D-43 September Term 2021 086509

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In the Matter of

John Charles Allen,

An Attorney At Law

(Attorney No. 050991994)

FILED

APR -8 2022

ORDER

(Heather & Baker

The Disciplinary Review Board having filed with the Court its decision in DRB 21-126, recommending on the record certified to the Board pursuant to Rule 1: 20-4(f) (default by respondent) that John Charles Allen of New Brunswick, who was admitted to the bar of this State in 1995, and who has been suspended from practice pursuant to Orders of this Court since July 6, 2021, be disbarred based on unethical conduct comprised of violations of RPC 1.3 (lack of diligence), RPC 1.4 (b) (failure to keep client reasonably informed about the status of a matter and to comply with reasonable requests for information), RPC 1.16 (d) (on termination of representation, failure to refund any advance payment or fee that has not been earned or incurred), and RPC 8.1 (b) (failure to cooperate with disciplinary authorities);

And John Charles Allen having been ordered to show cause why he should not be disbarred or otherwise disciplined;

And the Court having determined from its review of the matter that an indeterminate suspension from practice that prohibits respondent from seeking reinstatement to practice for a minimum of five years is the appropriate quantum of discipline for respondent's unethical conduct;

And good cause appearing;

It is ORDERED that **John Charles Allen** is hereby suspended from the practice of law for an indeterminate period pursuant to Rule 1:20-15A (a) (2), effective immediately and until the further Order of the Court; and it is further

ORDERED that respondent shall not petition for reinstatement to practice for a period of five years following the effective date of this suspension; and it is further

ORDERED that the suspensions of respondent ordered by the Court in Orders filed June 2, 2021, and March 11, 2022, shall continue pending respondent's compliance with the terms of said Orders and until the further Order of the Court, and that on reinstatement to practice, respondent shall comply with all post-reinstatement conditions ordered by the Court; and it is further

ORDERED that respondent shall continue to be restrained and enjoined from practicing law during the period of his suspension and shall continue to comply with <u>Rule</u> 1:20-20 dealing with suspended attorneys; and it is further

ORDERED that respondent comply with <u>Rule</u> 1:20-20 dealing with suspended attorneys; and it is further

ORDERED that pursuant to <u>Rule</u> 1:20-20(c), respondent's failure to comply with the Affidavit of Compliance requirement of <u>Rule</u> 1:20-20(b)(15) may (1) preclude the Disciplinary Review Board from considering respondent's petition for reinstatement for a period of up to six months from the date respondent files proof of compliance; (2) be found to constitute a violation of <u>RPC</u> 8.1(b) and <u>RPC</u> 8.4(d); and (3) provide a basis for an action for contempt pursuant to <u>Rule</u> 1:10-2; 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 5th day of April, 2022.

Heather Salen

CLERK OF THE SUPREME COURT