

DISCIPLINARY REVIEW BOARD

OF THE

SUPREME COURT OF NEW JERSEY

ROCKY L. PETERSON, ESQ., CHAIR
MARY J. MAUDSLEY, ESQ., VICE-CHAIR
MATTHEW P. BOYLAN, ESQ.
HON. WARREN BRODY
RUTH JEAN LOLLA
WILLIAM J. O'SHAUGHNESSY, ESQ.
LOUIS PASHMAN, ESQ.
BARBARA F. SCHWARTZ
SPENCER V. WISSINGER, III



RICHARD J. HUGHES JUSTICE COMPLEX
P. O. Box 962
TRENTON, NEW JERSEY 08625-0962
(609) 292-1011

ROBYN M. HILL
CHIEF COUNSEL

ISABEL FRANK
DEPUTY CHIEF COUNSEL

LILLIAN LEWIN
DONA S. SEROTA-TESCHNER
COLIN T. TAMS
ELLEN A. BRODSKY
JOANN G. EYLER
ASSISTANT COUNSEL

March 18, 2002

CERTIFIED MAIL, R.R.R. & REGULAR MAIL

Lawrence J. McGivney, Esq.
643 Windsor Commons
Cranbury, New Jersey 08518

RE: In the Matter of Lawrence J. McGivney
Docket No. 01-060
LETTER OF ADMONITION

Dear Mr. McGivney:

The Disciplinary Review Board has reviewed your conduct in the above matter and has concluded that it was improper. With the approval of the Supreme Court, the Board has concluded that an admonition is the appropriate discipline for your misconduct. Specifically, you improperly signed the name of your superior, Assistant Prosecutor Timothy J. McNamara, to an affidavit in support of an emergent wiretap application, moments before its review by the court. You knew at the time that the judge may have been misled by your action. Your conduct was unethical and in violation of RPC 3.3(a)(5).

In imposing only an admonition, the Board considered that you were authorized by McNamara to make the application and that the omission of his signature was an oversight. Moreover, the Board noted that you were motivated by the pressure of the moment, rather than venality. The Board also considered your forthrightness in bringing this matter to the attention of the court within one day of your misconduct. Finally, the Board considered your otherwise unblemished disciplinary record.

Page Two

In the Matter of Lawrence J. McGivney

Your conduct adversely reflected not only upon you as an attorney but also upon all members of the bar. Accordingly, the Board has directed the issuance of this admonition to you. Rule 1:20-15(f)(4).

A permanent record of this occurrence has been filed with the Clerk of the Supreme Court and the Board's office. Should you become the subject of any further discipline, it will be taken into consideration.

The Board has also directed that the cost of the disciplinary proceedings be assessed against you. An affidavit of costs will be forwarded under separate cover.

Very truly yours,


Robyn M. Hill

RMH/sw

c: Chief Justice Deborah T. Poritz
Associate Justices
Stephen W. Townsend, Clerk, Supreme Court of New Jersey
Rocky L. Peterson, Chair, Disciplinary Review Board
David E. Johnson, Jr., Director, Office of Attorney Ethics
Sarah G. Crowley, Chair, District VII Ethics Committee
Alan G. Frank, Jr., Secretary, District VII Ethics Committee