

STATE OF WEST VIRGINIA

At a Regular Term of the Supreme Court of Appeals, continued and held at Charleston, Kanawha County, on June 4, 2019, the following order was made and entered:

Lawyer Disciplinary Board,
Petitioner

vs.) No. 18-0852

JUN 11 2019

Rebecca L. Eritano, a suspended member of
The West Virginia State Bar,
Respondent

JUN 11 2019

ORDER

On April 26, 2019, the Hearing Panel Subcommittee of the Lawyer Disciplinary Board, by Timothy E. Haught, its chair, 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) Respondent's law license be annulled;
- (2) Respondent be ordered to provide restitution to her former clients as follows, unless they have otherwise been made whole by the Lawyer's Fund for Client Protection Committee of the West Virginia State Bar:
 - (a) Brant H. Jewett the amount of \$2,000.00,
 - (b) Kristopher S. Hardesty the amount of \$1,800.00,
 - (c) Dianna M. Moats the amount of \$5,000.00,
 - (d) Sylvia M. Shaver the amount of \$1,500.00,
 - (e) Eric A. Phillips the amount of \$2,350.00, and
 - (f) Lawrence E. Alborn the amount of \$1,000.00; and
- (3) Respondent be ordered to reimburse the costs of these proceedings pursuant to Rule 3.15 of the Rules of Lawyer Disciplinary Procedure.

Thereafter, on May 6, 2019, the Office of Disciplinary Counsel, by Renée N. Frymyer, Lawyer Disciplinary Counsel, filed its consent to the recommendation. The respondent has not filed a consent or objection to the recommendation.

Upon consideration, the Court is of the opinion to and does hereby concur with and does hereby approve the recommended disposition of the Hearing Panel Subcommittee of the Lawyer Disciplinary Board. It is therefore ORDERED that:

- (1) The license to practice law in the State of West Virginia of the respondent, Rebecca L. Eritano, shall be, and it hereby is, **annulled**;
- (2) Rebecca L. Eritano shall pay restitution to the following individuals, in the amount stated, unless that individual has already received reimbursement from the Lawyer's Fund for Client Protection Committee of the West Virginia State Bar:
 - (a) Brant H. Jewett, in the amount of \$2,000.00,
 - (b) Kristopher S. Hardesty, in the amount of \$1,800.00,
 - (c) Dianna M. Moats, in the amount of \$5,000.00,
 - (d) Sylvia M. Shaver, in the amount of \$1,500.00,
 - (e) Eric A. Phillips, in the amount of \$2,350.00, and
 - (f) Lawrence E. Alborn, in the amount of \$1,000.00; and
- (3) Respondent shall pay the costs of these proceedings pursuant to Rule 3.15 of the Rules of Lawyer Disciplinary Procedure.

Service of a copy of this order upon the respondent, Rebecca L. Eritano, the Office of Disciplinary Counsel, and the West Virginia State Bar shall constitute sufficient notice of the contents herein.

A True Copy

Attest: /s/ Edythe Nash Gaiser
Clerk of Court

