



STATE OF WEST VIRGINIA

At the Supreme Court of Appeals continued and held at Charleston, Kanawha County, on the 30<sup>th</sup> day of August, 2016, the following order was made and entered **in vacation**:

Lawyer Disciplinary Board,  
Petitioner

vs.) No. 15-0569

Keith J. Pappas, a member of  
The West Virginia State Bar,  
Respondent

#### ORDER

On June 14, 2016, the Hearing Panel Subcommittee of the Lawyer Disciplinary Board, by James R. Akers, II, its chairperson, pursuant to Rule 3.10 of the Rules of Lawyer Disciplinary Procedure, presented to the Court its written recommended disposition. The Hearing Panel Subcommittee found that the respondent met his burden of proving that his fees were reasonable and that the Office of Disciplinary Counsel did not prove by clear and convincing evidence that the respondent's billed fees were excessive or otherwise violated the Rules of Professional Conduct. Additionally, the Hearing Panel Subcommittee found that the Office of Disciplinary Counsel did not prove by clear and convincing evidence that the respondent operated under a conflict of interest. In light of its findings, the Hearing Panel Subcommittee recommends that no sanction be issued against the respondent and that all charges be dismissed.

On July 12, 2016, the Office of Disciplinary Counsel, by Jessica H. Donahue Rhodes, Lawyer Disciplinary Counsel, filed its consent to the recommendation.

Upon consideration, the Court is of the opinion to and does hereby concur with the findings of the Hearing Panel Subcommittee and does hereby approve the recommendation of the Hearing Panel Subcommittee finding no violation of the Rules of Professional Conduct. We therefore conclude that no sanction shall be imposed. It is ORDERED that no sanction shall be issued against the respondent and the Court orders that both Counts 1 and 2 of the statement of charges against Keith J. Pappas are hereby dismissed.

Service of a copy of this order upon all parties herein shall constitute sufficient notice of the contents herein.

A True Copy

Attest: //s// Rory L. Perry II  
Clerk of Court

