

DISCIPLINARY REVIEW BOARD

OF THE

SUPREME COURT OF NEW JERSEY

ROCKY L. PETERSON, ESQ., CHAIR
MARY J. MAUDSLEY, ESQ., VICE-CHAIR
MATTHEW P. BOYLAN, ESQ.
HON. WARREN BRODY
RUTH JEAN LOLLA
WILLIAM J. O'SHAUGHNESSY, ESQ.
LOUIS PASHMAN, ESQ.
BARBARA F. SCHWARTZ
SPENCER V. WISSINGER, III



RICHARD J. HUGHES JUSTICE COMPLEX
P. O. Box 962
TRENTON, NEW JERSEY 08625-0962
(609) 292-1011

ROBYN M. HILL
CHIEF COUNSEL

ISABEL FRANK
DEPUTY CHIEF COUNSEL

LILLIAN LEWIN
DONA S. SEROTA-TESCHNER
COLIN T. TAMS
ELLEN A. BRODSKY
JOANN G. EYLER
ASSISTANT COUNSEL

May 7, 2001

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

Frederic L. Marcus, Esq.
50 Park Place
Newark, New Jersey 07102

Re: In the Matter of Frederic L. Marcus
Docket No. DRB 99-136
LETTER OF ADMONITION

Dear Mr. Marcus:

The Disciplinary Review Board has reviewed your conduct in the above matter and has concluded that it was improper. With the approval of the Supreme Court, the Board has concluded that an admonition is the appropriate discipline for your misconduct. Specifically, in 1993, you were retained by Sheree Cummings and her sister, Sharon Andrews, to represent them in connection with personal injury claims following a motor vehicle accident in which they were driver and passenger, respectively. Thereafter, in an effort to avoid a possible conflict of interest situation, you obtained another attorney's signature on the Andrews complaint. Because that attorney had not been retained to represent Andrews and signed the complaint only as a favor to you, your conduct in obtaining the attorney's signature and your contradictory statements in this respect violated RPC 8.4(c).

In imposing only an admonition, the Board considered your unblemished record of twenty-five years and the absence of any harm to your clients.

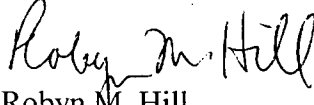
Your conduct adversely reflected not only upon you as an attorney, but also upon all members of the bar. Accordingly, the Court has directed the issuance of this admonition to you. R. 1:20-15 (f) (4).

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.

I/M/O Frederic L. Marcus
DRB 99-136

The Court 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
- Stephen W. Townsend, Clerk
- Supreme Court of New Jersey
- Rocky Peterson, Chair
- Disciplinary Review Board
- David E. Johnson, Jr., Director
- Office of Attorney Ethics
- Howard Matalon, Chair
- District VA Ethics Committee
- James Scarpone, Secretary
- District VA Ethics Committee
- Cynthia M. Craig, Respondent's counsel
- Sheree Cummings, Grievant