

NORTH CAROLINA

COUNTY OF WAKE

BEFORE THE COUNCIL
OF THE
NORTH CAROLINA STATE BAR
81 BCS 3

IN THE MATTER OF THE TENDER)
OF SURRENDER OF LICENSE OF)

WILLIAM H. McMULLEN, JR.)

ORDER OF THE COUNCIL

This matter coming on to be heard and being heard by the Council of the North Carolina State Bar pursuant to Rule 17 of Article IX of the Rules and Regulations of the North Carolina State Bar on April 16, 1982, upon the tender of Surrender of License of William H. McMullen, Jr. with A. Root Edmonson representing the North Carolina State Bar and R. Cartwright Carmichael representing William H. McMullen, Jr.; and

It appearing that William H. McMullen, Jr. filed an affidavit pursuant to Rule 17 (1) of Article IX and a further stipulation of facts upon which the Council of the North Carolina State Bar bases its findings of fact and conclusions of law as follows:

FINDINGS OF FACT

1. On August 11, 1981, in the U.S. District Court for the Western District of North Carolina held in Charlotte, North Carolina, a jury verdict of guilty was returned with reference to Counts Four and Five of an indictment, Docket No. C-CR-81-26 alleging that William H. McMullen, Jr. made a materially false statement and report in connection with a loan made to PDC (a corporation) by the City National Bank, Charlotte, N. C. in violation of Title 18, U.S. Code, Section 1014. Verdict as to Count Four was subsequently set aside.

2. William H. McMullen, Jr. ceased practicing law on October 30, 1981.

CONCLUSIONS OF LAW

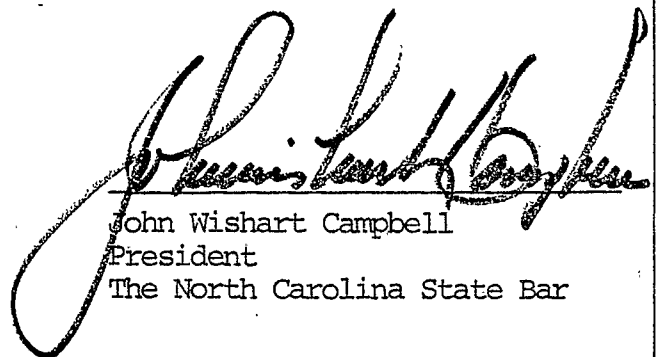
1. The crime for which William H. McMullen Jr. was convicted is a "serious crime" as defined by Rule 3 (30) of Article IX.

2. The affidavit filed by William H. McMullen, Jr. meets the requirements of Rule 17 of Article IX and his tender of surrender of license should be accepted.

NOW, THEREFORE, IT IS HEREBY ORDERED that:

- A. The tender of surrender of license of William H. McMullen, Jr. be accepted.
- B. William H. McMullen, Jr. is hereby suspended from the practice of law for a period of six (6) months from October 30, 1981.
- C. Reinstatement of the license of William H. McMullen, Jr. shall be automatic upon compliance with the period of suspension.
- D. The costs of this action be taxed against William H. McMullen, Jr.

By Order of the Council of the North Carolina State Bar this the 16th day of April, 1982.



John Wishart Campbell
President
The North Carolina State Bar