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NORTH CAROLINA

WAKE COUNTY

BEFORE THE
GRIEVANCE COMMITTEE
OF THE
NORTH CAROLINA STATE BAR
01G0055

IN RE:)	CONSENT ORDER
)	TRANSFERRING MEMBER
)	TO DISABILITY
SCOTT E. JARVIS, Respondent)	INACTIVE STATUS

This matter is before the undersigned Chairperson of the North Carolina State Bar's Grievance Committee pursuant to 27 NCAC 1B §.0118(g). Douglas J. Brocker represents the North Carolina State Bar. Respondent, Scott E. Jarvis ("Jarvis"), represents himself. Based upon the reports of evaluating and treating psychologist and medical personnel and with the consent of Jarvis and deputy counsel, the undersigned makes the following:

FINDINGS OF FACT

1. The North Carolina State Bar is a body duly organized under the laws of North Carolina and is the proper party to consent to this order under the authority granted it in Chapter 84 of the General Statutes of North Carolina, and the Rules and Regulations of the North Carolina State Bar promulgated there under.

2. Jarvis was admitted to the North Carolina State Bar on April 22, 1982 and is an Attorney at Law licensed to practice law in North Carolina, subject to the rules, regulations, and Rules of Professional Conduct of the North Carolina State Bar and the laws of the State of North Carolina.

3. Until approximately March 2000, Jarvis actively engaged in the practice of law in the State of North Carolina, and maintained a law office in the city of Asheville, Buncombe County, North Carolina.

4. On February 7, 1998, Jarvis was involved in a serious motor vehicle accident, in which another driver hit Jarvis at a high rate of speed.

5. As a result of the accident, Jarvis suffered and continues to suffer from various mental, psychological, and physical problems or disorders.

6. Jarvis has undergone neuropsychological testing and has been diagnosed and continues to suffer from cognitive disorder, post-concussion-syndrome, mild traumatic brain injury, and an array of other affective symptoms.

REC. NC STATE BAR

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7. Jarvis also suffers from numerous physical problems, at least partially as a result of the motor vehicle accident. These problems include chronic neck and shoulder pain and resulting debilitating migraine headaches.

8. Jarvis also has and continues to suffer from severe and acute depression.

2. Jarvis applied and ultimately was deemed eligible as of March 31, 2000 for disability payments by the Social Security Administration as a result of his physical, psychological, and emotional problems and symptoms.

3. Dr. Steven Stockdale, a licensed clinical psychologist evaluating Jarvis for the Social Security Administration concluded that Jarvis would not be able to maintain a job in the regular workforce because of these conditions. Dr. Stockdale also concluded that Jarvis needed ongoing continuing treatment for his physical, psychological, and cognitive problems and symptoms.

4. Jarvis also has been evaluated by the following two other psychologists on the following dates: Dr. Mark R. Hill on April 23, 1998, and Dr. Robert A. Kooker on June 6, 27, 2000. Dr. Hill's and Dr. Kooker's evaluations of Jarvis were consistent with Dr. Stockdale's conclusions.

5. Jarvis also has been evaluated and treated by Dr. John H. Bissel, M.D. Dr. Bissel diagnosed Jarvis with a closed head injury and post-concussion syndrome. Dr. Bissel also diagnosed and is treating Jarvis for various physical conditions, including chronic back, neck and shoulder pain and the accompanying symptoms.

6. Jarvis' physical, psychological, and cognitive problems and symptoms significantly impair his professional judgment, performance, and competency as an attorney.

7. Jarvis' above-mentioned conditions make it unlikely that he will ever be able to return to the practice of law.

8. Jarvis consents to being transferred to a disability inactive status.

9. Jarvis has sufficient capacity to understand the consequences of consenting to this order.

10. In June 2000, Attorney William O. Brazil, III was appointed by the Buncombe County Superior Court to act as trustee to wind down Jarvis' law practice. Jarvis previously had relocated to Colorado for medical and financial reasons.

BASED UPON the foregoing Findings of Fact, the undersigned makes the following:

CONCLUSIONS OF LAW

1. The proper parties have consented to Jarvis being transferred to disability inactive status, pursuant to 27 NCAC 1B §.0118(g).

2. Jarvis is disabled within the meaning of 27 NCAC 1B §.0103(19).

THEREFORE, it is hereby ORDERED:

ORDER

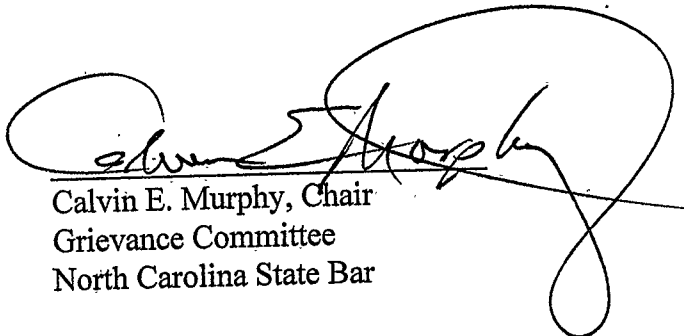
1. Jarvis is transferred to disability inactive status.

2. Jarvis shall refrain from practicing law in North Carolina until he is no longer disabled and has been returned to active status as a member of the North Carolina State Bar pursuant to the procedures set out in 27 NCAC 1B §.0125(c).

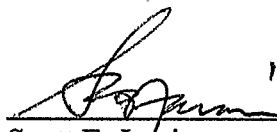
3. Prior to being reinstated, Jarvis must pay all membership dues and come into compliance with his continuing legal education requirements that were delinquent as of the day of the entry of this order.

4. Jarvis shall reimburse the North Carolina State Bar and William O. Brazil, III for all costs associated with the wind down of his practice that are imposed in the order releasing Brazil as trustee of Jarvis' law practice.

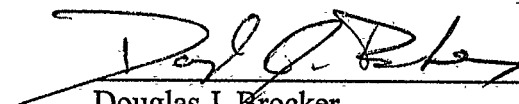
This the 18 day of Sept, 2001.


Calvin E. Murphy, Chair
Grievance Committee
North Carolina State Bar

CONSENTED TO:

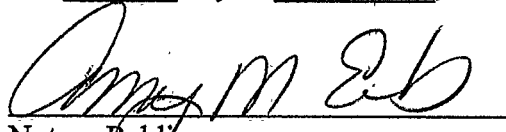


Scott E. Jarvis
Respondent



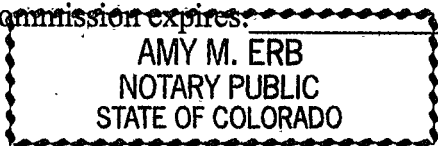
Douglas J. Brocker
Deputy Counsel
North Carolina State Bar

Subscribed and sworn before me
this 15th day of Oct, 2001.



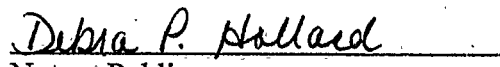
Notary Public

My commission expires: _____



My Commission Expires 08/31/2002

Subscribed and sworn before me
this 20th day of September, 2001.



Notary Public

My commission expires: 3/28/04