

VIRGINIA:

Before the Virginia State Bar Disciplinary Board

In the Matter of

James Spaulding Powell

Attorney at Law

On December 15, 2008, came James Spaulding Powell and presented to the Board an Affidavit Declaring Consent to Revocation of his license to practice law in the courts of this Commonwealth. By tendering his resignation at a time when disciplinary charges are pending, he admits that the charges in the attached Affidavit Declaring Consent to Revocation are true.

The Board having considered the said Affidavit Declaring Consent to Revocation accepts his resignation. Accordingly, it is ordered that the license to practice law in the courts of this Commonwealth heretofore issued to the said James Spaulding Powell be and the same hereby is revoked, and that the name of the said James Spaulding Powell be stricken from the Roll of Attorneys of this Commonwealth.

Enter this Order this seventeenth day of December, 2008

For the Virginia State Bar Disciplinary Board

By *Barbara S. Lamer*
Clerk of the Disciplinary System

RECEIVED

VIRGINIA:

DEC 15 2008
BEFORE THE VIRGINIA STATE BAR DISCIPLINARY BOARD

RECEIVED

VSB CLERK'S OFFICE

DEC 11 2008

IN THE MATTER OF
JAMES SPAULDING POWELL

VSB Docket No. 07-031-2686

VIRGINIA STATE BAR

AFFIDAVIT DECLARING CONSENT TO REVOCATION

James Spaulding Powell, after being duly sworn, states as follows:

1. That James Spaulding Powell was licensed to practice law in the Commonwealth of Virginia on 10/02/1985;
2. That James Spaulding Powell submits this Affidavit Declaring Consent to Revocation pursuant to Rule of Court, Part 6, Section IV, Paragraph 13.L.
3. That James Spaulding Powell's consent to revocation is freely and voluntarily rendered, that James Spaulding Powell is not being subjected to coercion or duress, and that James Spaulding Powell is fully aware of the implications of consenting to the revocation of his license to practice law in the Commonwealth of Virginia;
4. James Spaulding Powell is aware that 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:

- a. VSB Docket No. 07-031-2686
Complainant – JoAnne Pflaegling

Ms. Pflaegling alleges that she gave Respondent funds to handle an IRS matter, in order to pay off fines. Respondent issued checks to the IRS in connection with the representation that were returned for insufficient funds. Respondent does not deny that the checks bounced.

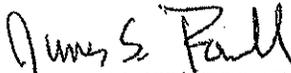
b. VSB Docket No. 07-000-2690
Complainant – Anonymous

Respondent was suspended by order of the Disciplinary Board dated July 31, 2006. As part of that order, Respondent was required to notify all of his clients of the suspension. Respondent submitted an affidavit that he had no clients, but a person who claimed that she was Respondent's client received no notice.

5. James Spaulding Powell acknowledges that the material facts upon which the allegations of misconduct are predicated are true; and

6. James Spaulding Powell submits this Affidavit and consents to the revocation of his license to practice law in the Commonwealth of Virginia because he knows that if the disciplinary proceedings based on the said alleged misconduct were brought or prosecuted to a conclusion, he could not successfully defend them.

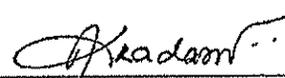
Executed and dated on Dec. 9, 2008



James Spaulding Powell
Respondent

STATE OF COLORADO
CITY/COUNTY OF Jefferson, to wit:

The foregoing Affidavit Declaring Consent to Revocation was subscribed and sworn to before me by James Spaulding Powell on 9th Day of December, 2008.



Notary Public

My Commission expires: 10-1-2012.