DISCIPLINARY REVIEW BOARD

OF THE

SUPREME COURT OF NEW JERSEY

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April 4, 2013

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Mark Neary, Clerk Supreme Court of New Jersey P.O. Box 970 Trenton, New Jersey 08625-0962

> Re: <u>In the Matter of Jeffrey Scott Beckerman</u> Docket No. DRB 13-017 District Docket No. XIV-2012-0154E

Dear Mr. Neary:

The Disciplinary Review Board reviewed the motion for discipline by consent (censure or such lesser discipline as the Board may deem appropriate), filed by the Office of Attorney Ethics (OAE) in the above matter, pursuant to <u>R.</u> 1:20-10(b). Following a review of the record, the Board determined to grant the motion. In the Board's view, a censure is the appropriate discipline for respondent's violation of <u>RPC</u> 1.5(e) (improper division of fees between lawyers who are not in the same law firm).

Specifically, during a randomly selected audit for the period from January 1, 2006 to November 21, 2011, the OAE discovered that respondent had referred 111 cases, predominately workers' compensation claims, to another attorney, David Bolson. Respondent and Bolson were co-tenants in the same building, but were not in the same law firm. Bolson was not a certified workers' compensation or civil trial law attorney. In the Matter of Jeffrey Scott Beckerman Docket No. DRB 13-017 April 4, 2013 Page 2 of 2

For those referrals, Bolson paid respondent one-third of his total legal fees, which amounted to \$104,152.37. Bolson performed all of the legal services in the matters. The fees that were awarded in the cases were reasonable and set by statute. However, none of the fees paid to respondent were <u>quantum meruit</u> fees.

In determining the proper quantum of discipline to impose, the Board considered that Bolson received a censure for paying other attorneys who referred cases to him in 131 instances. In re Bolson, N.J. (2013). The Board further considered that no clients of respondent were harmed and that he acknowledged his wrongdoing by entering into a stipulation of facts.

Enclosed are the following documents:

- 1. Notice of motion for discipline by consent, dated December 18, 2012.
- 2. Stipulation of discipline by consent, dated December 19, 2012.
- 3. Affidavit of consent, undated, but notarized on December 10, 2012.
- 4. Ethics history, dated April 4, 2013.

Very truly yours,

Julianne K. DeCore

Julianne K. Decore Chief Counsel

Encls.

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c: Bonnie C. Frost, Chair, Disciplinary Review Board Charles Centinaro, Director, Office of Attorney Ethics Melissa A. Czartoryski, Deputy Ethics Counsel Office of Attorney Ethics Jeffrey Scott Beckerman