

STATE OF WEST VIRGINIA

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At a Regular Term of the Supreme Court of Appeals, continued and held at Charleston, Kanawha County, on May 12, 2023, the following order was made and entered:

Lawyer Disciplinary Board,
Petitioner

vs.) No. 22-599

Matthew E. DeVore, a member of
The West Virginia State Bar,
Respondent

ORDER

On March 31, 2023, the Hearing Panel Subcommittee of the Lawyer Disciplinary Board, by its Chair Richard A. Pill, in accordance with Rule 3.10 of the Rules of Lawyer Disciplinary Procedure, filed its written recommended disposition in this matter, recommending that:

- (1) Respondent's license to practice law be suspended for six (6) months;
- (2) Respondent comply with the mandates of Rule 3.28 of the Rules of Lawyer Disciplinary Procedure;
- (3) Respondent petition for reinstatement pursuant to Rule 3.32 of the Rules of Lawyer Disciplinary Procedure;
- (4) Prior to petitioning for reinstatement, respondent must renew his 2-year Monitoring Agreement with the West Virginia Judicial and Lawyer Assistance Program (WVJLAP) and comply with all conditions of the agreement;
- (5) Prior to filing a petition for reinstatement, respondent be ordered to pay the costs of these proceedings pursuant to Rule 3.15 of the Rules of Lawyer Disciplinary Procedure; and
- (6) If reinstated, respondent be placed on one year of supervised practice by an active member in his geographic area in good standing with the West Virginia State Bar.

On April 17, 2022, the Office of Lawyer Disciplinary Counsel, by Andrea J. Hinerman, Lawyer Disciplinary Counsel, filed its consent to the recommendation. The respondent did not file a consent or an objection to the recommendation.

Upon review and consideration on May 11, 2023, the Court is of the opinion to and does concur with and approve the recommended disposition of the Hearing Panel Subcommittee of the Lawyer Disciplinary Board. It is ORDERED that:

- (1) The license to practice law in the State of West Virginia of the respondent, Matthew E. DeVore, is suspended for six months, effective immediately;
- (2) As a suspended lawyer, respondent must comply with the mandates of Rule 3.28 of the Rules of Lawyer Disciplinary Procedure;
- (3) If respondent seeks reinstatement, he must do so pursuant to Rule 3.32 of the Rules of Lawyer Disciplinary Procedure;
- (4) Prior to filing any petition for reinstatement, respondent must renew his two-year Monitoring Agreement with WVJLAP as set forth in the recommendation of the Hearing Panel Subcommittee and comply with all conditions of the agreement;
- (5) Prior to filing any petition for reinstatement, respondent shall pay the costs of these proceedings in accordance with Rule 3.15 of the Rules of Lawyer Disciplinary Procedure; and
- (6) If reinstated to the active practice of law in West Virginia, respondent's practice of law shall be supervised for a period of one year by an attorney active in respondent's geographic area who is in good standing with the West Virginia State Bar.

Service of a copy of this order upon the respondent, Matthew E. DeVore, the Office of Lawyer Disciplinary Counsel, and the West Virginia State Bar, constitutes sufficient notice of the contents.

A True Copy

Attest: /s/ Edythe Nash Gaiser
Clerk of Court

