

VIRGINIA:

BEFORE THE VIRGINIA STATE BAR
DISCIPLINARY BOARD

IN THE MATTER OF
JACKSON WILLARD SNYDER, II

VS B Docket No.: 09-000-079415

ORDER
(SUSPENSION OF ONE YEAR AND ONE DAY)

On June 19, 2009, a five member panel of the Virginia State Bar Disciplinary Board ("Board") met telephonically to consider an Agreed Disposition in the above-referenced matter. The Agreed Disposition was considered by a duly convened panel of the Virginia State Bar Disciplinary Board consisting of Robert E. Eicher, Chair, Timothy A. Coyle, Martha JP McQuade, Thomas R. Scott, Jr. and Jody D. Katz, lay member. The Virginia State Bar was represented by Kathryn R. Montgomery, Assistant Bar Counsel. The Respondent, Jackson Willard Snyder, III ("Respondent") was represented by Alan S. Goldberg ("Respondent's Counsel") and was present by telephone. The proceedings were recorded by Beverly Murkowski, Chandler & Halasz, P.O. Box 9349, Richmond, VA 23227, Certified Professional Reporters, telephone number (804) 730-1222, after being duly sworn.

Having heard the parties' statements and arguments and having reviewed the Agreed Disposition, pursuant to the Rules of the Supreme Court of Virginia, Part Six, Section IV, Paragraph 13-6 H the Board declines to accept the Agreed Disposition as presented but will accept an Agreed Disposition for a suspension of one year and one day, effective *nunc pro tunc* May 27, 2009. The Board withdrew to allow the Respondent's Counsel and Bar Counsel to confer privately. The Board then reconvened, and both the Respondent's Counsel and Bar Counsel affirmed that the Agreed

Disposition was amended to provide for a sanction of a suspension of one year and one day effective *nunc pro tunc* May 27, 2009.

I. FINDINGS OF FACT

Upon consideration of which, the Board finds by clear and convincing evidence, as follows:

1. At all times relevant to this matter, Respondent was an attorney licensed to practice law in the Commonwealth of Virginia.

2. On February 9, 2009, Respondent pled guilty in the United States District Court for the District of Maryland, Docket No. DKC-8-08-CR-00512-001, to one criminal count of making false statements on a financial disclosure form, in violation of 18 U.S.C. Sec. 1001(a) and was convicted and sentenced to one year of probation and one hundred-sixty hours of community service, and was fined \$200,000.

3. Respondent, as an employee of the Department of Health and Human Services, National Library of Medicine, was required under federal law and regulations to seek approval for participation in outside activities.

4. During such period of employment, Respondent engaged in outside employment activities and earned outside income as an expert consultant in matters that included toxicology, products liability, and occupational health, but Respondent did not seek approval for such activities and Respondent did not reference such activities on forms required to be filed with the National Library of Medicine.

5. Respondent reported gross wages from such activities on Respondent's

federal income tax return for 2003, 2004, and 2005.

6. Respondent acknowledges that Respondent alone is to blame for the professional and personal consequences of such conviction that affect both Respondent and Respondent's family and expresses remorse for Respondent's actions giving rise to such conviction.

7. It is therefore appears that Jackson Willard Snyder, II has been convicted of a crime, as defined by the Rules of Court, Part Six, Section IV, Paragraph 13-22.

II. DISPOSITION

The Board hereby finds that Respondent has been convicted of a Crime as defined in Part Six, Section IV, Paragraph 13-22 of the Rules of the Supreme Court of Virginia, and hereby ORDERS that Respondent's license to practice law in the Commonwealth of Virginia be and hereby is suspended for one year and one day, effective *nunc pro tunc* May 27, 2009, the day the Board entered the Show Cause Order suspending Respondent's license to practice law.

It is ORDERED that pursuant to Part Six, Section IV, Paragraph 13-9 E of the Rules of the Supreme Court of Virginia, the Clerk of the Disciplinary system shall assess costs against the Respondent.

It is further ORDERED that Respondent must comply with the requirements of Part Six, §IV, ¶13-29 of the Rules of the Supreme Court of Virginia, as amended. The Respondent shall forthwith give notice by certified mail, of the suspension 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 wishes of his client. The Respondent shall give such notice within fourteen (14) days of the effective date of the suspension and make such arrangements as are required herein within forty-five (45) days of the effective date of the suspension. The Respondent shall also furnish proof to the Bar within sixty (60) days of the effective date of the 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 suspension, 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 Part Six, §IV, ¶13(M) shall be determined by the Virginia State Bar Disciplinary Board, unless the Respondent makes a timely request for hearing before a three-judge court.

It is further Ordered that a copy teste of this Order shall be mailed by certified mail, return receipt requested, to the Respondent Jackson Willard Snyder, II, at his address of record with the Virginia State Bar, 9443 Turnberry Drive, Potomac, MD 20854, and by regular mail to Alan S. Goldberg, Respondent's Counsel, 6845 Elm Street, Suite 205, McLean, VA 22101, and delivered to Kathryn R. Montgomery, Assistant Bar Counsel, Virginia State Bar, 707 East Main Street, Suite 1500, Richmond, VA 23219.

ENTERED THIS 30th DAY OF JUNE, 2009
VIRGINIA STATE BAR DISCIPLINARY BOARD


Robert E. Eicher, Chair