

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN RE: REINSTATEMENT OF ARNOLD
WEINSTOCK.

No. 47436

IN THE MATTER OF DISCIPLINE OF
ARNOLD WEINSTOCK.

No. 48784

FILED

APR 30 2007

JANETTE M. BLOOM
CLERK OF SUPREME COURT
J. Bloom
DEPUTY CLERK

ORDER OF DISMISSAL (NO. 47436) AND
CONTINUED SUSPENSION (NO. 48784)

Docket No. 47436 is an automatic review of a Southern Nevada Disciplinary Board hearing panel's recommendation that suspended lawyer Arnold Weinstock's petition for reinstatement be denied. Docket No. 48784 is an automatic review of a different Southern Nevada Disciplinary Board hearing panel's recommendation that a conditional guilty plea agreement between Weinstock and the state bar be approved. Under the plea agreement's terms, the reinstatement matter in No. 47436 shall be dismissed, and Weinstock shall remain suspended until at least March 1, 2008; he may file a reinstatement petition, commencing the reinstatement process under SCR 116, no earlier than September 1, 2007. The plea agreement also requires Weinstock to resolve an outstanding lien claim within six months of the disciplinary hearing date and to provide proof to bar counsel of the resolution within thirty days. Next, Weinstock must pay the disciplinary hearing's costs within sixty days of receiving the state bar's bill of costs. Finally, Weinstock may not file a reinstatement petition until he has resolved the lien and paid the costs.

The plea agreement resolved a four-count disciplinary complaint filed against Weinstock. Weinstock stipulated to the facts set forth in the disciplinary complaint, which support violations of SCR 165 (safekeeping property), SCR 172 (candor toward the tribunal), SCR 173(3) (fairness to opposing party and counsel: knowingly disobeying an obligation under tribunal's rules), SCR 181 (truthfulness in statements to others), SCR 189 (unauthorized practice of law), SCR 195 (communications concerning a lawyer's services), SCR 203(3) (misconduct: conduct involving dishonesty, deceit, fraud or misrepresentation), and SCR 203(4) (misconduct: conduct prejudicial to the administration of justice).¹ These charges all arise from Weinstock's continued practice of law after his reinstatement was revoked by this court on July 7, 2005.²

Having reviewed the record of the proceedings before the hearing panel, we conclude that the plea agreement appropriately resolves the pending matters concerning Weinstock. We therefore approve the disciplinary hearing panel's recommendation and the conditional guilty plea agreement. Weinstock shall remain suspended until at least March 1, 2008, but he may file a reinstatement petition on or after September 1, 2007. Additionally, Weinstock shall resolve Dr. Diep's lien on or before June 11, 2007. Weinstock shall also pay the disciplinary proceeding's

¹The former version of the Supreme Court Rules governing professional misconduct is cited in this order, since Weinstock's actions occurred before the Rules of Professional Conduct were renumbered and amended in 2006.

²See Reinstatement of Weinstock, Docket No. 40435 (Order Revoking Reinstatement and Setting Deadline for Satisfaction of Condition, July 7, 2005).

costs within fifteen days of the date of this order, if he has not already done so. Finally, in accordance with the plea agreement, the reinstatement matter in Docket No. 47436 is hereby dismissed.

It is so ORDERED.³

Maupin, C.J.
Maupin

Gibbons, J.
Gibbons

Hardesty, J.
Hardesty

Parraguirre, J.
Parraguirre

Douglas, J.
Douglas

Cherry, J.
Cherry

Saitta, J.
Saitta

cc: Howard Miller, Chair, Southern Nevada Disciplinary Board
David A. Clark, Acting Bar Counsel
Kimberly K. Farmer, Executive Director
Arnold Weinstock

³This order constitutes our final disposition of these matters. Any further proceedings involving Weinstock shall be docketed under a new docket number.