

SUPREME COURT OF OKLAHOMA

State ex rel. Oklahoma Bar Association v. Eakin

Eakin, 2021 OK 53 (Okla. 2021) · No. SCBD-7146 · Decided October 25, 2021

SUMMARY

The Oklahoma Supreme Court immediately suspended William Wayne Eakin from the practice of law after receiving certified copies of felony convictions for offering fraudulent evidence, offering a false instrument for recordation, and conspiracy. The court directed Eakin to show cause by November 9, 2021, why the interim suspension should be set aside, and allowed the Oklahoma Bar Association to respond by November 29, 2021.

CASE DETAILS

COURT	Supreme Court of Oklahoma
WRITING FOR THE COURT	Kane, V.C.J.; Kauger, J.; Winchester, J.; Edmondson, J.; Combs, J.; Gurich, J.; Rowe, J.; Kuehn, J.
JURISDICTION	Oklahoma
DECIDED	October 25, 2021
DOCKET	SCBD-7146
DISPOSITION	other
PROCEDURAL POSTURE	The Oklahoma Bar Association forwarded certified copies of the respondent's criminal charging and sentencing documents to the Supreme Court of Oklahoma under Rules 7.1 and 7.2 of the Rules Governing Disciplinary Proceedings. The court entered an immediate interim suspension and issued a show-cause directive.
PRECEDENTIAL VALUE	Published in the Oklahoma Reports citation system, but marked in the opinion as for publication in OBJ only and not for official publication.
PARTIES	State of Oklahoma ex rel. Oklahoma Bar Association v. William Wayne Eakin

TOPICS

[appellate procedure](#)[criminal procedure](#)[remedies](#)

PRACTICE AREAS

QUESTIONS PRESENTED

1. Whether the Supreme Court of Oklahoma could immediately suspend Eakin from the practice of law upon receipt of certified copies of the criminal charging and judgment documents under Rule 7.3 of the Rules Governing Disciplinary Proceedings.

HOLDINGS

1. Upon receipt of certified copies of the specified criminal proceedings documents, the Supreme Court of Oklahoma may immediately suspend a lawyer from the practice of law until further order of the court; the court exercised that authority to suspend Eakin immediately.

KEY QUOTATIONS

“Upon receipt of the certified copies of Judgment and Sentence on a plea of guilty, order deferring judgment and sentence, indictment or information and the judgment and sentence, the Supreme Court may by order immediately suspend the lawyer from the practice of law until further order of the Court.” (¶ 2)

FACTUAL BACKGROUND

William Wayne Eakin was found guilty of offering fraudulent evidence, offering a false instrument for recordation, and conspiracy. The Jefferson County District Court imposed fines, court costs, assessments, and juror costs. The Oklahoma Bar Association forwarded certified copies of the amended information and order for judgment and sentence to the Supreme Court of Oklahoma.

PROCEDURAL HISTORY

Eakin was convicted in the Jefferson County District Court of three felonies: offering fraudulent evidence, offering a false instrument for recordation, and conspiracy. After receiving certified copies of the relevant criminal documents, the Oklahoma Bar Association sought disciplinary action, and the Supreme Court of Oklahoma issued an order immediately suspending Eakin from practicing law pending further order.

DISPOSITION

other

CASES CITED

- State of Oklahoma v. William W. Eakin, CF-2019-6

OPINION

PER CURIAM.

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OKLAHOMA BAR ASSOCIATION v. EAKIN2021 OK 53Case Number: SCBD-7146Decided: 10/25/2021THE SUPREME COURT OF THE STATE OF OKLAHOMA Cite as: 2021 OK 53, __ P.3d __ FOR PUBLICATION IN OBJ ONLY. NOT FOR OFFICIAL PUBLICATION. STATE OF OKLAHOMA ex rel. OKLAHOMA BAR ASSOCIATION, Complainant, v. WILLIAM WAYNE EAKIN, Respondent. ORDER OF IMMEDIATE INTERIM SUSPENSION ¶1 The Oklahoma Bar Association (OBA), in compliance with Rules 7.1 and 7.2 of the Rules Governing Disciplinary Proceedings (RGDP), has forwarded to this Court certified copies of the Amended Information and Order for Judgment and Sentence in State of Oklahoma v. William W. Eakin, CF-2019-6, Jefferson County District Court, State of Oklahoma.

Respondent was found guilty of 3 crimes: Offering Fraudulent Evidence, a felony, in violation of 21 O.S. §451; Offering False Instrument for Recordation, a felony, in violation of 21 O.S. §463; and Conspiracy, a felony, in violation of 21 O.S. §421.

The District Court sentenced Eakin to pay a fine of \$250.00 plus all court costs and assessments, plus juror costs of 13 jurors x \$20; to pay a fine of \$250 plus court costs and assessments; and to pay a fine of \$250.00 plus court costs and assessments. ¶2 Rule 7.3 of the RGDP provides: "Upon receipt of the certified copies of Judgment and Sentence on a plea of guilty, order deferring judgment and sentence, indictment or information and the judgment and sentence, the Supreme Court may by order immediately suspend the lawyer from the practice of law until further order of the Court."

Having received certified copies of these papers and orders, this Court orders that William W. Eakin is immediately suspended from the practice of law. William W. Eakin is directed to show cause, if any, no later than November 9, 2021, why this order of interim suspension should be set aside. See RGDP Rule 7.3.

The OBA has until November 29, 2021, to respond. ¶3 DONE BY ORDER OF THE SUPREME COURT in conference on October 25, 2021. /S/ACTING CHIEF JUSTICE Kane, V.C.J., Kauger, Winchester, Edmondson, Combs, Gurich, Rowe and Kuehn, JJ., concur; Darby, C.J., not present. Citationizer© Summary of Documents Citing This Document Cite Name Level Oklahoma Supreme Court Cases CiteNameLevel 2021 OK 56, STATE ex rel.

OKLAHOMA BAR ASSOCIATION v. EAKINCited Citationizer: Table of Authority Cite Name Level Title 21. Crimes and Punishments CiteNameLevel 21 O.S. 421, Conspiracy - Definition - PunishmentCited 21 O.S. 451, Offering Forged or Fraudulent EvidenceCited 21 O.S. 463,

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