

DISCIPLINARY REVIEW BOARD

OF THE SUPREME COURT OF NEW JERSEY

BONNIE C. FROST, ESQ., CHAIR
EDNA Y. BAUGH, ESQ., VICE-CHAIR
BRUCE W. CLARK, ESQ.
JEANNE DOREMUS
HON. MAURICE J. GALLIPOLI
THOMAS J. HOBERMAN
ANNE C. SINGER, ESQ.
MORRIS YAMNER, ESQ.
ROBERT C. ZMIRICH



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

ISABEL FRANK
ACTING CHIEF COUNSEL
ELLEN A. BRODSKY
ACTING DEPUTY CHIEF COUNSEL
LILLIAN LEWIN
BARRY R. PETERSEN JR.
DONA S. SEROTA-TRESCHNER
COLIN T. TAMS
KATHRYN ANNE WINTERLE
ASSISTANT COUNSEL

January 28, 2014

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

Richard L. Seltzer, Esq.
c/o Gerald D. Miller, Esq.
Miller Meyerson & Corbo
35 Journal Square-Suite 1105
Jersey City, New Jersey 07306

Re: In the Matter of Richard L. Seltzer
Docket No. DRB 13-315
District Docket No. VI-2009-0022E
LETTER OF ADMONITION

Dear Mr. Seltzer:

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, after having served as assistant (1993-2002) and, later, acting Montclair Township Attorney (2002-2005), you assisted a former co-worker's attorney in the co-worker's wrongful discharge action against Montclair Township, by sharing information that you had acquired while acting as the township attorney and that, although not confidential, was not generally known to the public. In doing so, you violated RPC 1.9(c)(1) and (2), the general conflict rule for such situations.

The Board dismissed the remaining charges for lack of clear and convincing evidence.

January 28, 2014

Page 2 of 2

In mitigation, the Board considered that you have been a member of the New Jersey bar for over thirty-three years, without prior incident. In addition, you were motivated by a desire to assist a long-time co-worker with the procedural hurdles and legal steps necessary to effectively press her claim, apparently believing that you were on the side of the truth. Finally, the Board took into account the passage of time – almost ten years since the conduct took place.

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,



Isabel Frank
Acting Chief Counsel

IF/sj

c: Chief Justice Stuart Rabner
Associate Justices
Bonnie C. Frost, Chair
Disciplinary Review Board (via email)
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
Alan Molina, Chair, District VI Ethics Committee
Jack Jay Wind, Secretary, District VI Ethics Committee
Alan Trembulak, Grievant