

(2) That this Council will not consider an application for reinstatement prior to the regular meeting of the Bar Council in October, 1979.

(3) That the suspension does not permit Charles Thomas Biggs to be associated with any law firm as a law clerk, paralegal or employee at any time while the suspension is in effect.

After giving full consideration to the facts found by the Council in this case, based upon the Affidavit of Charles Thomas Biggs and the oral representations made to the Council by his attorneys, John B. McMillan, Esquire, Allston J. Stubbs, Esquire, and James A. Cole, Jr., Esquire, the Council concludes that Charles Thomas Biggs' misconduct is a violation of Section DR1-102(A) (3) and (4), and upon motion duly made and seconded, the Council:

RESOLVED, that the license to practice law in North Carolina heretofore issued to Charles Thomas Biggs of Durham, North Carolina and being tendered by Charles Thomas Biggs through his attorneys, John B. McMillan, Esquire, Allston J. Stubbs, Esquire, and James A. Cole, Jr., Esquire, be accepted as a Surrender of License and that the report and recommendations of the Special Committee be and the same are hereby adopted;

BE IT FURTHER RESOLVED, that Charles Thomas Biggs be taxed with the cost of this proceeding; and

BE IT FURTHER RESOLVED, that the President is authorized and directed to enter an appropriate order.

Pursuant to the resolution adopted by the Council of The North Carolina State Bar:

1. That effective 1 February, 1977, the license of Charles Thomas Biggs is hereby suspended for a period of three (3) years.

2. That this Council will not consider an application for reinstatement prior to the regular meeting of the Bar Council in October, 1979.

3. That the suspension does not permit Charles Thomas Biggs to be associated with any law firm as a law clerk, paralegal or employee at any time while the suspension is in effect.

That a copy of this Order be forwarded to the General Court of Justice of the State of North Carolina and to the appropriate authorities of the United States Federal Courts in the State of North Carolina.

Done at Raleigh, North Carolina, pursuant to the resolution duly adopted by the Council of The North Carolina State Bar on April 15, 1977.

This 28th day of April, 1977.

George J. Miller, President
The North Carolina State Bar

THE NORTH CAROLINA BAR

IN THE MATTER OF THE
PETITION FOR APPLICATION
FOR RESTORATION OF LICENSE
OF THOMAS S. GARRISON, JR.,
Asheville, North Carolina

ORDER

10750

This matter came on for hearing before the Council of The North Carolina State Bar at its April 15, 1977 meeting in Raleigh, North Carolina pursuant to Section 25 of the Rules and Regulations of The North Carolina State Bar and, it appearing that Thomas S. Garrison, Jr. applied for reinstatement and presented evidence to a Hearing Committee duly appointed by the Chairman of the Disciplinary Hearing Commission, which hearing was held on the 4th day of February, 1977, and at which, Thomas S. Garrison, Jr. was present and gave testimony and was represented by his attorney, Robert B. Long, Jr., Esquire. The North Carolina State Bar was represented by Harold D. Coley, Jr., Esquire. A transcript was made of the hearing and the findings, conclusions and recommendations of the Hearing Committee were entered on March 23, 1977, at which time the Hearing Committee recommended that the license of Thomas S. Garrison, Jr. be restored to him. This matter was set for review by the Council at its regular quarterly meeting on April 15th. Notice was directed to Mr. Garrison's attorney, Robert B. Long, Jr., Esquire, by mail on April 5, 1977. At the time of review by the Council, neither Mr. Garrison nor his attorney, Mr. Long, were present. The North Carolina State Bar was represented by Mr. Harold D. Coley, Jr.

After giving due consideration to the record of the hearing and the recommendations of the Hearing Committee, upon motion duly made and seconded, it was:

RESOLVED, the Council upon review of the report and upon review of the record of the hearing, determined that Mr. Garrison should not be reinstated, and

THEREFORE, IT IS HEREBY ORDERED that the petition of application for reinstatement of Thomas S. Garrison, Jr. is denied and that Thomas S. Garrison Jr. is taxed with the costs of this proceeding.

This 10th day of May, 1977.

The North Carolina State Bar
George J. Miller, President

The President, being advised by the Secretary that Mr. Garrison's attorney has reported that he did not receive notification of this hearing on April 15 and will file an affidavit to this effect, has set this matter for reconsideration by the Council at its meeting on July 15, 1977.

THE NORTH CAROLINA BAR