whether the court should grant his resignation application and remove his name from the roll of attorneys.

HOLDINGS

1. Whitman was eligible to resign from the New York bar for nondisciplinary reasons under 22 NYCRR § 1240.22(a).
2. The court granted Whitman's application, accepted his nondisciplinary resignation, struck his name from the roll of New York attorneys, prohibited him from practicing or holding himself out as an attorney in New York, and required him to surrender his Attorney Secure Pass.

KEY QUOTATIONS

“ORDERED that Hayter Lamar Whitman's application for permission to resign is granted and his nondisciplinary resignation is accepted” ([*1])

“ORDERED that Hayter Lamar Whitman's name is hereby stricken from the roll of attorneys and counselors-at-law of the State of New York, effective immediately, and until further order of this Court” ([*1])

FACTUAL BACKGROUND

Hayter Lamar Whitman was admitted to practice by the Third Department in 2015 and maintained a business address in Washington, D.C. He sought permission to resign from the New York bar for nondisciplinary reasons. Whitman submitted an affidavit, the Attorney Grievance Committee advised that it did not oppose the application, and the court determined that he was eligible to resign under the applicable disciplinary rules.

PROCEDURAL HISTORY

Whitman submitted an affidavit supporting his resignation application. After receiving the Attorney Grievance Committee's response, the Appellate Division determined that he was eligible to resign for nondisciplinary reasons, granted the application, accepted his resignation, and ordered that his name be stricken from the roll of attorneys.

DISPOSITION

approved

OPINION

PER CURIAM.

Matter of Whitman (2026 NY Slip Op 00568) Matter of Whitman 2026 NY Slip Op 00568 Decided on February 5, 2026 Appellate Division, Third Department Published by New York State Law Reporting Bureau pursuant to Judiciary Law § 431. This opinion is uncorrected and subject to revision before publication in the Official Reports. Decided and Entered:February 5, 2026 PM-28-26 [*1]In the Matter of Hayter Lamar Whitman, an Attorney.

(Attorney Registration No. 5317870.) Calendar Date:February 2, 2026 Before:Aarons, J.P., Pritzker, Ceresia, Powers and Mackey, JJ. Hayter Lamar Whitman, Washington, DC, pro se. Monica A. Duffy, Attorney Grievance Committee for the Third Judicial Department, Albany (Alison M. Coan of counsel), for Attorney Grievance Committee for the Third Judicial Department.

Per Curiam. Hayter Lamar Whitman was admitted to practice by this Court in 2015 and lists a business address in Washington, DC with the Office of Court Administration. Whitman now seeks leave to resign from the New York bar for nondisciplinary reasons (see Rules for Atty Disciplinary Matters [22 NYCRR] § 1240.22 [a]).

The Attorney Grievance Committee for the Third Judicial Department (hereinafter AGC) advises that it does not oppose Whitman's application. Upon reading Whitman's affidavit sworn to December 14, 2025 and filed December 19, 2025, and upon reading the January 28, 2026 correspondence in response by the Deputy Chief Attorney for AGC, and having determined that Whitman is eligible to resign for nondisciplinary reasons, we grant his application and accept his resignation.

Aarons, J.P., Pritzker, Ceresia, Powers and Mackey, JJ., concur. ORDERED that Hayter Lamar Whitman's application for permission to resign is granted and his nondisciplinary resignation is accepted; and it is further ORDERED that Hayter Lamar Whitman's name is hereby stricken from the roll of attorneys and counselors-at-law of the State of New York, effective immediately, and until further order of this Court (see generally Rules for Atty Disciplinary Matters [22 NYCRR] § 1240.22 [b]); and it is further ORDERED that Hayter Lamar Whitman is commanded to desist and refrain from the practice of law in any form in the State of New York, either as principal or as agent, clerk or employee of another; and Whitman is hereby forbidden to appear as an attorney or counselor-at-law before any court, judge, justice, board, commission or other public authority, or to give to another an opinion as to the law or its application, or any advice in relation thereto, or to hold himself out in any way as an attorney and counselor-at-law in this State; and it is further ORDERED that Hayter Lamar Whitman shall, within 30 days of the date of this decision, surrender to the Office of Court Administration any Attorney Secure Pass issued to him.