



STATE OF WEST VIRGINIA

At a Regular Term of the Supreme Court of Appeals continued and held at Charleston, Kanawha County, on the 20th of January, 2016, the following order was made and entered:

Lawyer Disciplinary Board,
Petitioner

vs.) No. 14-1321

Mark A. Thomas, an administratively suspended
member of The West Virginia State Bar,
Respondent

ORDER

On December 3, 2015, the Hearing Panel Subcommittee of the Lawyer Disciplinary Board, by Richard M. Yurko, Jr., its chairperson, pursuant to Rule 3.10 of the Rules of Lawyer Disciplinary Procedure, presented to the Court its written recommended disposition in this matter, recommending that: (1) the respondent's law license be suspended for 60 days; (2) the respondent comply with the necessary requirements of a suspended lawyer as outlined in Rule 3.28 of the Rules of Lawyer Disciplinary Procedure; (3) respondent be required to take an additional 9 hours of continuing legal education in the area of legal ethics above and beyond that required for him to be administratively reinstated; (4) respondent be ordered to pay the costs of this proceeding pursuant to Rule 3.15 of the Rules of Lawyer Disciplinary Procedure; and (5) respondent be placed on one year of probation with supervised practice of his West Virginia cases by an active attorney in his geographic area who is in good standing with The West Virginia State Bar.

Neither consent nor objection to the recommendation have been received from any party.

Upon consideration whereof, the Court is of the opinion to and does hereby concur with and does hereby adopt the recommendations of the Hearing Panel Subcommittee. It is therefore ordered that: (1) respondent's license to practice law in the State of West Virginia, shall be, and it hereby is, suspended for a period of sixty days, said suspension to be consecutive and shall begin after he completes all Mandatory Continuing Legal Education requirements necessary to lift the current administrative suspension; (2) the respondent shall comply with the necessary requirements of a suspended lawyer as outlined in Rule 3.28 of the Rules of Lawyer Disciplinary Procedure; (3) respondent shall complete an additional 9 hours of continuing legal education in the area of legal ethics during the current reporting period, said 9 hours to be in addition to the hours that are required for the respondent to be administratively reinstated, and in addition to the hours required during the current reporting period; (4) respondent shall pay the costs of this proceeding pursuant to Rule 3.15 of the Rules of Lawyer Disciplinary Procedure; and (5) upon reinstatement of the respondent's license to practice law, following both the administrative suspension and the 60-day suspension, respondent shall be placed on one year of probation with supervised practice by an attorney who is in good standing as agreed upon by the respondent and the Office of Disciplinary Counsel.

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

