

VIRGINIA :

**BEFORE THE FIFTH DISTRICT--SECTION III SUBCOMMITTEE
OF THE VIRGINIA STATE BAR**

**IN THE MATTER OF JOHN EDWARD RYAN, JR., ESQ.
VSB Docket # 03-053-0988**

**SUBCOMMITTEE DETERMINATION
PUBLIC REPRIMAND**

On June 17, 2004, a meeting in this matter was held before a duly convened Fifth District--Section III Subcommittee consisting of H. Jan Roltsch-Anoll, Esq., Berchard Lee Hatcher, lay member, and Elizabeth M. von Keller, Esq., presiding.

Pursuant to the provisions of the Rules of the Supreme Court of Virginia, Part 6, § IV, ¶13(G), the Fifth District--Section III Subcommittee of the Virginia State Bar hereby serves upon the Respondent the following Public Reprimand, as set forth below:

I. FINDINGS OF FACT

1. At all times relevant hereto, John Edward Ryan, Jr., Esq., (hereafter "Respondent"), has been an attorney licensed to practice law in the Commonwealth of Virginia.
2. As Executor for the Estate of Florence T. Stevenson, the Respondent filed a "Final Accounting" with the Office of the Commissioner of Accounts for the Circuit Court of Arlington County, Virginia on or about February 1, 2002.
3. Disbursements were not made by the Respondent to estate beneficiaries pursuant to the Final Accounting, nor were canceled checks and bank statements furnished to the Commissioner, as required.
4. After requests for required documents made by the Commissioner's office, the

Respondent filed a Fourth and Final Account for the Estate in January of 2003. Thereafter, the Commissioner's office made at least two requests of the Respondent that he submit canceled checks and bank statements so as to allow the Commissioner's office to complete its audit of the Account.

5. It was not until April 7, 2003, that Respondent submitted the documents required by the Commissioner's Office.

6. A Dismissal with Terms was issued to the Respondent on February 15, 2001, for prior violations of disciplinary rules concerning his handling of the same estate matter.

II. NATURE OF MISCONDUCT

The Subcommittee finds that the following Rules of Professional Conduct have been violated:

RULE 1.3 Diligence

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

RULE 1.15 Safekeeping Property

- (c) A lawyer shall:
- (4) promptly pay or deliver to the client or another as requested by such person the funds, securities, or other properties in the possession of the lawyer which such person is entitled to receive.

III. PUBLIC REPRIMAND

Accordingly, it is the decision of the Subcommittee to impose a PUBLIC REPRIMAND on Respondent, John Edward Ryan, Jr., Esquire, and he is so reprimanded..

IV. COSTS

Pursuant to Part Six, § 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.

**FIFTH DISTRICT - SECTION III SUBCOMMITTEE
OF THE VIRGINIA STATE BAR**

By _____
Elizabeth M. von Keller, Esq.
Chair/Chair Designate

CERTIFICATE OF SERVICE

I certify that I have this ____ day of _____, 2004, mailed a true and correct copy of the Subcommittee Determination (PUBLIC REPRIMAND) by CERTIFIED MAIL, RETURN RECEIPT REQUESTED, to the Respondent, John Edward Ryan, Jr., Esq., at 3600 Chain Bridge Road, Fairfax, Virginia 22030-3202, his address of record with the Virginia State Bar.

Seth M. Guggenheim
Assistant Bar Counsel