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NORTH CAROLINA

WAKE COUNTY

BEFORE THE GRIEVANCE COMMITTEE
OF THE
NORTH CAROLINA STATE BAR
96G0085(IV)

THE NORTH CAROLINA STATE BAR,
Petitioner

PATRICK H. COLLINS, Attorney,
Respondent

ORDER OF RECIPROCAL
DISCIPLINE

Pursuant to the authority vested in me as Chairperson of the Grievance Committee of the North Carolina State Bar by 27 N.C. Admin. Code Chapter 1, Subchapter B, § .0105(a)(12) and .0116(b) of the Discipline and Disability Rules of the North Carolina State Bar; and based upon the record in this matter, the undersigned finds as follows:

1. By order dated October 11, 1996, the Supreme Court - Appellate Division, Third Judicial Department, in New York issued an order suspending your license for six months.
2. On or about December 11, 1996, a Notice of Reciprocal Discipline Proceeding was mailed to you by certified mail, return receipt requested.
3. On December 16, 1996, you were served with the Notice of Reciprocal Discipline Proceeding, as evidenced by the signature of your agent, Sheila D. Cochran, on the return receipt.
4. Although you filed a response to the Notice of Reciprocal Discipline Proceeding, you failed to show that any of the provisions of §.0116(b)(3) applied such that imposition of the identical discipline would be unwarranted.

BASED UPON THE FOREGOING FINDINGS, the Chairperson of the Grievance Committee makes the following CONCLUSIONS OF LAW:

1. The North Carolina State Bar has jurisdiction over the subject matter of this proceeding and over the person of Patrick H. Collins.
2. The procedure for imposition of reciprocal discipline pursuant to 27 N.C. Admin. Code Chapter 1, Subchapter B, § .0116 of the Discipline and Disability Rules of the North Carolina State Bar has been complied with.

3. The order of the New York court found that you engaged in dual representation, you neglectfully allowed the filing of a satisfaction of judgment against a client when the judgment had not been paid, you failed to respond to a request for a more detailed information from the Committee on Professional Standards, which constitutes conduct in violation of Rules 5.1, 6(b)(3), 7.1(a)(1) and 1.1 of the North Carolina Rules of Professional Conduct and which justifies the imposition of reciprocal discipline in this state.

4. The six months suspension imposed by the New York court should be imposed on Patrick H. Collins' right to practice law in the State of North Carolina.

THEREFORE IT IS HEREBY ORDERED THAT:

1. The license to practice law in the State of North Carolina of Patrick H. Collins is hereby suspended for six months, effective October 11, 1996.

2. The effect of this order is stayed during the period between October 11, 1996 and the date of service of this order upon Patrick H. Collins. Upon service of this order by certified mail or otherwise, the stay is no longer in effect. Patrick H. Collins will be eligible for reinstatement of his license in North Carolina pursuant to the procedures in 27 N.C. Admin. Code Chapter 1, Subchapter B, §.0125(b) on or after April 11, 1997.

3. Patrick H. Collins shall forthwith surrender his license certificate and membership card to the Secretary of the North Carolina State Bar.

4. Patrick H. Collins is hereby taxed with the costs of this proceeding as assessed by the Secretary.

5. Respondent shall comply with the wind down provisions of 27 N.C. Admin. Code Chapter 1, Subchapter B, §.0124 of the Discipline & Disability Rules of the North Carolina State Bar.

This the 30th day of January, 1997.



Ann Reed
Chairperson, Grievance Committee