

VIRGINIA: BEFORE THE VIRGINIA STATE BAR DISCIPLINARY BOARD

IN THE MATTER OF
JOHN JASON GENTRY MULLINS

VSB Docket No. 16-000-105643

MEMORANDUM ORDER OF REVOCATION

This matter came on to be heard on Friday, May 20, 2016, before a duly convened panel of the Virginia State Bar Disciplinary Board consisting of Whitney G. Saunders (Chair), Pleasant S. Brodnax III, J. Casey Forrester, Melissa W. Robinson and Stephen A. Wannall (Lay Member). The Virginia State Bar (the "Bar") was represented by Paulo E. Franco, Jr., Assistant Bar Counsel. The Respondent, John Jason Gentry Mullins, failed to appear in person or by counsel.

Angela N. Sidener, court reporter, Chandler & Halasz; P.O. Box 9349; Richmond, Virginia 23227, (804) 730-1222, after being duly sworn, reported the hearing and transcribed the proceedings.

The Chair opened the hearing by calling the case in the hearing room and causing the Assistant Clerk to call Respondent's name three times in the adjacent hall. The Respondent did not answer or appear.

The Chair then polled the members of the Board panel to ascertain whether any member was conscious of any personal or financial interest or bias which would preclude any of them from fairly hearing this matter and serving on the panel, to which inquiry each member responded in the negative.

Procedural History

The matter came before the Disciplinary Board upon the Rule to Show Cause and Order of Summary Suspension and Hearing entered on April 20, 2016 (the "Rule to Show Cause") to which was appended the order of the Supreme Court of California dated September 11, 2015, revoking the Respondent's license to practice law in the State of California.

Board Exhibit 1 and 2 and Bar Exhibit 1 were admitted into evidence without objection.

All required notices were sent by the Clerk of the Disciplinary System (the "Clerk") to the Respondent by Certified Mail, in accordance with Paragraphs 13-24.A, 13-18.C and 13-12.C of Part Six, Section IV of the Rules of the Supreme Court of Virginia to John Jason Gentry Mullins, #3199, 1261 Lakeside Drive, Sunnyvale, CA 94085, Respondent's address of record with the Virginia State Bar (See Board Exhibit 1, certified letter from the Clerk to the Respondent of April 20, 2016 and Board Exhibit 2, letter dated May 19, 2016 from the Clerk to the Board, with attachments including a subsequent letter to Respondent from the Clerk dated May 11, 2016, which was returned to the Clerk by the U. S. Postal Service).

Findings of Fact

The Board finds by clear and convincing evidence that:

1. The Supreme Court of California is "another jurisdiction" under Paragraph 13-24.A of the Rules of the Supreme Court of Virginia, and that its order dated September 11, 2015 revoking the license of the Respondent to practice law has become final.

2. The Chair of the Board, in response thereto, entered a Rule to Show Cause and Order of Summary Suspension and Hearing dated April 20, 2016 (the "Board Order"), in accordance with paragraph 13-24.A.

3. The Respondent has not filed a timely written response under paragraph 13-24.B, did not appear at the hearing of the Board and did not attempt to put forward any evidence or argument to counter the Rule to Show Cause.

4. As such, the Respondent has failed to meet his burden of proof under 13-24.F.

Accordingly, after considering Board Exhibit 1 and Exhibit 2 and Bar Exhibit 1, inclusive, and the argument of Bar Counsel, the Board recessed and duly deliberated on this matter. Upon returning to the courtroom, the Board announced that it found that Respondent had failed to show by clear and convincing evidence why the Board should

not impose the same discipline imposed by the Supreme Court of California and that the license of the Respondent to practice law in the Commonwealth of Virginia should be and is hereby REVOKED, which revocation is effective May 20, 2016.

It is further ORDERED that, pursuant to Part Six, § IV, ¶13-29 of the Rules of the Supreme Court of Virginia, Respondent, John Jason Gentry Mullins, shall forthwith give notice by certified mail, return receipt requested, of the revocation of his license to practice law in the Commonwealth of Virginia to all clients for whom he 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 care in conformity with the directions of his clients. Respondent shall give such notice within fourteen (14) days of the effective date of this Order and shall further make such arrangements as required herein within forty-five (45) days of the effective date of this Order. The Respondent shall also furnish proof to the Virginia State Bar within sixty (60) days of the effective date of this Order that such notices have been timely given and such arrangements made for the disposition of matters.

It is further ORDERED that if Respondent is not handling any client matters on the effective date of this revocation, he shall submit an Affidavit to that effect to the Clerk of the Disciplinary System at the Virginia State Bar. All issues concerning the adequacy of the notice and arrangements required by ¶13-29 of the Rules shall be determined by the Virginia State Bar Disciplinary Board.

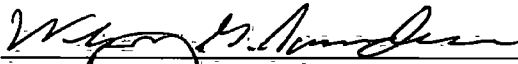
It is further ORDERED that, pursuant to Part 6, §IV, ¶13-9.E of the Rules of the Supreme Court of Virginia, the Clerk of the Disciplinary System shall assess costs against the Respondent.

Finally, it is further ORDERED that the Clerk of the Disciplinary System shall send a certified copy of this Order by Certified Mail, Return Receipt Requested, to Respondent at his last address of record with the Virginia State Bar, that is, to John Jason Gentry Mullins, #3199, 1261 Lakeside Drive, Sunnyvale, CA 94085, and hand deliver a copy to

Paulo E. Franco, Jr., Assistant Bar Counsel, Virginia State Bar; 111 East Main Street,
Suite 700; Richmond, Virginia 23219-0026.

ENTERED this 31st day of May, 2016.

VIRGINIA STATE BAR DISCIPLINARY BOARD

by 
Whitney G. Saunders, Chair