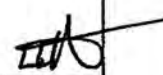


OFFICE OF THE
PRESIDING DISCIPLINARY JUDGE
SUPREME COURT OF ARIZONA

JAN 16 2013

BY _____ FILED



**BEFORE THE PRESIDING DISCIPLINARY JUDGE
OF THE SUPREME COURT OF ARIZONA**

**IN THE MATTER OF A CURRENT
MEMBER OF THE STATE BAR OF
ARIZONA,**

**Rachel L. Yosha
Bar No. 011780**

Respondent.

PDJ-2012-9086

FINAL JUDGMENT AND ORDER
[State Bar No. 11-1083, 11-2105
and 11-3940]

The undersigned Presiding Disciplinary Judge of the Supreme Court of Arizona, having reviewed the Agreement for Discipline by Consent filed on December 7, 2012, pursuant to Rule 57(a), Ariz. R. Sup. Ct., hereby accepts the parties' proposed agreement. Accordingly:

IT IS HEREBY ORDERED that Respondent, **Rachel L. Yosha**, is hereby reprimanded with two (2) years probation for her conduct in violation of the Arizona Rules of Professional Conduct, as outlined in the consent documents, effective thirty (30) days from this Order or 2/15/2013.

IT IS FURTHER ORDERED that Respondent shall be placed on probation for a period of two (2) years subject to early termination upon successful completion of the probation terms.

IT IS FURTHER ORDERED that, the terms of probation are to complete a Law Office Management Assistance Program (LOMAP) consultation and follow any recommendation as well as provide the State Bar with evidence of her successful

participation in the Member Assistance Program (MAP) and Peer Monitoring Program.

IT IS FURTHER ORDERED that, Respondent shall complete no less than three (3) of the following continuing legal education programs (CLE) regarding professionalism and/or courtroom candor and decorum [in addition to her annual requirement] along with the payment of the costs and expenses of the disciplinary proceeding:

1. The Importance of Professionalism and Reputation to Today's Lawyers;
2. Ethics for Trial Lawyers;
3. Nuts and Bolts of Civil Practice and Procedure: Interactions with the Court, Persuasion and Recovering From Mistakes;
4. Nuts and Bolts of Civil Practice and Procedure: Appellate Considerations;
5. Candor, Courtesy and Confidences: Common Courtroom Conundrums;
6. Nuts and Bolts of Civil Practice and Procedure: Interactions with the Clerk of Court; and/or
7. Tips for Making Law Practice More Enjoyable.

LOMAP

Respondent shall contact the director of the State Bar's Law Office Management Assistance Program (LOMAP), at 602-340-7332, within 30 days of the date of the final judgment and order. Respondent shall submit to an initial LOMAP examination of her office's procedures and follow all recommended terms and conditions. The director of LOMAP shall develop "Terms and Conditions of Probation", and those terms shall be incorporated herein by reference. Respondent shall be responsible for any costs associated with LOMAP.

MAP

Respondent shall submit to a Member Assistance Program (MAP) assessment or provide the State Bar with evidence of her successful participation in MAP and Peer Monitoring Program. Respondent shall be responsible for any costs associated with MAP.

NON-COMPLIANCE LANGUAGE

In the event that Respondent fails to comply with any of the foregoing probation terms, and information thereof is received by the State Bar of Arizona, Bar Counsel shall file a notice of noncompliance with the Presiding Disciplinary Judge, pursuant to Rule 60(a)(5), Ariz. R. Sup. Ct. The Presiding Disciplinary Judge may conduct a hearing within 30 days to determine whether a term of probation has been breached and, if so, to recommend an appropriate sanction. If there is an allegation that Respondent failed to comply with any of the foregoing terms, the burden of proof shall be on the State Bar of Arizona to prove noncompliance by a preponderance of the evidence.

IT IS FURTHER ORDERED that Respondent pay the costs and expenses of the State Bar of Arizona in the amount of \$ 1,207.⁷⁷.

IT IS FURTHER ORDERED that Respondent shall pay the costs and expenses incurred by the disciplinary clerk and/or Presiding Disciplinary Judge's Office in connection with these disciplinary proceedings in the amount of \$.

DATED this 16 day of Jan., 2012.


The Honorable William J. O'Neil
Presiding Disciplinary Judge

Original filed with the Disciplinary Clerk
of the Office of the Presiding Disciplinary Judge
of the Supreme Court of Arizona
this 16th day of January 2012.

Copies of the foregoing mailed/emailed
this 16th day of January, 2012, to:

Ralph W. Adams
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520 E Portland St Ste 200
Phoenix, AZ 85004-1843
Email: thefirm@adamsclark.com
Respondent's Counsel

Copy of the foregoing hand-delivered/emailed
this 16th day of January, 2012, to:

Craig D. Henley
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Phoenix, Arizona 85016-6266
Email: lro@staff.azbar.org

Lawyer Regulation Records Manager
State Bar of Arizona
4201 North 24th Street, Suite 100
Phoenix, Arizona 85016-6266

By: 