

SUPREME COURT OF NEW JERSEY  
D-157 September Term 2008  
065161

IN THE MATTER OF  
DAVID J. WITHERSPOON,  
AN ATTORNEY AT LAW  
(Attorney No. 001661994)

ORDER

The Disciplinary Review Board having filed with the Court its decision in DRB 08-302, concluding that **DAVID J. WITHERSPOON** of **NEWARK**, who was admitted to the bar of this State in 1994, should be disciplined, and respondent having been ordered to show cause why he should not be disbarred or otherwise disciplined, and good cause appearing;

It is ORDERED that **DAVID J. WITHERSPOON** is suspended from the practice of law for a period of one year and until the further Order of the Court, effective August 24, 2010; and it is further

ORDERED that **DAVID J. WITHERSPOON** enroll in and successfully complete a course in sensitivity training approved by the Office of Attorney Ethics, which training shall be completed prior to the filing of a petition for reinstatement to practice; and it is further

ORDERED that respondent demonstrate to the satisfaction of the Office of Attorney Ethics that he has put appropriate accounting controls in place in his practice and that he is in compliance with the recordkeeping requirements of Rule 1:21-6; and it is further

ORDERED that respondent comply with Rule 1:20-20 dealing with suspended attorneys; and it is further

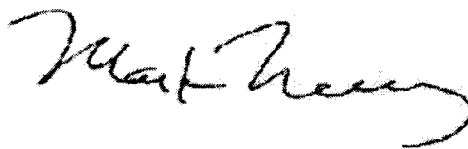
ORDERED that pursuant to Rule 1:20-20(c), respondent's failure to comply with the Affidavit of Compliance requirement of

Rule 1:20-20(b)(15) may (1) preclude the Disciplinary Review Board from considering respondent's petition for reinstatement for a period of up to six months from the date respondent files proof of compliance; (2) be found to constitute a violation of RPC 8.1(b) and RPC 8.4(c); and (3) provide a basis for an action for contempt pursuant to Rule 1:10-2; and it is further

ORDERED that the entire record of this matter be made a permanent part of respondent's file as an attorney at law of this State; and it is further

ORDERED that respondent reimburse the Disciplinary Oversight Committee for appropriate administrative costs and actual expenses incurred in the prosecution of this matter, as provided in Rule 1:20-17.

WITNESS, the Honorable Stuart Rabner, Chief Justice, at Trenton, this 29th day of July, 2010.

A handwritten signature in black ink, appearing to read "Stuart Rabner", is written in a cursive style.

CLERK OF THE SUPREME COURT

Filed 7/29/2010