

New Hampshire Supreme Court
Professional Conduct Committee

a committee of the attorney discipline system

David M. Rothstein, Chair
Heather E. Krans, Vice Chair
Elaine Holden,* Vice Chair
Peter G. Beeson
Susan R. Chollet*
Richard H. Darling*
Margaret R. Kerouac

4 Chenell Drive, Suite 102
Concord, New Hampshire 03301
603-224-5828 ♦ Fax 228-9511

Caroline K. Leonard
David W. McGrath
Mona T. Movafaghi
Georges J. Roy*
Martha Van Oot
* non attorney member
Barbara J. Guay, Legal Assistant

In the Matter of Gerard F. Gray, Esquire – LD-2017-0001

**PUBLIC CENSURE WITH CONDITIONS
AND ORDER ON COSTS**

In accordance with Supreme Court Rule 37(12), on February 24, 2017, the New Hampshire Supreme Court ruled that the above captioned reciprocal discipline matter from the Supreme Court of the State of Delaware warrants the issuance of a public censure with a two-year period of probation with conditions. The Court remanded the matter to the Professional Conduct Committee (“the Committee”) for the issuance of a public censure with conditions.

Because the evidence supported a finding that Mr. Gray violated the Delaware Rules of Professional Conduct, the Supreme Court of Delaware found that a public reprimand and a two-year period of probation was appropriate. The Committee deliberated the matter on January 17, 2017, and recommended to the Court the imposition of a public censure with conditions, which is the equivalent of a public reprimand imposed. The Court concluded that a public censure with conditions is warranted, and the Committee issues a public censure with conditions.

Mr. Gray shall be responsible for the expenses incurred by the Committee in the investigation and enforcement of this disciplinary matter. See Sup. Ct. R. 37(19)(b). Costs can include, but are not limited to: copying and costs associated with the publication of the censure. The assessment of costs shall become final unless Mr. Gray responds in writing, within thirty (30)

days of receipt of the Committee's statement of expenses, listing each disputed expense and explaining the reasons for disagreement. Sup. Ct. R. 37(19)(b). The Committee may resolve the disagreement, or enforce the assessment of costs by petition to the superior court in any county in the state. Sup. Ct. R. 37(19)(b).

The Committee may file a copy of the final assessment of costs with the superior court in any county in the state, where it shall be docketed as a final judgment and shall be subject to all legally-available post-judgment enforcement remedies and procedures. See Sup. Ct. R. 37(19)(c). Mr. Gray shall be responsible for any costs incurred as a result of the Attorney Discipline Office's collection efforts.

March 3, 2017



David M. Rothstein, Chair

Distribution:

Brian R. Moushegian, Deputy General Counsel
Gerard F. Gray
File

NEW HAMPSHIRE SUPREME COURT
PROFESSIONAL CONDUCT COMMITTEE

a committee of the attorney discipline system

David M. Rothstein, Chair
Heather E. Krans, Vice Chair
Elaine Holden,* Vice Chair
* *non attorney member*
Barbara J. Guay, Legal Assistant


In the Matter of Gerard F. Gray, Esquire – LD-2017-0001

ORDER

On March 3, 2017, the Committee issued Public Censure With Conditions based on a reciprocal discipline from the State of Delaware. General Counsel has indicated that the State of Delaware has ordered that the “probationary period is terminated and Gerard F. Gray, Esquire is discharged from probation.”

The matter is closed.

March 16, 2020



David M. Rothstein
Chair

Distribution:

Brian R. Moushegian, General Counsel
Gerard F. Gray, Esquire
File