

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