

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF THE DISABILITY
OF ANDRAS F. BABERO, ESQ.

No. 45051

FILED

MAY 31 2005

WANE T. ALLEN
CLERK OF SUPREME COURT
DEPUTY CLERK

ORDER OF TRANSFER TO DISABILITY INACTIVE STATUS

Bar Counsel for the State Bar of Nevada and attorney Andras F. Babero have jointly petitioned this court for an order transferring Babero to disability inactive status. The parties have stipulated that Babero is presently incapacitated under the terms of SCR 117 from continuing to practice law.

Having reviewed the petition and its attachments, we conclude that the relief requested in the joint petition is warranted under the circumstances. Accordingly, Andras F. Babero is transferred to disability inactive status. Babero may resume the active practice of law only after he has complied with SCR 117(4) and (5), and after he has reimbursed the client security fund for any amounts paid to his former clients on his behalf, and after he has refunded any legal fees paid by his former clients who are the subject of pending grievances against Babero.¹ In light of this order, the pending disciplinary proceedings against Babero are suspended.

¹The petition indicates that at this time, the client security fund has made no payments on Babero's behalf, and that no claims are pending. In addition, Babero states that he is unaware of any unearned legal fees still outstanding to his former clients.

The State Bar shall effect notice of this order as required under SCR 121.1. Bar counsel shall provide this court with proof that notice has been served.

It is so ORDERED.²

Becker, C.J.
Becker

Rose, J.
Rose

Maupin, J.
Maupin

Gibbons, J.
Gibbons

Douglas, J.
Douglas

Hardesty, J.
Hardesty

Parraguirre, J.
Parraguirre

²This order constitutes our final disposition of this petition. Any further proceedings concerning Babero shall be docketed as a new and separate matter.

cc: Howard Miller, Chair, Southern Nevada Disciplinary Board
Rob W. Bare, Bar Counsel
Allen W. Kimbrough, Executive Director
Andras F. Babero
Perry Thompson, Admissions Office,
Supreme Court of the United States