

VIRGINIA:

Before the Virginia State Bar Disciplinary Board

In the Matter of

Anne Marston Lynch

VSB Docket No. 10-010-080842

Attorney at Law

On December 3, 2009, came Anne Marston Lynch and presented to the Board an Affidavit Declaring Consent to Revocation of her license to practice law in the courts of this Commonwealth. By tendering her Consent to Revocation at a time when criminal charges are pending, she admits that the criminal charges referenced in the attached Affidavit Declaring Consent to Revocation and the attached Plea Agreement are true.

The Board having considered the said Affidavit Declaring Consent to Revocation and the Plea Agreement, and Bar Counsel having no objection, the Board accepts her Consent to Revocation. Accordingly, it is ordered that the license to practice law in the courts of this Commonwealth heretofore issued to the said Anne Marston Lynch be and the same hereby is revoked, and that the name of the said Anne Marston Lynch be stricken from the Roll of Attorneys of this Commonwealth.

Entered this 4th day of December, 2009

For the Virginia State Bar Disciplinary Board

*By Barbara S. Lanier
Barbara Sayers Lanier, Clerk of the Disciplinary System*

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VIRGINIA: BEFORE THE VIRGINIA STATE BAR DISCIPLINARY BOARD

DEC 3 2009

IN THE MATTER OF ANNE MARSTON LYNCH

VSB Docket No. 10-010-080842

VSB CLERK'S OFFICE

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DEC - 3 2009
VIRGINIA STATE BAR

AFFIDAVIT DECLARING CONSENT TO REVOCATION

I, Anne Marston Lynch, after being duly sworn, states as follows:

1. I was licensed to practice law in the Commonwealth of Virginia on October 6, 2000;
2. I submit this Affidavit Declaring Consent to Revocation pursuant to the Rules of the Supreme Court of Virginia, Part 6, Section IV, Paragraph 13-28.
3. My consent to revocation is freely and voluntarily rendered, I am not being subjected to coercion or duress, and I am fully aware of the implications of consenting to the revocation of my license to practice law in the Commonwealth of Virginia;
4. I am aware there is currently pending a complaint, an investigation into, or a proceeding involving, allegations of misconduct, the docket number(s) for which is set forth above, and the specific nature of which is here set forth:

I was indicted in the Circuit Court of the City of Suffolk for felony embezzlement in violation of Code of Virginia Sections 18.2-111 and 18.2-95. I plan to plead guilty to that indictment and have agreed with the Suffolk Commonwealth's Attorney to consent to revocation of my Virginia law license.

5. I acknowledge the material facts upon which the allegations of misconduct are predicated are true; and
6. I submit this Affidavit and consent to the revocation of my license to practice law in the Commonwealth of Virginia because I know if the disciplinary proceedings based on the

said alleged misconduct were brought or prosecuted to a conclusion, I could not successfully defend them.

Executed and dated on December 1, 2009.

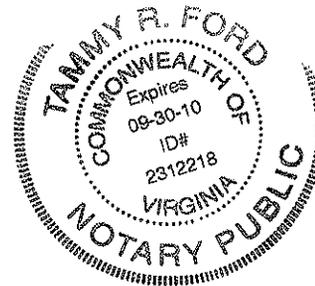
Anne Marston Lynch
Anne Marston Lynch
Respondent

COMMONWEALTH OF VIRGINIA
CITY/COUNTY OF Suffolk, to wit:

The foregoing Affidavit Declaring Consent to Revocation was subscribed and sworn to before me by Anne Marston Lynch on 12-1-09.

Tammy R Ford
Notary Public

My Commission expires: 9-30-10.



VIRGINIA: IN THE CIRCUIT COURT OF THE CITY OF SUFFOLK

COMMONWEALTH OF VIRGINIA

v.

INDICTMENT NO:

CHARGE: Embezzlement

ANNE MARSTON LYNCH,
Defendant

PLEA AGREEMENT

This day came the defendant, Anne Marston Lynch, in person, and her attorney, Martin Thomas, and the Attorney for the Commonwealth and represented to the Court that the parties have entered into the following plea agreement in accord with Rule 3A: 8:

(1) That the defendant stands indicted in this Court with a felony, to-wit:

Embezzlement Of An Amount Greater Than \$200, in violation of Virginia Code Sections 18.2-111 and 18.2-95.

(2) That the said defendant agrees to plead guilty to Embezzlement Of An Amount Greater Than \$200, in violation of Virginia Code Sections 18.2-111 and 18.2-95, as charged in the indictment.

(3) That it is agreed that: (1) The Court shall defer and take under advisement its determination of guilt or innocence and sentencing and place the defendant on supervised probation for a period of three years from the date of this agreement; and (2) That as a specific condition of this agreement, the defendant will continue to participate in and keep all appointments with her psychological counselor for so long as her counselor deems it appropriate; and will sign an Affidavit Declaring Consent To Revocation of her license to practice law in the

12/1/09
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Commonwealth of Virginia; and will be of her uniform good behavior for a period of three years from the date of this agreement; and (3) That should the defendant fulfill her obligations under this agreement, the charge will be amended/reduced to Embezzlement of Amount Less Than \$200, a lesser included misdemeanor, prior to sentencing. Both the Attorney for the Commonwealth and the Attorney for the Defendant may present evidence at the sentencing hearing and argue for such sentence as each deems appropriate; and (4) That upon a violation of any of the specific conditions of this agreement, the Court shall enter an adjudication of guilty upon the felony, in which case, sentencing will follow the preparation and presentation of a presentence report. Both the Attorney for the Commonwealth and the Attorney for the Defendant may present evidence at that hearing and argue for such sentence as each deems appropriate.

The defendant agrees that under no circumstances will she move or request of the court that her plea of guilty be withdrawn. The defendant specifically waives any and all rights to such a withdrawal of her plea of guilty. The defendant waives any right to request the court to reconsider any sentence imposed by the court pursuant to Virginia Code Section 19.2-303 or any similar statute. Further, the defendant waives any right of appeal to the Court of Appeals of Virginia and the Virginia Supreme Court or any other appellate court. Additionally, the defendant waives any other post-conviction relief whatsoever, including, but not limited to, claims of actual innocence.

The defendant's court costs, fines, if any, and interest thereon, shall become due and payable on the date the Court sentences the defendant in accordance with this agreement. The defendant shall enter into a payment plan with the Clerk of this Court for the payment of court costs, and fines, if any, as soon as practicable following her sentencing and shall provide evidence of this payment plan to her probation officer. However, it is acknowledged that

restitution has been paid in full and to the satisfaction of St. John's Episcopal Church.

(4) That no Judge of the Circuit Court participated in any discussion leading to this agreement under Rule 3A: 8.

(5) The defendant acknowledges that each and every particular of the above agreement and the effects thereof have been fully explained to him/her by his/her attorney and that the defendant has entered into this agreement freely and voluntarily and that this plea agreement is the total agreement between the parties and there have been no other inducements, promises, threats or coercion of any kind imposed upon the defendant nor suggested to the defendant by the Attorney for the Commonwealth, any agent of the Commonwealth or from any source, and the defendant respectfully requests the Court to accept this agreement.

In support of said agreement, the defendant and his attorney and the Attorney for the Commonwealth hereto affix their signatures:

Annae Maston Lynch Defendant

Merton A. Nease Attorney for the Defendant

C. Phillips Ferguson C. Phillips Ferguson, Commonwealth's Attorney

Marilyn A. Sallee Assistant Attorney for the Commonwealth

Filed this _____ day of _____, 2009

Accepted this 1 day of Dec, 2009

[Signature]
JUDGE

TRUE COPY
I certify that the document to which this authentication is affixed is a true copy of a record in the Suffolk Circuit Court, that I have custody of the record, and that I am the custodian of that record.
TESTE: W. RANDOLPH CARTER, JR., CLERK D.C.
BY: [Signature]
DATE: 12-1-09