

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF THE
APPLICATION OF THE BOARD OF
CONTINUING LEGAL EDUCATION TO
CHANGE THE STATUS OF CERTAIN
MEMBERS OF THE STATE BAR OF
NEVADA FROM ACTIVE TO INACTIVE
UNDER SUPREME COURT RULES
205-215 INCLUSIVE, AND, AS TO
CERTAIN INACTIVE, SUSPENDED,
DISABLED AND DISBARRED
MEMBERS, TO CONDITION THEIR
RIGHTS OF REINSTATEMENT.

No. 50389

FILED

DEC 21 2007

PAULETTE M. BLOOM
CLERK OF SUPREME COURT
[Signature]
CHIEF DEPUTY CLERK

ORDER GRANTING PETITION

On October 22, 2007, the Board of Continuing Legal Education (the Board) filed a petition with this court regarding the status of certain members of the State Bar of Nevada (respondent attorneys) who have failed to comply with various Supreme Court Rules governing continuing legal education. See SCR 205-215. Specifically, the Board petitioned this court to order those respondent attorneys who are presently active to show cause why their membership status should not be changed to inactive and, from the date of such change of status, be barred from practicing law in the State of Nevada until reinstated under SCR 213.

On November 16, 2007, this court entered an order noting that the Board's petition sought incorrect relief. Specifically, on December 29, 2006, this court entered an order amending Supreme Court Rules 212 and 213, effective March 1, 2007. See ADKT 392, Order Amending Nevada Supreme Court Rules 98-123, Amending Rules 212-213 and Adopting Rule 102.5. As amended, SCR 212(5) now provides that if a bar member fails to

comply with applicable CLE rules, “the board may...move [this] court to *suspend the member for noncompliance.*” (Emphasis added.) Further, any member suspended for noncompliance must comply with SCR 115. Accordingly, we elected to treat the Board’s petition as one requesting this court to order those respondent attorneys who are presently active to show cause why their membership status should not be changed to *suspended* and, from the date of such change of status, be barred from practicing law in the State of Nevada until reinstated under SCR 213.

Our November 16, 2007, order also directed the following active attorneys to show cause why this court should not grant the Board’s petition to change their status from active to suspended and to condition their right to be reinstated upon full compliance with SCR 213:

Brent A. Blanchard
Thomas J. Fitzpatrick
Dale E. Haley
Francis Kocka
Joel M. Korotkin
Paul A. Sherman

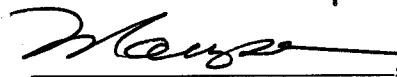
On December 14, 2007, and December 19, 2007, the Board filed documents entitled “Consent to Dismissal,” which informed this court that attorneys Thomas J. Fitzpatrick, Francis Kocka and Paul A. Sherman have satisfied the requirements set forth in SCR 205 through 215. Accordingly, we conclude that Thomas J. Fitzpatrick, Francis Kocka and Paul A. Sherman have completed the requirements for reinstatement under SCR 213, and we dismiss the Board’s petition with prejudice as to those attorneys.


As to the remaining active attorneys who failed to respond to our show cause order entered on November 16, 2007, we grant the Board’s petition. Accordingly, the status of the respondent attorneys listed below

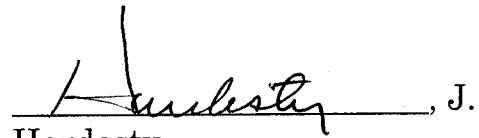
shall be changed from active to suspended. Further, these attorneys must comply with SCR 115 within the time limits set forth in that rule¹ and their rights of reinstatement shall be conditioned upon full compliance with SCR 213:

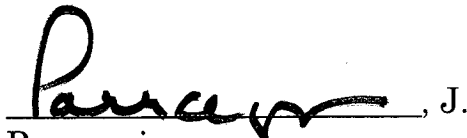
Brent A. Blanchard
Dale E. Haley
Joel M. Korotkin

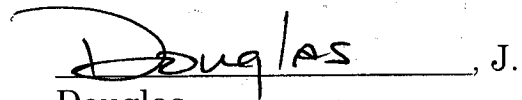
It is so ORDERED.

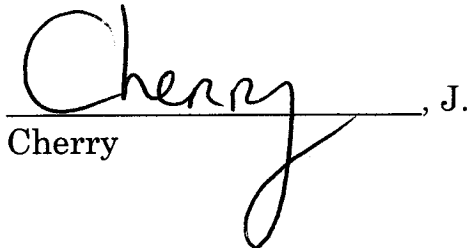

_____, C.J.
Maupin

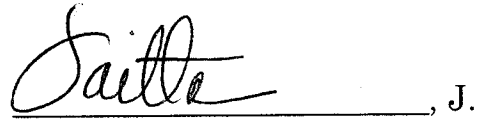

_____, J.
Gibbons


_____, J.
Hardesty


_____, J.
Parraguirre


_____, J.
Douglas


_____, J.
Cherry


_____, J.
Saitta

¹See SCR 212(5), as amended effective March 1, 2007.

cc: Chris Boadt, Director of Operations & Education,
State Bar of Nevada/Las Vegas
Toni Sarocka, Executive Director, Board of
Continuing Legal Education
Daniel F. Polsenberg, Chair, Board of
Continuing Legal Education
Kimberly K. Farmer, Executive Director
State Bar of Nevada/Las Vegas
Rob Bare, Bar Counsel, State Bar of
Nevada/Las Vegas
Mary Jorgensen, Member Services Coordinator,
State Bar of Nevada/Las Vegas
All respondent attorneys