

The DISCIPLINARY BOARD of the Supreme Court of Pennsylvania

# Case Research Collection

**User Manual** 

# **Case Research Collection**

User Manual

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# I. Introduction

# A. What Is the Case Research Collection?

The Case Research Collection (CRC) is an online database of the Disciplinary Board of the Supreme Court of Pennsylvania's past discipline, making available case information and documents. Entries from January 2016 through the present are included in the CRC. Users are welcome to browse the collection or to utilize a wide variety of search criteria to narrow findings.

To access the Case Research Collection, visit <u>padisciplinaryboard.org/cases/case-research-</u> <u>collection</u>.

#### B. What is available to users?

All entries in the CRC provide a basic set of information, including keywords, rule violations, and disposition. Differing documents are also available for each type of matter.

**Private Discipline:** For discipline matters resulting in a sanction of informal admonition or private reprimand, a summary of discipline is provided, but documents and identifying information remain confidential.

**Public Discipline:** For discipline matters resulting in a sanction of public reprimand, public censure, suspension, or disbarment, the CRC provides Board reports as well as Board and Supreme Court orders and opinions. When appropriate, a joint petition in support of discipline on consent may be provided in place of a Board report. Other confidential documents, including some resignation statements, are not publicly available and are not included in the CRC.

**Reinstatements:** In reinstatement matters, the CRC provides Board reports as well as Supreme Court orders and opinions.



# II. Navigating the Search Form

# A. General Search Criteria

Once logged into the CRC, users are able to search and browse case entries based on a variety of criteria. For digestibility, the search form has been broken into three main sections. The first section – "General Search" – is comprised of the following fields: first name, middle name, last name, and suffix. Users may also search cases by county and by accessibility (i.e. only public discipline, only private discipline, or both).

It is important to note that fields which would provide identifying information, including name and county, will not yield results for private discipline. Searching via keyword(s) may prove most useful in this situation. Searching via keyword(s) is detailed on page 4.





#### **B.** Searching by Rules

Below the "General Search," users will find that they can also search cases by relevant rules. The first drop-down menu on the left allows users to choose from three sources of disciplinary authority: The Rules of Professional Conduct (R.P.C.), The Pennsylvania Rules of Disciplinary Enforcement (Pa.R.D.E.), and The Disciplinary Board Rules and Procedures (D. Bd. Rules). After selecting a rule book, users may choose a rule and paragraph, respectively, from the next two dropdown menus.

	Search By Rules	
Select a Rule Book	Select a Rule	Select a Paragraph
Start typing or select a book	✓ + Type or search ✓	+ Type or search ✓
	Show Additional Fields	
	SEARCH	
	CLEAR FORM	

#### C. Searching by Keyword(s)

Users may also choose to search by a keyword or keywords. Click within the designated search bar to begin typing a keyword or to browse all available keywords. It is important to note that this search function will only respond to keywords from the dropdown menu. Users may begin typing a term as a means of locating a keyword more quickly, but users cannot insert their own keywords manually into the field. *Please see the appendix for a full list of searchable keywords.* 

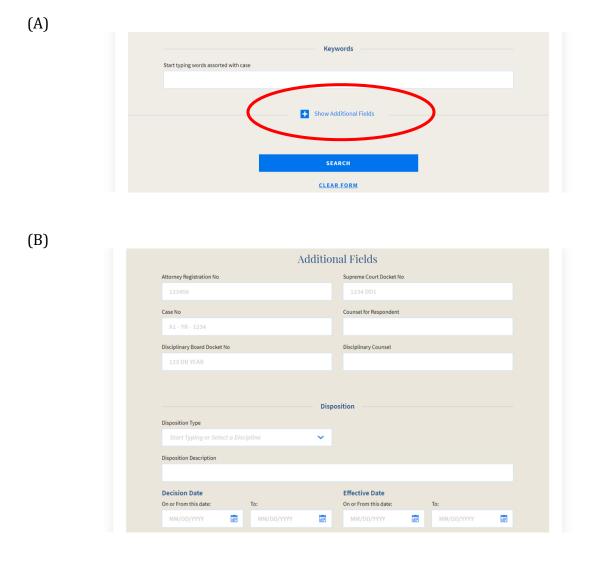
Select a Rule Book	Select a Rule	Select a Paragraph
Start typing or select a book	<ul> <li>✓ + Type or search ✓</li> </ul>	
	Keywords	
Start typing words assorted with case	,	
1		
Abandoned Law Practice		
Abandonment of Clients		
Abuse		
Acceptance of Responsibility		
Access Device Fraud		
Addiction		
Administrative Suspension		•
IPLINARY BOARD FOR ATTORNEYS upreme Court of Pennsylvania Rules	NEWS & MEDIA Newsletter	Sign-up



# **D. Additional Search Fields**

To access additional search fields, click on "Search Additional Fields" found below the "Keywords" search bar (A). Additional fields include attorney registration number, case number, disposition type, decision and effective dates, and more (B). Searching for private discipline via attorney registration number will not yield results; searching via keyword(s) may prove most useful in this situation.

One common search in the "Disposition Description" field (B) is "On Consent". This search will further narrow your results to cases in which a joint petition was granted by the Board or Court.





# **III. Viewing and Sorting Search Results**

After selecting search criteria, click the blue "Search" button to view the results. Users are able to sort the results by the following: disposition date (newest first), disposition date (oldest first), last name (ascending), and last name (descending). Click on the blue "View Case" button to access further details of a particular case.

The DISCIPLINARY BC of the Supreme Court of Permayly			
27 Results (Searching by	i parameters)	🗹 Edit Search Criteria	Start A New Search
		$\langle$	Last Name (Ascending) 🗸 🗸
Barnett, Peter P.,			
Attorney Registration No: 73120	Disposition: S		VIEW CASE
County: Philadelphia Disciplinary Board Docket No: 175		osition: 05/20/2019	
Disciplinary board bucket No. 175	2018		
Boston, Tangie M.,			
Attorney Registration No: 86375	Disposition: S	Suspension	VIEW CASE
County: Philadelphia		osition: 02/12/2020	
Disciplinary Board Docket No: 99 D	B 2018		



#### **IV. Reading Case Entries**

#### A. Overview of Case Details

A case entry is comprised of a variety of informative details. Due to the varying natures of CRC cases, not all data fields will be complete for every case. However, every public case entry will include the respondent's name, registration number, and county, as well as the case number, disposition, date of decision, effective date, and disciplinary counsel. Every private case entry will include the case number, disposition, date of decision, and effective date. Other details may include rule violations, relevant keywords, and more. See the sample entry below.

	Ashton, Jo	hn Joseph, III	
Attorney Registration No. 309909	<sub>County</sub> Philadelphia	Case No. C1-18-643; C1-18-857 C1-18-854; C1-18-975	
Disciplinery Boerd Docket No. 67 DB 2019 Counsel for Respondent	Supreme Court Do 2725 DD3		isciplinery Counsel ubin, Elizabeth J.
Disposition Suspension		Rule Violations R.P.C. 1.1 R.P.C. 1.16 (d)	
Disposition Description 2 years		R.P.C. 1.3 R.P.C. 1.4 (a)	
Date Effective 8/26/2020		R.P.C. 1.4 (b) R.P.C. 3.2	
Case Summary			
Board report or Recommendation		Order/Opinion	
View Report		View Order/Opinion	
Associated Keywords Suspension, Neglect, Failu Cooperate with ODC, Failu	re to Communicate, Abanc re to Appear	lonment of Clients, Failure	to Return Files, Failure to



#### **B.** Available Documents

Entries may also offer varying documents such as a Board or Court order, Board report, joint petition for discipline, resignation statement, or Board or Court opinion. If available for a given case, documents are linked as PDFs. Confidential documents, often resignation statements, are not included in the CRC.

Attorney Registration No. 318069	County Allegheny	Case No. C4-19-158	Date Of Decision 11/9/2020
Disciplinary Board Docket No. 134 DB 2020	Supreme Co 2757 DD3	urt Docket No.	Disciplinary Counsel Napoli, Samuel F.
Counsel for Respondent Breen, David V.			
Disposition		<b>Rule Violations</b>	
Suspension		R.P.C. 8.4 (b) R.P.C. 8.4 (c)	
Disposition Description 1 year and 1 day on conse	ent		
Date Effective 12/9/2020			
Case Summary			

#### **C.** Printing an Entry

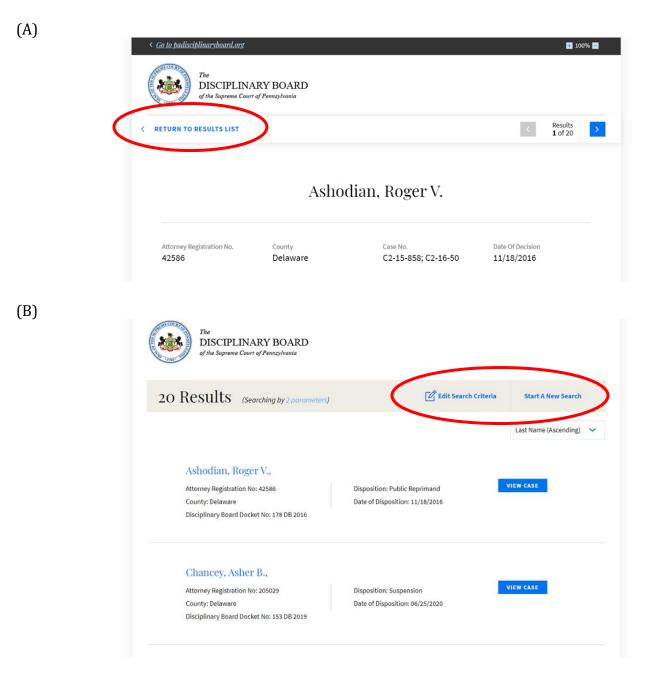
Users may wish to print an entry from the CRC. A link to a printer-friendly view of a case entry can be found below the attached case documents and relevant keywords. This view will open in a new tab and will allow users to print a copy that is free of banners and other page imagery.

<u>View Report</u>	View Order/Opinion	
Associated Keywords		
	ect, Failure to Communicate, Aggravating Factors, Mitigating Factors	
	ect, Failure to Communicate, Aggravating Factors, Mitigating Factors	



# V. Editing Search Criteria vs. Starting a New Search

To return to the search results, click the prompt in the upper left-hand corner (A). Once returned to the results list, a user may choose to continue browsing via the chosen criteria or may wish to view results under different criteria. There are two options for selecting new criteria (B). The "Edit Search Criteria" feature uses the existing criteria as a starting point and allows the user to remove one criterion at a time or to add a new one. If the user plans to search for cases using entirely new criteria, "Start a New Search" is a quicker way of doing so.





# Appendix A: Searchable Keywords in the Case Research Collection (Listed Alphabetically)

Updated February 3, 2023

# A

Abandoned Law Practice Abandonment of Clients Abuse Acceptance of Responsibility Access Device Fraud Addiction Administrative Suspension Admission of Wrongdoing Advertising **Aggravating Factors** Aiding and Abetting Alcohol **Altered Records** Arson Assault **Attempted Murder Attorney Registration** 

# B

Bad Checks Bankruptcy Bar Application Belated Cooperation *Braun* Breach of Duty Breached Confidentiality Bribery Burden Burden Not Met Burglary

# С

Cavalier Attitude Character Witness Child Pornography Civil Rights Client Neglect Cocaine Collateral Estoppel Commingling Communication Community Service Community Support Competence Competent Representation



Condition **Conduct During Suspension Period** Confidentiality **Conflict of Interest** Conspiracy Contact with a Minor Contempt **Controlled Substance** Conversion **Converted Trust Funds** Cooperation **Corporate Counsel Corruption of Minors Court Orders Criminal Conduct Criminal Conviction Criminal Mischief** 

# D

Deceit **Declining/Terminating Representation Depressive Disorder** Diligence Disability - General Disbarment **Discharge Rule to Show Cause Disciplinary Board Disgorge** Fee **Dishonest Conduct** Dishonestv **Disorderly Conduct Disregard for Disciplinary Proceedings** Disruption **Disruptive Conduct** Drug Paraphernalia DUI/DWI

# E

Embezzlement Estate Funds for Personal Use Ethical Violations Ex Parte Excessive Fees Expediting Litigation Extortion F

**Fabricated Documents** Failed to List an Operating Account Failure to Accept Responsibility Failure to Appear Failure to Communicate Failure to Comply Failure to Cooperate with ODC Failure to Disclose Failure to File a Complaint Failure to File Statement of Compliance Failure to Keep Client Informed Failure to Keep Required Records Failure to List an Operating Account Failure to Make Restitution Failure to Pay Withheld Employment Taxes Failure to Present Character Evidence Failure to Produce Records Failure to Provide Written Fee Agreement Failure to Recuse Failure to Report Conviction Failure to Respond to ODC Failure to Return Files Failure to Supervise **False Campaign Reports False Statements False Testimonv** Fee Agreement Fee Dispute Filed in Incorrect Court **Filed Meritless Civil Action** Firearm **Fiscal Irresponsibility Fitness to Practice** Forgery Fraud Frivolous **Frivolous Pleadings** 

# G

Gambling

#### Η

Harassment Health Problems Hostile

#### I Immigration



The DISCIPLINARY BOARD of the Supreme Court of Pennsylvania Inadequate Record Keeping Inappropriate Communications Incompetence Independent Contractors Ineffective Assistance of Counsel Insider Trading Insufficient Rehabilitation Insufficient Time Passed Intentional Prevarication Intimidation Isolated Incident

# J

Judge Judgments and Liens Judicial Candidate Judicial Officer

# K

*Keller* Kids for Cash

# L

Lack of Candor Lack of Competent Representation Lack of Cooperation Lack of Credibility Lack of Diligence Lack of Moral Qualifications Lack of Remorse Law Firm Learning in the Law

# M

Mail Fraud Manslaughter Marijuana Meritorious Claims Misappropriation Misconduct Mishandling Misleading Misleading Mismanagement of Client Funds Mismanagement of IOLTA Account Misrepresentation Misuse of Rules Mitigating Factors Money Laundering Moral Qualifications

# Murder Mutilation of Government Records

# Ν

Neglect No Prior Discipline Nonlawyer Employee

# 0

Obstruction Outstanding Debts

# Р

**Passport Fraud Pension Fund Fraud** Periurv **Pervasive Misconduct Political Corruption** Pornography **Practice in Federal Court Practice Monitor** Prejudicial to the Administration of Justice **Prior Discipline** Probation **Professional Liability Insurance Prohibited Financial Dealings Promoting Prostitution Prompt Distribution** Prosecutor **Psychological Problems** Public Official

# Q

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# R

Racketeering Receiving Stolen Property Recklessly Endangering Record Keeping Rehabilitation Reinstatement Remorse Restitution Rule to Show Cause Ruling Reversed

# S

Safeguard Fiduciary Funds Sanctions Seeking to Influence a Judge Self-Dealing Self-Reported Sexual Abuse Sexual Contact with a Client Sharing Legal Fees Sobriety Monitor Social Media Solicitation Stalking Statutory Sexual Assault Subpoena Suspension

# Т

Tax Evasion Temporary Suspension Terms Modified Theft Therapy Trespassing Tribunal

# U

Unauthorized Practice of Law Unearned Fees Unintentional Violation Unlawful Campaign Contributions Unwanted and Inappropriate Advances

# V

**Violation of Probation** 

# W

Wasted Resources Wire Fraud Witness Tampering Written Agreement

# Х

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- Y
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Z

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# **Appendix B: Searchable Keywords in the Case Research Collection (Listed by Topic)** *February 3, 2023*

# **AGGRAVATING FACTORS**

Abandoned Law Practice **Attorney Registration Cavalier** Attitude **Disregard for Disciplinary Proceedings District Attorney** Failure to Accept Responsibility Failure to Appear Failure to Comply Failure to Cooperate with ODC Failure to Disclose Failure to File Statement of Compliance Failure to Present Character Evidence Failure to Produce Records Failure to Report Conviction Failure to Respond to ODC Iudge Judgments and Liens **Judicial Candidate Iudicial Officer** Lack of Candor Lack of Cooperation Lack of Credibility Lack of Remorse **Misrepresentation to Hearing Committee Prior Arrests Prior Discipline** Prosecutor **Public Official** Wasted Resources

#### BRAUN

ADD (Attention Deficit Disorder) Addiction Alcohol Bipolar Disorder Causal Connection Cocaine Depressive Disorder Disability-General Expert Witness Fitness Practice Monitor Probation Psychological Problems Tribunal



# Unfit to Practice

#### **CLIENT FUNDS**

Commingling Conversion **Converted Trust Funds Dishonest Conduct** Estate Funds for Personal Use **Excessive Fees Fiscal Irresponsibility** Inadequate Record Keeping **Misappropriation Mismanagement of Client Funds Mismanagement of IOLTA Account Prohibited Financial Dealings** Recordkeeping Safeguard Fiduciary Funds Self-Dealing Unearned Fees

#### **CLIENT NEGLECT**

Abandoned Clients Breach of Duty Failure to Communicate Failure to File a Complaint Failure to Keep Client Informed Failure to Keep Required Records Failure to Provide Written Fee Agreement Failure to Return Files **False Statements** Filed in Incorrect Court Incompetence Lack of Competent Representation Lack of Diligence Misrepresentation Neglect Prejudicial to the Administration of Justice Professional Liability Insurance **Prompt Distribution Unearned Fees** 

#### **CRIMINAL CONVICTION**

Abuse Access Device Fraud Accessory After the Fact Aiding and Abetting Arson Assault **Attempted Murder** Bribery Burglary **Child Pornography Civil Rights** Conspiracy Contact with a Minor Contempt **Controlled Substance Corruption of Minors Criminal Conduct Criminal Convictions Criminal Mischief Disorderly Conduct** DUI/DWI **Drug Paraphernalia** Embezzlement Failure to File Tax Returns **False Campaign Reports False Reports False Statements** Forgery Fraud Gambling Harassment Homicide by Vehicle Income Tax Indecent Assault **Insider Trading** Kids for Cash Leaving Scene of an Accident Mail Fraud Manslaughter Marijuana Misleading **Misprision of Felony** Money Laundering Murder **Mutilation of Government Records Passport Fraud Pension Fund Fraud** Perjury **Political Corruption** Pornography Possession with Intent to Deliver **Promoting Prostitution** Racketeering



Receiving Stolen Property Recklessly Endangering Retail Theft Sexual Abuse Solicitation Stalking Statutory Sexual Assault Tax Evasion Theft Trespassing Unauthorized Use of Motor Vehicle Unlawful Campaign Contributions Wire Fraud Witness Tampering

#### DISCIPLINE

Concurrent Condition Consecutive Deterrence Discharge Rule to Show Cause Retroactive Rule to Show Cause Temporary Suspension

#### **MITIGATING FACTORS**

Acceptance of Responsibility Admission of Wrongdoing **Belated** Cooperation Braun **Causal Connection Character Witness Community Activities** Cooperation **Isolated Incident** No Prior Discipline Remorse Reputation Restitution Self-Reported Therapy Unintentional Violation

#### **PROFESSIONAL CONDUCT**

Advertising Altered Records Attorney Registration Bankruptcy Bar Application **Civil Rights Collateral Estoppel** Communication Confidentiality **Conflict of Interest** Contempt **Court Orders** Deceit **Declining/Terminating Representation Disgorge** Fee Dishonestv Disrupt **Disruptive Conduct Ethical Violations** Ex Parte **Expediting Litigation Fabricated Documents** Failure to Pay Withheld Employment Taxes Failure to Recuse Failure to Supervise Fee Agreement Fee Dispute **Filed Meritless Civil Action Frivolous Pleadings** Hostile Immigration **Inappropriate Communications Independent Contractors** Ineffective Assistance of Counsel Intentional Prevarication Intimidation Law Firm **Meritorious** Claims Misconduct Misuse of Rules Nonlawyer Employee **Operating Account Outstanding Debts Pervasive Misconduct** Practice in Federal Court Prejudicial to Bar Admission Assessment Sanctions Seeking to Influence a Judge Sexual Contact with a Client Social Media Subpoena Support Tribunal **Unwanted and Inappropriate Advances** 



# Written Agreement

#### REINSTATEMENT

Burden Burden Not Met **Community Service Community Support** Competence **Conduct During Suspension Period** Disbarment **Expert Opinion** Failure to Make Restitution **False Testimony Financial Problems Fitness to Practice Forever Barred From Practice Insufficient Rehabilitation Insufficient Time Passed** Judgments and Liens Keller Lack of Moral Qualifications Learning in the Law Moral Oualifications Omissions Rehabilitation **Ruling Reversed** Sobriety Monitor Suspension Violation of Probation

#### **UNATHORIZED PRACTICE OF LAW**

Administrative Suspension Corporate Counsel Inactive Status Letterhead Nameplate Non-Lawyer Entity Practice in Federal Court Sharing Legal Fees