

SUPREME COURT OF NEW JERSEY  
Disciplinary Review Board  
Docket Nos. DRB 15-069 and 15-321  
District Docket Nos. XIV-2013-0011E,  
XIV-2013-0134E, and XIV-2014-0473E

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IN THE MATTER OF :  
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FRANK A. VITERITTO : Dissent  
:   
AN ATTORNEY AT LAW :  
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To the Honorable Chief Justice and Associate Justices of  
the Supreme Court of New Jersey.

I dissent from the majority and vote to recommend  
respondent's disbarment. I do so not because of respondent's  
disciplinary record, but because an already disciplined  
attorney, who then fails to comply with an Order of the Court  
entered because of conduct previously determined to be  
unethical, manifests a disdain for the disciplinary process and  
the responsibilities attendant to the privilege of being  
permitted to practice the profession of the law. If the Board  
were to recommend disbarment, respondent would be compelled to  
appear before the Court to explain why he or she has not  
complied with the Court's Order requiring the filing of the R.  
1:20-20 affidavit. I believe that this should occur.

By such a procedure, I believe that the public and respondent's clients would be protected from the consequences of respondent's suspension and all attorneys would quickly come to understand and appreciate the importance of compliance with the Court's Orders and the grave potential consequences of non-compliance.

Disciplinary Review Board  
Maurice J. Gallipoli

By: Ellen A. Brodsky  
Ellen A. Brodsky  
Chief Counsel