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June 26, 2013

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

Andrey V. Zielyk, Esq.
c/o Michael P. Ambrosio, Esq.
Seton Hall Law School, Rm 429
1 Newark Center
Newark, New Jersey 07102-5235

Re: In the Matter of Andrey V. Zielyk
Docket No. DRB 13-023
District Docket No. XB-2011-0018E
LETTER OF ADMONITION

Dear Mr. Zielyk:

The Disciplinary Review Board has reviewed your conduct in the above matter and has concluded that it was improper. Following a review of the record, the Board determined to impose an admonition.

Specifically, in January 2000, Maria Medwid retained your legal services for the first time. On June 1, 2001, at Medwid's request, you prepared a last will and testament in which you were named executor and a general power of attorney in your favor. You stipulated that you did not prepare a written fee agreement and never billed Medwid for the legal services during Medwid's life, albeit at her request. The bill was later included in a tax submission and paid as part of the distribution of Medwid's estate funds. You admitted that your failure to set forth, in writing, the rate or basis of your fee

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was a violation of RPC 1.5(b).

At the ethics hearing, you also conceded that you lacked diligence by not itemizing your legal services over the years, failing to require a caregiver to keep track of her time, and failing to reply to the New Jersey taxing authorities, on a timely basis, in violation of RPC 1.3.

Finally, you conceded your failure to keep Medwid's beneficiaries adequately informed about the status of the estate matter, a violation of RPC 1.4(b).

The Board dismissed the remaining charge (RPC 8.4(c)) for lack of clear and convincing evidence.

In imposing only an admonition, the Board took into consideration that you have had no prior discipline in over twenty-seven years at the bar.

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/lgn

c: Chief Justice Stuart Rabner
Associate Justices

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Bonnie C. Frost, Chair (via e-mail)

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Supreme Court of New Jersey

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Supreme Court of New Jersey (w/ethics history)

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