

Book

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**OF THE**  
**SUPREME COURT OF NEW JERSEY**

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ASSISTANT COUNSEL

February 20, 1996

**Certified Mail - R.R.R.**  
**and Regular Mail**

Edward M. Farynyk, Esq.  
895 Bergen Avenue  
Jersey City, New Jersey 07306

RE: **In the Matter of Edward M. Farynyk**  
**Docket No. DRB 95-168**  
**LETTER OF ADMONITION**

Dear Mr. Farynyk:

The Disciplinary Review Board has reviewed your conduct in the above matter and has concluded that it was unethical. With the approval of the Supreme Court, the Board has concluded that an admonition is the appropriate discipline for your misconduct.

Specifically, a random compliance audit of your attorney trust account disclosed that you had commingled a significant amount of personal and client trust funds over an extended period of time. Indeed, as of July 31, 1992, the reconciled bank balance for your IOLTA attorney trust account showed \$430,957.83 in earned legal fees that had not been transferred to your business account on a timely basis. Your passive commingling of personal and client trust funds violated RPC 1.15(a).

In imposing only an admonition, the Board considered that, following the audit, you took immediate action to remove the earned fees from your attorney trust account.

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.

A permanent record of this occurrence has been filed with the Clerk of the Supreme Court and the Board's office. Should you

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become the subject of any further discipline, it will be taken into consideration.

The Board has also directed that the costs 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/dm

c: Chief Justice Robert N. Wilentz  
Associate Justices  
Stephen W. Townsend, Clerk  
Supreme Court of New Jersey  
Lee M. Hymerling, Esq., Chair  
Disciplinary Review Board  
David E. Johnson, Jr., Esq., Director  
Office of Attorney Ethics  
Robert E. Margulies, Esq.  
Counsel for Respondent