Stacy L. Shuman, Bar No. 018399 Staff Bar Counsel State Bar of Arizona 4201 North 24th Street, Suite 100 Phoenix, Arizona 85016-6266 Telephone: (602) 340-7386

Email: <u>LRO@staff.azbar.org</u>

Gil Shaw, Bar No. 009290 Gil Shaw Attorney & Counselor at Law 125 Grove Avenue Prescott, Arizona 86301-2909

Telephone: 928-443-9600

Email: prescottlawyer@gmail.com

Respondent

OFFICE OF THE
PRESIDING DISCIPLINARY JUDGE
SUPREME COURT OF ARIZONA

JAN 22 2013

FILED

BY

BEFORE THE PRESIDING DISCIPLINARY JUDGE OF THE SUPREME COURT OF ARIZONA

IN THE MATTER OF A MEMBER OF THE STATE BAR OF ARIZONA,

Gil Shaw, Bar No. 009290,

Respondent.

PDJ-2012-9096

AGREEMENT FOR DISCIPLINE BY CONSENT

State Bar File No. 11-1003

The State Bar of Arizona, through undersigned Bar Counsel, and Respondent Gil Shaw, who has chosen not to seek the assistance of counsel, hereby submit their Tender of Admissions and Agreement for Discipline by Consent, pursuant to Rule 57(a), Ariz. R. Sup. Ct. Respondent voluntarily waives the right to an adjudicatory hearing on the complaint, unless otherwise ordered, and waives all motions, defenses, objections or requests which have been made or raised, or could be asserted thereafter, if the conditional admission and proposed form of discipline is approved.

Respondent conditionally admits that his conduct, as set forth below, violated Rule 42, Ariz. R. Sup. Ct., specifically, E.R.s 1.3, 1.4(a)(3), 1.4(a)(4), 1.5(b),

1.16(d), and 5.5(a). Upon acceptance of this agreement, Respondent agrees to accept imposition of the following discipline: Suspension for six months and one day with the length and terms of probation to be determined upon reinstatement. Respondent requests that the suspension become effective on April 1, 2013, so that he can represent clients in two matters that are set for trial in Yavapai County: (1) Starfield v. O'Hara, DO-2012-00733, which is presently set for trial on March 19, 2013; and (2) Loughrige v. Joseph Rech, CV 2011-01541, which is presently set for trial on March 14, 2013. If either trial is continued for any reason, Respondent shall withdraw from the representation. Respondent believes that the clients would be prejudiced if he attempts to withdraw from representation prior to trial. Respondent agrees not to take on any new clients or new matters for existing clients during the interim. The State Bar does not object to this request.

Finally, Respondent agrees to pay the costs and expenses of the disciplinary proceeding.¹ The State Bar's Statement of Costs and Expenses is attached hereto as Exhibit "A."

FACTS

GENERAL ALLEGATIONS

- 1. Respondent is a lawyer licensed to practice law in the state of Arizona having been first admitted to practice in Arizona on October 15, 1983.
- 2. By Judgment and Order of the Supreme Court of Arizona, *In re Gil Shaw*, Supreme Court No. SB-10-0012-D, filed March 3, 2010, Respondent was

Respondent understands that the costs and expenses of the disciplinary proceeding include the costs and expenses of the State Bar of Arizona, the Disciplinary Clerk, the Probable Cause Committee, the Presiding Disciplinary Judge and the Supreme Court of Arizona.

suspended from the practice of law in Arizona effective April 2, 2010 for a period of six (6) months.

COUNT ONE (File no. 11-1003/Hunter)

- 3. On October 25, 2010, Thomas Hunter was served with an Injunction for Harassment order (the Order) issued on October 25, 2010 by the Yarnell Justice Court.
- 4. On October 26, 2010, Mr. Hunter went to Prescott and talked with Respondent regarding an appeal of the Order. Respondent agreed to represent Mr. Hunter for the appeal. Mr. Hunter provided Respondent with a check for \$850.00, a copy of the Order, and a copy of the Superior Court appeal forms he acquired from the Yarnell Justice Court.
- 5. Respondent did not reduce the agreement for representation to a written fee agreement. Respondent and Mr. Hunter did not enter into any written fee/representation agreement at any point during the representation.
- 6. On October 28, 2010, Mr. Hunter dropped off additional court documents for Respondent, including an order setting mediation for November 10, 2010, by leaving the documents with the attorney's office next door to Respondent's office.
- 7. On November 1, 2010, Complainant dropped off the CD audio recording of the injunction hearing for Respondent by leaving it with the attorney's office next door.
- 8. On November 2, 2010, Mr. Hunter delivered hand-written notes about the case to Respondent. Respondent indicated that he was going to have the CD

recording of the hearing transcribed and that he might need another \$150.00 to \$200.00 for the cost of the transcription.

- 9. On November 3, 2010, Mr. Hunter visited Respondent at this office to discuss certain statements that the plaintiff in the injunction matter had made at a Board of Commissioners meeting. Mr. Hunter asked Respondent if there was anything he needed to sign. Respondent stated "No, as your attorney that's my job."
- 10. On November 8, 2010, Mr. Hunter spoke with Kathy McCormick at Alternative Dispute Resolution Services about the mediation meeting set for November 10th. Mr. Hunter advised her that his attorney was appealing the Order. Ms. McCormick stated that she needed to speak with his attorney. Mr. Hunter called Respondent and left a message to that effect. Respondent returned the call that afternoon and said that he spoke with Ms. McCormick and that Mr. Hunter needed to meet him the next day at his Yarnell office at 9:00 a.m.
- 11. On November 9, 2010, Complainant met Respondent at his office. Respondent prepared a Notice of Appeal for Mr. Hunter's signature and said that he was going to the court to file it along with his Notice of Appearance. When Mr. Hunter asked if Respondent was going to attend the mediation the next day, Respondent said "No, attorney's [sic] just get in the way" and to just "go and listen" and to let Respondent know what happened.
- 12. On or about November 9, 2010, Mr. Hunter's Notice of Appeal from the Order was filed with the Yarnell Justice Court. The Notice of Appeal recites that Appellant-Mr. Hunter had "previously ordered a copy of the electronic recording of the proceedings and has received the disc containing the recording."

- 13. On November 10, 2010, Mr. Hunter called and left a voice mail message for Respondent and advised him that no agreement had been reached at mediation. Respondent did not return the telephone call.
- 14. On November 11, 2010, Mr. Hunter called Respondent to discuss the mediation and the appeal. Respondent did not return the telephone call.
- 15. On November 17, 2010, Mr. Hunter called Respondent about bringing the CD audio recordings of the Board of Commissioners meeting of November 3rd and court proceeding on November 10th to his office. Respondent did not return the telephone call.
- 16. On November 18, 2010, Mr. Hunter delivered the CDs to Respondent's office, but he was not there. Mr. Hunter left them for Respondent at the law office next door.
- 17. On November 19, 2010, Respondent was reinstated to the practice of law in Arizona.
- 18. On November 24, 2010, Mr. Hunter delivered the CD recording of the October 8th court proceedings to Respondent's office but he was not there. Upon returning home, Mr. Hunter called Respondent and left a message that the appeal paperwork would be forwarded to the Superior Court on November 29th. Respondent did not return the telephone call.
- 19. On December 1, 2010, Mr. Hunter went to Respondent's office. Respondent told Mr. Hunter that he was ready for the appeal, that the audio CDs were being transcribed and he would have them at anytime, and that Respondent was waiting for the court to send a letter advising him "when oral/written arguments were due."

- 20. On December 8 and 13, 2010, Mr. Hunter called Respondent for a status update. Respondent did not return the telephone calls.
- 21. On December 30, 2010, the Yavapai Superior Court issued a "Notice of Case Not Perfected and Request for CD or Audio to be Forwarded to Superior Court." According to the notice, the justice court "prematurely" forwarded the appeal to the Superior Court without the audio recording of the injunction hearing. The Notice requested that Appellant-Mr. Hunter do so within five (5) days.
- 22. On January 10, 2011, Mr. Hunter called Respondent for a status update. Respondent did not return the telephone call.
- 23. On January 11, 2011, Mr. Hunter called Respondent who answered and told him that the Superior Court had requested the Yarnell Justice Court records and recordings on or about December 30, 2010.
- 24. On January 12, 2011, Mr. Hunter went to Respondent's office. Respondent told Mr. Hunter that he had just come from the court where he had filed his Notice of Appearance and that he knew which judge was going to hear the appeal. He also told Mr. Hunter that he had received CD transcriptions but not yet read the transcripts.
- 25. On February 25, 2011, Mr. Hunter saw Respondent's car at his office and stopped to speak with him. Mr. Hunter told Respondent that he had not received anything from the court yet and Respondent said that he had not either. Respondent also said that the transcripts were ready but that he had not picked them up from the transcriptionist.

- 26. By order dated February 25, 2011, the Yavapai Superior Court dismissed the appeal due to Appellant-Mr. Hunter's failure to file a memorandum as required by the rules to perfect the appeal.
- 27. On March 1, 2011, Mr. Hunter received a letter from the Superior Court advising him that the appeal had been dismissed. Mr. Hunter called Respondent regarding the letter from the court and left a message. Respondent did not return the telephone call.
- 28. On March 2, 2011, Respondent met with Mr. Hunter in his office and advised that the Order would be dismissed in September 2011, unless it was renewed. Respondent further told Mr. Hunter that he would represent him for free if that happened because Mr. Hunter had already paid Respondent. Mr. Hunter did not ask for a refund or terminate the representation.
- 29. On March 3, 2011, Mr. Hunter left a message for Respondent requesting a copy of the transcripts and said that he would pick them up the next day.
- 30. On March 4, 2011, Complainant went to Respondent's office, but he was not in. Mr. Hunter left a note under the office door asking Respondent to call him. Respondent did not call Mr. Hunter as requested.
- 31. On March 4, 2011, Mr. Hunter went to the Superior Court to get a copy of the court records and discovered that the only thing that Respondent had filed on his behalf was the Notice of Appeal. Mr. Hunter checked the State Bar's website and learned that Respondent had been suspended when he agreed to represent Mr. Hunter on the appeal.

- 32. On March 7, 2011, Mr. Hunter called Respondent and left a message.

 Respondent did not return the telephone call.
- 33. On March 9, 2011, Mr. Hunter contacted Attorney John Napper to discuss his options relating to the appeal.
- 34. Respondent was out of his office for about three weeks from mid-February 2011 until his father's death on March 14, 2011. He returned to his office approximately two weeks later.
- 35. On or about March 28, 2011, Respondent heard from a mutual friend of Attorney Napper, that Mr. Hunter was unhappy with his representation. In response, Respondent sent Mr. Hunter a full refund of fees paid to Respondent.
- 36. By letter dated April 28, 2011, Mr. Hunter requested that Respondent return the audio CDs of the hearing to him.
- 37. Three months later, on July 20, 2011, Mr. Hunter received the CDs in the mail from Respondent.
- 38. Respondent never turned over the client file to either Mr. Hunter or Attorney Napper.

CONDITIONAL ADMISSIONS

Respondent's admissions are being tendered in exchange for the form of discipline stated below and is submitted freely and voluntarily and not as a result of coercion or intimidation.

Respondent conditionally admits that his conduct violated Rule 42, Ariz. R. Sup. Ct., specifically, ERs 1.3, 1.4(a)(3), 1.4(a)(4), 1.5(b), 1.16(d), and 5.5(a).

CONDITIONAL DISMISSALS

The State Bar has conditionally agreed to dismiss the allegation that Respondent's conduct violated ER 8.4(c).

RESTITUTION

Restitution is not an issue in this matter.

SANCTION

Respondent and the State Bar of Arizona agree that based on the facts and circumstances of this matter, as set forth above, the following sanction is appropriate: Suspension for six months and one day with the length and terms of probation to be determined upon reinstatement.

LEGAL GROUNDS IN SUPPORT OF SANCTION

In determining an appropriate sanction, the parties consulted the American Bar Association's *Standards for Imposing Lawyer Sanctions (Standards)* pursuant to Rule 57(a)(2)(E). The *Standards* are designed to promote consistency in the imposition of sanctions by identifying relevant factors that courts should consider and then applying those factors to situations where lawyers have engaged in various types of misconduct. *Standards* 1.3, Commentary. The *Standards* provide guidance with respect to an appropriate sanction in this matter. *In re Peasley*, 208 Ariz. 27, 33, 35, 90 P.3d 764, 770 (2004); *In re Rivkind*, 162 Ariz. 154, 157, 791 P.2d 1037, 1040 (1990).

In determining an appropriate sanction consideration is given to the duty violated, the lawyer's mental state, the actual or potential injury caused by the misconduct and the existence of aggravating and mitigating factors. *Peasley*, 208 Ariz. at 35, 90 P.3d at 772; *Standard* 3.0. The parties agree that *Standards* 4.42,

4.62, and 7.2 are the appropriate *Standards* given the facts and circumstances of this matter.

Standard 4.42 provides that suspension is generally appropriate when a lawyer knowing fails to perform services for a client or engages in a pattern of neglect and causes injury or potential injury to a client. Respondent failed to file Mr. Hunter's appellate memorandum and as a result, the Superior Court dismissed his appeal from the injunction order and Respondent failed to keep Mr. Hunter reasonably informed about the status of the matter and promptly comply with reasonable requests for information.

Standard 4.62 provides that suspension is generally appropriate when a lawyer knowingly deceives a client, and causes injury or potential injury to the client. Respondent failed to communicate to Mr. Hunter in writing the scope of the representation or the fees and expenses to be paid by Mr. Hunter.

Standard 7.2 provides that suspension is generally appropriate when a lawyer knowingly engages in conduct that is a violation of a duty owed as a professional, and causes injury or potential injury to a client, the public, or the legal system. During Respondent's period of suspension from the practice of law in Arizona, Respondent accepted a retainer from Mr. Hunter, gave him legal advice regarding the appeal from the Order, prepared a Notice of Appeal, and caused the Notice to be filed with the Yarnell Justice Court. Respondent failed to provide a copy of Mr. Hunter's client file to Mr. Hunter or Attorney Napper upon termination of the representation.

The duty violated

As described above, Respondent's conduct violated his duty to his client, the public and the legal system.

The lawyer's mental state

For purposes of this agreement the parties agree that Respondent knowingly failed to file Mr. Hunter's appellate memorandum and as a result, the Superior Court dismissed his appeal from the injunction order; knowingly failed to keep Mr. Hunter reasonably informed about the status of the matter and promptly comply with reasonable requests for information; knowingly failed to communicate to Mr. Hunter in writing the scope of the representation or the fees and expenses to be paid by Mr. Hunter; knowingly failed to provide a copy of Mr. Hunter's client file to Mr. Hunter or Attorney Napper upon termination of the representation; knowingly accepted a retainer from Mr. Hunter, gave him legal advice regarding the appeal from the Order, prepared a Notice of Appeal, and caused the Notice to be filed with the Yarnell Justice Court during his period of suspension from the practice of law in Arizona; and that his conduct was in violation of the Rules of Professional Conduct.

The extent of the actual or potential injury

For purposes of this agreement, the parties agree that there was actual harm to client.

Aggravating and mitigating circumstances

The presumptive sanction in this matter is suspension. The parties conditionally agree that the following aggravating and mitigating factors should be considered.

In aggravation:

- 1. Standard 9.22(a) prior disciplinary offenses:
- a. By Judgment and Order dated September 9, 2008, Respondent was censured and placed on probation for one year in SB-08-0122-D, State Bar file no. 07-1069; for conduct in violation of Rule 42, Ariz. R. Sup. Ct., E.R.s 1.2, 1.3, 1.4, 1.5, 3.2, 8.4(c), 8.4(d) and Rule 53(d), Ariz. R. Sup. Ct.
- b. By Judgment and Order dated March 3, 2010, Respondent was suspended for six months followed by probation upon reinstatement for one year in SB10-0012-D, State Bar file nos. 08-1566, 08-1942, 09-0301; for conduct in violation of Rule 42, Ariz. R. Sup. Ct., E.R.s 1.1, 1.2, 1.3, 1.4, 1.5, 1.6, 1.16, 3.2, and 8.4(d).
- c. On October 28, 2012, Respondent received an Order of Probation, LOMAP and Costs, in State Bar file no. 10-0532; for conduct in violation of Rule 42, Ariz. R. Sup. Ct., E.R.s 1.4, 1.5, 1.15 and 1.16.
- 2. Standard 9.22(c) a pattern of misconduct:

Respondent failed to reasonably communicate and keep Mr. Hunter informed repeatedly throughout the representation.

Standard 9.22(i) substantial experience in the practice of law:

Respondent was first admitted to practice in Arizona on October 15, 1983.

In mitigation:

1. Standard 9.32(c) personal or emotional problems.

Respondent suffered the death of a family member from cancer during the relevant period of time.

- 2. Standard 9.32(e) cooperative attitude toward proceedings
- 3. Standard 9.32(I) remorse.

Discussion

The parties have conditionally agreed that a greater or lesser sanction would not be appropriate under the facts and circumstances of this matter. This agreement was based on the following: the emotional problems that Respondent experienced due to the death of a parent from cancer during the period of the representation.

Based on the *Standards* and in light of the facts and circumstances of this matter, the parties conditionally agree that the sanction set forth above is within the range of appropriate sanction and will serve the purposes of lawyer discipline.

CONCLUSION

The object of lawyer discipline is not to punish the lawyer, but to protect the public, the profession and the administration of justice. *Peasley, supra* at ¶ 64, 90 P.3d at 778. Recognizing that determination of the appropriate sanction is the prerogative of the Presiding Disciplinary Judge, the State Bar and Respondent believe that the objectives of discipline will be met by the imposition of the proposed sanction of suspension for six months and one day with the length and terms of probation to be determined upon reinstatement; and, the imposition of

costs and expenses. A proposed form order is attached hereto as Exhibit "B."

DATED this 22nd day of January, 2013.

STATE BAR OF ARIZONA

Stacy L. Shuman Staff Bar Counsel

This agreement, with conditional admissions, is submitted freely and voluntarily and not under coercion or intimidation. I acknowledge my duty under the Rules of the Supreme Court with respect to discipline and reinstatement. I understand these duties may include notification of clients, return of property and other rules pertaining to suspension.

DATED this day of	, 2013.
	Gil Shaw
	Respondent

Approved as to form and content

Maret Vessella
Chief Bar Counsel

DATED this	day of	, 2013.
		STATE BAR OF ARIZONA
		Stacy L. Shuman

This agreement, with conditional admissions, is submitted freely and voluntarily and not under coercion or intimidation. I acknowledge my duty under the Rules of the Supreme Court with respect to discipline and reinstatement. I understand these duties may include notification of clients, return of property and other rules pertaining to suspension.

DATED this 22 day of January, 2013.

Gil Shaw

Original filed with the Disciplinary Clerk of the Office of the Presiding Disciplinary Judge this 22nd day of January, 2013.

Copies of the foregoing mailed/<u>emailed</u> this 22nd day of January, 2013, to:

Gil Shaw
Gil Shaw Attorney & Counselor at Law
125 Grove Avenue
Prescott, Arizona 86301-2909
Email: prescottlawyer@gmail.com
Respondent

Copy of the foregoing <u>emailed</u> this 22nd day of January, 2013, to:

William J. O'Neil
Presiding Disciplinary Judge
Supreme Court of Arizona
1501 West Washington Street, Suite 104
Phoenix, Arizona 85007
Email: officepdj@courts.az.gov
Ihopkins@courts.az.gov

Copy of the foregoing hand-delivered this 22nd day of January, 2013, to:

Lawyer Regulation Records Manager State Bar of Arizona 4201 North 24th Street, Suite 100 Phoenix, Arizona 85016-6266

By: Rodney T. Brub
SLS/Ab

BEFORE THE ATTORNEY DISCIPLINE PROBABLE CAUSE COMMITTEE OF THE SUPREME COURT OF ARIZONA

AUG 1 0 2012

STATE BAR OF ARIZONA
BY Jan 2 Contoya

IN THE MATTER OF A MEMBER OF THE STATE BAR OF ARIZONA

GIL SHAW Bar No. 009290

Respondent

PROBABLE CAUSE ORDER

No. 11-1003

The Attorney Discipline Probable Cause Committee of the Arizona Supreme Court ("Committee") reviewed this matter on August 10, 2012, pursuant to Rules 50 and 55, Ariz. R. Sup. Ct., for consideration of the State Bar's Report of Investigation and Recommendation.

By a vote of 6-0-3,¹ the Committee finds probable cause exists to file a complaint against Respondent in File Number 11-1003.

IT IS THEREFORE ORDERED pursuant to Rules 55(c) and 58(a), Ariz. R. Sup. Ct., authorizing the State Bar Counsel to prepare and file a complaint with the Disciplinary Clerk.

Parties may not file motions for reconsideration of this Order.

DATED this 10th day of August, 2012.

Daisy Flores, Vice Chair

Attorney Discipline Probable Cause Committee of the Supreme Court of Arizona

Committee members Judge Lawrence Winthrop, Ben Harrison and Ella Johnson did not participate in this matter.

Original of the foregoing filed this $\underline{10^{r}}$ day of August, 2012 with:

Lawyer Regulation Records Department State Bar of Arizona 4201 North 24th Street, Suite 100 Phoenix, Arizona 85016-6266 Copy mailed this 137th day of August, 2012, to:

Gil Shaw
Gil Shaw Attorney & Counselor at Law
105 South Cortez, 2nd Floor
Prescott, Arizona 86303
Respondent

Copy of the foregoing emailed this 13Th day of August, 2012, to:

Attorney Discipline Probable Cause Committee of the Supreme Court of Arizona 1501 West Washington Street, Suite 104 Phoenix, Arizona 85007 E-mail: ProbableCauseComm@courts.az.gov

Lawyer Regulation Records Manager State Bar of Arizona 4201 North 24th Street, Suite 100 Phoenix, Arizona 85016-6266

by: Dine C. Hellen

EXHIBIT "A"

Statement of Costs and Expenses

In the Matter of a Member of the State Bar of Arizona, Gil Shaw, Bar No. 009290, Respondent

PDJ-2012-9096

File No(s). 11-1003

Administrative Expenses

The Supreme Court of Arizona has adopted a schedule of administrative expenses to be assessed in lawyer discipline. If the number of charges/complainants exceeds five, the assessment for the general administrative expenses shall increase by 20% for each additional charge/complainant where a violation is admitted or proven.

Factors considered in the administrative expense are time expended by staff bar counsel, paralegal, secretaries, typists, file clerks and messenger; and normal postage charges, telephone costs, office supplies and all similar factors generally attributed to office overhead. As a matter of course, administrative costs will increase based on the length of time it takes a matter to proceed through the adjudication process.

General Administrative Expenses for above-numbered proceedings

\$1,200.00

Additional costs incurred by the State Bar of Arizona in the processing of this disciplinary matter, and not included in administrative expenses, are itemized below.

Staff Investigator/Miscellaneous Charges

Total for staff investigator charges

\$ 0.00

TOTAL COSTS AND EXPENSES INCURRED

\$1,200.00

Sandra E. Montoya

Lawyer Regulation Records Manager

-4-

12-27-12



BEFORE THE PRESIDING DISCIPLINARY JUDGE OF THE SUPREME COURT OF ARIZONA

IN THE MATTER OF A MEMBER OF THE STATE BAR OF ARIZONA,

Gil Shaw Bar No. 009290

Respondent.

PDJ-2012-9096

FINAL JUDGMENT AND ORDER

State Bar File No. 11-1003

The undersigned Presiding Disciplinary Judge of the Supreme Court of Arizona, having reviewed the Agreement for Discipline by Consent filed on January 22, 2013, pursuant to Rule 57(a), Ariz. R. Sup. Ct., hereby accepts the parties' proposed agreement. Accordingly:

IT IS HEREBY ORDERED that Respondent, Gil Shaw, is hereby suspended for a period of six months and one day for his conduct in violation of the Arizona Rules of Professional Conduct, as outlined in the consent documents, effective on April 1, 2013. Effective immediately, Respondent shall not take on any new clients or any new matters for existing clients. Respondent shall immediately advise existing clients of this order. Respondent may represent his clients in the following matters that are set for trial in Yavapai County: (1) Starfield v. O'Hara, DO-2012-00733, which is presently set for trial on March 19, 2013; and (2) Loughrige v. Joseph Rech, CV 2011-01541, which is presently set for trial on March 14, 2013. If either trial is continued, for any reason, Respondent shall withdraw from the representation.

IT IS FURTHER ORDERED that, upon reinstatement, Respondent shall be placed on probation with the length, terms, and conditions of probation to be

determined upon reinstatement. Respondent shall be subject to any terms imposed by the Presiding Disciplinary Judge as a result of reinstatement hearings held.

IT IS FURTHER ORDERED that, pursuant to Rule 72 Ariz. R. Sup. Ct., Respondent shall immediately comply with the requirements relating to notification of clients and others.

IT IS FURTHER ORDERED that Respondent pay the costs and expenses of the State Bar of Arizona in the amount of \$______.

IT IS FURTHER ORDERED that Respondent shall pay the costs and expenses incurred by the disciplinary clerk and/or Presiding Disciplinary Judge's Office in connection with these disciplinary proceedings in the amount of

DATED this _____ day of January, 2013.

The Honorable William J. O'Neil Presiding Disciplinary Judge

Original filed with the Disciplinary Clerk of the Office of the Presiding Disciplinary Judge of the Supreme Court of Arizona this ____ day of January, 2013.

Copies of the foregoing mailed/<u>emailed</u> this _____ day of January, 2013, to:

Gil Shaw
Gil Shaw Attorney & Counselor at Law
125 Grove Avenue
Prescott, Arizona 86301-2909
Email: prescottlawyer@gmail.com
Respondent

Copy of the foregoing hand-delivered/ <u>emailed</u> this day of January, 2013, to:
Stacy L. Shuman Staff Bar Counsel State Bar of Arizona 4201 North 24 th Street, Suite 100 Phoenix, Arizona 85016-6266 Email: <u>lro@staff.azbar.org</u>
Lawyer Regulation Records Manager State Bar of Arizona 4201 North 24 th Street, Suite 100 Phoenix, Arizona 85016-6266 Email: Iro@staff.azbar.org

Ву: ____