

STATE OF WEST VIRGINIA

At a Regular Term of the Supreme Court of Appeals continued and held at Charleston, Kanawha County, on the 25<sup>th</sup> of September, 2008, the following order was made and entered:

In Re:           Petition for Reinstatement of the License to Practice Law in the State of West Virginia of David W. Harless, a suspended member of the West Virginia State Bar

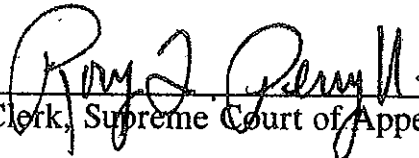
No. 33951

On a former day, to-wit, April 30, 2008, came David S. Harless, pro se, and presented to the Court his petition for reinstatement, as therein set forth. Thereafter, on May 7, 2008, came the Office of Disciplinary Counsel, by Rachael L. Fletcher Cipoletti, its attorney, and presented to the Court its written recommendation thereto.

Upon consideration whereof, the Court is of the opinion to and doth hereby refuse said petition for reinstatement. Justice Starcher states that he would reconsider such petition when compliance with this Court's order and Rule 3.32 of the Rules of Lawyer Disciplinary Procedure is met. Justice Albright did not participate in the consideration or decision of this matter. Senior Status Justice McHugh sitting by temporary assignment.

A True Copy

Attest:

  
Clerk, Supreme Court of Appeals