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VIRGINIA:

BEFORE THE CIRCUIT COURT FOR THE CITY OF VIRGINIA BEACH

VIRGINIA STATE BAR EX REL
SECOND DISTRICT COMMITTEE

Complainant

Case No. CL06-6854

v.

CLARENCE JORDAN BALI, III

Respondent

SUMMARY ORDER

On October 30, 2007, this matter was heard by a three-judge panel in this Court pursuant to Notice served upon the Respondent in the manner provided by the Code of Virginia, Section 54.1-3935.

WHEREFORE, upon consideration of the testimony and documentary evidence, it is ORDERED that:

With respect to the Charges of Misconduct set out in the Notice, the Court finds that:

_____ No Charges of Misconduct have been proved by clear and convincing evidence, and accordingly all charges of Misconduct are hereby dismissed.

✓ _____ the following Charges of Misconduct have^s been proved by clear and convincing evidence:

a violation of Rule 1:15(c) (4), by (1) removing
disputed Ball+Yates partnership funds to the client trust fund
account of respondent's new law firm, thereby denying
a Ball+Yates partner access to the funds and granting the new →

and all other Charges of Misconduct against the Respondent are dismissed. (over)

The Respondent shall receive a(n):

firm's partners access, without ^{prior} or proper authorization from ^{or notice to} the Ball & Yates partner, (2) disbursing funds and property without the prior authorization of the partner, and/or in breach of the partnership agreement, and/or with knowledge of disputes related to the funds and/or property, and after 10/03 and subsequent written communications from the partner and her attorney, and (during and after) the lawsuit, (3) ordering a stop-pay on the checks issued to the partner, without prior notice to the partner, and then using the funds without prior notice or authorization ^{from the partner}, and (4) conveying essentially all disputed assets to respondent and respondent's new law firm.

Admonition without terms

Admonition with terms, as set out in the Record

Terms Compliance Time Period: _____

Alternative Disposition _____

Public Reprimand Without Terms

Public Reprimand With Terms, as set out in the Record

Terms Compliance Time Period: _____

Alternative Disposition _____

The Court notes for the record in this matter that

_____ The Respondent was present in person and was advised of the imposition of the sanction; and

_____ The Respondent was not present in person, but the Clerk of the Disciplinary System is directed to communicate promptly to the Respondent the actions of the Court; and

the Court shall issue a written opinion in this matter which, when issued, shall be attached to and incorporated in this Summary Order.

The Clerk of the Disciplinary System shall comply with all requirements of Part Six, Section IV, Paragraph 13 of the Rules of the Supreme Court, as amended, including but not limited to assessing costs and complying with the public notice requirements.

A copy teste of this Order shall be mailed by certified mail, return receipt requested, to the Respondent, at his last address of record with the Virginia State Bar and mailed or hand-delivered to Bar Counsel in this matter.

ENTERED: October 31, 2007

Margaret P Spence
Chief Judge Designate