

**THE STATE OF NEW HAMPSHIRE**

**SUPREME COURT**

**ORDER**

**LD-2015-0005, In the Matter of Alexander R. Cain, Esquire**

On April 13, 2015, the Attorney Discipline Office (ADO) filed a certified copy of the March 12, 2015 order of the Supreme Judicial Court for Suffolk County (Massachusetts), which suspended Attorney Alexander R. Cain from the practice of law in Massachusetts for three years.

After receiving this notification, this court issued an order, in accordance with Rule 37(12)(d), giving Attorney Cain and the Professional Conduct Committee (PCC) an opportunity to advise the court if they believed that the imposition of identical or substantially similar discipline would be unwarranted. The PCC advised the court that it believed substantially different discipline was warranted. Attorney Cain filed no response. After reviewing the PCC's response and the record of the Supreme Judicial Court, the court concluded that Attorney Cain's misconduct warranted substantially different discipline in New Hampshire and remanded the matter to the PCC for a recommendation as to the appropriate sanction.

After the matter was remanded to the PCC, the ADO and Attorney Cain reached an agreement that disbarment was the appropriate sanction. Attorney Cain also agreed to pay the ADO's costs of investigating and prosecuting the matter. The PCC approved the agreement and recommended to the court that Attorney Cain be disbarred. A copy of the PCC's recommendation was served upon ADO's Disciplinary Counsel and Attorney Cain, and they were advised that they must identify any legal or factual issues relating to the PCC's recommendation that they wished the court to review, and that if neither party requested review, no further hearing would be required. No response to the order was filed.

Having reviewed the PCC record and the record of the Supreme Judicial Court proceedings, the court concludes that disbarment is warranted. The record indicates that Attorney Cain was found to have committed misconduct in his handling of four separate legal matters. The Supreme Judicial Court found that Attorney Cain violated Massachusetts Rules of Professional Conduct 1.1, 1.2(a), 1.3, 1.4, 1.16(e), 8.4(c), (d), and (h). It found that Attorney Cain repeatedly and intentionally misrepresented to clients the status of their cases and fabricated court documents to support his misrepresentations.

Accordingly, the court orders as follows:

- (1) Attorney Alexander R. Cain is disbarred from the practice of law in New Hampshire.
- (2) Attorney Cain shall reimburse the Attorney Discipline Office for all costs and expenses incurred in the investigation and prosecution of this matter.
- (3) If Attorney Cain seeks readmission to the New Hampshire bar in the future, he shall be required to take the New Hampshire Bar Examination and the Multistate Professional Responsibility Examination and meet the other requirements of Rule 37(14).

Dalianis, C.J., and Hicks, Conboy, Lynn, and Bassett, JJ., concurred.

DATE: November 20, 2015

ATTEST:

  

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**Eileen Fox, Clerk**

Distribution:  
Professional Conduct Committee  
Janet F. DeVito, Esquire  
Alexander R. Cain, Esquire  
Maurice J. Ringel, Esquire  
File