

STATE OF WEST VIRGINIA

At a Regular Term of the Supreme Court of Appeals continued and held at Charleston, Kanawha County, on the 5th of November, 2008, the following order was made and entered:

Lawyer Disciplinary Board, Petitioner

vs.) No. 33914

Raymond G. Msgrave, a member of The West Virginia State Bar, Respondent

On a former day, to-wit, August 26, 2008, came the Hearing Panel Subcommittee of the Lawyer Disciplinary Board, by Michael R. Whett, its chairperson, pursuant to Rule 3.10 of the Rules of Lawyer Disciplinary Procedure, and presented to the Court its written recommended disposition in this matter, recommending that: (1) respondent be reprimanded for his conduct; (2) respondent's practice shall be supervised for a period of twelve months by an attorney agreed upon between the Office of Disciplinary Counsel and respondent, with specific focus on respondent's trust account procedures, written fee agreements and billing procedures. The goal of the supervised practice will be to improve the quality and effectiveness of respondent's law practice to the extent that respondent's sanctioned behavior is not likely to recur; (3) respondent shall promptly set up and properly register an IOLTA account with the West Virginia State Bar Foundation; (4) respondent shall complete six hours of CLE during the 2008-2010 reporting period, in addition to what he is otherwise required to complete to maintain his active license to practice, in the area of law office management; and (5) pursuant to Rule 3.15 of the

Rules of Lawyer Disciplinary Procedure, respondent or his representative shall pay the costs of this disciplinary proceeding.

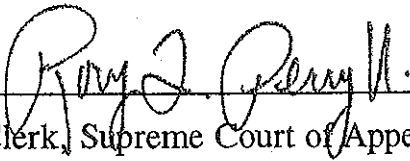
There having been heard no objection from either the Office of Disciplinary Counsel or from the respondent, the Court doth hereby approve the written recommendation in part.

It is therefore ordered that: (1) respondent be, and he hereby is, admonished for his conduct; (2) respondent's practice shall be supervised for a period of twelve months by an attorney agreed upon between the Office of Disciplinary Counsel and respondent, with specific focus on respondent's trust account procedures, written fee agreements and billing procedures. The goal of the supervised practice will be to improve the quality and effectiveness of respondent's law practice to the extent that respondent's sanctioned behavior is not likely to recur; (3) respondent shall promptly set up and properly register an IOLTA account with the West Virginia State Bar Foundation; (4) respondent shall complete six hours of CLE during the 2008-2010 reporting period, in addition to what he is otherwise required to complete to maintain his active license to practice, in the area of law office management; and (5) pursuant to Rule 3.15 of the Rules of Lawyer Disciplinary Procedure, respondent or his representative shall pay the costs of this disciplinary proceeding. Justice Albright did not participate in the consideration or decision of this matter. Senior Status Justice McHugh sitting by temporary assignment. Chief Justice Maynard and Justice Davis would concur with and adopt the entire recommendation of the Hearing Panel Subcommittee.

Service of an attested copy of this order shall constitute sufficient notice of its contents.

A True Copy

Attest:


Clerk, Supreme Court of Appeals