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SUPREME COURT OF NEW JERSEY

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March 31, 2010

VIA CERTIFIED, R.R.R. and REGULAR MAIL

Dan Solomon Smith, Esq.
c/o Scott B. Piekarsky, Esq.
Piekarsky & Associates
191 Godwin Avenue
Wyckoff, New Jersey 07481

Re: In the Matters of Dan Solomon Smith
DRB Docket Nos. 09-369 and 09-370
District Docket Nos. VB-2007-020E and
VB-2006-055E

LETTER OF ADMONITION

Dear Mr. Smith:

The Disciplinary Review Board has reviewed your conduct in the above matters and has concluded that it was unethical.

Specifically, in the Williams matter (DRB 09-369), in December 2000, you filed a civil complaint on behalf of your client, Henry E. Williams, which was dismissed the following June for failure to prosecute. Although the complaint was reinstated and default was entered against the defendants in July 2002, you never followed through on the rescheduling of the proof hearing. Moreover, by your own admission, "not much was done" for the next four years, to the point where the file was eventually archived, even though the matter had not been resolved. During the same period, and after the January 2007 proof hearing, you either did not answer or return your client's telephone calls.

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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 also has directed that the costs of the disciplinary proceedings be assessed against you. An invoice of costs will be forwarded under separate cover.

Very truly yours,



Julianne K. DeCore
Chief Counsel

JKD/paa

cc: Chief Justice Stuart J. Rabner
Associate Justices
Mark Neary, Clerk
Supreme Court of New Jersey
Gail G. Haney, Deputy Clerk
Supreme Court of New Jersey (w/ethics history)
Louis Pashman, Chair
Disciplinary Review Board
Charles Centinaro, Director
Office of Attorney Ethics
Henry E. Williams, Grievant
Barbara Jean Taylor, Grievant