

VIRGINIA:

Before the Virginia State Bar Disciplinary Board

In the Matter of

Robert Earl Schulz, Esquire

VSB Docket No.. 20-070-116156

CONSENT TO REVOCATION ORDER

This matter came before the Board on Respondent Robert Earl Schulz's Affidavit Declaring Consent to Revocation (hereinafter "Affidavit") of his license to practice law in the courts of this Commonwealth filed on December 6, 2019; and, the papers previously filed herein.

It appearing to the Board that 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 Robert Earl Schulz acknowledges that the material facts upon which the allegations of Misconduct are pending are true.

It further appearing to the Board after having considered the Affidavit, and Bar Counsel having no objection, the Board should accept his Consent to Revocation.

Upon consideration whereof, it is therefore Ordered that Respondent Robert Earl Schulz's license to practice law in the courts of this Commonwealth be and the same hereby is revoked, and that the name of Robert Earl Schulz be stricken from the Roll of Attorneys of this Commonwealth.


Entered: December 9, 2019.

Virginia State Bar Disciplinary Board

By: **Sandra L. Havrilak**

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Sandra L. Havrilak, Chair

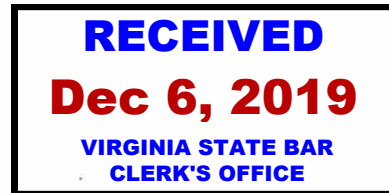
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**DAVIDA M. DAVIS**  
**CLERK OF THE DISCIPLINARY SYSTEM**

**VIRGINIA:**

**BEFORE THE VIRGINIA STATE BAR DISCIPLINARY BOARD**

**IN THE MATTER OF  
ROBERT EARL SCHULZ**

**VS** Docket No. 20-070-116156



**AFFIDAVIT DECLARING CONSENT TO REVOCATION**

Robert Earl Schulz, after being duly sworn, states as follows:

1. That Robert Earl Schulz was licensed to practice law in the Commonwealth of Virginia on 01/19/1982;
2. That Robert Earl Schulz submits this Affidavit Declaring Consent to Revocation pursuant to Rule of Court, Part 6, Section IV, Paragraph 13-28;
3. That Robert Earl Schulz's consent to revocation is freely and voluntarily rendered, that Robert Earl Schulz is not being subjected to coercion or duress, and that Robert Earl Schulz is fully aware of the implications of consenting to the revocation of his license to practice law in the Commonwealth of Virginia;
4. Robert Earl Schulz is aware that there is currently pending a complaint, an investigation into, or a proceeding involving, allegations of misconduct, the docket number(s) for which is set forth above, and the specific nature of which is here set forth:
  - a. Robert Earl Schulz was appointed by the General District Court of Fauquier County to represent Marian Dikun on two misdemeanor charges;
  - b. The Fauquier County General District Court found Ms. Dikun guilty and Robert Earl Schulz was appointed to handle her appeal to the Circuit Court of Fauquier County despite having filed a motion to allow him to withdraw;
  - c. The Circuit Court of Fauquier County found Ms. Dikun guilty, and she requested that Robert Earl Schulz appeal to the Court of Appeals of Virginia;

d. Robert Earl Schulz did not properly perfect the appeal in accordance with the Rules of the Court of Appeals of Virginia because he submitted the Statement of Facts one day late, resulting in a dismissal of Ms. Dikun's appeal.

5. Robert Earl Schulz acknowledges that the material facts upon which the allegations of misconduct are predicated are true;

6. Robert Earl Schulz is 87 years old and no longer wishes to practice law and has previously submitted his voluntary resignation;

7. Due to the pending investigation, the Virginia State Bar was not able to accept that resignation due to Rules of the Supreme Court of Virginia Part 6, Section IV, Paragraph 13-27.C.

8. Under these circumstances, Robert Earl Schulz is willing to consent to this revocation to expedite his retirement from the practice of law; and

7. Robert Earl Schulz submits this Affidavit and consents to the revocation of his license to practice law in the Commonwealth of Virginia because he knows that if any disciplinary proceedings based on the said alleged misconduct set forth in Paragraph 4 of this Affidavit were brought or prosecuted to a conclusion, he could not successfully defend them.

Executed and dated on 12-6-2019

*Robert Earl Schulz*  
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**Robert Earl Schulz**  
Respondent

COMMONWEALTH OF VIRGINIA  
CITY/COUNTY OF Fauquier, to wit:

The foregoing Affidavit Declaring Consent to Revocation was subscribed and sworn to before  
me by Robert Earl Schulz on 12-6-2019.

Sandra Jean Kerns  
Notary Public



My Commission expires: 01-31-22.