

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN RE: DISCIPLINE OF SUSANA
RAGOS CHUNG, BAR NO. 8405.

No. 59442

FILED

NOV 17 2011

TRACIE K. LINDEMAN
CLERK OF SUPREME COURT
BY S. Young
DEPUTY CLERK

ORDER OF TEMPORARY SUSPENSION AND REFERRAL TO
DISCIPLINARY BOARD

Bar counsel for the State Bar of Nevada has filed a petition pursuant to the reporting requirements of SCR 111. The petition is supported by documentation¹ indicating that on May 13, 2011, in Alameda County, California, Superior Court, attorney Susana Ragos Chung, Bar No. 8405, entered a plea of nolo contendere to two counts of false and fraudulent claims, felonies in violation of California Penal Code section 549. Chung was sentenced to five years of formal probation, subject to numerous conditions, including, *inter alia*, placing herself on inactive status with the California Bar, payment of restitution totaling \$117,561.93, and payment of a fine in the amount of \$117,561.93. Chung did not inform bar counsel of her conviction. See SCR 111(2).

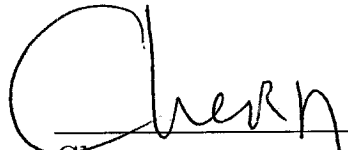
¹The exhibits in support of the petition are not consecutively numbered. Failure to consecutively number the supporting documentation hampers this court's expeditious review of bar matters. Bar counsel is directed to submit future petitions with the pages of the supporting documentation consecutively numbered. See SCR 119(3); cf. NRAP 30(c)(1).

Pursuant to SCR 111, temporary suspension and referral to the appropriate disciplinary board are mandatory when an attorney has been convicted of a "serious" crime. See SCR 111(6)-(8). "Serious" crime includes a felony and "any crime less than a felony a necessary element of which is . . . fraud." SCR 111(6). Here, Chung stands convicted of two counts of false and fraudulent claims, both felonies, which are "serious" crimes requiring that she be suspended and referred for discipline. SCR 111(7), (8). In addition, Chung's failure to inform bar counsel of her conviction as required by SCR 111(2) appears, in itself, to be an act of misconduct constituting grounds for discipline. See SCR 101 (acts or omissions of an attorney which violate rules of the supreme court are misconduct and constitute grounds for discipline). Moreover, even if Chung complies with the requirements of the plea agreement that would ultimately result in her convictions being reduced to misdemeanors (by paying full restitution and completing 12 months of probation), her crimes would nevertheless fit within SCR 111(6)'s definition of lesser crimes that qualify as "serious," because they involve fraud.


Accordingly, pursuant to SCR 111(8), we hereby refer this matter to the Southern Nevada Disciplinary Board for the institution of formal disciplinary proceedings, in which the sole issue to be determined shall be the extent of the discipline to be imposed upon attorney Susana Ragos Chung. Furthermore, pursuant to SCR 111(7), we hereby suspend

attorney Chung from the practice of law in Nevada pending final disposition of the disciplinary proceedings.²

It is so ORDERED.


_____, J.
Cherry


_____, J.
Gibbons


_____, J.
Pickering

cc: David A. Clark, Bar Counsel
Jeffrey R. Albregts, Chair, Southern Nevada Disciplinary Board
Kimberly K. Farmer, Executive Director, State Bar of Nevada
Susana Ragos Chung
Perry Thompson, Admissions Office, United States Supreme Court

²This order constitutes our final disposition of this matter. Any future proceedings concerning Chung shall be docketed as a new matter.