

In the Matter of Joshua S. Parilman, Bar No. 021272, File No. PDJ-2011-9027, effective 07/19/2011. Attorney Reprimanded Probation and Costs Ordered.

Pursuant Rule 57(b), Ariz.R.Sup.Ct., the PDJ reprimanded Joshua S. Parilman and imposed a term of probation of no more than one year. Respondent's term of probation requires participation in the State Bar's Ethics Enhancement Program and the payment of costs was also imposed.

This matter arose as reciprocal discipline from the Indiana Supreme Court barring Mr. Parilman from practicing law in the State of Indiana. The PDJ noticed the parties and requested they state any claim as to why the imposition of identical or substantially similar discipline in Arizona would be unwarranted and reasons therefor. Both parties filed claims asserting that imposition of the same discipline would result in a "grave injustice," pursuant to Rule 57(b)(3)(C), Ariz.R.Sup.Ct.

Respondent stipulated that in Indiana he held himself out to the public and or represented that he was licensed to practice law in Indiana and used public communication containing false, fraudulent, misleading, deceptive, self laudatory or unfair statement or claim which also implied that he was a lawyer certified or recognized as a specialist. Those statements or claims, specifically that Respondent's firm was a national firm and specialized in automobile accidents, may have caused a person to misunderstand or be deceived.

Respondent's negligent misconduct cause actual and potential injury to clients, the legal system and as a professional and constituted grounds for the imposition of discipline pursuant to the Rules of the Supreme Court of Arizona and violated Rule 42, ERs 5.5(b)(2), 7.1 and 7.4(a).

In evaluating aggravating and mitigating factors, the following factors were found:

In aggravation: 9.22(b) (selfish or dishonest motive) and 9.22(i) (substantial experience in the practice of law);

In mitigation: 9.32(a) (absence of prior disciplinary history) and 9.22(e) (full and free disclosure to disciplinary Board or cooperative attitude toward proceedings).

The PDJ imposed the alternative discipline of reprimand, pursuant to Rule 57(b)(4)(B), Ariz.R.Sup.Ct., and costs in the amount of \$1,200.00 were awarded. The proposed final judgment and order is reviewed, approved and signed.