

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF THE DISCIPLINE
OF ANDREW P. JONES, ESQ.

No. 43505

FILED

JUL 15 2004

ORDER OF TEMPORARY SUSPENSION

BY *J. A. [Signature]*
DEPUTY CLERK

This is a petition under SCR 102(4)(a) by the Southern Nevada Disciplinary Board for an order temporarily suspending attorney Andrew P. Jones from the practice of law, pending the resolution of formal disciplinary proceedings against him.¹ The petition also seeks restrictions on Jones' handling of funds.²

The petition and supporting documentation demonstrate that Jones has apparently abandoned his practice without communicating with his clients or providing for safekeeping of their files, and that a bench warrant has been issued for his arrest based on his failure to appear at a preliminary hearing concerning charges pending against him in justice's court. Also, on at least four occasions, he has failed to respond to inquiries from the state bar concerning disciplinary complaints against him by

¹This matter was originally docketed as confidential because the misconduct alleged has not yet been charged in a formal disciplinary complaint. See SCR 121. Since we are granting the petition, we conclude that this matter should now be open to the public.

²See SCR 102(4)(b).

clients and other counsel. Finally, he has failed to keep the state bar informed of his current address.³

SCR 102(4)(a) provides, in pertinent part:

On the petition of a disciplinary board, signed by its chairman or vice chairman, supported by an affidavit alleging facts personally known to the affiant which shows that an attorney appears to be posing a substantial threat of serious harm to the public, the supreme court may issue an order, with notice as the court may prescribe, imposing an immediate temporary suspension of the attorney

In addition, SCR 102(4)(b) provides that this court may place restrictions on an attorney's handling of funds.

We conclude that the documentation before us demonstrates that Jones poses a substantial threat of serious harm, and that his immediate temporary suspension is warranted.⁴ We further conclude that Jones' handling of funds should be restricted.

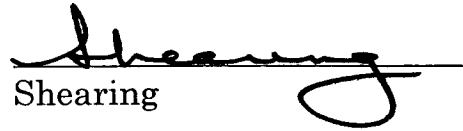
Accordingly, Jones is temporarily suspended from the practice of law, pending the resolution of formal disciplinary proceedings against him. In addition, Jones shall be prohibited from withdrawing funds in his client trust account, or from any other account containing funds belonging to third parties, except upon written approval of bar counsel or by order of a court of competent jurisdiction. The State Bar shall forthwith serve Jones with a copy of this order. When served on either Jones or a

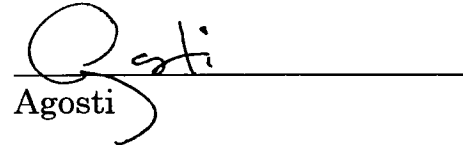
³See SCR 79 (requiring lawyers to maintain a permanent mailing address with the state bar, and to notify the state bar within thirty days of any change of address).

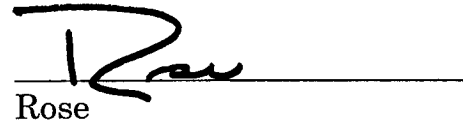
⁴See SCR 102(4)(a).

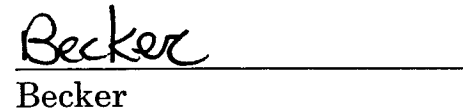
depository in which he maintains an account, this order shall constitute an injunction against withdrawal of the proceeds except in accordance with the terms of this order.⁵

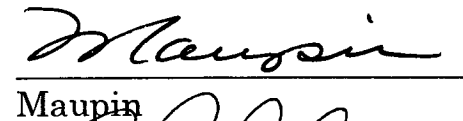
It is so ORDERED.⁶

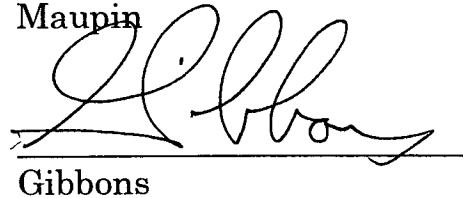
 _____, C.J.
Shearing

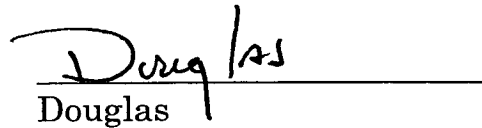
 _____, J.
Agosti

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Rose

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Becker

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Maupin

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Gibbons

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Douglas

⁵See SCR 102(4)(b).

⁶Jones and the state bar shall comply with the notice requirements of SCR 115.

This is our final disposition of this matter. Any new proceedings concerning Jones shall be docketed under a new docket number.

cc: Howard M. Miller, Chair, Southern Nevada Disciplinary Board
State Bar of Nevada/Las Vegas
State Bar of Nevada/Las Vegas, Ethics Department
Andrew P. Jones
Kolias Law Offices
Perry Thompson, Admissions Office,
Supreme Court of the United States