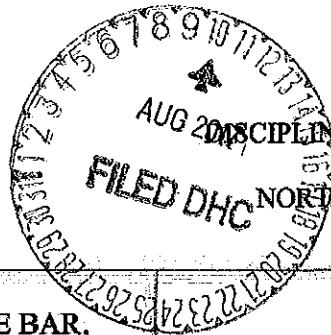


STATE OF NORTH CAROLINA

WAKE COUNTY



BEFORE THE
DISCIPLINARY HEARING COMMISSION
OF THE
NORTH CAROLINA STATE BAR
15 DHC 48 + 17BSR7

THE NORTH CAROLINA STATE BAR,

Plaintiff

v.

JONATHAN SILVERMAN, Attorney,

Defendant

ORDER STAYING SUSPENSION

THIS MATTER was considered by a hearing panel of the Disciplinary Hearing Commission composed of Donald C. Prentiss, Chair, Irvin W. Hankins, III, and Christopher R. Bruffey pursuant to a Petition for Order Staying Suspension filed by Jonathan Silverman on 7 July 2017. Based upon the petition and a review of the records of the North Carolina State Bar, the Hearing Panel hereby makes by clear, cogent, and convincing evidence the following

FINDINGS OF FACT

1. On January 5, 2015, a hearing panel of the Disciplinary Hearing Commission (DHC) entered an Order of Discipline in *North Carolina State Bar v. Jonathan Silverman*, 15 DHC 48 ("DHC Order"), which suspended Silverman's license to practice law for a period of three years, effective February 6, 2015.
2. The DHC Order provided that, at any time after serving eighteen months of the active suspension of his license, Silverman could file a petition seeking a stay of the remaining period of his suspension upon compliance with the conditions stated in the Order.
3. On July 7, 2017 Silverman submitted a petition requesting a stay of the remaining portion of his active suspension and seeking reinstatement to active status subject to the continuing conditions and requirements set forth in the Order.
4. The Order required that Silverman be in compliance with a number of conditions to qualify for a stay of the remaining period of his suspension.
5. In his petition, Silverman described the actions he has taken to comply with and satisfy the conditions of the Order.
6. Counsel for the North Carolina State Bar does not object to Silverman's petition.

Based on the foregoing Findings of Fact, and without any evidence presented in opposition to the petition, the Hearing Panel makes the following

CONCLUSIONS OF LAW

1. The petitioner, Jonathan Silverman, has satisfied the conditions established in the Order of Discipline for a stay of his suspension and reinstatement to active status, subject to the continuing conditions set forth in the Order.

2. Silverman's reinstatement to active status should be conditioned upon his continued compliance with the conditions and requirements in the Order.

Based upon the findings and conclusions stated herein, the Hearing Panel enters the following

ORDER OF DISCIPLINE

1. The remaining active suspension of Silverman's license imposed by the Order of Discipline in 15 DHC 48 is hereby stayed and Silverman is reinstated to the active practice of law in North Carolina, effective August 7, 2017.

2. The stay of the remaining suspension is subject to the terms, conditions, and requirements set forth in the Order of Discipline.

3. Silverman's status as an active member of the North Carolina State Bar shall continue in force only as long as he complies and continues to comply with all of the conditions set forth in the Order of Discipline, as follows:

- (a) Silverman shall keep the North Carolina State Bar membership department advised of his current physical home and business addresses and telephone numbers;
- (b) Silverman shall accept all certified mail from the North Carolina State Bar and respond to all letters of notice and requests for information from the North Carolina State Bar by the deadlines stated in the communication or within fifteen days of receipt of such communication, whichever is earlier;
- (c) Silverman shall timely comply with his State Bar membership and continuing legal education requirements, and shall pay all fees and costs assessed by the State Bar and the Client Security Fund by the applicable deadline;
- (d) Silverman shall participate fully and timely in the State Bar's fee dispute resolution program when notified of any petitions for resolution of disputed fees; and
- (e) Silverman shall not violate the Rules of Professional Conduct or any state or federal laws other than minor traffic violations during the period of suspension.

2. If Silverman fails to comply with any one or more of the conditions set out in the Order of Discipline, then the stay of the suspension of his law license may be lifted as provided in 27 N.C. Admin. Code 1B § .0118 of the North Carolina State Bar Discipline and Disability Rules (approved by the Supreme Court of North Carolina on 22 September 2016).

3. The Disciplinary Hearing Commission will retain jurisdiction of this matter throughout the remainder of the suspension.

Signed by the Chair with the consent of the other hearing panel members, this the 10
day of August, 2017.


Disciplinary Hearing Panel, Chair