

**In the Matter of Troy P. Foster, Bar No.: 017229, PDJ 2011-9036, filed October 3, 2011.
*Attorney Suspended for one year with probation, 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 suspended Troy P. Foster effective November 2, 2011. Upon reinstatement, Respondent shall be placed probation (MAP) with the length and specific terms to be determined upon reinstatement. Respondent was also ordered to pay restitution.

Respondent was employed by a law firm between January 2007 and August 2009. Following a review of his billable time, the firm determined that a refund was due to numerous clients. Respondent admitted that his some of his billings not properly or ethically billed.

Aggravating factors: a pattern of misconduct, vulnerability of the victims, and substantial experience in the practice of law.

Mitigating factors: absence of a prior disciplinary record, personal or emotional problems, Respondent's cooperative attitude with the State Bar's investigation, his character and reputation, and the imposition of other penalties or sanctions.

Respondent violated Rule 42, Ariz. R. Sup. Ct., specifically ERs 1.5, 8.4(a), and 8.4(c).

The agreement is accepted and costs awarded in the amount of \$1,201.50. The proposed final judgment and order is reviewed, approved and signed.