

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

Matter of Michell

2025 NY Slip Op 07365 · No. PM-294-25 · Decided December 31, 2025

SUMMARY

The Appellate Division, Third Department granted Albert J. Michell’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 his Attorney Secure Pass.

CASE DETAILS

COURT	Appellate Division of the Supreme Court of the State of New York, Third Department
WRITING FOR THE COURT	Per Curiam; Garry, P.J.; Clark, J.; Reynolds Fitzgerald, J.; McShan, J.; Powers, J.
JURISDICTION	Appellate Division, Third Department, New York
DECIDED	December 31, 2025
DOCKET	PM-294-25
DISPOSITION	approved
PROCEDURAL POSTURE	Albert J. Michell 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
PARTIES	Albert J. Michell v. Attorney Grievance Committee for the Third Judicial Department

TOPICS

appellate procedure

PRACTICE AREAS

attorney discipline bar admission and resignation professional responsibility

QUESTIONS PRESENTED

1. Whether Albert J. Michell was eligible to resign from the New York bar for nondisciplinary reasons under 22 NYCRR 1240.22(a).
2. What consequences follow from acceptance of a nondisciplinary resignation under 22 NYCRR 1240.22(b).

HOLDINGS

1. Michell was eligible to resign from the New York bar for nondisciplinary reasons, and his application for permission to resign was granted.
2. Upon acceptance of Michell's nondisciplinary resignation, his name was stricken from the roll of New York attorneys, he was prohibited from practicing law or holding himself out as an attorney in New York, and he was required to surrender any Attorney Secure Pass within 30 days.

FACTUAL BACKGROUND

Albert J. Michell was admitted to practice law by the Appellate Division, Third Department, in 2005 and maintained a business address in Pennsylvania with the Office of Court Administration. He sought to resign from the New York bar for nondisciplinary reasons. The Attorney Grievance Committee advised that it did not oppose the application.

PROCEDURAL HISTORY

Michell submitted an affidavit sworn to November 14, 2025, filed November 21, 2025, seeking nondisciplinary resignation. After reviewing the affidavit and the Attorney Grievance Committee's December 23, 2025 response, the Appellate Division determined that Michell was eligible to resign and granted the application.

DISPOSITION

approved