

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF THE
REINSTATEMENT OF MICHAEL
WEISMAN, ESQ.

No. 40148

FILED

AUG 29 2003

[Signature]
DEPUTY CLERK

ORDER OF REINSTATEMENT

This is a petition for reinstatement from disability inactive status by attorney Michael Weisman. On November 13, 2002, we referred this matter to a hearing panel of the Southern Nevada Disciplinary Board, and directed that a confidential hearing be held on the petition. In addition, as a formal complaint and one additional grievance were pending against Weisman at the time he was transferred to disability inactive status, we also directed the panel to resolve the outstanding disciplinary matters. The record of the hearing panel's proceedings was filed with this court on April 24, 2003.

The hearing panel found that Weisman's disability has been removed, and that he is fit to resume the practice of law.¹ The hearing panel has recommended that Weisman be reinstated, subject to a probationary period until the following conditions are satisfied: (1)

¹See SCR 117(6).

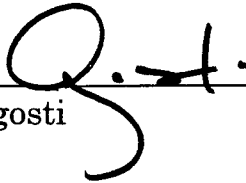
Weisman must pay restitution to the Client Security Fund in the amount of \$12,000; (2) Weisman must pay restitution to his former client Amy Karsjens in the amount of \$13,000; (3) Weisman must pay sanctions of \$2,500 to the Client Security Fund and \$2,500 to the Clark County Law Library; (4) Weisman must make monthly payments toward the first three conditions of at least \$1,000 per month to bar counsel, who will distribute the payments to the recipients; (5) Weisman must grant a lien on two civil lawsuits in which he is the plaintiff in favor of bar counsel, who shall apply any funds so received to the recipients listed in the first three conditions; (6) any failure to make the required payments will result in Weisman's immediate suspension; (7) until all payments are completed, Weisman's practice shall be monitored and mentored by his present employer, Cal J. Potter, III, and if Weisman obtains new employment, he must advise his new employer of the probation and its conditions, but Weisman may not accept employment unless the employer agrees to monitor and mentor Weisman's practice and Weisman must not have access to or control over client funds; and (8) Weisman must pay the costs of the reinstatement proceeding through the monthly payments described in the fourth condition.

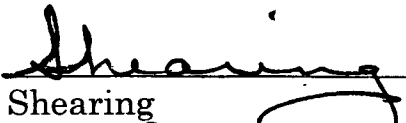
We conclude that clear and convincing evidence supports the panel's finding that Weisman's disability has been removed,² and that he is fit to resume the practice of law. We further agree with the

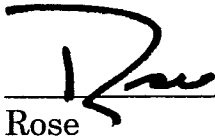
²Id.


probationary conditions recommended by the panel. Accordingly, Weisman is reinstated to the practice of law, subject to the probationary conditions set forth above. The hearing panel shall retain jurisdiction over this matter until the completion of Weisman's probationary period.


It is so ORDERED.³


 _____, C.J.
Agosti

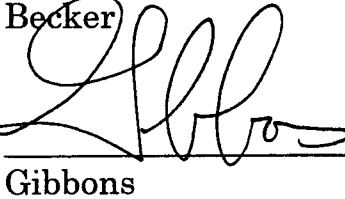
 _____, J.
Shearing

 _____, J.
Rose

 _____, J.
Leavitt

 _____, J.
Becker

 _____, J.
Maupin

 _____, J.
Gibbons

cc: Howard Miller, Chair, Southern Nevada Disciplinary Board
Rob W. Bare, Bar Counsel
Allen W. Kimbrough, Executive Director
Perry Thompson, Admissions Office,
Supreme Court of the United States
William B. Terry

³This is our final disposition of this matter. Any future proceedings concerning Weisman shall be filed under a new docket number.