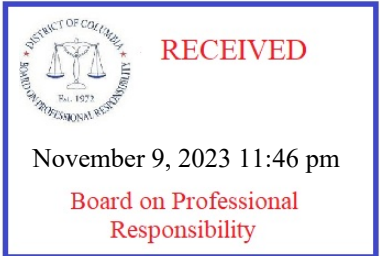


**District of Columbia Court of Appeals  
Board of Professional Responsibility**



In the Matter of

Disciplinary Docket # 2023-D055

Kevin J. McCants, Esquire

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I deny any misconduct or making any false statements to the US District Court of Maryland. It is my position that the charges are brought by ADC Traci Tait to harass me and to attempt to “publicly reprimand” me likely because I partially exposed her decade long mistreatment of me in the specification of charges which were dismissed by the Board and Ad Hoc Committee earlier this year. Here within, I will detail other instances in which ADC Tait attempted to unfairly bring discipline charges against me.

In the instant charges, ADC Tait was “in the loop” throughout the entire application reaction process starting in March, 2023 and she did not bring the charges until after the US District Court in Maryland committee considered the context, history of communications between me and the admissions and discipline committee and the federal court of Maryland exonerating me for making the “exact same statement” that ADC Tait initiated charges for after the US district court in Maryland found NO wrongdoing on my part. What Ms. Tait did was ignore the

investigation by the federal court committee on admissions and discipline, and brought the charges at issue.

I formally deny any violations of Maryland Rules of Professional Conduct just like the federal court in Maryland found. In addition, I will expose herein other times when ADC Tait made false and misleading statements in an attempt to cause me to be disciplined by this Court.

First, on March 20, 2023, (Exhibit 1) is a letter from the federal court in Maryland indicating concern that I wrote in the application for reaction that I wrote I had no prior discipline.

Second, on April 5, 2023 (Exhibit 2) I emailed the US federal court in Maryland explaining why I wrote I had not been disciplined. In short, I was addressing the fact that no prior discipline which I had already discussed with the Maryland federal committee had ever cause a lapse in me being able to practice law and that the chairperson of the same committee for that court was Judge Paula Xinis who had written me about the 2 disciplines and the Court's concern about it,

Third, on July 11, 2023 (Exhibit 3), the committee on admissions and discipline CHAIRED BY US FEDERAL JUDGE PAULA XINIS, wrote me back saying the committee approved my application and were reacting my membership to that Court.

Fourth, I called ADC Tait and told her the MD court had dropped the charges, and she ignored their entire investigation and brought these charges.

Fifth, ADC Tait tried to get a client Jerimah Bryant to continue a complaint that he explained clearly to her was a “misunderstanding” and he wanted dropped. She then wrote him and asked him to please “don’t throw away” her letter and that they could publicly discipline me. He was so upset he wanted to speak to her boss. In another situation, when I had a disagreement with a lawyer name Greg Copeland who had pro hac into a DC case and I told him as a pro hac he needs to get a “substitute” local counsel and I couldn’t just “withdraw” from the federal case he wrote a complaint. I wrote ADC Tait saying that Copeland has no character and I have an audiotape of him asking me to lie to a federal judge in DC that I didn’t have a “stand-in” for a status hearing which wasn’t true, ADC Tait said she didn’t care about any audio tape because she has “jurisdiction over me.”

All of the forgiven statements are made under the penalty of perjury.

Respectfully,

/s/Kevin J. McCants



UNITED STATES DISTRICT COURT  
DISTRICT OF MARYLAND

CHAMBERS OF  
Paula Xinis  
UNITED STATES DISTRICT JUDGE

6500 Cherrywood Lane  
Greenbelt, MD 20770  
(301) 344-0653

11  
EXHIBIT 1  
11

March 20, 2023

**PERSONAL & CONFIDENTIAL**

VIA E-MAIL ONLY to [kevin@themccantsfirm.com](mailto:kevin@themccantsfirm.com)  
Kevin Jesse McCants, Esquire  
The McCants Firm  
601 Pennsylvania Avenue, Suite 900  
Washington, D.C. 20004

Dear Mr. McCants:

The Disciplinary and Admissions Committee has reviewed your request for reactivation of your membership to the Bar of this Court. The Committee details its concerns with your application below.

First, you declare under the penalty of perjury that there are no disciplinary proceedings pending against you. Yet you also provide a briefing order from the District of Columbia Court of Appeals Board on Professional Responsibility and a transcript of a related recent hearing, both of which reflect that the disciplinary action remains open.

Second, you also attest that you have never been subject to previous discipline by any court or bar authority. Yet this Committee is aware of two prior disciplinary sanctions you have received from the Court of Appeals of the District of Columbia. See Docket No. 11-8517 & Docket No. 18-ND-003.

Last, after your membership to this Court lapsed and you were informed of the same, you continued to practice law before this Court without authorization. You were due to renew your membership to this Court's Bar on July 1, 2022. After repeated notifications to do so, you failed to renew your membership and were moved to inactive status, effective August 15, 2022. However, you continued to participate as counsel for Plaintiff Shelia Griffiths in *Griffiths v. Washington*, Case No. 8:20-cv-3614, as indicated by status reports filed on November 4, 2022, and December 30, 2022. See ECF Nos. 22, 25.

Kevin J. McCants, Esquire  
March 20, 2023  
Page 2

Within thirty days from the date of this correspondence, please respond fully to each area of concern, and why this the Committee should not recommend to the bench that formal disciplinary proceedings be initiated against you for the above-described conduct.

Sincerely,

*Paula Xinis*

Paula Xinis, Chair  
Disciplinary and Admissions Committee

PX:dec

cc: Disciplinary and Admissions Committee

Re: USDC-MD Disciplinary Committee: Private & Confidential

From: The McCants Firm (mccantsk@aol.com)

To: Marlowe\_Hill@mdd.uscourts.gov; kevin@themccantsfirm.com

Date: Wednesday, April 5, 2023 at 03:39 PM EDT

Hello Ms. Hill-

I am in but trial (and I had been writing an appeal brief through last night but I write the pdf this evening. In short, I feel that if there was something pending against me in DC that Disciplinary Order from the Board would as well that I submitted which is my grounds for trying to articulate that the "briefing schedule" as part of the DC process is in essence an opportunity for either side to ask for reconsideration of the Board decision.

The concerns in Maryland are unfounded as I will address in my letter and pdf. As far as the three concerns in Judge Xins letter last month, first I am going to explain that I was trying to explain I did not sanction that resulted in any privilege to practice law. I disclosed the "sanctions" about 3-4 times in this reactivation/renewal process as I had uploaded the first application from Seattle as I out there taking care of my 102 year old uncle. When I was told the application came across blank, I resubmitted it the next day I was told it had to go through the portal. I was told to come in when I got back to Maryland which I did (disclosing the sanctions again). For Gods sake, Judge Xins had wrote me a letter in 2019 about the sanctions on behalf of the committee, and for me to let them know when everything was over.

I never practiced law while my membership was inactive. I just told the lawyer for the other side in the civil case I would be helping Ms. Griffith find another lawyer. I had wrote AUSA Patty McLane telling her I couldnt finish a CJA before Judge Russell that I had since 2013 because of the inactive status. As far as Sheila Griffith, I only wanted to withdraw (and be off the hook) in her case but my FCF I was just waiting for a status hearing before Judge Grimm so I could tell him about the rights had been blocked. I had wrote Griffith a letter and multiple text messages saying I am withdrawing. She was asking me for weeks, through electronic messages, to help her find another lawyer. I was just waiting for a status before Judge Grimm so I could come in and tell him I was withdrawing because of the inactive status and because I was recovering from a stroke that occurred during a case before Judge Xinis and I was just trying to wrap things up clean and not be listed on a case I couldnt file a withdrawal in.

I will write the pdf tonight. I have never lost my integrity, and want to clear this matter up.

Everything is documented. I represented Sheila Griffith and her parents (Arthur Farhat and his wife and Sheila Griffith) in US District Court in Maryland and had to get judicial intervention to withdraw because they wouldnt sign a retainer because they said I have helped their family so many times they would be fair to me. I had only filed Sheila Griffith case (instant case) because she called me the day the statute of limitations was ending and the insurance company only offered her a \$500 payout. I never wanted to be in the case.

I will work on the detailed letter and this week, and send the pdf about the application tonight.

-----Original Message-----

From: Marlowe Hill <Marlowe\_Hill@mdd.uscourts.gov>

To: kevin@themccantsfirm.com <kevin@themccantsfirm.com>

Sent: Wed, Apr 5, 2023 2:38 pm

Subject: USDC-MD Disciplinary Committee: Private & Confidential

Hello,

Please see the attached correspondence from the Disciplinary & Admissions Committee of the U.S. District Court for the District of Maryland. You may respond via mail to the address below or you may respond via email. If you choose to respond via email, a PDF letter must be attached to the email; nothing in the body of the email will be considered.

Please confirm receipt of this correspondence.

U.S. District Court for the District of Maryland  
Disciplinary & Admissions Committee  
c/o David E. Ciambuschini  
101 W. Lombard Street  
Baltimore, Maryland 21201

Thank you,  
Marlowe Hill  
Executive Assistant  
U.S. District Court for the District of Maryland  
410-962-3625



UNITED STATES DISTRICT COURT  
DISTRICT OF MARYLAND

CHAMBERS OF  
Paula Xinis  
UNITED STATES DISTRICT JUDGE

EXHIBIT 3"

6500 Cherrywood Lane  
Greenbelt, MD 20770  
(301) 344-0653

July 11, 2023

PERSONAL & CONFIDENTIAL

VIA E-MAIL ONLY to kevin@themccantsfirm.com

Kevin Jesse McCants, Esquire  
The McCants Firm  
601 Pennsylvania Avenue, Suite 900  
Washington, D.C. 20004

Dear Mr. McCants:

The Court's Disciplinary and Admissions Committee has reviewed the Report and Recommendation of the Hearing Committee filed in your disciplinary matter on June 6, 2023, recommending that the charges against you be dismissed. Although the disciplinary proceeding remains pending, the Committee is satisfied that a final resolution in your favor is likely to issue. Accordingly, the Committee has determined to approve your application for reactivation of your membership to the Bar of this Court.

The Committee trusts that you will scrupulously adhere to the Rules of Professional Conduct in your practice before the Court.

Sincerely,

*Paula Xinis*

Paula Xinis, Chair  
Disciplinary and Admissions Committee

PX:dec

cc: Disciplinary and Admissions Committee