

**THE STATE OF NEW HAMPSHIRE**

**SUPREME COURT**

**ORDER**

**LD-2010-0003, In the Matter of Brian Joseph Archambault**

On June 28, 2010, the Attorney Discipline Office filed a certified copy of the June 15, 2010 order of the Massachusetts Supreme Judicial Court for Suffolk County, disbarring Attorney Brian J. Archambault. The discipline was based upon Attorney Archambault's plea of guilty in Newburyport District Court to five counts of larceny over \$250.00.

In accordance with Supreme Court Rule 37(12)(b), this court ordered that a copy of the Massachusetts disciplinary order be served on Attorney Archambault. It further ordered that Attorney Archambault and the Professional Conduct Committee (PCC) inform the court if either contended that the imposition of identical or substantially similar discipline would be unwarranted. The PCC filed a response recommending that Attorney Archambault be disbarred. Attorney Archambault filed no response.

Rule 37(12)(d) provides for the imposition of reciprocal discipline by the court unless the respondent attorney or the PCC demonstrates, or the court finds, based on the face of the record from which the discipline is predicated, that: (1) the procedure followed by the jurisdiction imposing discipline was so lacking in notice or opportunity to be heard as to constitute a deprivation of due process; (2) the imposition of the same or substantially similar discipline by the court would result in grave injustice; or (3) the misconduct established warrants substantially different discipline in New Hampshire.

Having reviewed the order of the Massachusetts Supreme Judicial Court for Suffolk County, the court does not find that any of these conditions have been met. It appears from the material filed that Attorney Archambault had an opportunity to be heard in the Massachusetts disciplinary proceedings. In light of the seriousness of Attorney Archambault's misconduct, the court does not find that disbarment would result in grave injustice or that his misconduct would warrant substantially different discipline in New Hampshire.

Therefore, the court orders that Brian J. Archambault be disbarred from the practice of law in New Hampshire. Attorney Archambault is hereby assessed all expenses incurred by the Professional Conduct Committee in the investigation and prosecution of this matter. See Rule 37(19).

Broderick, C.J., and Dalianis, Duggan, Hicks and Conboy, JJ., concurred.

DATE: September 16, 2010

ATTEST:

  
**Eileen Fox, Clerk**

Distribution:

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File