

**In the Matter of Alan E. Gooding. Bar No. 023606, PDJ-2011-9001 [No. 10-0421, 10-1585, 10-1900, 10-1954]**

04/22/2011. *Attorney Suspended For Six Months and One Day plus two years probation.*

The PDJ approved a Conditional Agreement for Discipline by Consent submitted by the parties and suspended Alan E. Gooding, attorney registration number 023606, from the practice of law for six month and one day with probation upon reinstatement. The suspension was effective May 22, 2011.

In January, 2008, Respondent was retained to represent a partnership that was a defendant in a lawsuit. His clients directed Respondent file a motion to remove one of the plaintiffs; he failed to do so. The client repeatedly called and emailed him; he did not respond. He failed to inform his client that he had not filed the motion until the deadline to file motions had passed and his representation was terminated. When reported to the Bar, he failed to respond to the numerous State Bar letters he received and read and he did not provide the requested information.

On January 20, 2010, Respondent was placed on diversion and was to contact the State Bar's Law Office Management Assistance Program, (LOMAP). He failed to do so. Respondent failed to respond to the numerous State Bar letters he received and read regarding this issue.

In or around March, 2010, Respondent was retained by various companies and filed suit on behalf of them. He served only one of the multiple, named defendants. He did not respond to his clients' calls and emails. He received and read a notice of impending dismissal for lack of service. He did not notify his clients nor take any action as a result of the notice. After his clients reported him to the State Bar, Respondent did not respond to the multiple letters he received and read from the State Bar.

In or around June, 2010, Respondent was retained regarding a guardianship conservatorship matter. He filed a petition for guardianship and conservatorship requesting his client be appointed guardian conservator for her mother. When his client would call, he did not always return those calls. He failed to ask for a final hearing to appoint his client permanent guardian conservator. After his client reported him to the State Bar, Respondent did not respond to the multiple letters he received and read from the State Bar.

Respondent had no prior disciplinary record.

Respondent's misconduct constituted grounds for the imposition of discipline pursuant to the Rules of the Supreme Court of Arizona, and violated Rule 42, ER 1.2(a), 1.3, 1.4(a)(3 ) and (4), 3.2, 8.1(b), 8.4(d), and Rule 53(d) and (e) and (f), Ariz.R.Sup.Ct.