

VIRGINIA:

BEFORE THE THIRD DISTRICT SUBCOMMITTEE
OF THE VIRGINIA STATE BAR

IN THE MATTER OF
George William Sadler, Jr.

VS. B Docket No. 14-033-096930

SUBCOMMITTEE DETERMINATION
(PUBLIC REPRIMAND WITH TERMS)

On August 19, 2014, a meeting was held in this matter before a duly convened Third District Subcommittee consisting of Russell M. Finer (lay member), Michael S. Huberman, Esquire, and Yvonne Steenstra Gibney, Esquire, Chair, presiding. During the meeting, the Subcommittee voted to approve an agreed disposition for a Public Reprimand with Terms pursuant to Part 6, § IV, ¶ 13-15.B.4. of the Rules of the Supreme Court of Virginia. The agreed disposition was entered into by the Virginia State Bar, by Edward L. Davis, Bar Counsel, and George William Sadler, Jr., Respondent, *pro se*.

WHEREFORE, the Third District Subcommittee of the Virginia State Bar hereby serves upon Respondent the following Public Reprimand with Terms:

I. FINDINGS OF FACT

1. At all times relevant hereto, George William Sadler, Jr. ("Respondent"), has been an attorney licensed to practice law in the Commonwealth of Virginia.
2. On April 6, 2009, Respondent qualified as substitute trustee under the will of Gertrude Pierce Worthington, Deceased, for the benefit of Craig W. Worthington and Bradford N. Worthington.
3. On January 23, 2013, the Circuit Court for the City of Richmond appointed a new trustee to take over for Respondent.
4. Respondent nonetheless was still required to file an accounting for the year January 1, 2012 through December 31, 2012, which became due on May 1, 2013.

5. Respondent, however, did not file an accounting, and did not respond to a letter or telephone calls from the Commissioner of Accounts who inquired about it.

6. Having not heard from Respondent and having been unable to reach him, on June 25, 2013, the Commissioner of Accounts issued a summons to Respondent to produce the required accounting within 30 days. The summons was served on Respondent by posting at his place of business on July 19, 2013.

7. Respondent, however, failed to respond to the summons within 30 days in any manner.

8. For this reason, on August 28, 2013, the Commissioner of Accounts reported Respondent to the bar in accordance with Virginia Code Section 64.2-1216 and to the Circuit Court for the City of Richmond which scheduled a show-cause hearing for October 15, 2013.

9. By letter, dated September 26, 2013, Respondent answered the bar complaint stating that he admitted the allegations filed against him by the Commissioner of Accounts and had no reasonable defense.

10. On October 14, 2013, the day before the show-cause hearing, Respondent submitted an accounting for the period ending December 31, 2012 and his final account for the period ending January 23, 2013. For this reason the Commissioner of Accounts moved for dismissal of the show-cause.

11. The Commissioner of Accounts informed the bar that the accountings appeared to be in order with the exception of two underlying receipts that she requested from Respondent on October 23, 2013 pertaining to \$108.04 for a stereo purchased from beneficiary Craig W. Worthington and \$3,862.90 for storage fees paid to Sharon Hill.

12. Respondent did not furnish the requested records and the Commissioner of Accounts re-submitted her letter to Respondent on November 27, 2013. Respondent still did not provide the requested records.

II. NATURE OF MISCONDUCT

Such conduct by Respondent constitutes misconduct in violation of the following provisions of the Rules of Professional Conduct:

Respondent's failure to furnish the required accounting within the statutory time period, his failure to respond to the Commissioner of Accounts' letter or telephone call concerning the status of the accounting, his failure to respond to the Commissioner of Accounts' summons, and failure respond or furnish two records repeatedly requested by the Commissioner of Accounts give rise to violations of the following Rules of Professional Conduct:

RULE 1.1 Competence

A lawyer shall provide competent representation to a client. Competent representation requires the legal knowledge, skill, thoroughness and preparation reasonably necessary for the representation.

RULE 1.3 Diligence

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

You have already been furnished with a copy of the report of investigation prepared by the Virginia State Bar investigator in this case which was considered by the subcommittee.]

III. PUBLIC REPRIMAND WITH TERMS

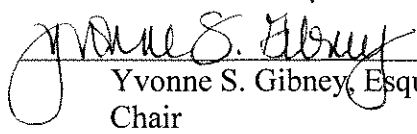
Accordingly, having approved the agreed disposition, it is the decision of the Subcommittee to impose a Public Reprimand with Terms. The terms are:

1. By September 30, 2014, the Respondent will furnish to Commissioner of Accounts Kimberly Pinchbeck the two records she has requested: the receipt pertaining to \$108.04 for a stereo purchased from beneficiary Craig W. Worthington and \$3,862.90 for storage fees paid to Sharon Hill.
2. Alternatively, if the Commissioner of Accounts reports that she and the beneficiary(s) are satisfied with Respondent's accountings by September 30, 2014, then Respondent will be in compliance with these terms.

If the terms are not met by the time specified, pursuant to Part 6, § IV, ¶ 13-15.F of the Rules of the Supreme Court of Virginia, the District Committee shall hold a hearing and Respondent shall be required to show cause why a Certification for Sanction Determination should not be imposed pursuant to Part 6, § IV, ¶ 13-15.F and G of the Rules of the Supreme Court of Virginia. Any proceeding initiated due to failure to comply with terms will be considered a new matter, and an administrative fee and costs will be assessed.

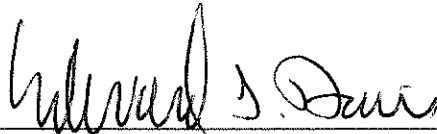
Pursuant to Part 6, § IV, ¶ 13-9.E. of the Rules of the Supreme Court of Virginia, the Clerk of the Disciplinary System shall assess costs.

THIRD DISTRICT SUBCOMMITTEE
OF THE VIRGINIA STATE BAR


Yvonne S. Gibney, Esquire
Chair

CERTIFICATE OF MAILING

I certify that on August 27, 2014 true and complete copy of the Subcommittee Determination (Public Reprimand with Terms) was sent by certified mail to George William Sadler, Jr., Respondent, at 8327 Whitewood Rd, Richmond, VA 23235, Respondent's last address of record with the Virginia State Bar.


Edward L. Davis
Bar Counsel