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In the Supreme Court of the State of Alaska

In the Disciplinary Matter Involving)

KENNETH D. ALBERTSEN,)
Attorney.)

) Supreme Court No. S-17026
) ABA File Nos. 2016D096/2016D101

Order

) Order No. 104 – May 11, 2018
)

Before: Stowers, Chief Justice, Winfree, Maassen, Bolger, and
Carney, Justices.

Bar Counsel for the Alaska Bar Association and attorney Kenneth D. Albertsen entered into a stipulation for discipline by consent that would result in Albertsen's two-year-and-one-day suspension from the practice of law in Alaska. The Bar Association's Disciplinary Board approved the stipulation and now recommends that we do so, as well, and so suspend Albertsen. The facts of Albertsen's misconduct are set forth in the stipulation, which is attached as an appendix.¹ We take these facts as true,² and we apply our independent judgment to the sanction's appropriateness.³

¹ The stipulation has been edited to conform to supreme court technical requirements.

² Cf. *In re Miles*, 339 P.3d 1009, 1018 (Alaska 2014) (stating we independently review entire disciplinary proceeding record while affording great weight to Disciplinary Board's findings of fact).

³ *Id.*

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Based on the uncontested facts we agree with the legal analysis — set out in the stipulation — that a two-year-and-one-day suspension is an appropriate sanction for Albertsen's misconduct. Accordingly:

Kenneth D. Albertsen is **SUSPENDED** from the practice of law in Alaska for a period of two years and one day, effective 30 days from the date of this order. Within 60 days of this order Albertsen must pay \$1,000 to the Alaska Bar Association for disciplinary expenses incurred in this matter. Reinstatement proceedings would be governed by Alaska Bar Rule 29(c). As a condition of any future reinstatement, Albertsen must: (1) provide a psychological evaluation addressing his ability to practice law; (2) certify that he has completed continuing legal education as specified in the stipulation; and (3) prepare a detailed plan, acceptable to Bar Counsel, for financial management, including an independent monitor, to be followed for two years after reinstatement as outlined in the stipulation.

Entered by direction of the court.

Clerk of the Appellate Courts


Marilyn May

cc: Supreme Court Justices
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