

DISCIPLINARY REVIEW BOARD

OF THE

SUPREME COURT OF NEW JERSEY



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June 14, 2010

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VIA CERTIFIED MAIL, R.R.R. & REGULAR MAIL

Felix Nihamin
c/o Philip Touitou, Esq.
Hinshaw & Culbertson, LLP
780 Third Avenue
Fourth Floor
New York, NY 10017-2024

Re: **In the Matter of Felix Nihamin**

Docket No. DRB 10-073

District Docket No. XIV-2008-0319E

LETTER OF ADMONITION

Dear Mr. Nihamin:

The Disciplinary Review Board reviewed the motion for discipline by consent (admonition), filed by the Office of Attorney Ethics ("OAE") in the above matter, pursuant to R. 1:20-10. Following a review of the record, the Board determined to grant the motion and to impose an admonition.

Specifically, in June 2008, the Bank of America notified the OAE of an overdraft that occurred in your IOLTA account. A subsequent OAE audit of your bank accounts revealed several deficient recordkeeping practices. Such deficiencies prevented you from detecting a problem in your escrow account that resulted in the negligent misappropriation of escrow funds and failure to safeguard funds held on behalf of a third person. You also commingled personal client funds in your trust account.

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Your conduct was unethical and a violation of RPC 1.15(a) and RPC 1.15(d).

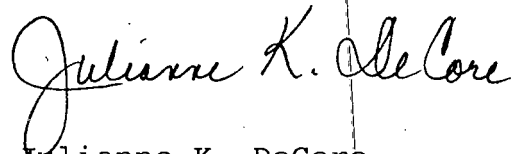
In imposing only an admonition, the Board considered that you have no ethics history, that there was no harm to any clients, that you promptly replenished the funds in the escrow account, and that you have taken steps to facilitate more accurate recordkeeping of your trust account.

Your conduct has 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. 1:20-15(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.

The Board has also 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/sw

c: Chief Justice Stuart Rabner
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Louis Pashman, Chair
Disciplinary Review Board
Mark Neary, Clerk
Supreme Court of New Jersey
Gail G. Haney, Deputy Clerk
Supreme Court of New Jersey (w/ethics history)
Charles Centinaro, Director
Office of Attorney Ethics