SUPREME COURT OF NEW JERSEY D-104 September Term 2024 090690

In the Matter of :

**Mendel Zilberberg**:

ORDER

An Attorney at Law :

(Attorney No. 029701994) :

The Disciplinary Review Board having filed with the Court its decision in DRB 24-271, recommending as a matter of final discipline pursuant to Rule 1:20-13(c)(2) that Mendel Zilberberg of Syosset, New York, who was admitted to the bar of this State in 1994, should be disbarred, following respondent's convictions, in the United States District Court for the Southern District of New York, for bank fraud, in violation of 18 U.S.C. §§ 1344, 3293, and 2, conspiracy to commit bank fraud, in violation of 18 U.S.C. §§ 1349 and 3293, making a false statement to a bank, in violation of 18 U.S.C. §§ 1014, 3293, and 2, conspiracy to make a false statement to a bank, in violation of 18 U.S.C. §§ 371 and 3293, and embezzlement and misapplication of bank funds, in violation of 18 U.S.C. §§ 656, 3293, and 2, and for violating RPC 8.4(b) (committing a criminal act that reflects adversely on a lawyer's honesty, trustworthiness, or fitness as a lawyer in other respects) and RPC 8.4(c)

(engaging in conduct involving dishonesty, fraud, deceit, or misrepresentation); and

Respondent having been ordered to show cause why respondent should not be disbarred or otherwise disciplined; and

The Court having determined that the appropriate quantum of discipline for respondent's unethical conduct is an indeterminate suspension pursuant to Rule 1:20-15A(a)(2);

And good cause appearing;

It is ORDERED that **Mendel Zilberberg** is hereby suspended from the practice of law for an indeterminate period pursuant to <u>Rule</u> 1:20-15A(a)(2), effective October 12, 2025, and until further order of the Court; and it is further

ORDERED that respondent shall not petition for reinstatement to practice for a period of four years following the effective date of the indeterminate suspension; and it is further

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

ORDERED that pursuant to <u>Rule</u> 1:20-20(c), respondent's failure to comply with the Affidavit of Compliance requirement of <u>Rule</u> 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 <u>Rule</u> 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 <u>Rule</u> 1:20-17.

WITNESS, the Honorable Stuart Rabner, Chief Justice, at Trenton, this 8th day of September, 2025.

CLERK OF THE SUPREME COURT

Heather Bates