

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF CHRISTOPHER
A. SWIFT, ESQ., BAR NO. 11291.

No. 57377

FILED

DEC 30 2010

TRAVIS K. LINDMAN
CLERK OF SUPREME COURT
BY *[Signature]*
CHIEF DEPUTY CLERK

ORDER DECLINING TO IMPOSE TEMPORARY SUSPENSION

This is a petition by bar counsel pursuant to SCR 111(4) concerning attorney Christopher A. Swift, based on Swift's conviction of first-offense driving under the influence, a misdemeanor. Swift informed bar counsel (albeit in an untimely manner) of his conviction. See SCR 111(2). Because Swift's crime is not one of those specifically enumerated in SCR 111(6) as "serious" crimes requiring suspension and automatic referral to the disciplinary board, temporary suspension and referral to the disciplinary board are discretionary with this court. SCR 111(9).

The gravity of drinking and driving cannot be minimized; however, first-offense driving under the influence is not the type of offense for which professional discipline is typically imposed. 1 Geoffrey C. Hazard, Jr. & W. William Hodes, The Law of Lawyering § 65.4 (3d. ed. Supp. 2009); In the Matter of Respondent I, 2 Cal. State Bar Ct. Rptr. 260, 266 n.6, 272 (Rev. Dept. 1993).

Accordingly, having considered the petition and the supporting documentation, we conclude that Swift's offense does not

warrant the imposition of a temporary suspension or referral to the disciplinary board at this time.

It is so ORDERED.

1. Hardesty, J.
Hardesty

Douglas, J.
Douglas

Pickering, J.
Pickering

cc: Rob W. Bare, Bar Counsel
State Bar of Nevada/Las Vegas
Christopher A. Swift, Esq.