

Bradley F. Perry, Bar No. 025682
Staff Bar Counsel
State Bar of Arizona
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BEFORE THE PRESIDING DISCIPLINARY JUDGE

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

RICHARD A. MADRIL
Bar No. 034676

Respondent.

PDJ 2021-9011

CONSENT TO
DISBARMENT

State Bar No. 19-3494

I, Richard A Madril, voluntarily consent to disbarment as a member of the State Bar of Arizona and consent to the removal of my name from the roster of those permitted to practice before this court, and from the roster of the State Bar of Arizona.

I acknowledge that a formal complaint has been made against me and I have admitted to the allegations therein. I have been advised of and have had an opportunity to exercise my right to be represented in this matter by a lawyer. I consent to disbarment freely and voluntarily and not under coercion or

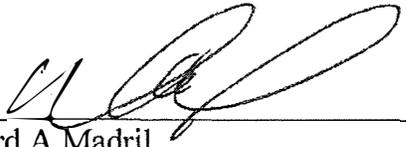
intimidation. I am aware of the rules of the Supreme Court with respect to discipline, disability, resignation and reinstatement, and I understand that any future application by me for admission or reinstatement as a member of the State Bar of Arizona will be treated as an application by a member who has been disbarred for professional misconduct, as set forth in the attached Complaint and Answer (Exhibits A & B).

The State Bar's Statement of Costs and Expenses is attached hereto as Exhibit "C", within thirty (30) days from the date of service of this Order.

A proposed form of Judgment of Disbarment is attached hereto as Exhibit "D."

DONE AT Tucson, Arizona, on Sept. 23rd,

2021.

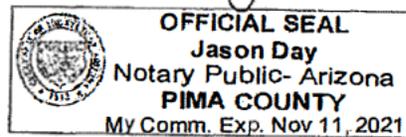
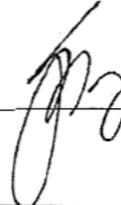


Richard A Madril
Respondent

SUBSCRIBED AND SWORN TO before me this 23 day of Sept, 2021, by

Richard A. Madril, who satisfactorily proved his identity to me.

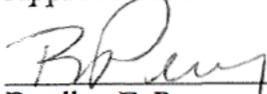
Notary Public



My Commission expires:

11/11/2021

Approved as to Form:



Bradley F. Perry
Staff Bar Counsel

Original filed with the Disciplinary Clerk of
the Office of the Presiding Disciplinary
Judge of the Supreme Court of Arizona
this 27th day of September, 2021.

Copy of foregoing emailed
this 27th day of September, 2021, to:

The Honorable Margaret H. Downie
Presiding Disciplinary Judge
Supreme Court of Arizona
1501 West Washington Street, Suite 102
Phoenix, Arizona 85007
E-mail: of ficepdj@courts.az.gov

Copy of the foregoing emailed
this 27th day of September, 2021, to:

Nancy A. Greenlee
821 E. Fern Dr. North
Phoenix, Arizona 85014-3248
Email: nancy@nancygreenlee.com
Respondent's Counsel

Lawyer Regulation Records Manager
State Bar of Arizona
4201 N. 24th St., Suite 100
Phoenix, Arizona 85016-6266
Email: LRO@staff.azbar.org

by: /s/ Amy S. Ralston
BFP/asr

EXHIBIT “A”

Bradley F. Perry, Bar No. 025682
Staff Bar Counsel
State Bar of Arizona
4201 N. 24th Street, Suite 100
Phoenix, Arizona 85016-6266
Telephone (602)340-7247
Email: LRO@staff.azbar.org

BEFORE THE PRESIDING DISCIPLINARY JUDGE

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

**RICHARD A. MADRIL,
Bar No. 034676,**

Respondent.

PDJ 2021- 9011

COMPLAINT

[State Bar No. 19-3494]

Complaint is made against Respondent as follows:

GENERAL ALLEGATIONS

1. At all times relevant, Respondent was a lawyer licensed to practice law in the state of Arizona having been first admitted to practice in Arizona on October 5, 2018.

COUNT ONE (File No. 19-3494/Madril)

2. On January 16, 2019, a grand jury returned a superseding indictment charging Defendants Marivel Cantu-Madril and her husband Respondent Richard A. Madril with conspiracy. The indictment also charged Defendant Cantu-Madril with one count of mail fraud, one count of wire fraud, two counts of forgery of judicial signatures, and four counts of possession of counterfeit seals of agencies of the United States.

3. Respondent was alleged to have conspired with his wife, Cantu-Madril, to commit forgery of judicial signatures, use and possession of a counterfeit seal of an agency of the United States, mail fraud, or wire fraud. A copy of the indictment is attached as Exhibit A and incorporated herein by reference.

4. Trial began on December 3, 2019. On December 6, 2019, the jury returned a verdict of guilty as to Respondent on the conspiracy charge.

5. On or about December 2, 2020, Respondent was sentenced for “violating Title 18, U.S.C. §371, Conspiracy to Commit Offense or to Defraud the United States, a Class D felony offense, as charged in Count 1 of the Superseding Indictment.” A copy of the sentencing document is attached as Exhibit B and incorporated herein by reference.

6. Respondent was sentenced to three months in the Federal Bureau of Prisons.

7. Respondent's conduct in this Count violates Rule 42, Ariz. R. Sup. Ct., ER 8.4(b) and Rule 54(g), Ariz. R. Sup. Ct.

DATED this 8th day of March, 2021.

STATE BAR OF ARIZONA

/s/ Bradley F. Perry

Bradley F. Perry
Staff Bar Counsel

Original filed with the Disciplinary Clerk of
the Office of the Presiding Disciplinary Judge
of the Supreme Court of Arizona
this 8th day of March, 2021.

by: /s/ Sharon Berkley

BFP:sab

EXHIBIT A

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MATTHEW G. WHITAKER
Acting Attorney General of the United States

FILED

JOHN C. ANDERSON
United States Attorney

2019 JAN 16 PM 5: 22
CLERK US DISTRICT COURT
DISTRICT OF ARIZONA

SEAN J. SULLIVAN
Special Attorney, U.S. Department of Justice
U.S. Attorney's Office, District of New Mexico
201 Third Street, NW, Suite 900
Albuquerque, New Mexico 87102
Telephone: (505) 224-1514
E-mail: sean.j.sullivan@usdoj.gov
Attorney for Plaintiff

UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA

United States of America,

Plaintiff,

v.

Marivel Cantu-Madril,
(Counts 1-10)

Richard A. Madril,
(Count 1)

Defendants.

SUPERSEDING INDICTMENT

CR 18-1309-RM-BPV

VIOLATIONS:

18 U.S.C. § 371 (Conspiracy)
Count 1

18 U.S.C. § 1341
(Mail Fraud)

18 U.S.C. § 2
(Aiding and Abetting)
Count 2

18 U.S.C. § 1343
(Wire Fraud)

18 U.S.C. § 2
(Aiding and Abetting)
Count 3

18 U.S.C. § 505
(Forgery of Judicial Signature)

18 U.S.C. § 2
(Aiding and Abetting)
Count 4-5

18 U.S.C. § 506
(Possession of Counterfeit Seal
of Agency of the United States)
18 U.S.C. § 2
(Aiding and Abetting)
Count 6-10

THE GRAND JURY CHARGES:

Background

1. Defendant **MARIVEL CANTU-MADRIL** (hereinafter, "**CANTU-MADRIL**") was admitted to practice law in the State of Arizona from on or about May 18, 2006, until on or about June 26, 2017. **CANTU-MADRIL** also was previously admitted to practice in the United States Court of Appeals for the Ninth Circuit and federal immigration courts.

2. Defendant **RICHARD A. MADRIL** (hereinafter, "**RICHARD MADRIL**") is the husband of **CANTU-MADRIL**. During the timeframe of this indictment, **RICHARD MADRIL** was admitted to practice law in the State of New Mexico and federal immigration courts.

3. During the timeframe of this indictment, **CANTU-MADRIL** and **RICHARD MADRIL** maintained a private law practice in Tucson, Arizona, specializing in immigration and criminal defense law.

Count 1

4. From on or about September 5, 2012, to on or about October 29, 2018, in Pima County, in the District of Arizona, and elsewhere, the defendants, **MARIVEL CANTU-MADRIL** and **RICHARD MADRIL**, knowingly, unlawfully, and willfully combined, conspired, confederated, agreed, and acted interdependently with one another and with others

United States v. Cantu-Madril et al.
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1 known and unknown to the Grand Jury, to commit the offenses of forgery of judicial signatures,
2 in violation of 18 U.S.C. § 505; use and possession of a counterfeit seal of an agency of the
3 United States, in violation of 18 U.S.C. § 506; mail fraud, in violation of 18 U.S.C. § 1341; and
4 wire fraud, in violation of 18 U.S.C. § 1343.

5
6 Manner and Means

7 5. The manner and means by which **MARIVEL CANTU-MADRIL** and
8 **RICHARD A. MADRIL** sought to accomplish the objectives of the conspiracy included, among
9 other conduct, the following:

10 a. Maintaining a law practice offering legal services in immigration matters and
11 criminal defense.

12 b. Accepting payment from clients for dishonest and ineffective legal representation
13 and counsel.

14 c. Advising clients that they were eligible for privileges and benefits from the
15 government of the United States when the clients were actually ineligible for such privileges and
16 benefits based on federal immigration law.

17 d. Advising clients that they were ineligible for lawful immigration status and other
18 privileges and benefits from the government of the United States when the clients were actually
19 eligible for such privileges and benefits based on federal immigration law.

20 e. Deceiving clients about the status of their cases and petitions and applications to
21 federal agencies.

22 f. Making false statements to clients and government officials in person, by mail,
23 and by electronic means.
24

1 11. On or about October 21, 2012, **CANTU-MADRIL** falsely stated to Jane Doe 1,
2 in sum and substance, that an immigration hearing in her case was cancelled when in fact no
3 such hearing had been scheduled.

4 12. On or about June 27, 2014, **CANTU-MADRIL** falsely stated to Jane Doe 1, in
5 sum and substance, that **CANTU-MADRIL** intended to appeal the voluntary departure order in
6 her case to the United States Court of Appeals for the Ninth Circuit.

7 13. On or about August 14, 2015, **CANTU-MADRIL** signed a contract agreeing to
8 represent John Doe 1 in an immigration matter.

9 14. On or about August 14, 2015, **CANTU-MADRIL** accepted payment of \$1000
10 from John Doe 1.

11 15. On or about November 4, 2015, **CANTU-MADRIL** sent an email message
12 instructing a person, whose identity is known to the Grand Jury, to impersonate an immigration
13 officer in a telephone conversation with a client.

14 16. On or about November 4, 2015, a person, whose identity is known to the Grand
15 Jury, impersonated an immigration officer in a telephone conversation with a client.

16 17. On or about October 12, 2016, **CANTU-MADRIL** possessed a document, dated
17 June 12, 2014, containing a forged signature of Joan Ryan, a deputy clerk for the United States
18 Court of Appeals for the Ninth Circuit.

19 18. On or about October 12, 2016, **CANTU-MADRIL** possessed a letter addressed to
20 John Doe 3, dated March 1, 2015, containing a counterfeit seal of the United States Department
21 of Homeland Security and U.S. Citizenship and Immigration Services.

22 19. On or about October 12, 2016, **CANTU-MADRIL** and **RICHARD MADRIL**
23 possessed at their law office a letter addressed to John Doe 2, dated July 10, 2015, containing a
24 **United States v. Cantu-Madril et al.**
25 **Indictment; Page 5 of 12**

1 counterfeit seal of the United States Department of Homeland Security and U.S. Citizenship and
2 Immigration Services.

3 20. On or about October 26, 2018, **CANTU-MADRIL** and **RICHARD MADRIL**
4 met with John Doe 1 about his immigration case.

5 21. On or about October 26, 2018, **CANTU-MADRIL** gave John Doe 1 documents
6 falsely indicating that an immigration judge had closed the proceedings against John Doe 1 in the
7 exercise of prosecutorial discretion.

8 22. On or about October 26, 2018, **RICHARD MADRIL** told John Doe 1, in sum
9 and substance, not to attend a hearing in John Doe 1's immigration case scheduled for October
10 29, 2018.

11 23. On or about October 29, 2018, **RICHARD MADRIL**, knowing that **CANTU-**
12 **MADRIL** was not authorized to practice law at that time, falsely informed John Doe 1 that
13 **CANTU-MADRIL** could not represent him at a hearing in immigration court because **CANTU-**
14 **MADRIL** was ill.

15 24. On or about October 29, 2018, **RICHARD MADRIL** represented John Doe 1 at
16 an immigration court hearing where the immigration judge ordered John Doe 1 to voluntarily
17 depart from the United States.

18 In violation of 18 U.S.C. § 371.

19 Count 2

20 25. On or about December 5, 2013, in Pima County, in the District of Arizona, and
21 elsewhere, the defendant, **CANTU-MADRIL**, with intent to defraud, knowingly and
22 intentionally devised and intended to devise a scheme and artifice to defraud by means of
23 materially false and fraudulent pretenses and representations, and for the purpose of executing
24 **United States v. Cantu-Madril et al.**
25 Indictment; Page 6 of 12

1 and in order to effect the scheme and artifice to defraud and to obtain money and property by
2 way of materially false and fraudulent pretenses, representations, and promises, the defendant
3 mailed and caused a document to be delivered by the United States Postal Service.

4 The Scheme and Artifice

5 26. **CANTU-MADRIL** previously represented Jane Doe 1 in immigration matters
6 arising after Jane Doe 1's detention. During this representation, **CANTU-MADRIL** prepared an
7 "I-765, Application for Employment Authorization" on Jane Doe's behalf. The purpose of the I-
8 765 application was to obtain an employment authorization document from the federal
9 government so that Jane Doe 1 could work legally in the United States.

10 27. **CANTU-MADRIL** knowingly and intentionally entered false information on
11 Jane Doe 1's application. **CANTU-MADRIL** entered this false information for the purpose of
12 improving Jane Doe 1's chances of being approved for the application. Specifically, **CANTU-**
13 **MADRIL** stated that Jane Doe 1 had last entered the United States on February 10, 2000, in
14 Nogales, Arizona. However, Jane Doe 1 entered the United States on or after February 13, 2008.
15 **CANTU-MADRIL** knew the information in Jane Doe 1's application about Jane Doe 1's date of
16 last entry was false.

17 28. **CANTU-MADRIL** also falsely stated in Jane Doe 1's application that Jane Doe 1
18 entered the United States as a lawful "visitor" and remained a lawful "visitor" at the time of the
19 application. However, **CANTU-MADRIL** knew from representing Jane Doe 1 after her
20 detention by immigration officials in 2010 that Jane Doe 1 was not a lawful visitor.

21 29. **CANTU-MADRIL** and Jane Doe 1 signed Jane Doe 1's application for
22 employment authorization on or about December 5, 2013. Soon thereafter, **CANTU-MADRIL**
23

1 mailed the application, or caused the application to be mailed, to United States Citizenship and
2 Immigration Services in Phoenix, Arizona.

3 Execution of the Scheme and Artifice

4 30. On or about December 5, 2013, for the purpose of executing and in order to effect
5 the scheme and artifice to defraud and to obtain money and property by way of materially false
6 and fraudulent pretenses, representations, and promises, the defendant, **CANTU-MADRIL**,
7 mailed and caused the delivery by the United States Postal Service to U.S. Citizenship and
8 Immigration Services, 1820 East Skyharbor Circle South, Phoenix, Arizona, 85034, according to
9 the directions thereon, of a document, specifically a Department of Homeland Security, U.S.
10 Citizenship and Immigration Services, I-765, Application for Employment Authorization, in
11 violation of 18 U.S.C. § 1341 and 18 U.S.C. § 2.
12

13
14 Count 3

15 31. On or about October 2, 2016, in Pima County, in the District of Arizona, and
16 elsewhere, the defendant, **CANTU-MADRIL**, with intent to defraud, knowingly and
17 intentionally devised and intended to devise a scheme and artifice to defraud by means of
18 materially false and fraudulent pretenses and representations, and for the purpose of executing
19 and in order to effect the scheme and artifice to defraud and to obtain money and property by
20 way of materially false and fraudulent pretenses, representations, and promises, the defendant
21 transmitted and caused to be transmitted by means of wire communication, an email message, as
22 further described below.
23

24 The Scheme and Artifice

25
26 32. **CANTU-MADRIL** represented John Doe 4 in immigration matters. During this
27 representation, **CANTU-MADRIL**, told John Doe 4, in sum and substance, that **CANTU-**
28 **United States v. Cantu-Madril et al.**
Indictment; Page 8 of 12

1 **MADRIL** was assisting him in obtaining a visa to enter the United States lawfully. **CANTU-**
2 **MADRIL** further advised John Doe 4, in sum and substance, that **CANTU-MADRIL** was
3 assisting him in obtaining permanent residency status in the United States. **CANTU-MADRIL**
4 accepted fees for these legal services.

5 33. While representing John Doe 4, **CANTU-MADRIL** knew that John Doe 4 had
6 been previously ordered to voluntarily depart from the United States and could not obtain
7 permission or authority to re-enter the United States until at least 2020. Nevertheless, **CANTU-**
8 **MADRIL** sent John Doe 4 an email message purportedly from an official at the United States
9 Consulate in Mexico falsely informing John Doe 4 that he had been granted a visa and was
10 immediately eligible to apply for permanent residency. **CANTU-MADRIL** sent this email
11 while present in Arizona knowing that John Doe 4 would receive the email in Mexico.
12
13

14 Execution of the Scheme and Artifice

15 34. On or about October 2, 2016, for the purpose of executing and in order to effect
16 the scheme and artifice to defraud and to obtain money and property by way of materially false
17 and fraudulent pretenses, representations, and promises, the defendant, **MARIVEL CANTU-**
18 **MADRIL**, transmitted and caused to be transmitted by means of wire communication, in
19 interstate and foreign commerce, writings, signs, signals, pictures, and sounds, and writings,
20 specifically an email message from NVCSERVICIOSDELVISA@mail.com to
21 Roxascorro@gmail.com, in violation of 18 U.S.C. § 1343.
22
23

24 Count 4

25 35. Between April 29, 2014, and July 31, 2014, in Pima County, in the District of
26 Arizona, and elsewhere, the defendant, **MARIVEL CANTU-MADRIL**, forged the signature of
27 an officer of a court of the United States, to wit: Joan Ryan, a deputy clerk of the United States
28 **United States v. Cantu-Madril et al.**
Indictment; Page 9 of 12

1 Court of Appeals for the Ninth Circuit, for the purpose of authenticating a proceeding or
2 document, a receipt of payment, knowing such signature to be false and counterfeit, in violation
3 of 18 U.S.C. § 505 and 18 U.S.C. § 2.

4 Count 5

5 36. Between March 6, 2014, and October 31, 2014, in Pima County, in the District of
6 Arizona, and elsewhere, the defendant, **MARIVEL CANTU-MADRIL**, forged the signature of
7 an officer of a court of the United States, to wit: Joan Ryan, a deputy clerk of the United States
8 Court of Appeals for the Ninth Circuit, for the purpose of authenticating a proceeding or
9 document, a receipt of payment, knowing such signature to be false and counterfeit, in violation
10 of 18 U.S.C. § 505 and 18 U.S.C. § 2.

11 Count 6

12 37. On or about December 4, 2014, in Pima County, in the District of Arizona, and
13 elsewhere, the defendant, **MARIVEL CANTU-MADRIL**, knowingly used, affixed, and
14 impressed a fraudulently made, forged, counterfeited, mutilated, and altered seal of any
15 department or agency of the United States and facsimile thereof to and upon a certificate,
16 instrument, commission, document, and paper, specifically a letter to John Doe 4, in violation of
17 18 U.S.C. § 506 and 18 U.S.C. § 2.

18 Count 7

19 38. On or about January 16, 2015, in Pima County, in the District of Arizona, and
20 elsewhere, the defendant, **MARIVEL CANTU-MADRIL**, knowingly used, affixed, and
21 impressed a fraudulently made, forged, counterfeited, mutilated, and altered seal of any
22 department or agency of the United States and facsimile thereof to and upon a certificate,
23
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1 instrument, commission, document, and paper, specifically a letter to John Doe 4, in violation of
2 18 U.S.C. § 506 and 18 U.S.C. § 2.

3
4 Count 8

5 39. On or about March 1, 2015, in Pima County, in the District of Arizona, and
6 elsewhere, the defendant, **MARIVEL CANTU-MADRIL**, knowingly used, affixed, and
7 impressed a fraudulently made, forged, counterfeited, mutilated, and altered seal of any
8 department or agency of the United States and facsimile thereof to and upon a certificate,
9 instrument, commission, document, and paper, specifically a letter to John Doe 3, in violation of
10 18 U.S.C. § 506 and 18 U.S.C. § 2.
11

12
13 Count 9

14 40. On or about July 16, 2015, in Pima County, in the District of Arizona, and
15 elsewhere, the defendant, **MARIVEL CANTU-MADRIL**, knowingly used, affixed, and
16 impressed a fraudulently made, forged, counterfeited, mutilated, and altered seal of any
17 department or agency of the United States and facsimile thereof to and upon a certificate,
18 instrument, commission, document, and paper, specifically a letter to John Doe 2, in violation of
19 18 U.S.C. § 506 and 18 U.S.C. § 2.
20

21 Count 10

22 41. On or about July 27, 2015, in Pima County, in the District of Arizona, and
23 elsewhere, the defendant, **MARIVEL CANTU-MADRIL**, knowingly used, affixed, and
24 impressed a fraudulently made, forged, counterfeited, mutilated, and altered seal of any
25 department or agency of the United States and facsimile thereof to and upon a certificate,
26
27

1 instrument, commission, document, and paper, specifically a letter to John Doe 2, in violation of
2 18 U.S.C. § 506 and 18 U.S.C. § 2.

3 **A TRUE BILL**

4 **/ S /**

5 _____
6 Presiding Juror

7 **MATTHEW G. WHITAKER**
8 Acting Attorney General of the United States

9 **JOHN C. ANDERSON**
10 United States Attorney
11 District of New Mexico

12 **/ S /**

13 _____
14 Sean J. Sullivan
15 Special Attorney
16 U.S. Department of Justice
17 U.S. Attorney's Office, District of New Mexico

18 **JAN 16 2019**

19 **REDACTED FOR**
20 **PUBLIC DISCLOSURE**

EXHIBIT B

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

United States of America

v.

Richard A. Madril

JUDGMENT IN A CRIMINAL CASE

(For Offenses Committed On or After November 1, 1987)

No. CR-18-01309-002-TUC-RM (LAB)

Peter Anastasius Matiatos (Retained)

Attorney for Defendant

USM#: 10915-508

THERE WAS A VERDICT OF guilty on 12/6/2019 as to Count 1 of the Superseding Indictment.

ACCORDINGLY, THE COURT HAS ADJUDICATED THAT THE DEFENDANT IS GUILTY OF THE FOLLOWING OFFENSE(S): violating Title 18, U.S.C. §371, Conspiracy to Commit Offense or to Defraud the United States, a Class D felony offense, as charged in Count 1 of the Superseding Indictment.

IT IS THE JUDGMENT OF THIS COURT THAT the defendant is committed to the custody of the Bureau of Prisons for a term of **THREE (3) MONTHS**. Upon release from imprisonment, the defendant shall be placed on supervised release for a term of **FIVE (5) YEARS**.

CRIMINAL MONETARY PENALTIES

The defendant shall pay to the Clerk the following total criminal monetary penalties:

SPECIAL ASSESSMENT: \$100.00

FINE: WAIVED

RESTITUTION: To Be Determined

The Court finds the defendant does not have the ability to pay a fine and orders the fine waived.

The defendant shall pay a special assessment of \$100.00 which shall be due immediately.

The defendant shall pay a total of \$100.00 in criminal monetary penalties, due immediately. Having assessed the defendant's ability to pay, payments of the total criminal monetary penalties are due as follows: Balance is due in equal monthly installments of \$25.00 over a period of 4 months to commence 14 days after the date of this judgment.

If incarcerated, payment of criminal monetary penalties is due during imprisonment at a rate of not less than \$25 per quarter and payment shall be made through the Bureau of Prisons' Inmate Financial Responsibility Program. Criminal monetary payments shall be made to the Clerk of U.S. District Court, Attention: Finance, Suite 130, 401 West Washington Street, SPC 1, Phoenix, Arizona 85003-2118. Payments should be credited to the various monetary penalties imposed by the Court in the priority

CR-18-01309-002-TUC-RM (LAB)
USA vs. Richard A. Madril

Page 2 of 4

established under 18 U.S.C. § 3612(c). The total special assessment of \$100.00 shall be paid pursuant to Title 18, United States Code, Section 3013 for Count 1 of the Superseding Indictment.

Payments shall be applied in the following order: (1) assessment, (2) restitution principal, (3) restitution interest, (4) AVAA assessment, (5) fine principal, (6) fine interest, (7) community restitution, (8) JVTAs assessment, (9) penalties, (10) costs, including cost of prosecution and court costs.

Any unpaid balance shall become a condition of supervision and shall be paid within 90 days prior to the expiration of supervision. Until all restitutions, fines, special assessments and costs are fully paid, the defendant shall immediately notify the Clerk, U.S. District Court, of any change in name and address. The Court hereby waives the imposition of interest and penalties on any unpaid balances.

SUPERVISED RELEASE

It is ordered that while on supervised release, the defendant must comply with the mandatory and standard conditions of supervision as adopted by this court, in General Order 17-18, which incorporates the requirements of USSG §§ 5B1.3 and 5D1.2. Of particular importance, the defendant must not commit another federal, state, or local crime during the term of supervision. Within 72 hours of sentencing or release from the custody of the Bureau of Prisons the defendant must report in person to the Probation Office in the district to which the defendant is released. The defendant must comply with the following conditions:

MANDATORY CONDITIONS

- 1) You must not commit another federal, state or local crime.
- 2) You must not unlawfully possess a controlled substance. The use or possession of marijuana, even with a physician's certification, is not permitted.
- 3) You must refrain from any unlawful use of a controlled substance. The use or possession of marijuana, even with a physician's certification, is not permitted. Unless suspended by the Court, you must submit to one drug test within 15 days of release from imprisonment and at least two periodic drug tests thereafter, as determined by the court.

STANDARD CONDITIONS

- 1) You must report to the probation office in the federal judicial district where you are authorized to reside within 72 hours of sentencing or your release from imprisonment, unless the probation officer instructs you to report to a different probation office or within a different time frame.
- 2) After initially reporting to the probation office, you will receive instructions from the court or the probation officer about how and when you must report to the probation officer, and you must report to the probation officer as instructed.
- 3) You must not knowingly leave the federal judicial district where you are authorized to reside without first getting permission from the court or the probation officer.
- 4) You must answer truthfully the questions asked by your probation officer.
- 5) You must live at a place approved by the probation officer. If you plan to change where you live

- or anything about your living arrangements (such as the people you live with), you must notify the probation officer at least 10 days before the change. If notifying the probation officer in advance is not possible due to unanticipated circumstances, you must notify the probation officer within 72 hours of becoming aware of a change or expected change.
- 6) You must allow the probation officer to visit you at any time at your home or elsewhere, and you must permit the probation officer to take any items prohibited by the conditions of your supervision that he or she observes in plain view.
 - 7) You must work full time (at least 30 hours per week) at a lawful type of employment, unless the probation officer excuses you from doing so. If you do not have full-time employment you must try to find full-time employment, unless the probation officer excuses you from doing so. If you plan to change where you work or anything about your work (such as your position or your job responsibilities), you must notify the probation officer at least 10 days before the change. If notifying the probation officer at least 10 days in advance is not possible due to unanticipated circumstances, you must notify the probation officer within 72 hours of becoming aware of a change or expected change.
 - 8) You must not communicate or interact with someone you know is engaged in criminal activity. If you know someone has been convicted of a felony, you must not knowingly communicate or interact with that person without first getting the permission of the probation officer.
 - 9) If you are arrested or questioned by a law enforcement officer, you must notify the probation officer within 72 hours.
 - 10) You must not own, possess, or have access to a firearm, ammunition, destructive device, or dangerous weapon (i.e., anything that was designed, or was modified for, the specific purpose of causing bodily injury or death to another person such as nunchakus or tasers).
 - 11) You must not act or make any agreement with a law enforcement agency to act as a confidential human source or informant without first getting the permission of the court.
 - 12) If the probation officer determines that you pose a risk to another person (including an organization), the probation officer may require you to notify the person about the risk and you must comply with that instruction. The probation officer may contact the person and confirm that you have notified the person about the risk.
 - 13) You must follow the instructions of the probation officer related to the conditions of supervision.

SPECIAL CONDITIONS

The following special conditions are in addition to the conditions of supervised release or supersede any related standard condition:

- 1) You must submit your person, property, house, residence, vehicle, papers, or office to a search conducted by a probation officer. Failure to submit to a search may be grounds for revocation of

release. You must warn any other occupants that the premises may be subject to searches pursuant to this condition.

- 2) You must provide the probation officer with access to any requested financial information and authorize the release of any financial information. The probation office may share financial information with the U.S. Attorney’s Office.
- 3) You are prohibited from making major purchases, incurring new financial obligations, or entering into any financial contracts without the prior approval of the probation officer.
- 4) You must cooperate in the collection of DNA as directed by the probation officer.
- 5) You must notify the court of any material change in your economic circumstances that might affect your ability to pay restitution, fines or special assessments.
- 6) You are prohibited from being self-employed in the legal field but may work as such an employee with the prior approval of the probation officer if your employer is aware of potential third-party risks.

The Court may change the conditions of probation or supervised release or extend the term of supervision, if less than the authorized maximum, at any time during the period of probation or supervised release. The Court may issue a warrant and revoke the original or any subsequent sentence for a violation occurring during the period of probation or supervised release.

THE DEFENDANT IS ADVISED OF DEFENDANT'S RIGHT TO APPEAL BY FILING A NOTICE OF APPEAL IN WRITING WITHIN 14 DAYS OF ENTRY OF JUDGMENT.

The Court orders commitment to the custody of the Bureau of Prisons.

The defendant shall self-surrender for service of sentence at the institution designated by the Bureau of Prisons or to the United States Marshal by 12:00 p.m. on March 12, 2021.

Date of Imposition of Sentence: **Wednesday, December 02, 2020**

Dated this 3rd day of December, 2020.



Honorable Rosemary Márquez
United States District Judge

RETURN

I have executed this Judgment as follows: _____, the institution
 defendant delivered on _____ to _____ at _____
 designated by the Bureau of Prisons with a certified copy of this judgment in a Criminal case.

United States Marshal By: _____ Deputy Marshal

EXHIBIT “B”

1 **Nancy A. Greenlee**
2 Attorney and Counselor at Law
3 821 East Fern Drive North
4 Phoenix, Arizona 85014
5 Telephone: (602) 264-8110
6 Email: nancy@nancygreenlee.com
7 State Bar No. 010892
8 Attorney for Respondent

9 **BEFORE THE PRESIDING DISCIPLINARY JUDGE**

10 **IN THE MATTER OF A SUSPENDED**
11 **MEMBER OF THE STATE BAR OF**
12 **ARIZONA,**

13 **RICHARD A. MADRIL,**
14 **Bar No. 034676,**

15 Respondent.

16 **PDJ 2021-9011**

17 **RESPONDENT'S ANSWER**

18 [State Bar No. 19-3494]

19 Respondent, through undersigned counsel, Answers as follows:

20 **GENERAL ALLEGATIONS**

21 1. Respondent admits the allegations contained in paragraph 1.

22 **COUNT ONE (File No. 19-3493/Madril)**

23 2. Respondent admits the allegations contained in paragraph 2.

24 3. Respondent admits the allegations contained in paragraph 3.

25 4. Respondent admits the allegations contained in paragraph 4.

5. Respondent admits the allegations contained in paragraph 5.

6. Respondent admits the allegations contained in paragraph 6.

1 7. Respondent admits the allegations contained in paragraph 7, and
2 requests the right to present evidence in mitigation in order to determine
3 the appropriate disciplinary sanction.
4

5 Respondent's address of record is: PO Box 504, Tucson, AZ 85703.

6 DATED this 26th day of March, 2021.

7
8 

9 _____
10 Nancy A. Greenlee
11 Attorney for Respondent

12 Original filed by email this 26th day of March, 2021,
13 with the Disciplinary Clerk of the Office of Presiding
14 Disciplinary Judge.

15 Copy email/mailed this 26th day of March, 2021, to:

16 Bradley F. Perry
17 Staff Bar Counsel
18 State Bar of Arizona
19 4201 N. 24th St. Ste. 100
20 Phoenix, AZ 85015-6266
21 Email: lro@staff.azbar.org

22
23
24
25
26 by: 

EXHIBIT “C”

Statement of Costs and Expenses

In the Matter of a Suspended Member of the State Bar of Arizona
Richard A. Madril, Bar No. 034676, Respondent

File No. 19-3494

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.

Additional Costs

02/24/20	Computer investigation reports, PACER	\$ 1.40
	Total for additional costs	<u>\$ 1.40</u>
	TOTAL COSTS AND EXPENSES INCURRED	<u>\$ 1,201.40</u>

EXHIBIT “D”

BEFORE THE PRESIDING DISCIPLINARY JUDGE

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

**RICHARD A. MADRIL
Bar No. 034676**

Respondent.

PDJ 2021-9011

JUDGMENT OF DISBARMENT

State Bar No. 19-3494

Pursuant to Rule 57, Ariz. R. Sup. Ct., the parties filed with the disciplinary clerk a Consent to Disbarment (Consent). The Consent, being in compliance with Rule 57(a)(5), and the Presiding Disciplinary Judge having considered it,

Now therefore,

IT IS ORDERED accepting the Consent and disbarring Respondent, Richard A. Madril, Bar No. 034676, from the State Bar of Arizona effective immediately. His name is stricken from the roll of lawyers and he is no longer entitled to the rights and privileges of a lawyer but remains subject to the jurisdiction of the court.

IT IS FURTHER ORDERED Respondent shall immediately comply with the requirements of Rule 72, Ariz. R. Sup. Ct. which include but are not limited to notification of clients and others and filing all notices and affidavits required.

IT IS FURTHER ORDERED under Rule 57(a)(5)(C), no further disciplinary action shall be taken regarding the matters that are the subject of the charges upon which the Consent and this judgment of disbarment are based.

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

DATED this _____ day of _____, 2021.

Margaret H. Downie, Presiding Disciplinary Judge

Copies of the foregoing mailed/mailed
this _____ day of September, 2021.

Nancy A. Greenlee, Bar No. 010892,
821 E. Fern Dr North
Phoenix, Arizona 85014-3248
Telephone: (602) 264-8110
Email: nancy@nancygreenlee.com
Respondent's Counsel

Bradley F. Perry
Staff Bar Counsel
State Bar of Arizona
4201 N. 24th Street, Suite 100
Phoenix, Arizona 85016-6266
Email: LRO@staff.azbar.org

by: _____

BEFORE THE PRESIDING DISCIPLINARY JUDGE

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

RICHARD A. MADRIL,
Bar No. 034676

Respondent.

PDJ 2021-9011

JUDGMENT OF DISBARMENT

State Bar No. 19-3494

FILED September 27, 2021

On September 27, 2021, the parties submitted a Consent to Disbarment (“Consent”) signed by Respondent Richard A. Madril. The Consent complies with the requirements of Rule 57(a)(5), Ariz. R. Sup. Ct., and is accepted.

IT IS ORDERED disbarring Respondent, **RICHARD A. MADRIL, Bar No. 034676**, effective immediately. His name is stricken from the roll of lawyers in Arizona, and he is no longer entitled to the rights and privileges of a lawyer but remains subject to the jurisdiction of the court.

IT IS FURTHER ORDERED that Respondent comply with the requirements relating to notification of clients and others and file all notices and affidavits required by Rule 72, Ariz. R. Sup. Ct.

IT IS FURTHER ORDERED that, pursuant to Rule 57(a)(5)(C), no further disciplinary action shall be taken regarding the matters that are the subject of the charge(s) upon which the Consent and this Judgment of Disbarment are based.

IT IS FURTHER ORDERED that Respondent pay the costs and expenses of the State Bar of Arizona in the amount of \$ 1,201.40 within 30 days of the date of this order.

DATED this 27th day of September, 2021.

Margaret H. Downie

Margaret H. Downie
Presiding Disciplinary Judge

Copies of the foregoing emailed this 27th day of September, 2021 to:

Nancy A. Greenlee
821 E. Fern Dr North
Phoenix, Arizona 85014-3248
Telephone: (602) 264-8110
Email: nancy@nancygreenlee.com
Respondent's Counsel

Bradley F. Perry
Staff Bar Counsel
State Bar of Arizona
4201 N. 24th Street, Suite 100
Phoenix, Arizona 85016-6266
Email: LRO@staff.azbar.org

by: MSmith