

# DISCIPLINARY REVIEW BOARD

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SUPREME COURT OF NEW JERSEY

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ASSISTANT COUNSEL

March 24, 2016

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

John C. Penberthy, III, Esq.  
113 Whitehorse Road West  
Suite 2  
Voorhees, NJ 08043

**Re: In the Matter of John C. Penberthy, III**  
Docket No. DRB 15-415  
District Docket No. IV-2015-0003E  
**LETTER OF ADMONITION**

Dear Mr. Penberthy:

The Disciplinary Review Board has reviewed the motion for discipline by consent (admonition) filed by the District IV Ethics Committee in the above-captioned matter, pursuant to R. 1:20-10. Following a review of the record, the Board concluded that your conduct was improper, and thus, determined to grant the motion and to impose an admonition.

Specifically, you were required to complete Continuing Legal Education (CLE) courses and self-report by December 1, 2012. The CLE Board sent you several letters notifying you of your failure to do so in a timely manner. The Court entered an order, on November 12, 2014, declaring you ineligible to practice law, effective November 17, 2014. Although you were reinstated on January 8, 2015, during your period of ineligibility you represented several clients and made court appearances on behalf of certain clients. Your conduct was unethical and in violation of RPC 5.5(a).

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In imposing only an admonition, the Board considered that, at the time of your misconduct, you had been distracted by family illness; that you had not been aware of your ineligibility; and that you took prompt remedial action on learning of your ineligible status.

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

c: Chief Justice Stuart Rabner  
Associate Justices  
Bonnie C. Frost, Chair  
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  
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District IV Ethics Committee  
Gilbert J. Scutti, Presenter  
District IV Ethics Committee