

THE STATE OF NEW HAMPSHIRE

SUPREME COURT

ORDER

LD-2018-0005, In the Matter of Paul S. Moore, Esquire

On May 4, 2018, the Attorney Discipline Office (ADO) filed a certified copy of the felony complaint and waiver of indictment in the case of State of New Hampshire v. Paul Moore. A notation on the complaint indicates that Attorney Paul S. Moore pleaded guilty to the charge of violating RSA 100-C:16, Protection Against Fraud, which is a felony. Based on this conviction, the ADO recommends that the court immediately suspend Attorney Moore from the practice of law in New Hampshire pursuant to Supreme Court Rule 37(9)(a), and that it institute formal disciplinary proceedings against him pursuant to Rule 37(9)(d).

Supreme Court Rule 37(9)(a) provides:

Upon the filing with the court of a certified copy of any court record establishing that an attorney has been convicted of a serious crime as hereinafter defined, the court may enter an order suspending the attorney, whether the conviction resulted from a plea of guilty or nolo contendere or from a verdict after trial or otherwise

. . . .

Having reviewed the record of Attorney Moore's conviction, the court finds that his immediate suspension from the practice of law is necessary for the protection of the public and for the preservation of the integrity of the legal profession. See Rule 37(16)(f).

Supreme Court Rule 37(9)(d) provides:

Upon the receipt of a certificate of conviction of an attorney for a "serious crime", the court may, and shall if suspension has been ordered pursuant to subsection (a) above, institute a formal disciplinary proceeding by issuing an order to the attorney to show cause why the attorney should not be disbarred as a result of the conviction. If the court determines that no such good cause has been show, the court shall issue an order of disbarment, or such other discipline as the court shall deem appropriate. If the court determines that the attorney has shown cause why disbarment may not be appropriate, the court shall refer the matter to the

professional conduct committee, in which the sole issue to be determine shall be the extent of the final discipline to be imposed. Provided, however, that final discipline will not be imposed until all appeals from the conviction are concluded.

Accordingly, it is hereby ordered:

1. Attorney Paul S. Moore is immediately suspended from the practice of law in New Hampshire on an interim basis pending further order of this court.
2. On or before June 8, 2018, Attorney Moore shall show cause why he should not be disbarred as a result of his conviction.
3. A copy of this order and of the ADO's filing shall be served on Attorney Moore by first class mail and certified mail, return receipt requested. A copy of this order shall also be sent to the ADO by first class mail.

Lynn, C.J., and Hicks, Bassett, Hantz Marconi, and Donovan, JJ., concurred.

DATE: May 9, 2018

ATTEST:


Eileen Fox, Clerk

Distribution:
Janet S. DeVito, Esquire
Paul S. Moore, Esquire
File