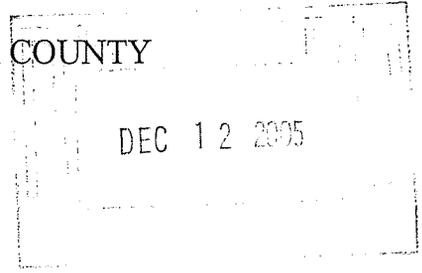


VIRGINIA:

IN THE CIRCUIT COURT OF HANOVER COUNTY



VIRGINIA STATE BAR EX REL
SIXTH DISTRICT COMMITTEE,
Complainant

v.

Case No. CL05000 176-00

received

BRUCE PATRICK GANEY,
Respondent

JAN 9 2006

VSB CLERK'S OFFICE

MEMORANDUM ORDER UPON APPEAL

THIS APPEAL came on for hearing on September 8, 2005, before a Three-Judge Circuit Court panel consisting of the Honorable John F. Daffron, Jr., the Honorable Marc Jacobson and the Honorable Melvin R. Hughes, Jr., designated Chief Judge, upon the Rule to Show Cause of this Court and pursuant to Rules of Court, Part Six, Section IV, Paragraph 13.H.4.a.(1), Va. Code Sections 54.1-3935 and 8.01-261(17), the Respondent, Bruce Patrick Ganey, having timely demanded an appeal to a Three-Judge Circuit Court of the District Committee Determination (Public Reprimand) issued to and served upon the Respondent by the Sixth District Committee of the Virginia State Bar on September 20, 2004.

This proceeding was conducted pursuant to Rules of Court, Part Six, Section IV, Paragraph 13.H.4.a.(4), Paragraph 13.I.3. and as an appeal on the record.

Respondent Bruce Patrick Ganey appeared in person, *pro se*. Deputy Bar Counsel Harry M. Hirsch appeared on behalf of the Virginia State Bar.

At the beginning of the proceeding, the Respondent, Bruce Patrick Ganey, requested that he be allowed to call a witness who had appeared and testified in the underlying trial of this case before the Sixth District Committee. The Court denied the request since this proceeding is an appeal on the record of the Sixth District Committee.

Upon the record of the Sixth District Committee, the briefs and arguments of the Respondent, Bruce Patrick Ganey, and counsel for the Virginia State Bar, the Court finds that there is substantial evidence in the record of the Sixth District Committee upon which the Sixth District Committee could reasonably have found violations of Disciplinary Rules 2-105(A), 6-101(B) and 6-101(C) of the Virginia Code of Professional Responsibility; and Rules 1.3(a), 1.4(a), 1.4(b) and 1.5(a) of the Virginia Rules of Professional Conduct and IT IS ORDERED THAT SAID VIOLATIONS ARE AFFIRMED.

The Court finds that there is not substantial evidence in the record of the Sixth District Committee to support a violation of Rule 8.4(c) of the Virginia Rules of Professional Conduct and, accordingly, IT IS ORDERED THAT SAID VIOLATION IS DISMISSED.

The Court then heard evidence and argument on the issue of the determination of a sanction including the prior record of the Respondent.

IT IS ORDERED that THE SANCTION OF PUBLIC REPRIMAND imposed by the Sixth District Committee IS AFFIRMED.

IT IS FURTHER ORDERED that the automatic stay of the District Committee Determination (Public Reprimand) during the pendency of this appeal shall be lifted upon the effective date of this Order.

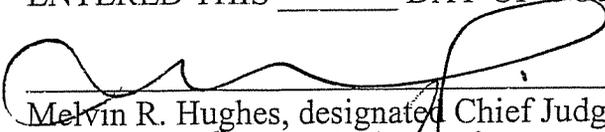
THIS ORDER SHALL BECOME EFFECTIVE on the thirty-first day after the Respondent is served with this Order pursuant to Rules of Court, Part Six, Section IV, Paragraph 13.E.2., unless the Respondent sooner shall have appealed this decision.

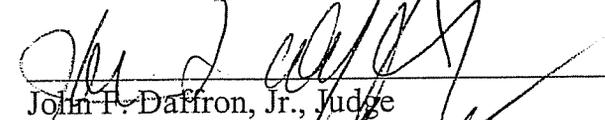
IT IS FURTHER ORDERED that the Clerk of the Disciplinary System of the Virginia State Bar shall assess costs pursuant to Rules of Court, Part Six, Section IV, Paragraph 13.B.8.c.

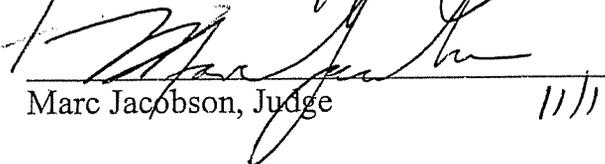
IT IS FURTHER ORDERED that the Clerk of this Court shall mail a certified copy of this Order to the Respondent and counsel of record.

The court reporter in this proceeding was Victoria V. Halasz, RPR, of Chandler and Halasz, Inc., P.O. Box 9349, Richmond, VA 23227, phone (804)730-1222.

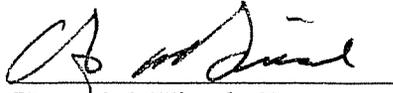
ENTERED THIS 8 DAY OF ^{December} OCTOBER, 2005


Melvin R. Hughes, designated Chief Judge


John F. Daffron, Jr., Judge

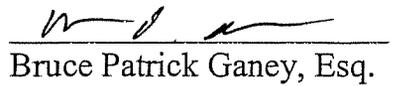

Marc Jacobson, Judge 11/18/05

SEEN:



Harry M. Hirsch, Esq.
Deputy Bar Counsel
Virginia State Bar
Suite 1500
707 East Main Street
Richmond, VA 23219
804-775-0560
VSB No. 14906

SEEN: *and objected to The Findings of
violations*



Bruce Patrick Ganey, Esq.
Respondent, *Pro Se*
10985 Richardson Road
P.O. Box 6006
Ashland, VA 23005
804-550-2106

A COPY TESTE
FRANK D. HARGROVE, JR. CLERK
HANOVER CIRCUIT COURT
By *Lisa B. Taylor*
DEPUTY CLERK