

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF DISCIPLINE OF
KENNETH MCKENNA, BAR NO. 1676.

No. 60152

FILED

OCT 08 2012

TRACIE K. WINDHAM
CLERK OF SUPREME COURT
BY *[Signature]*
CHIEF DEPUTY CLERK


ORDER DECLINING TO IMPOSE TEMPORARY SUSPENSION
AND REFERRING ATTORNEY TO DISCIPLINARY BOARD

This is a petition by bar counsel pursuant to SCR 111(4) concerning attorney Kenneth J. McKenna, based on McKenna's conviction, pursuant to a guilty plea, of two counts of willful failure to pay taxes, a misdemeanor. McKenna timely informed bar counsel of his conviction. See SCR 111(2). Because McKenna's crime is not one of those specifically enumerated in SCR 111(6) as a "serious crime" 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).


We decline to impose a temporary suspension at this time. However, the gravity of nonpayment of income taxes cannot be minimized. Due to the importance of complying with federal tax regulations and timely paying personal income tax, we refer this matter to the appropriate


panel of the state disciplinary board for determination of the discipline, if any, to impose.


It is so ORDERED.


Cherry, C.J.

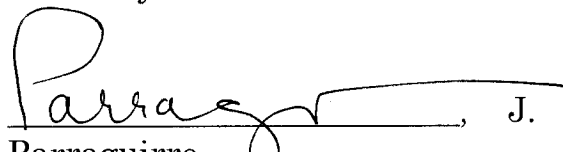

Douglas, J.


Saitta, J.


Gibbons, J.


Pickering, J.


Hardesty, J.


Parraguirre, J.

cc: David A. Clark, Bar Counsel
State Bar of Nevada/Reno
Kenneth J. McKenna