

## DISCIPLINARY SUMMARIES

The following are summaries of disciplinary actions for violations of the Virginia Rules of Professional Conduct (RPC) (Rules of the Virginia Supreme Court Part 6, § II, eff. Jan. 1, 2000) or another of the Supreme Court Rules.

Copies of disciplinary orders are available at the Web link provided with each summary or by contacting the Virginia State Bar Clerk's Office at (804) 775-0539 or [clerk@vsb.org](mailto:clerk@vsb.org). VSB docket numbers are provided.

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### CIRCUIT COURT

#### Neil Kuchinsky

Colonial Heights, Virginia

16-033-105536

Effective May 1, 2017, a three-judge panel of the Circuit Court for the County of Chesterfield suspended Neil Kuchinsky's license to practice law for five years for violating professional rules that govern conflict of interest: general rule, and misconduct. This was an agreed disposition of misconduct charges. RPC 1.7(a)(2), 8.4(b)

<http://www.vsb.org/docs/Kuchinsky-042517.pdf>

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### DISCIPLINARY BOARD

#### John T. Burch Jr.

Alexandria, Virginia

17-042-107702

On May 25, 2017, the Virginia State Bar Disciplinary Board revoked John T. Burch Jr.'s license to practice law based on his affidavit consenting to the revocation. In consenting to the revocation, Burch acknowledged that the allegations against him are true and that he could not successfully defend against them. Rules Part 6, § IV, ¶ 13-28

<http://www.vsb.org/docs/Burch-061317.pdf>

#### Vinceretta Taylor Chiles

Richmond, Virginia

16-033-097624, 16-033-1040323

Effective April 1, 2017, the Virginia State Bar Disciplinary Board suspended Vinceretta Taylor Chiles's license to practice law for two years for violating professional rules that govern competence, diligence, communication, safekeeping property, declining or terminating representation, fairness to opposing party and counsel, bar admission and disciplinary matters, and misconduct. RPC 1.1, 1.3(a-c), 1.4(a-c), 1.15(a)(1)(b)(2-5), 1.16(d), 8.1, 8.4(a-c)

<http://www.vsb.org/docs/Chiles-051917.pdf>

#### Scott Alan Flanders

Vienna, Virginia

17-000-108418

On March 24, 2017, the Virginia State Bar Disciplinary Board suspended Scott Alan Flanders's license to practice law for two years based on his guilty plea to a felony in the United States District Court for the Eastern District of Virginia, Alexandria

Division. His license had been summarily suspended on March 3, 2017. Rules Part 6, § IV, ¶ 13-22

<http://www.vsb.org/docs/Flanders-042517.pdf>

#### Cheryl D. Footman-Banks

Norfolk, Virginia

16-022-104335, 16-022-104602

On March 17, 2017, the Virginia State Bar Disciplinary Board revoked Cheryl D. Footman-Banks's license to practice law based on her affidavit consenting to the revocation. In consenting to the revocation, Footman-Banks acknowledged that the allegations against her are true and that she could not successfully defend against them. Rules Part 6, § IV, ¶ 13-28 RPC 1.3(a,b), 1.4(a,b), 1.15(b)(4), 1.16(a)(1)(d)(e), 3.4(d), 8.1(c)

<http://www.vsb.org/docs/Footman-Banks-042517.pdf>

#### Antonio Pierre Jackson

Hampden-Sydney, Virginia

17-000-107834

On March 24, 2017, the Virginia State Bar Disciplinary Board revoked Antonio Pierre Jackson's license to practice law for violating terms of an earlier interim suspension issued August 29, 2016. Rules Part 6, § IV, ¶ 13-29

<http://www.vsb.org/docs/Jackson-061917.pdf>

#### Warren Wilson McLain

Fairfax, Virginia

16-051-106049, 17-051-106754

On April 24, 2017, the Virginia State Bar revoked Warren Wilson McLain's license to practice law based on his affidavit consenting to the revocation. In consenting to the revocation, McLain acknowledged that the allegations against him are true and that he could not successfully defend against them. Rules Part 6, § IV, ¶ 13-28

<http://www.vsb.org/docs/McLain-051817.pdf>

#### Karen M. Kennedy

Fredericksburg, Virginia

12-070-090804, 14-070-096518, 15-070-100785, 15-070-102529, 15-070-102703

Effective May 8, 2017, the Virginia State Bar Disciplinary Board suspended Karen M. Kennedy's license to practice law for one year with terms for violating professional rules that govern scope of representation, diligence, communication, fees, safekeeping property, declining or terminating representation, conflict of interest: prohibited transaction, and misconduct. This was an agreed disposition of misconduct charges. RPC 1.2(a), 1.3(a,b), 1.4(a), 1.5(a)(1-8), 1.8(f)(1-3), 1.15(a)(1)&(c)(1), 1.16(d), 8.4(b)

<http://www.vsb.org/docs/Kennedy-051817.pdf>

#### Christopher DeCoy Parrott

Manassas, Virginia

17-000-108869

Effective August 22, 2018, the Virginia State Bar Disciplinary Board suspended Christopher DeCoy Parrott's license to practice law for an additional six months for failing to comply with the terms on a twenty-one month suspension issued November 21, 2016. Rules Part Six, § IV, ¶ 13-29

<http://www.vsb.org/docs/Parrott-061917.pdf>

**Malcolm Pierce Rosenberg**

Philadelphia, Pennsylvania  
17-000-108668

On May 19, 2017, the Virginia State Bar Disciplinary Board suspended Malcolm Pierce Rosenberg's license to practice law for three years based on his three-year suspension by the Supreme Court of Pennsylvania. His license had been summarily suspended on April 27, 2017. Rules Part 6, § IV, ¶ 13-24  
<http://www.vsb.org/docs/Rosenberg-061917.pdf>

**Nicholas Caron Smith**

Mt. Holly, Virginia  
16-060-104001, 16-060-104859, 16-060-105281, 16-060-105911,  
16-060-106252

On April 28, 2017, the Virginia State Bar Disciplinary Board suspended Nicholas Caron Smith's license to practice law for two years for violating professional rules that govern diligence, communication, safekeeping property, declining or terminating representation, candor toward the tribunal, truthfulness in statements to others, bar admission and disciplinary matters, and misconduct. RPC 1.3(a,b), 1.4(a,b), 1.15(a)(1)(b)(4,5)(c)(1-4), 1.16(a)(1)(d), 3.3(a), 4.1, 8.1(a,c,d), 8.4(c)  
<http://www.vsb.org/docs/Smith-061317.pdf>

**Pamela Bruce Stuart**

Washington, DC  
17-000-108841

Effective April 21, 2017, the Virginia State Bar Disciplinary Board suspended Pamela Bruce Stuart's license to practice law for one year and one day based on her suspension by the Supreme Court of Florida. Stuart's license had earlier been summarily suspended effective April 28, 2017. Rules Part 6, § IV, ¶ 13-24  
<http://www.vsb.org/docs/Stuart-061317.pdf>

**William Peter Wittig**

Arlington, Virginia  
17-041-106873

On May 24, 2017, the Virginia State Bar Disciplinary Board revoked William Peter Wittig's license to practice law based on his affidavit consenting to the revocation. In consenting to the revocation, Wittig acknowledged that the allegations against him are true and that he could not successfully defend against them. Rules Part 6, § IV, ¶ 13-28 RPC 1.1, 1.3(a), 1.4(a,b)  
<http://www.vsb.org/docs/Wittig-061317.pdf>

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**DISTRICT COMMITTEES**

**Sonya Borgaonkar Costanzo**

Fredericksburg, Virginia  
16-060-104804, 16-060-106139, 17-060-106529

On May 18, 2017, the Sixth District Subcommittee of the Virginia State Bar issued a public reprimand with terms to Sonya Borgaonkar Costanzo for violating professional rules that govern competence and diligence. This was an agreed disposition of misconduct charges. RPC 1.1, 1.3(b)  
<http://www.vsb.org/docs/Costanzo-061317.pdf>

**H. Glenn Goodpasture**

Fredericksburg, Virginia  
17-060-108217

On April 18, 2017, the Virginia State Bar Sixth District Subcommittee issued a public admonition to H. Glenn Goodpasture for violating professional rules that govern safekeeping property and responsibilities regarding nonlawyer assistants. This was an agreed disposition of misconduct charges. RPC 1.15(d)(3)(i-iv)(4), 5.3(b)  
<http://www.vsb.org/docs/Goodpasture-051917.pdf>

**Leila Helen Kilgore**

Fredericksburg, Virginia  
16-060-106173

On May 18, 2017, the Sixth District Subcommittee of the Virginia State Bar issued a public reprimand to Leila Helen Kilgore for violating professional rules that govern diligence and communication. This was an agreed disposition of misconduct charges. RPC 1.3(a), 1.4(a,b)  
<http://www.vsb.org/docs/Kilgore-061317.pdf>

**David Michael McCormick**

Lightfoot, Virginia  
15-022-102544, 16-022-103337, 16-022-104918, 16-022-105038,  
16-022-106220

On April 6, 2017, the Virginia State Bar Second District Committee issued a public reprimand with terms to David Michael McCormick for violating professional rules that govern diligence, communication, declining or terminating representation, and procedures for notification of clients when a lawyer leaves a law firm or when a law firm dissolves. This was an agreed disposition of misconduct charges. RPC 1.3(a), 1.4(a), 1.16(c), 5.8(c)  
<http://www.vsb.org/docs/McCormick-042517.pdf>

**Steven Marcus Miyares**

Virginia Beach, Virginia  
17-021-108657

On May 3, 2017, the Virginia State Bar Second District Committee, Section I, issued a public reprimand to Steven Marcus Miyares for failing to comply with the terms of a private reprimand issued October 3, 2014. This was an agreed disposition. Rules Part Six, § IV, ¶ 13-15.F  
<http://www.vsb.org/docs/Miyares-051817.pdf>

**Steven Marcus Miyares**

Virginia Beach, Virginia  
16-021-105642

On March 14, 2017, the Virginia State Bar Second District Subcommittee issued a public reprimand with terms to Steven Marcus Miyares for violating professional rules that govern communication. This was an agreed disposition of misconduct charges. RPC 1.4(a,c)  
<http://www.vsb.org/docs/Miyares-042517.pdf>

## DISCIPLINARY PROCEEDINGS

### Suspension – Failure to Pay Disciplinary Costs

		Effective Date	Lifted
Vincent Mark Amberly	Leesburg, VA	April 25, 2017	
Beverly Anne English	Virginia Beach, VA	May 4, 2017	
Wayne Richard Hartke	Reston, VA	June 9, 2017	
Christopher DeCoy Parrott	Manassas, VA	March 14, 2017	May 18, 2017

### Suspension – Failure to Comply with Subpoena

Shelly Renee Collette	Winchester, VA	April 12, 2017	April 21, 2017
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## NOTICES TO MEMBERS

### MCLE ADMINISTRATIVE SUSPENSIONS

Virginia State Bar members who have been administratively suspended for failure to comply with the Mandatory Continuing Legal Education requirements for 2016 are listed at <http://www.vsb.org/site/members/administrative-suspensions#MCLE>. The requirements are described in Part 6, Section IV, Paragraphs 17, 13.2, and 19 of the Rules of the Virginia Supreme Court. The VSB has been unable to contact some of these attorneys. The bar requests that members report the location and practice status of any person on the list by contacting the MCLE Department at (804) 775-0577 or [MCLE@vsb.org](mailto:MCLE@vsb.org). The list was posted online June 30, 2017. To determine whether a listed attorney has fulfilled MCLE obligations after that date, contact the MCLE Department.

### DUES STATEMENTS MAILED

Dues statements were mailed June 16. The annual dues must be received at the Virginia State Bar by July 31, or delinquency fees will be assessed. All active members must pay the Clients' Protection Fund assessment and provide a completed and signed Mandatory Certification Regarding Professional Liability Insurance, also by July 31. Separate fines will be assessed for unpaid dues, unpaid CPF fees, and incomplete liability insurance certifications. You may renew your membership, certify your liability insurance coverage, join VSB sections, and pay your dues online by going to Member Login on the VSB home page. Corporate Counsel Registrants may also use this feature.

### MAILING OF MCLE INTERIM REPORT HAS BEEN DISCONTINUED

In the interest of cost savings the MCLE Department will discontinue mailing the MCLE Interim Report. Now is the time to check your online record and plan your MCLE compliance. Apply now for any non-approved course that you have attended. The MCLE compliance deadline is October 31, 2017.

### NOMINATIONS SOUGHT FOR TWO PRO BONO AWARDS

The Access to Legal Services Committee of the Virginia State Bar is seeking nominations for the Lewis F. Powell Jr. Pro Bono Award and the Frankie Muse Freeman Organizational Pro Bono Award. The nomination deadline is August 18, 2017. [http://www.vsb.org/site/news/item/vsb\\_seeks\\_nominations\\_for\\_two\\_pro\\_bono\\_awards](http://www.vsb.org/site/news/item/vsb_seeks_nominations_for_two_pro_bono_awards)

### NOMINATIONS SOUGHT FOR BOARD AND COMMITTEE VACANCIES

Volunteers are needed to serve the Virginia State Bar's boards and committees. The Nominating Committee will refer nominees to the VSB Council for consideration at its October meeting. With the exception of the VLF Board, all appointments are made by the Supreme Court of Virginia.

**Vacancies in 2018 are listed below. All appointments or elections will be for the terms specified, beginning on July 1, 2018.**

**Council Members at Large:** 3 lawyer vacancies (of which 1 incumbent is not eligible for reappointment and 2 incumbents are eligible for reappointment to a second term). May serve 2 consecutive 3-year terms.

**Disciplinary Board:** 5 lawyer vacancies and 1 lay member vacancy (of which 3 lawyer members are not eligible for reappointment and 2 current members are eligible for reappointment to a second term, and 1 lay member is not eligible for reappointment). District committee service is required. May serve 2 consecutive 3-year terms.

**Mandatory Continuing Legal Education Board:** 4 lawyer vacancies (of which 3 members are not eligible for reappointment and 1 current member is eligible for reappointment to a second term). May serve 2 consecutive 3-year terms.

**Virginia Law Foundation Board:** 2 lawyer vacancies. May serve 2 consecutive 3-year terms. Appointment by VLF Board on recommendation of VSB Council.

Nominations, along with a brief résumé, should be sent by **September 1, 2017**, to Michael W. Robinson, Chair, VSB Nominating Committee, Virginia State Bar, 1111 E. Main St., Suite 700, Richmond, VA 23219-0026, or e-mailed to [nominations@vsb.org](mailto:nominations@vsb.org).