

VIRGINIA:

BEFORE THE SEVENTH DISTRICT COMMITTEE
OF THE VIRGINIA STATE BAR

IN THE MATTER OF
JEFFREY FREDERICK BRADLEY, ESQUIRE
VSB Docket No. 03-070-2629

COMMITTEE DETERMINATION
(PUBLIC) ADMONITION

On May 12, 2004, a hearing in this matter was held before the duly convened Seventh District Committee of the Virginia State Bar, consisting of Thomas Chasler, Esquire, Steven H. Gordon, Anne C. Hall, Grant A. Richardson, Esquire, Joseph W. Richmond, Jr., Esquire, Frederick Warren Payne, Esquire, presiding.

Pursuant to Part 6, §IV, ¶ 13(H) of the Rules of the Supreme Court of Virginia, the Seventh District Committee of the Virginia State Bar hereby serves upon the Respondent the following (Public) Admonition, as follows:

I. FINDINGS OF FACT

1. At all times relevant hereto Jeffrey Frederick Bradley, Esquire, (hereafter “Respondent”) is an attorney licensed to practice law in the Commonwealth of Virginia.
2. The Respondent represented Starlet Angel Hart (hereafter the Complainant) in her criminal trial and on appeal. The Respondent noticed the appeal but failed to perfect it. The Respondent has told Ms. Hart that he did not file the petition for appeal because he never received a scheduling letter from the Court of Appeals. The appeal was dismissed on February 26, 2003.

3. On March 1, 2003, the Respondent informed the Complainant that her appeal had been dismissed and advised the Complainant that she should petition for a writ of habeas corpus. The Complainant filed a petition for a habeas relief around April 1, 2003.

4. The Respondent did not respond to the Complainant's letters after his letter of March 1, 2003. The Complainant also alleges that the Respondent failed to keep her informed during the appellate process. The Complainant apparently wrote the Respondent several letters and received no response from the Respondent.

II. NATURE OF MISCONDUCT

The Committee finds that the following Disciplinary Rules have been violated:

RULE 1.3 Diligences

- (a) A lawyer shall act with reasonable diligence and promptness in representing a client.

III. (PUBLIC) ADMONITION

Accordingly, it is the decision of the Committee to impose an Admonition with Terms, compliance with which by November 1, 2004, shall be a predicate for the disposition of this complaint by imposition of an Admonition with terms. The terms and conditions, which shall be met by November 1, 2004, are:

- 1. The Respondent shall complete 3 hours of continuing legal education credits by attending courses approved by the Virginia State Bar in the areas criminal law or appellate practice. His Continuing Legal Education attendance obligation set forth in this paragraph shall not be applied toward his Mandatory Continuing Legal Education requirement in Virginia or any other jurisdictions in which he may be licensed to practice law. He shall certify his compliance

with the terms set forth in this paragraph by delivering a fully and properly executed Virginia MCLE Board Certification of Attendance Forms (Form 2) to Claude V. Worrell, II, Assistant Bar Counsel, at 100 North Pitt Street, Suite 310, Alexandria, Virginia 22314, promptly following his attendance of such CLE program(s).

2. The Respondent shall maintain a mentor relationship with a local attorney of the Bar's choosing. The Respondent shall meet with the mentor at least semi-monthly for a period of six months after establishment of the relationship, and monitor whether the Respondent's practice complies with the rules and opinions of the Virginia State Bar and provide support and advice to the Respondent in the area of law office management. The Respondent shall provide satisfactory evidence of his meetings with his mentor. The Assistant Bar Counsel handling this case shall confer with the mentor on a semi-monthly basis whether the Respondent has cooperated fully with the mentor in ensuring the Respondent's compliance with rules and opinions of the Virginia State Bar. The Respondent shall also report to Bar Counsel semi-monthly to report on his meetings with his mentor.

3. The Respondent shall promptly adopt and implement administrative controls and practices for his practice, which shall be sufficient to provide reasonable and adequate protection for his present and future clients with respect to case management, scheduling and maintaining communications with his clients, opposing counsel and the courts. The provision of such controls and practices may be provided by the Respondent's terminating his individual private practice and accepting employment with a law firm, a government agency or a private entity, but may be provided by other measures, which shall be determined by the Assistant Bar Counsel handling this case to be sufficient for such purposes. The Respondent shall report to the

Assistant Bar Counsel handling this case not less frequently than semi-monthly as to the status of such administrative controls and practices.

4. The Respondent shall, as soon as possible, enter into a contract with Lawyers Helping Lawyers and successfully fulfill and complete his obligations under that contract. Among other things, the contract with Lawyers Helping Lawyers should require the Respondent to remain compliant with all medications for a period of two years from the date of signing of the contract and to participate successfully in personal counseling. The Respondent shall waive confidentiality with regard to treatment and his compliance with Lawyers Helping Lawyers so that the Bar can receive reports concerning the Respondent's compliance with his contract with Lawyers Helping Lawyers.

5. If the Respondent fails to comply with the above listed terms at anytime during the six month period, this matter will be returned to the Committee for further action consistent with the alternative disposition indicated below.

Upon satisfactory proof that the above noted terms and conditions have been met, an Admonition with Terms shall then be imposed. If however, the Respondent fails to meet the terms and conditions of this order by November 1, 2004, the matter shall be certified to the Disciplinary Board for further action.

IV. COSTS

Pursuant to Part 6, § IV, ¶ 13(B) (8) (c) of the Rules of the Supreme Court of Virginia, the Clerk of the Disciplinary System shall assess costs against the Respondent.

SEVENTH DISTRICT COMMITTEE
OF THE VIRGINIA STATE BAR

By _____
Frederick Warren Payne, Esquire
Chair, Seventh District Committee

CERTIFICATE OF SERVICE

I certify that I have this _____ day of _____, 2004, mailed a true and correct copy of the Committee Determination of a Public Admonition by CERTIFIED MAIL, RETURN RECEIPT REQUESTED, to the Respondent, Jeffrey Frederick Bradley, Esquire, at 510 East Market St., Harrisonburg, VA 22802, his address of record with the Virginia State Bar, and by first class mail, postage prepaid, to 2356 Lee Highway, Mt. Sidney, VA 24467, and Claude V. Worrell, II, Assistant Bar Counsel, at Suite 310, 100 North Pitt Street, Alexandria, Virginia 22314.

Claude V. Worrell, II, Esquire
Assistant Bar Counsel