

In the Matter of Vida Z. Flores-Warner, Bar No: 013531, PDJ-2011-9053, effective October 14, 2011. Attorney Reprimanded, Restitution and Costs imposed.

Pursuant to Rule 57(a)(4)(A), Ariz.R.Sup.Ct, the PDJ approved the Agreement for Discipline by Consent submitted by the parties and reprimanded Vida Z. Flores-Warner. Respondent was also ordered to pay \$2,500 in restitution to a former client.

Respondent agreed to represent a client in connection with the latter's Application to Vacate Judgment of Guilt. In the Application, she cited obsolete statutes and incorrect rules of procedure, and demonstrated her lack of understanding of relevant legal doctrines and procedures. In her written fee agreement with the client, Respondent did not adequately communicate the scope of the representation or the basis or rate of the fee for which her client was responsible. Respondent's fee agreement included a clause stating that the fee was immediately earned and not refundable but did not include required language regarding refunds. Finally, the significant errors in her fee agreement rendered it at best ambiguous and at worst unintelligible.

Aggravating factors: prior disciplinary offenses, multiple offenses, vulnerability of victim, and substantial experience in the practice of law.

Mitigating factors: absence of dishonest or selfish motive and full and free disclosure.

Respondent violated Rule 42, Ariz. R. Sup. Ct., specifically ERs 1.1, 1.5(b), 1.5(d)(3), and 3.1.

The agreement is accepted and costs awarded in the amount of \$1,200.00. The proposed final judgment and order is reviewed, approved and signed.