

WAKE COUNTY  
NORTH CAROLINA

BEFORE THE DISCIPLINARY HEARING COMMISSION  
OF THE NORTH CAROLINA STATE BAR  
02BCS02

---

IN THE MATTER OF THE  
TENDER OF LICENSE OF:  
JEFFREY A. HOPKINS

)  
)  
)  
)  
)  
)

ORDER OF DISBARMENT

---


THIS MATTER coming to be heard and being heard by the Council of the North Carolina State Bar pursuant to Section .0017 of Subchapter B of the Rules and Regulations of the North Carolina State Bar upon an affidavit of tender of license executed by Jeffrey A. Hopkins and filed in the offices of the North Carolina State Bar on June 3, 2002.

Based upon the affidavit, the Council finds that Jeffrey A. Hopkins' conduct of misappropriating client funds for his own personal benefit, over-disbursing client funds, issuing checks payable to cash from his trust account, and failing to reconcile his trust account, were grounds for discipline pursuant to N.C. Gen. Stat. Section 84-28(b)(2) in that Jeffrey A. Hopkins violated Rules 8.4 (b) & (c), 1.15-2(a), (i), & (m), and 1.15-3(c) of the Revised Rules of Professional Conduct.

WHEREFORE, upon motion being duly made and seconded, the Council enters the following order:

1. The tender of surrender of license of Jeffrey A. Hopkins be and hereby is accepted.
2. Jeffrey A. Hopkins be and hereby is DISBARRED from the practice of law in North Carolina.
3. Jeffrey A. Hopkins shall comply with the provisions of Subchapter B, Section .0024 of the Rules and Regulations of the North Carolina State Bar and shall surrender his license and permanent membership card to the Secretary of the North Carolina State Bar along with the affidavit required by Subchapter B, Section .0024.
4. That the costs of this action be taxed against Jeffrey A. Hopkins.

Done and Ordered this 19<sup>th</sup> day of July, 2002.



E. Fitzgerald Parnell III, President  
North Carolina State Bar

STATE OF NORTH CAROLINA

COUNTY OF WAKE

REC. NO. 8156 B17

2002 JUN -3 PM 10:19

AFFIDAVIT

TO: The Council of the North Carolina State Bar

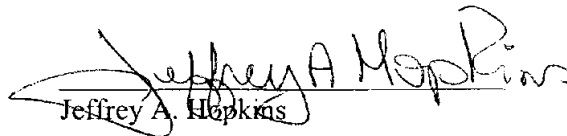
I, Jeffrey A. Hopkins, hereby tender my license to practice and desire to resign from the North Carolina State Bar. My resignation is extended freely and voluntarily, and is not the result of coercion or duress, and I am fully aware of the implications of submitting this, my resignation.

I am aware that there is presently pending an investigation or other proceedings regarding allegations that I have been guilty of misconduct, specifically that:


1. In October 2000, I transferred \$220,000 that I was supposed to be holding in trust for a real estate closing from my trust account to my personal account. I opened and used the personal account for the construction of a new personal residence and home office. I appropriated these funds and the interest on those funds. After being contacted and questioned by the State Bar in January 2001, I transferred the funds back into my trust account and wired the funds to the appropriate party.
2. From October 2000 until January 2001, I issued a total of eight checks from my trust account in the aggregate amount of \$67,458 in payment for construction services on my new personal residence and home office. I did not have personal funds in my trust account to cover these checks.
3. I issued checks from my trust account payable to cash on numerous occasions.
4. I disbursed on behalf of several clients more funds than I was holding in trust for those clients.
5. From at least January 2000 through January 2001, I failed to reconcile my trust account balance with the funds I was supposed to be holding in trust for all my clients on at least a quarterly basis.

I acknowledge that the facts as set forth in paragraphs 1-5 are true. I am submitting my resignation because I know if charges were predicated upon the misconduct under investigation, I could not successfully defend against them.

This the 29 of May 2002.

  
Jeffrey A. Hopkins

Sworn to and subscribed before me,  
this 29 of May 2002.

  
Notary Public

My Commission Expires: 04-15-04