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In the Supreme Court of the State of Alaska

In the Disciplinary Matter Involving)

GAYLE BROWN, Attorney.)

) Supreme Court No. S-17993

) ABA File Nos. 2018D120/2018D125/
) 2018D232

)
) **Order**
)

) **Order No. 113 – February 26, 2021**

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

Bar Counsel for the Alaska Bar Association and attorney Gayle Brown entered into a stipulation for discipline by consent that would result in her suspension from the practice of law for three years and one day with one year of the suspension stayed. The Bar Association's Disciplinary Board approved the stipulation and now recommends that we do so, as well, and so suspend Brown. The facts of Brown's misconduct are set forth in the stipulation, which is attached as an appendix.¹ We take

¹ The stipulation has been edited to delete identifying references to others, for clarification, and to conform to supreme court technical requirements.

these facts as true² and apply our independent judgment to the sanction's appropriateness.³

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

Gayle Brown is **SUSPENDED** from the practice of law in Alaska for a period of three years and one day, effective March 28, 2021. Reinstatement proceedings following a served suspension of two years and one day will be conducted as set out in Alaska Bar Rule 29(c)(1)-(4). In addition, Brown must comply with the following conditions:

(a) For 12 months following reinstatement, Brown must be supervised/mentored by an attorney on active status with the Alaska Bar Association who is mutually acceptable to Bar Counsel and Brown; at least monthly the supervising attorney must meet with Brown to discuss matters such as case management, compliance with court deadlines, and communications with clients; the supervising/mentoring attorney must report telephonically to Bar Counsel monthly;

(b) During the term of supervision, if Brown commits a violation of Alaska Rules of Professional Conduct 1.3 or 1.4, and if the Disciplinary Board or the Supreme Court imposes discipline for the new misconduct, the year of stayed suspension in the present case will be imposed in addition to any discipline ordered for the new misconduct;

² *In re Brown*, 392 P.3d 474, 474 (Alaska 2017); *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.*

(c) Prior to seeking reinstatement, Brown must certify to Bar Counsel that she has earned at least nine credit hours of continuing legal education in the areas of ethics and law office management; and

(d) Brown shall pay \$1,000 to the Alaska Bar Association within 60 days from entry of this order for disciplinary costs and fees incurred in this case.

Entered by direction of the court.

Clerk of the Appellate Courts

/s/

Meredith Montgomery

cc: Supreme Court Justices
Clerks of Court

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