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November 30, 2011

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

Brian F. Fowler, Esq.
c/o John F. Darcy, Esq.
McElroy Deutsch Mulvaney & Carpenter, LLC
40 West Ridgewood Avenue
Ridgewood, New Jersey 07450

Re: In the Matter of Brian F. Fowler
Docket No. DRB 11-234
District Docket No. VI-08-019E
LETTER OF ADMONITION

Dear Mr. Fowler:

The Disciplinary Review Board has reviewed your conduct in the above matter and has concluded that it was improper. Specifically, in 2004, Michael T. Laheney retained you to represent him in an employment matter. Although you filed a complaint on his behalf, the case was dismissed without prejudice in 2005 for failure to provide discovery. Despite your further efforts on Laheney's behalf, his case was dismissed with prejudice, in October 2005, for failure to comply with document requests and failure to provide certified answers to interrogatories. You conceded that Laheney did not receive the attention or communication to which he was entitled. Your conduct violated RPC 1.3. The Board found no clear and convincing evidence of any other improprieties either charged in the complaint or found by the committee.

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In imposing only an admonition, the Board considered that, during the time that you represented Laheney, you suffered from depression. That condition impeded your ability to diligently represent your client.

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/paa

c: Chief Justice Stuart Rabner
Associate Justices
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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
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Jack Jay Wind, Secretary, District VI Ethics Committee
Michael T. Laheney, Grievant