

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN RE: DISCIPLINE OF MAX CLARK  
TANNER.

No. 40608

FILED

DEC 17 2002

JOHN T. BLOOM  
CLERK OF SUPREME COURT  
BY *J. Richard*  
CHIEF DEPUTY CLERK

ORDER OF TEMPORARY SUSPENSION

Bar counsel for the State Bar of Nevada has petitioned this court for an order temporarily suspending attorney Max Clark Tanner from the practice of law under SCR 111, based upon Tanner's recent criminal conviction, and referral of the matter for disciplinary proceedings. Bar counsel's petition is documented with a certified copy of Tanner's judgment of conviction, which shows that he was convicted in November 2002 in the United States District Court, District of Nevada, of 37 federal offenses, including: conspiracy to commit securities fraud, mail fraud and wire fraud; securities fraud; mail fraud; wire fraud; aiding and abetting; money laundering; and filing false individual income tax returns.

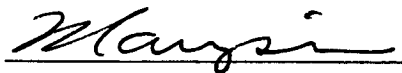
SCR 111(1) provides that this court shall enter an order suspending an attorney upon the filing of a certificate of conviction demonstrating that the attorney has been convicted of a serious crime, regardless of the pendency of any appeal, pending final disposition of a disciplinary action against the attorney. SCR 111(2) defines serious crimes to include felonies and lesser offenses involving fraud, among other elements, or conspiracy to commit a serious crime, and SCR 111(3) deems a certificate of conviction to be conclusive evidence of the commission of the crime stated in it. SCR 111(4) provides that this court shall, in addition to suspending the attorney, refer the matter to the appropriate

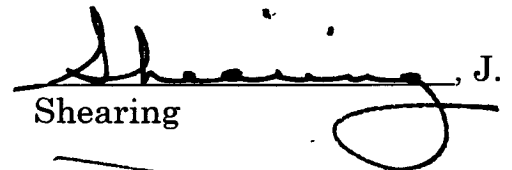
disciplinary board for the institution of a formal proceeding before a hearing panel to determine the extent of discipline to be imposed.


We conclude that the petition conclusively establishes Tanner's conviction of serious crimes warranting temporary suspension. Accordingly, Max Clark Tanner is temporarily suspended from the practice of law in this state. We refer this matter to a hearing panel of the Southern Nevada Disciplinary Board for the purpose of conducting formal disciplinary proceedings in accordance with SCR 111(4).

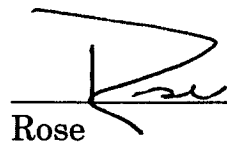
It is so ORDERED.<sup>1</sup>

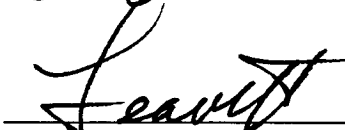
 C.J.  
Young


 J.  
Maupin

 J.  
Shearing

 J.  
Agosti

 J.  
Rose

 J.  
Leavitt

 J.  
Becker

cc: Howard M. Miller, Chair, Southern Nevada Disciplinary Board  
Rob W. Bare, Bar Counsel  
Allen W. Kimbrough, Executive Director  
Perry Thompson, Admissions Office, U.S. Supreme Court  
Max Clark Tanner

<sup>1</sup>This order constitutes our final disposition of this matter. Any further proceedings should be filed under a new docket number.