VIRGINIA:

Before the Virginia State Bar Disciplinary Board

In the Matter of

Gary L. Lumsden   VSB Docket No.. 18-080-110504
Attorney at Law

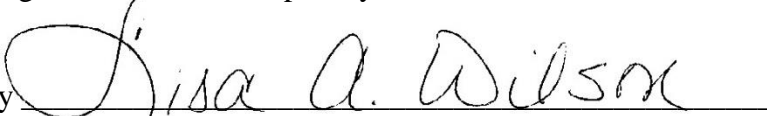### CONSENT TO REVOCATION ORDER

On March 28, 2019, came Gary L. Lumsden and presented to the Board an Affidavit

Declaring Consent to Revocation (hereinafter "Affidavit") of his license to practice law in the

courts of this Commonwealth. By tendering his Consent to Revocation at a time when

allegations of Misconduct are pending, the nature of which are specifically set forth in the

attached Affidavit, Respondent acknowledges that the material facts upon which the allegations

of Misconduct are pending are true.

The Board having considered the Affidavit, and Bar Counsel having no objection, the
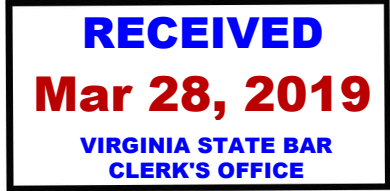
Board accepts his Consent to Revocation.

Upon consideration whereof, it is therefore ordered that Gary L. Lumsden's license to

practice law in the courts of this Commonwealth be and the same hereby is revoked, and that the

name of Gary L. Lumsden be stricken from the Roll of Attorneys of this Commonwealth.

Entered this 28th day of March, 2019

Virginia State Bar Disciplinary Board

By _Lisa A. Wilson_

Lisa A. Wilson
Chair

VIRGINIA:

BEFORE THE VIRGINIA STATE BAR DISCIPLINARY BOARD

IN THE MATTER OF
GARY L. LUMSDEN

VSB Docket No. 18-080-110504

AFFIDAVIT DECLARING CONSENT TO REVOCATION

Gary L. Lumsden, after being duly sworn, states as follows:

1.   Gary L. Lumsden has been licensed to practice law in the Commonwealth of Virginia since September 27, 1979;

2.   Gary L. Lumsden submits this Affidavit Declaring Consent to Revocation pursuant to Rule of Court, Part 6, Section IV, Paragraph 13-28.

3.   Gary L. Lumsden's consent to revocation is freely and voluntarily rendered, that Gary L. Lumsden is not being subjected to coercion or duress, and that Gary L. Lumsden is fully aware of the implications of consenting to the revocation of his license to practice law in the Commonwealth of Virginia;

4.   Gary L. Lumsden is aware that there is currently pending a complaint, an investigation into, or a proceeding involving, allegations of misconduct in connection with his representation of Demarcus Brown on certain criminal charges in the United States District Court of the Western District of Virginia, the docket number(s) for which is set forth above.

5.   Gary L.. Lumsden has been advised of those allegations and has denied any misconduct on his part except for those allegations to which he admits in this Affidavit of Consent to Revocation as set forth below:

a. Gary L. Lumsden took a proprietary interest in an Audi automobile owned by Mr. Brown without complying with the requirements of Rule 1.8 of the Virginia Rules of Professional Conduct and then had it subsequently sold; and
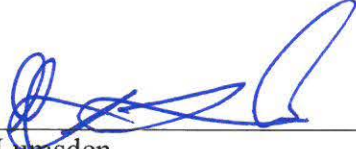
b. Gary L. Lumsden failed to properly hold in trust the sale proceeds of the Audi or otherwise account for them in accordance with the requirements of Rule 1.15 of the Virginia Rules of Professional Conduct.

6. Gary L. Lumsden acknowledges that the material facts upon which the allegations of misconduct in Paragraph 5 (a) and (b) are predicated are true; and

7. Gary L. Lumsden 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 in Paragraph 5 (a) and (b) were brought or prosecuted to a conclusion, he could not successfully defend them.

8. Pursuant to Rule of Court, Part 6, Section IV, Paragraph 13-28.B, the admissions offered in this Consent to Revocation Affidavit shall not be deemed admissions in any other matter or proceeding except one relating to Gary L. Lumsden's status as a member of the Virginia State Bar.

Executed and dated on ___March 27, 2019___.

_____
Gary L. Lumsden
Respondent

COMMONWEALTH OF VIRGINIA
CITY/~~COUNTY~~ OF ___Roanoke_____, to wit:

The foregoing Affidavit Declaring Consent to Revocation was subscribed and sworn to before

me by Gary L. Lumsden on _____March 27, 2019_____.

_Michele W. Flippo_____
                          Notary Public

My Commission expires: _9/30/2022_

My registration no. 225275