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July 9, 1998

- VIA AIR MAIL -

Thomas W. Mitchell
Wiltzanghlaan 1-III
1055 KD Amsterdam
The Netherlands

Re: In the Matter of Thomas W. Mitchell
Docket No. DRB 94-259
CORRECTED LETTER OF ADMONITION

Dear Mr. Mitchell:

The Disciplinary Review Board has reviewed your conduct in the above matter and has concluded that it was improper. Specifically, in the course of an action for the administration ad litem of the estate of Harold Wark, you petitioned the court to be appointed administrator ad litem. Your purpose in seeking such appointment was not to represent the interest of any heir or legal representative of the estate, but to advance your own interest, which consisted of a claim for administrator's commissions in the action and for costs and fees in matters then pending on appeal. The litigation that you alone generated thereafter was prompted not by the direction of your client, but by your desire to punish Lou Ann Dennehy, one of the beneficiaries of the Gradel estate. In abusing your role as an officer of the court, you violated RPC 1.8(j).

In imposing only an admonition, the Board considered that you were a young and inexperienced practitioner at the time of the ethics infractions.

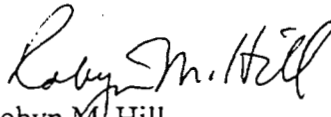
Your conduct adversely reflected not only upon you as an attorney, but also upon all members of the bar. Accordingly, the Board has directed the issuance of this admonition to you. R. 1:20-4 (f) (2) (1995 Court Rules).

I/M/O Thomas W. Mitchell
DRB 94-259

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

c. Chief Justice Deborah T. Poritz
Associate Justices
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Lee M. Hymerling, Chair
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David E. Johnson, Jr., Director
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