

SUPREME COURT OF NEW JERSEY

D-123 September Term 2002

IN THE MATTER OF :

MARK D. CUBBERLEY, :

CERTIFICATION OF SERVICE

AN ATTORNEY AT LAW :

I, Thomas J. Foden, hereby certify:

1) I am employed by the State of New Jersey as a  
Administrative Specialist II, in the Supreme Court.

2) On NOVEMBER 26, 2003, I personally mailed, regular  
mail and certified mail, 7001 2510 0003 2903 7002, to respondent  
MARK D. CUBBERLEY, 282 MAIN STREET, GROVEVILLE, NJ 08620, a copy  
of an Order filed NOVEMBER 26, 2003.

I certify that the foregoing statements made by me are  
true. I am aware that if any of the foregoing statements made by  
me are willfully false, I am subject to punishment.

A handwritten signature in cursive script, reading "Thomas J. Foden", written over a horizontal line.

Thomas J. Foden

And good cause appearing;

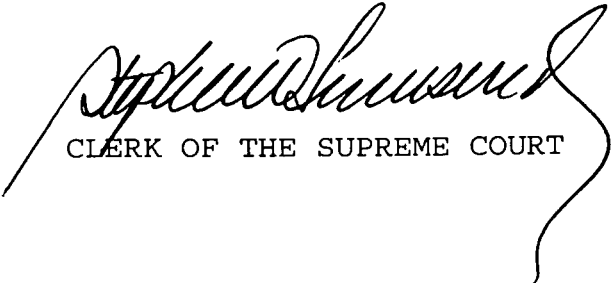
It is ORDERED that **MARK D. CUBBERLEY** is suspended from the practice of law for a period of three years and until the further Order of the Court, effective December 9, 2003; and it is further

ORDERED that respondent continue to be restrained and enjoined from practicing law during the period of suspension and that respondent continue to comply with Rule 1:20-20; 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 incurred in the prosecution of this matter.

WITNESS, the Honorable Virginia A. Long, Presiding Justice,  
at Trenton, this 21t day of November, 2003.

  
CLERK OF THE SUPREME COURT

The foregoing is a true copy of the original on file in my office.

  
CLERK OF THE SUPREME COURT  
OF NEW JERSEY

**FILED**  
NOV 26 2003  
*Richard J. ...*  
CLERK

SUPREME COURT OF NEW JERSEY  
D-123 September Term 2002

IN THE MATTER OF :  
MARK D. CUBBERLEY, :  
AN ATTORNEY AT LAW :  
(Attorney No. 008701984) :

O R D E R

The Disciplinary Review Board having filed with the Court its decision in DRB 03-055, recommending that **MARK D. CUBBERLEY**, formerly of **TRENTON**, who was admitted to the bar of this State in 1984, and who has been suspended from the practice of law since March 30, 2001, should be disbarred on the basis of his ethics history and the unethical conduct in this matter, including practicing law while suspended, failing to file the affidavit of compliance required of suspended attorneys, failing to cooperate with disciplinary authorities, conduct prejudicial to the administration of justice, and conduct involving fraud, dishonesty, deceit or misrepresentation, in violation of Rule 1:20-20(a) and (b), Rule 1:20-20(b)(15), RPC 8.1(b), and RPC 8.4(c) and (d);

And **MARK D. CUBBERLEY** 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 record in this matter that a term of suspension is the appropriate quantum of discipline and that the term of suspension should be concurrent with the suspension imposed this date for the misconduct found in DRB 02-343;