

In the Supreme Court of the State of Alaska

In the Disciplinary Matter Involving:)

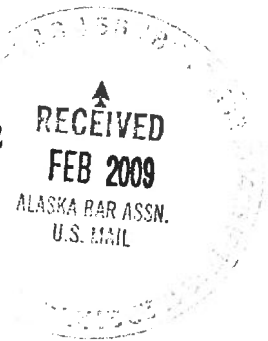
Eugene B. Cyrus,)

Respondent.)

Supreme Court No. S-13372

Order

Date of Order: 2/3/09



ABA Membership No. 7410069

ABA File Nos. 2008D180, 2008D219, 2008D224, 2008D234, 2008D235 and 2008D251

Before: Fabe, Chief Justice, and Matthews, Eastaugh, Carpeneti, and Winfree, Justices

* Fabe, Chief Justice, and Matthews, Justice, dissenting.

On consideration of respondent's motion to modify the 1/28/09 order for interim suspension, the opposition filed 1/29/09 by the Alaska Bar Association, and respondent's reply memorandum lodged 2/2/09 and accepted for filing 2/3/09,

IT IS ORDERED:

1. The motion to modify the order of 1/28/09 is **GRANTED IN PART**. The interim suspension ordered on 1/28/09 is modified by changing its effective date to the close of business **3/5/09**, to allow respondent to close or transfer his practice, provided that modification is conditioned on satisfaction of all of these conditions:

- (a) Respondent will not enter any appearance in any new case, criminal or civil;
- (b) Respondent will not take on any additional work, criminal or civil;
- (c) Respondent will attempt to resolve all pending matters or transfer all pending matters to another attorney who is a member of the Alaska Bar; and
- (d) Respondent will undertake this course of action under the supervision of an attorney of the Bar.

2. This modification is also conditioned on respondent's prompt notification to the clerk of the appellate courts and to Bar counsel no later than **4:00 p.m.**

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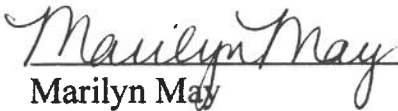
on Wednesday, February 4, of the name, address, and telephone number of the supervising member of the Bar who will supervise condition 1(d).

3. If any of these conditions is not satisfied, the interim suspension order of 1/28/09 again becomes immediately effective.

Entered at the direction of the court.

* Fabe, Chief Justice, and Matthews, Justice, dissent. They would deny the motion to modify, for reasons stated in the Bar Association's opposition of 1/29/09.

Clerk of the Appellate Courts


Marilyn May

cc: Supreme Court Justices

Distribution (by fax and mail):

Louise Driscoll
Alaska Bar Association
P O Box 100279
Anchorage AK 99510

Eugene B. Cyrus
PO Box 670797
Chugiak AK 99567