

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF DISCIPLINE OF  
THOMAS IRWIN ARMSTRONG.

No. 46423

**FILED**

MAY 04 2006

*[Signature]*  
CLERK OF SUPREME COURT  
DEPUTY CLERK

ORDER OF DISBARMENT


This is a petition under SCR 114 to reciprocally discipline attorney Thomas Armstrong, based on his suspension and disbarment in California.


Armstrong was admitted to practice law in Nevada on October 1, 1989. He was also admitted to practice law in California in 1992. Armstrong is currently suspended in Nevada for being delinquent in payment of his bar dues and for failure to meet continuing legal education requirements.


On or about February 4, 2005, the State Bar of California notified the State Bar of Nevada that disciplinary actions had been taken against various attorneys, including Armstrong. The California bar provided the Nevada bar with certified copies of the documentation concerning Armstrong's December 23, 2004 suspension. In March 2005, the California bar notified the Nevada bar that additional disciplinary actions were initiated against Armstrong in California. On July 1, 2005, the California Supreme Court entered an order disbaring Armstrong in California.

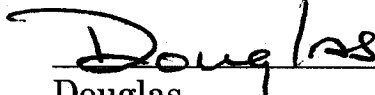
Armstrong claims to have evidence that would excuse or absolve him of the misconduct alleged in California, but failed to produce it to the California court, the Nevada bar, or this court. The burden of proof is on Armstrong to demonstrate that substantially different discipline in Nevada is warranted for his misconduct,<sup>1</sup> or that "there was such an infirmity of proof establishing the misconduct" in California that this court could not accept the California court's decision as having been fairly reached.<sup>2</sup> We conclude that Armstrong has failed to meet his burden so that reciprocal discipline should be imposed. Accordingly, Armstrong is disbarred from the practice of law in this state.<sup>3</sup>

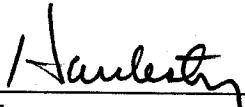
It is so ORDERED.

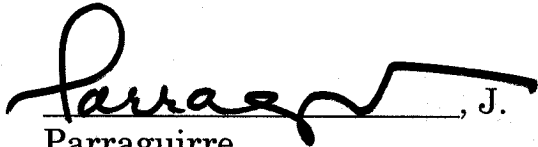
  
\_\_\_\_\_, C. J.  
Rose

  
\_\_\_\_\_, J.  
Becker

  
\_\_\_\_\_, J.  
Maupin

  
\_\_\_\_\_, J.  
Douglas

  
\_\_\_\_\_, J.  
Hardesty

  
\_\_\_\_\_, J.  
Parraguirre

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<sup>1</sup>SCR 114(4)(c).

<sup>2</sup>SCR 114(4)(b).

<sup>3</sup>Armstrong shall comply with the provisions of SCR 115.

cc: Rob W. Bare, Bar Counsel  
Allen W. Kimbrough, Executive Director  
Howard M. Miller, Southern Nevada Disciplinary Panel  
Thomas Irwin Armstrong  
Perry Thompson, Admissions Office, U.S. Supreme Court