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March 9, 2015

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

Richard Mario DeLuca, Esq.
c/o John McGill, III, Esq.
406 Grant Avenue
Edgewater Park, New Jersey 08010

Re: In the Matter of Richard Mario DeLuca
Docket No. DRB 14-402
District Docket Nos. XIV-2013-0054E and
XIV-2013-0082E
LETTER OF ADMONITION

Dear Mr. DeLuca:

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 February 2013, the Office of Attorney Ethics (OAE) received two overdraft notices regarding your attorney trust account. On April 13, 2013, the OAE conducted a demand audit of your attorney books and records, which ultimately revealed a trust account shortage of \$1,801.67 on account of the Naturile to Fransen real estate transaction. Because you had not removed from the trust account over \$10,000 of your own funds, representing one-year old, earned legal fees, no client or escrow funds were invaded by virtue of the shortage. You stipulated that your conduct in this regard constituted commingling of personal and trust funds, a violation of RPC 1.15(a).

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You also stipulated that you engaged in various recordkeeping violations, including failure to perform proper three-way reconciliations of your trust account, violations of R. 1:21-6 and RPC 1.15(d).

In imposing only an admonition, the Board took into consideration that you have had no final discipline, since your 1983 admission to the New Jersey 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,



Ellen A. Brodsky
Chief Counsel

EAB/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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Office of Attorney Ethics