

THE STATE OF NEW HAMPSHIRE

SUPREME COURT

O R D E R

LD-2008-0004, In the Matter of Daniel P. Hynes

The court was notified by the clerk of the Hillsborough County Superior Court, Northern District, that the respondent, Attorney Daniel P. Hynes of Manchester, New Hampshire, had been convicted of the misdemeanor offense of theft by extortion. The court concludes that the misdemeanor offense of theft by extortion constitutes a "serious crime" under Rule 37(9)(b). In accordance with Rule 37(9), when it is established that an attorney has been convicted of a "serious crime," the court may enter an order suspending the attorney pending final disposition of a disciplinary hearing to be commenced upon such conviction. After receiving notification of the conviction, the court issued an order for the respondent to show cause why he should not be suspended on an interim basis pending final disposition of disciplinary proceedings related to his conviction. The respondent filed a response requesting that the court not take any action pending appeal of his conviction. The Attorney Discipline Office advised the court that it believed that an interim suspension of the respondent was necessary. After reviewing the respondent's conviction, and the responses of the respondent and the Attorney Discipline Office, the court finds that interim suspension of Attorney Hynes from the practice of law is necessary to protect the public and to preserve the integrity of the legal profession. See Rule 37(16)(f).

In accordance with Rule 37(16)(d) and (f), respondent Attorney Daniel P. Hynes is hereby suspended from the practice of law in New Hampshire pending disposition of disciplinary proceedings related to his conviction. He is enjoined from transferring, assigning, hypothecating, or in any manner disposing of or conveying any assets of clients, whether real, personal, beneficial or mixed. On or before June 5, 2008, the Attorney Discipline Office shall advise the court whether an attorney should be appointed in accordance with Rule 37(17) to take possession of Attorney Hynes' client files and trust accounts and to take such action as is necessary to protect the interest of his clients.

Copies of this order shall be served on Attorney Hynes by first class mail.

Dalianis, Duggan, Galway and Hicks, JJ., concurred.

DATE: May 21, 2008

ATTEST:

Eileen Fox
Eileen Fox, Clerk

Distribution:

Daniel P. Hynes, Esquire
James L. DeHart, Esquire
Attorney General
File