

S-13684

Respondent,

Order

ABA File Nos. 2006D195, 2007D031, 2007D073, 2007D119, 2007D237, 2007D257, 2007D258, 2008D037, 2008D071, and 2008D160

On consideration of the stipulation for discipline by suspension under Alaska Bar Rule 22(h), filed 11/5/09,

1. David York is suspended from the practice of law in Alaska for three years, commencing with his voluntary transfer to inactive status on 5/9/08. This order shall take effect immediately;

2. Mr. York must comply with Alaska Bar Rule 29(b) and Alaska Bar Rule 30(g) before seeking reinstatement;

3. As a condition of reinstatement, Mr. York must make full restitution, with interest, of all amounts owed to the Lawyers' Fund for Client Protection of the Alaska Bar Association;

4. As a condition of reinstatement, Mr. York must pay restitution to the Alaska Bar Association for services provided by Trustee Counsel;

5. As a condition of reinstatement, Mr. York must serve a two year probation starting upon his reinstatement to the Alaska Bar Association. During the two-year probationary period in Alaska, Mr. York shall practice law under the mentorship of an actively licensed Alaska Bar Association member with more than five years experience who provides to Bar Counsel written acknowledgment of his or her willingness to supervise Mr. York. It is mutually agreed that employment with any public agency in Alaska or another jurisdiction, shall also satisfy this paragraph's requirements. Mr. York must meet with his mentor regularly (at least bi-weekly) to discuss his caseload and any other matters affecting his fitness to practice law. The mentor will not have the duties of a supervising lawyer and will not be required to report to the Bar. Any expense of maintaining the mentor relationship will be borne by Mr. York. As a condition of going off probation, Mr. York will submit to Bar counsel a written report containing a log of meetings and a summary of matters discussed with his mentor;

6. As a condition of reinstatement, Mr. York agrees to complete 13 hours of continuing legal education programs selected with the assistance of and subject to the approval of the Alaska Bar Association CLE department in the subject areas of law office management, trust account management and legal ethics; and

7. Mr. York is ordered to fulfill the requirements of Alaska Bar Rule 28.

Entered at the direction of the court.

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Clerk of the Appellate Courts


Marilyn May

cc: Supreme Court Justices
Trial Court Clerks of Court

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