D- 25 September Term 2019 083558

In the Matter of

FILED

:

James Valvano, II,

DEC 04 2013

ORDER

An Attorney At Law

(Attorney No. 008771997)

This matter having been duly presented pursuant to <u>Rule</u> 1:20-10(b), following a granting of a motion for discipline by consent in DRB 19-231 of **James Valvano**, **II**, of **New York**, **New York**, who was admitted to the bar of this State in 1997;

And the District VC Ethics Committee and respondent having signed a stipulation of discipline by consent in which it was agreed that respondent violated RPC 5.5(a)(1)(unauthorized practice of law; practicing while ineligible), RPC 8.4(b)(commission of a criminal act that reflects adversely on the lawyer's honesty, trustworthiness or fitness as a lawyer in other respects), RPC 8.4(c)(conduct involving dishonesty, fraud deceit or misrepresentation), RPC 8.4(d)(conduct prejudicial to the administration of justice);

And the parties having agreed that respondent's conduct violated <u>RPC</u> 5.5, <u>RPC</u> 8.4(b), <u>RPC</u> 8.4(c) and <u>RPC</u> 8.4(d), and that said conduct warrants a censure or lesser discipline;

And the Disciplinary Review Board having determined to dismiss the charged violation of <u>RPC</u> 8.4(d);

And the Disciplinary Review Board having further determined that a censure is the appropriate discipline for respondent's unethical conduct and

having granted the motion for discipline by consent in District Docket No. VC-2017-0009E;

And the Disciplinary Review Board having submitted the record of the proceedings to the Clerk of the Supreme Court for the entry of an order of discipline in accordance with <u>Rule</u> 1:20-16(e);

And good cause appearing;

It is ORDERED that James Valvano, II, of New York, New York is hereby censured; and it is further

ORDERED that the entire record of this matter be made a permanent part of respondent's file as an attorney at law of this State; and it is further

ORDERED that respondent reimburse the Disciplinary Oversight Committee for appropriate administrative costs and actual expenses incurred in the prosecution of this matter, as provided in <u>Rule</u> 1:20-17.

WITNESS, the Honorable Stuart Rabner, Chief Justice, at Trenton, this 4th day of December, 2019.

CLERK OF THE SUPREME COURT