

SUPREME COURT OF NEW JERSEY
D-83 September Term 2024
090511

In the Matter of :
John Michael Falzone Jr. :
An Attorney at Law :
(Attorney No. 025311984) :

O R D E R

The Disciplinary Review Board having filed with the Court its decision in DRB 24-228, recommending on the basis of a disciplinary stipulation that **John Michael Falzone Jr. of Red Bank**, who was admitted to the bar of this State in 1984, should be suspended for a period of three months for violating RPC 1.15(a) (commingling client and personal funds), RPC 1.15(b) (failing to promptly deliver funds to a client or third party), RPC 1.15(d) (failing to comply with the recordkeeping requirements of Rule 1:21-6), and RPC 8.1(b) (failing to cooperate with disciplinary authorities); and

The Disciplinary Review Board having recommended that respondent be required to, within forty-five days of the Court's order, (1) retain the services of an accountant and provide proof to the Office of Attorney Ethics that respondent's records have been brought into compliance with Rule 1:21-6; (2)

provide an update to the Office of Attorney Ethics as to respondent's progress in (i) identifying the source of the excess funds in respondent's attorney trust account, and (ii) disbursing inactive client balances to their owners; and (3) provide proof to the Office of Attorney Ethics that respondent remitted to the Superior Court Trust Fund any excess funds in respondent's attorney trust account and any inactive client funds which have not been successfully disbursed to their owners; and

The Disciplinary Review Board having further recommended that respondent be required to, within six months of the Court's order, attend a trust and business accounting course approved by the Office of Attorney Ethics and provide proof to the Office of Attorney Ethics of completion of the course and that respondent's records have been brought into compliance with Rule 1:21-6; and

The Disciplinary Review Board having further recommended that upon reinstatement to the practice of law, respondent be required to submit to the Office of Attorney Ethics, on a quarterly basis, monthly three-way reconciliations, for a period of two years;

And good cause appearing;

It is ORDERED that **John Michael Falzone Jr.** is suspended from the

practice of law for a period of three months, and until further order of the Court, effective July 3, 2025; and it is further

ORDERED that respondent shall, within forty-five days, (1) retain the services of an accountant and provide proof to the Office of Attorney Ethics that respondent's records are in compliance with Rule 1:21-6; (2) provide an update to the Office of Attorney Ethics of respondent's progress in (i) identifying the source of the excess funds in respondent's attorney trust account, and (ii) disbursing inactive client balances to their owners; and (3) provide proof to the Office of Attorney Ethics that respondent remitted to the Superior Court Trust Fund any excess funds in respondent's attorney trust account and any inactive client funds which have not been successfully disbursed to their owners; and it is further

ORDERED that respondent shall complete a trust and business accounting course approved by the Office of Attorney Ethics and submit proof thereof, within six months; and it is further

ORDERED that upon reinstatement, respondent shall submit to the Office of Attorney Ethics, on quarterly basis, monthly three-way reconciliations, for two years; 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(d); 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 28th day of May, 2025.



CLERK OF THE SUPREME COURT