

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

Matter of Korobkin

2018 NY Slip Op 00882 (App. Div. 2018) · Decided February 8, 2018

SUMMARY

The Appellate Division, Third Department granted Daniel Stewart Korobkin’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, 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	Garry, P.J.; McCarthy, J.; Egan Jr., J.; Lynch, J.; Devine, J.
JURISDICTION	New York
DECIDED	February 8, 2018
DISPOSITION	approved
PROCEDURAL POSTURE	An attorney admitted to the New York bar applied for permission to resign for nondisciplinary reasons. The Attorney Grievance Committee did not oppose the application, and the Appellate Division granted it.
PRECEDENTIAL VALUE	published
PARTIES	Daniel Stewart Korobkin v. Attorney Grievance Committee for the Third Judicial Department

TOPICS

appellate procedure

PRACTICE AREAS

attorney discipline

professional responsibility

bar admission and resignation

QUESTIONS PRESENTED

1. Whether Korobkin was eligible to resign from the New York bar for nondisciplinary reasons.

2. What orders should accompany acceptance of an attorney's nondisciplinary resignation.

HOLDINGS

1. Korobkin was eligible to resign for nondisciplinary reasons, and the court granted his application and accepted his resignation.
2. Upon acceptance of the resignation, Korobkin's name was stricken from the roll of attorneys and counselors-at-law, 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.

KEY QUOTATIONS

“ORDERED that Daniel Stewart Korobkin's application for permission to resign is granted and his nondisciplinary resignation is accepted”

“ORDERED that Daniel Stewart Korobkin'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”

FACTUAL BACKGROUND

Daniel Stewart Korobkin was admitted to practice in New York in 2007 and maintained a business address in Detroit, Michigan. He sought permission to resign from the New York bar for nondisciplinary reasons. The Attorney Grievance Committee did not oppose the application, and the court found him eligible to resign under the applicable attorney disciplinary rules.

PROCEDURAL HISTORY

Korobkin was admitted to practice by the Third Department in 2007 and applied to resign from the New York bar for nondisciplinary reasons. He submitted an affidavit, and the Attorney Grievance Committee submitted correspondence stating that it did not oppose the application. After determining that he was eligible to resign, the court accepted his resignation and ordered that his name be stricken from the roll.

DISPOSITION

approved

OPINION

PER CURIAM.

Matter of Korobkin (2018 NY Slip Op 00882) Matter of Korobkin 2018 NY Slip Op 00882 Decided on February 8, 2018 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 8, 2018 [*1]In the Matter of DANIEL STEWART KOROBKIN, an Attorney.

(Attorney Registration No. 4494092) Calendar Date: February 5, 2018 Before: Garry, P.J., McCarthy, Egan Jr., Lynch and Devine, JJ. Daniel Stewart Korobkin, Ann Arbor, Michigan, pro se. Monica A. Duffy, Attorney Grievance Committee for the Third Judicial Department, Albany, for Attorney Grievance Committee for the Third Judicial Department. MEMORANDUM AND ORDER Daniel Stewart Korobkin was admitted to practice by this Court in 2007 and lists a business address in Detroit, Michigan with the Office of Court Administration.

Korobkin now seeks leave to resign from the New York bar for nondisciplinary reasons (see Rules for Attorney Disciplinary Matters [22 NYCRR] § 1240.22 [a]). The Attorney Grievance Committee for the Third Judicial Department (hereinafter AGC) advises that it does not oppose Korobkin's application. Upon reading Korobkin's affidavit sworn to October 24, 2017 and filed October 27, 2017, and upon reading the January 30, 2018 correspondence in response by the Chief Attorney for AGC, and having determined that Korobkin is eligible to resign for nondisciplinary reasons, we grant his application and accept his resignation.

Garry, P.J., McCarthy, Egan Jr., Lynch and Devine, JJ., concur. ORDERED that Daniel Stewart Korobkin's application for permission to resign is granted and his nondisciplinary resignation is accepted; and it is further ORDERED that Daniel Stewart Korobkin'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 Attorney Disciplinary Matters [22 NYCRR] § 1240.22 [b]); and it is further ORDERED that Daniel Stewart Korobkin 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 Korobkin 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 Daniel Stewart Korobkin shall, within 30 days of the date of this decision, surrender to the Office of Court Administration any Attorney Secure Pass issued to him.