

## **ADMONITION NO. 21-21**

### **CLASSIFICATIONS:**

Depositing and Retaining Personal Funds in Trust Account [Mass. R. Prof. C. 1.15(b)(2)]

Failing to Promptly Withdraw Earned Fees from Trust Account [Mass. R. Prof. C. 1.15(b)(2)(ii)]

Paying Personal or Business Expenses from Trust Account [Mass R. Prof. C. 1.15(b)(2)]

Failing to Prepare and Retain Reconciliation Reports [Mass. R. Prof. C. 1.15(f)(1)(E)]

### **SUMMARY:**

Respondent is a solo practitioner with a criminal defense practice. In May 2019, the respondent opened his own firm and a new IOLTA account. On several occasions between May 2019 and, at least, February 2020, respondent deposited earned fees into the IOLTA account in violation of Mass. R. Prof. C. 1.15(b)(2) and failed to promptly withdraw earned fees in violation of Mass. R. Prof. C. 1.15(b)(2)(ii). During this period, the respondent also paid an associate directly from his IOLTA account in violation of Mass. R. Prof. C. 1.15(b)(2) and failed to prepare and retain reconciliation reports in violation of Mass. R. Prof. C. 1.15(f)(1)(E).

The respondent was admitted to practice law in 1986. He has no previous discipline. The respondent received an admonition for this misconduct.