

SUPREME COURT OF ILLINOIS

In re Nemoy

217 Ill. 2d 647 (Ill. 2005) · Decided November 15, 2005

SUMMARY

The Illinois Supreme Court allowed the Administrator of the Attorney Registration and Disciplinary Commission to file exceptions and suspended Paul Ira Nemoy from practicing law for one year. The suspension was stayed after six months subject to probation conditions concerning trust-account recordkeeping, cooperation with the Administrator, address notification, reimbursement of costs, and compliance with professional-conduct rules.

CASE DETAILS

COURT	Supreme Court of Illinois
JURISDICTION	Illinois
DECIDED	November 15, 2005
DISPOSITION	other
PROCEDURAL POSTURE	The Administrator of the Attorney Registration and Disciplinary Commission petitioned for leave to file exceptions to the Review Board's report and recommendation in an attorney-discipline proceeding.
PRECEDENTIAL VALUE	Published Illinois Supreme Court disciplinary order; precedential status is not otherwise characterized in the opinion text.
PARTIES	Administrator of the Attorney Registration and Disciplinary Commission v. Paul Ira Nemoy

TOPICS

- administrative law
- agency adjudication
- appellate procedure

PRACTICE AREAS

- legal ethics
- attorney discipline
- professional responsibility

QUESTIONS PRESENTED

- Whether the Administrator should be permitted to file exceptions to the Review Board's report and recommendation.

2. What disciplinary sanction and probationary conditions should be imposed on respondent.

HOLDINGS

1. The petition for leave to file exceptions was allowed.
2. Respondent was suspended from the practice of law for one year, with the suspension stayed after six months and respondent placed on probation subject to specified trust-account, address-notification, professional-conduct, cooperation, and cost-reimbursement conditions. The probationary suspension could be revoked upon violation of a probation term.

KEY QUOTATIONS

“Respondent Paul Ira Nemoy is suspended from the practice of law for one year, with the suspension stayed after the first six months and respondent placed on probation subject to the following conditions:” (217 Ill. 2d at 647)

FACTUAL BACKGROUND

The opinion concerns disciplinary proceedings against attorney Paul Ira Nemoy. The text does not describe the underlying misconduct in detail, but it imposes conditions addressing client-fund handling, trust-account records, cooperation with the Administrator, and reimbursement of Commission costs. The suspension was made effective December 13, 2005.

PROCEDURAL HISTORY

The Review Board issued a report and recommendation. The Administrator sought leave to file exceptions, and the Supreme Court of Illinois allowed the petition and imposed discipline on respondent Paul Ira Nemoy.

DISPOSITION

other