

VIRGINIA:

BEFORE THE VIRGINIA STATE BAR DISCIPLINARY BOARD

**IN THE MATTER OF
BABAK BAGHERI**

VS B DOCKET NO. 20-000-117931

**AGREED DISPOSITION MEMORANDUM ORDER
REVOCATION**

On Friday, April 24, 2020 this matter was heard by the Virginia State Bar Disciplinary Board upon the joint request of the parties for the Board to accept the Agreed Disposition signed by the parties and offered to the Board as provided by Part Six, Section IV, Paragraph 13-6.H of the Rules of the Supreme Court of Virginia. The panel consisted of Michael A. Beverly, First Vice Chair, Martha J. Goodman, Lay Member, Yvonne S. Gibney, David J. Gogal and Donita M. King. The Virginia State Bar was represented by Christine Corey, Assistant Bar Counsel. Babak Bagheri was present and was not represented by counsel. The Chair polled the members of the Board as to whether any of them were aware of any personal or financial interest or bias which would preclude any of them from fairly hearing the matter to which each member responded in the negative. Court Reporter Beverly Lukowky, Chandler and Halasz, P.O. Box 9349, Richmond, Virginia 23227, telephone (804) 730-1222, after being duly sworn, reported the hearing and transcribed the proceedings.

WHEREFORE, upon consideration of the Agreed Disposition, Order of Disbarment by Consent in the Court of Appeals of Maryland, the Rule to Show Cause and Order of Summary Suspension and Hearing and the Respondent's Disciplinary Record, the arguments of the parties, and after due deliberation,

It is **ORDERED** that the Disciplinary Board accepts the Agreed Disposition and the Respondent shall receive a Revocation of his license to practice law in the Commonwealth of Virginia, as set forth in the Agreed Disposition, which is attached and incorporated in this Memorandum Order.

It is further **ORDERED** that the sanction is effective April 24, 2020.

It is further **ORDERED** that:

The Respondent must comply with the requirements of Part Six, Section IV, Paragraph 13-29 of the Rules of the Supreme Court of Virginia. The Respondent shall forthwith give notice by certified mail of the Revocation or Suspension of his or her license to practice law in the Commonwealth of Virginia, to all clients for whom he or she is currently handling matters and to all opposing attorneys and presiding Judges in pending litigation. The Respondent shall also make appropriate arrangements for the disposition of matters then in his or her care in conformity with the wishes of his or her clients. The Respondent shall give such notice within 14 days of the effective date of the Revocation or Suspension and make such arrangements as are required herein within 45 days of the effective date of the Revocation or Suspension. The Respondent shall also furnish proof to the Bar within 60 days of the effective day of the Revocation or Suspension that such notices have been timely given and such arrangements made for the disposition of matters.

It is further **ORDERED** that if the Respondent is not handling any client matters on the effective date of the Revocation or Suspension, he or she shall submit an affidavit to that effect within 60 days of the effective date of the Revocation or Suspension to the Clerk of the Disciplinary System at the Virginia State Bar. All issues concerning the adequacy of the notice and arrangements required by Paragraph 13-29 shall be determined by the Virginia State Bar Disciplinary Board, which may impose a sanction of Revocation or additional Suspension for failure to comply with the requirements of this subparagraph.

The Clerk of the Disciplinary System shall assess costs pursuant to Paragraph 13-9.E. of the Rules.

It is further **ORDERED** that an attested copy of this Order be mailed to the Respondent

by certified mail, return receipt requested, at his last address of record with the Virginia State Bar at Babak Bagheri, Esq. North Law, 4710 Falstone Avenue, Chevy Chase, MD 20815, and a copy hand-delivered to Christine Corey, Assistant Bar Counsel, Virginia State Bar, Suite 700, 1111 E. Main Street, Richmond, VA 23219.

Enter this Order this 24th day of April 2020

VIRGINIA STATE BAR DISCIPLINARY BOARD



Michael A. Beverly
First Vice Chair



VIRGINIA:

BEFORE THE DISCIPLINARY BOARD
OF THE VIRGINIA STATE BAR

IN THE MATTER OF
BABAK BAGHERI

VSB Docket No. 20-000-117931

AGREED DISPOSITION
REVOCATION

Pursuant to the Rules of the Supreme Court of Virginia, Part 6, Section IV, Paragraph 13-6.H., the Virginia State Bar, by Christine Corey, Assistant Bar Counsel and Babak Bagheri, Respondent, hereby enter into the following Agreed Disposition in this matter arising under the Rules of the Supreme Court, Pt. 6, § IV, Para. 13-24, Board Proceedings Upon Disbarment, Revocation or Suspension in Another Jurisdiction.

I. STIPULATIONS OF FACT

1. Babak Bagheri (Respondent) was licensed to practice law in the Commonwealth of Virginia on September 10, 2007.
2. Respondent entered into a Joint Petition for Disbarment by Consent in the State of Maryland. By order of the Court of Appeals of Maryland dated January 9, 2020, Respondent was disbarred from the practice of law in the State of Maryland for violations of Rule 8.1(a) (Bar Admission and Disciplinary Matters) and Rule 8.4(a)-(d) (Misconduct) of the Maryland Attorneys' Rules of Professional Conduct. The action in the State of Maryland is final. A true and correct copy of the Order is attached as Exhibit A.
3. Respondent is aware that a reciprocal matter is currently pending in the Commonwealth of Virginia pursuant to Pt. 6, § IV, Para. 13-24.B., the docket number for which is set forth above. Respondent was served with a Rule to Show Cause and Order of Summary Suspension and Hearing entered on April 15, 2020 by the Virginia State Bar Disciplinary Board. A true and correct copy of the Rule to Show Cause and Order of Summary Suspension and Hearing

is attached as Exhibit B.

4. Respondent waives the show cause hearing set for May 15, 2020, and agrees that the same discipline imposed in the State of Maryland should be imposed in the Commonwealth of Virginia.

5. Respondent stipulates that the grounds for the dismissal or imposition of lesser discipline set forth in Pt. 6, § IV, Para. 13-24.C do not exist, namely, the record of the proceeding in Maryland was not so lacking in notice or opportunity to be heard as to constitute a denial of due process; the imposition by the Board of the same or equivalent discipline upon the same proof would not result in an injustice; the same conduct is grounds for disciplinary action and the same or equivalent discipline in Virginia; and the misconduct found in Maryland does not warrant imposition of substantially lesser discipline in the Commonwealth of Virginia.

II. PROPOSED DISPOSITION

Accordingly, Assistant Bar Counsel and the Respondent tender to the Disciplinary Board for its approval the agreed disposition of REVOCATION as representing an appropriate sanction.

If the Agreed Disposition is approved, the Clerk of the Disciplinary System shall assess costs pursuant to ¶ 13-9.E of the Rules. If the Agreed Disposition is approved, it is not appealable.

THE VIRGINIA STATE BAR



Christine Corey, Assistant Bar Counsel

AGREED:



Babak Bagheri, Respondent

**ATTORNEY GRIEVANCE COMMISSION *
OF MARYLAND**

IN THE

*** COURT OF APPEALS**

*** OF MARYLAND**

v.

*** Misc. Docket AG No. 10,
September Term, 2019**

BABAK BAGHERI

**(No. 469414-V, Circuit Court
for Montgomery County)**

O R D E R

UPON CONSIDERATION of the Joint Petition for Disbarment by Consent of the Attorney Grievance Commission of Maryland and Respondent, Babak Bagheri, to disbar the Respondent from the practice of law, it is this 9th day of January, 2020,

ORDERED, by the Court of Appeals of Maryland, that the Respondent, Babak Bagheri, be, and hereby is, disbarred from the practice of law in the State of Maryland for violation of Rule 8.1(a) (bar admission and disciplinary matters), and Rule 8.4 (a) - (d) (misconduct) of the Maryland Attorneys' Rules of Professional Conduct; and it is further

ORDERED, that the Clerk of this Court shall remove the name of Babak Bagheri from the register of attorneys in this Court and certify that fact to the Trustees of the Client Protection Fund of the Bar of Maryland and all Clerks of all judicial tribunals in this State in accordance with Maryland Rule 19-736(d).

/s/ Mary Ellen Barbera
Chief Judge

VIRGINIA:

BEFORE THE VIRGINIA STATE BAR DISCIPLINARY BOARD

IN THE MATTER OF
BABAK BAGHERI

VSB DOCKET NO. 20-000-117931

RULE TO SHOW CAUSE
AND
ORDER OF SUMMARY SUSPENSION AND HEARING

It appearing to the Board that Babak Bagheri was licensed to practice law within the Commonwealth of Virginia on September 10, 2007, and,

It further appearing that Babak Bagheri has consented to disbarment from the practice of law by Order of the Court of Appeals of Maryland dated January 9, 2020.

It further appearing that such disciplinary action has become final.

It is ORDERED, pursuant to Rules of Court, Part Six, Section IV, Paragraph 13-24, that the license of Babak Bagheri to practice law within the Commonwealth of Virginia be, and the same is, hereby suspended effective April 20, 2020.

It is further ORDERED that Babak Bagheri appear before the Virginia State Bar Disciplinary Board, via teleconference, at 9:00 a.m. on May 15, 2020, to show cause why the same discipline that was imposed in the other jurisdiction should not be imposed by the Board.

It is further ORDERED that Babak Bagheri shall forthwith give notice, by certified mail, of the suspension of his license to practice law in Virginia to all clients for whom he is currently handling matters and to all opposing attorneys and the presiding judges in pending litigation. The Attorney shall also make appropriate arrangements for the disposition of matters then in his care in conformity with the wishes of his clients. The Attorney shall give such notice within fourteen (14) days of the effective date of the suspension order and make such arrangements as are required herein within forty-five (45) days of the effective date of the suspension order. The Attorney shall

EXHIBIT B

also furnish proof to the bar within sixty (60) days of the effective date of the suspension order that such notices have been timely given and such arrangements for the disposition of matters made. Issues concerning the adequacy of the notice and arrangements required herein shall be determined by the Disciplinary Board, which may impose a sanction of revocation or suspension for failure to comply with the requirements of this subparagraph.

It is further ORDERED that a copy of the Order for Disbarment by Consent of the Attorney Grievance Commission of Maryland be attached to this Rule to Show Cause and Order of Summary Suspension and Hearing and made a part hereof.

It is further ORDERED that an attested copy of this Rule to Show Cause and Order of Summary Suspension and Hearing, with attachments, shall be mailed to Babak Bagheri by certified mail at his address of record with the Virginia State Bar, Babak Bagheri, Esq., North Law, 4710 Falstone Avenue, Chevy Chase, MD 20815, and to Christine Corey, Assistant Bar Counsel, Virginia State Bar, 1111 East Main Street, Suite 700, Richmond, Virginia 23219-0026.

ENTERED THIS 15th DAY OF APRIL 2020

VIRGINIA STATE BAR DISCIPLINARY BOARD

Yvonne S. Gibney Digitally signed by Yvonne S.
Gibney
Date: 2020.04.13 12:10:34 -04'00'

Yvonne S. Gibney, Second Vice Chair