

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF DISCIPLINE OF
DARREN LACH, ESQ., BAR NO. 9606.

No. 53396

FILED

OCT 21 2009

TRACEY L. LINDEMAN
CLERK OF SUPREME COURT
BY *[Signature]*
CHIEF DEPUTY CLERK

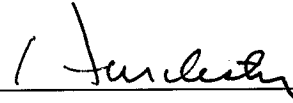
ORDER OF REFERRAL TO DISCIPLINARY BOARD

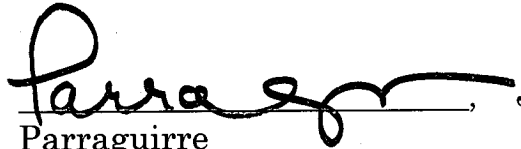
Bar Counsel for the State of Nevada has filed a petition pursuant to the reporting requirements of SCR 111(4). The petition is supported by certified copies of documents evidencing that on December 16, 2008, in the Justice Court for Las Vegas Township, attorney Darren Lach, Nevada Bar number 9606, entered a guilty plea to one count of first offense DUI, a misdemeanor pursuant to NRS 484.379. Lach was originally charged with DUI causing death or substantial bodily harm, a felony. However, the offense was subsequently pled down to first offense DUI, a misdemeanor. Lach was sentenced to 30 days in jail, suspended; given 2 days credit for time served; ordered to attend DUI school and the victim impact panel; and ordered to pay a total of \$580 in fines and fees. Lach self-reported his conviction to the State Bar.


Lach's conviction is for a misdemeanor that is not included among the crimes for which SCR 111(7)-(8) mandates automatic temporary suspension and referral to the appropriate disciplinary board. The crime is, however, one for which referral is within our discretion under SCR 111(9). We therefore refer this matter to the appropriate panel of the state bar

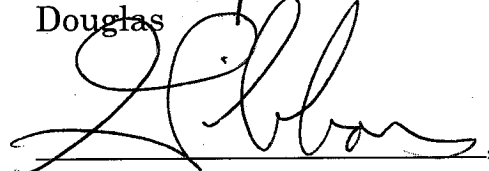
disciplinary board for determination of the discipline, if any, to impose. We decline to impose a temporary suspension at this time.

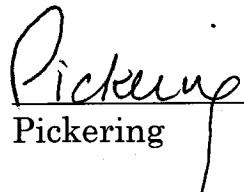
It is so ORDERED.


_____, C.J.
Hardesty


_____, J.
Parraguirre

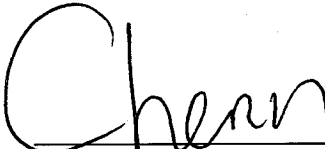

_____, J.
Douglas


_____, J.
Gibbons



_____, J.
Pickering

CHERRY, J., with whom SAITTA, J., agrees, concurring:

I concur with the majority that Lach should be referred to the disciplinary board for determination of the appropriate discipline to impose. I write separately to express my view that all attorneys convicted of first offense DUI should be referred to the disciplinary board for investigation.


_____, J.
Cherry

I agree.


_____, J.
Saitta

cc: Jeffrey D. Albregts, Chair, Southern Nevada Disciplinary Board
Rob W. Bare, Bar Counsel
Kimberly K. Farmer, Executive Director, State Bar of Nevada
Darren J. Lach