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NORTH CAROLINA
WAKE COUNTY

BEFORE THE GRIEVANCE COMMITTEE
OF THE
NORTH CAROLINA STATE BAR
97G1392

THE NORTH CAROLINA STATE BAR
Petitioner

AUSTIN B. CAMPBELL, ATTORNEY
Respondent

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ORDER OF RECIPROCAL
DISCIPLINE

Pursuant to the authority vested in me as Chairperson of the Grievance Committee of the North Carolina State Bar by 27 N.C. Admin. Code Chapter 1, Subchapter B, Rules .0105(a)(12) and .0116(b)(3) of the N. C. State Bar Discipline and Disability Rules of the North Carolina State Bar; and based upon the record in this matter, the undersigned finds as follows:

1. By order dated February 24, 1997, the Supreme Court issued an order publicly censuring you.
2. On October 22, 1997, a Notice of Reciprocal Discipline Proceeding was mailed to you by certified mail, return receipt requested.
3. On November 5, 1997, you were served with the Notice of Reciprocal Discipline Proceeding, as evidenced by your signature on the return receipt.
4. You failed to show cause that imposition of the identical discipline would be unwarranted within 30 days of service upon you of the Notice of Reciprocal Discipline.

BASED UPON THE FOREGOING FINDINGS, the Chairperson of the Grievance Committee makes the following CONCLUSIONS OF LAW:

1. The North Carolina State Bar has jurisdiction over the subject matter of this proceeding and over the person of Campbell.
2. The procedure for imposition of reciprocal discipline pursuant to 27 N.C. Admin. Code Chapter 1, Subchapter B, Rule .0116 of the N.C. State Bar Discipline and Disability Rules has been complied with.

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3. The order of the Colorado Supreme Court found that Campbell filed a civil action against a chiropractor in retaliation, after the chiropractor filed a grievance against Campbell with the Texas State Bar, which constitutes conduct in violation of Rule 1.2(d) of the North Carolina Rules of Professional Conduct and which justifies the imposition of reciprocal discipline in this state.
4. The censure imposed by the Colorado Supreme Court should be imposed on Campbell's right to practice law in the State of North Carolina.

THEREFORE IT IS HEREBY ORDERED THAT:

1. Austin Campbell is hereby censured.
2. Campbell is hereby taxed with the costs of this proceeding as assessed by the Secretary.

This the 26 day of January, 1999.

James K. O'Connell
Chairperson, Grievance Committee