

DISTRICT OF COLUMBIA COURT OF APPEALS
BOARD ON PROFESSIONAL RESPONSIBILITY

In the Matter of	:	
	:	
LINDA HANTEN,	:	
	:	
Respondent.	:	Board Docket No. 16-BD-079
	:	Disciplinary Docket No. 2014-D294
A Member of the Bar of the	:	
District of Columbia Court of Appeals	:	
(Bar Registration No. 384687)	:	

REPORT AND RECOMMENDATION OF THE
BOARD ON PROFESSIONAL RESPONSIBILITY

This matter is before the Board on Professional Responsibility (the “Board”) on the motion of Disciplinary Counsel to accept Respondent’s consent to disbarment pursuant to D.C. Bar R. XI, § 12(a) and Board Rule 16.1. Respondent’s affidavit declaring consent to disbarment, executed on May 3, 2017, is attached to Disciplinary Counsel’s motion.

D.C. Bar R. XI, § 12(a) provides that an attorney who is the subject of an investigation or pending proceeding based on allegations of misconduct may consent to disbarment by delivering to Disciplinary Counsel an affidavit declaring the attorney’s consent to disbarment and stating:

- (1) That the consent is freely and voluntarily rendered, that the attorney is not being subjected to coercion or duress, and that the attorney is fully aware of the implication of consenting to disbarment;
- (2) That the attorney is aware that there is currently pending a proceeding against Respondent based on a Petition and Specification of Charges involving allegations of misconduct, the nature of which shall be specifically set forth in the affidavit;
- (3) That the attorney acknowledges that the material facts upon which the allegations of misconduct are predicated are true; and
- (4) That the attorney submits the consent because the attorney knows that if disciplinary proceedings based on the alleged misconduct were brought, the attorney could not successfully defend against them.

The Board, acting through its Chair, and pursuant to D.C. Bar R. XI, § 12(b) and Board Rule 16.2, has reviewed Respondent's affidavit declaring her consent to disbarment and recommends that the Court enter an order disbarring Respondent on consent pursuant to D.C. Bar R. XI, § 12(b).

Conclusion

Upon consideration of the foregoing, the Board recommends that the Court enter an order disbarring Respondent on consent pursuant to D.C. Bar R. XI, § 12(b). Respondent's attention should be drawn to the requirement to demonstrate compliance with the provisions of D.C. Bar R. XI, §§ 14 and 16, including the filing of the affidavit pursuant to D.C. Bar R. XI, § 14(g) (which must be served on Disciplinary Counsel and the Board), and to the fact that the period of disbarment will not be deemed to run for purposes of reinstatement until a compliant affidavit is filed. *See In re Slosberg*, 650 A.2d 1329, 1331-33 (D.C. 1994).

BOARD ON PROFESSIONAL RESPONSIBILITY

By: /RCB/
Robert C. Bernius
Chair

Dated: May 11, 2017