

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF DISCIPLINE OF
KENNETH E. THOMAS, BAR NO. 7539.

No. 60617

FILED

JUN 21 2012

TRACIE K. LINDSEMAN
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 Kenneth E. Thomas, based on Thomas's conviction in Las Vegas Municipal Court, pursuant to a guilty plea, of first-offense driving under the influence. Thomas timely informed bar counsel of his conviction. See SCR 111(2). Because Thomas's conviction is not one of those specifically discussed in SCR 111(6)-(8) 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).


The gravity of drinking and driving cannot be minimized; however, first-offense misdemeanor driving under the influence is not the type of offense for which professional discipline is typically imposed. See 2 Geoffrey C. Hazard, Jr., W. William Hodes & Peter R. Jarvis, The Law of Lawyering § 65.4 (3d ed. 2012); In the Matter of Respondent I, 2 Cal. State Bar Ct. Rptr. 260, 266 n.6, 272 (Rev. Dept. 1993).

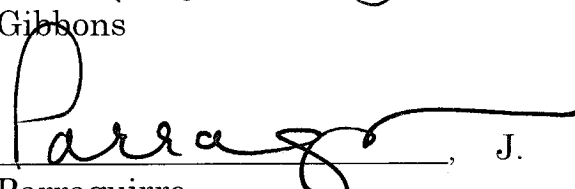
Accordingly, having considered the petition and the supporting documentation, we conclude that Thomas's offense does not

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

It is so ORDERED.


_____, J.
Douglas


_____, J.
Gibbons


_____, J.
Parraguirre

cc: David A. Clark, Bar Counsel
State Bar of Nevada/Las Vegas
Kenneth E. Thomas