

## STATE OF WEST VIRGINIA

At a Regular Term of the Supreme Court of Appeals continued and held at Charleston, Kanawha County, on the 14<sup>th</sup> of March, 2007, the following order was made and entered:

Office of Disciplinary Counsel, Petitioner

vs.) No. 33098

Michael F. Niggemyer, a member of The West Virginia State Bar, Respondent

On this day, came the Office of Disciplinary Counsel, by Rachael L. Fletcher Cipoletti, its attorney, pursuant to the Rule to Show Cause issued by this Court on the 28<sup>th</sup> day of February, 2007, directing Respondent to show cause why he should not be held in Contempt of this Court, as more fully set forth in the Petition for Rule Show Cause filed herein. As well came the Respondent, pro se, whereupon this matter was heard upon the arguments thereon.

Upon consideration thereof, the Court does hereby find that the Respondent, Michael F. Niggemyer, has failed to comply with the November 29, 2006, Order of this Court and therefore holds the Respondent, Michael F. Niggemyer, in contempt of this Court's order and immediately suspends his license to practice law in the State of West Virginia for his failure to comply with said Order. It is, therefore, ordered that the Respondent's license to practice law in the State of West Virginia be, and it hereby is, suspended, forthwith until further opinion and order of this Court. It is further ordered that the Honorable Fred L. Fox, II, Chief Judge of the Sixteenth Judicial Circuit Court of

Marion County be, and he hereby is, authorized to appoint an attorney to serve as trustee to protect the interests of respondent's clients.


The Court's prior orders shall remain in full force and effect, and the Respondent is expected to fully comply therewith.

Service of a copy of this order upon the Petitioner and the Respondent, Michael F. Niggemyer, and upon the Honorable Fred L. Fox, II, Chief Judge of the Sixteenth Judicial Circuit, shall constitute sufficient notice of the contents herein.

Justice Starcher did not participate in the consideration or decision of this matter.

A True Copy

Attest:

  
Clerk, Supreme Court of Appeals