

New Hampshire Supreme Court
Professional Conduct Committee

a committee of the attorney discipline system

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Anderson, Michael advs. Attorney Discipline Office - # 19-002

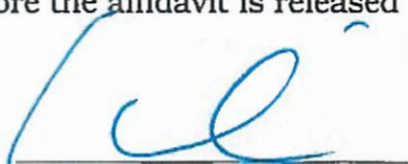
ORDER

The Professional Conduct Committee ("the Committee") deliberated Mr. Anderson's request to resign at its meeting on April 16, 2019.

The Committee approves the request.

It noted that, in Paragraph Six, Mr. Anderson agreed to waive the confidentiality provisions of Rule 37(11)(c). However, the complainants have not signed onto this agreement, nor can Mr. Anderson waive any right of or interest in confidentiality they may have. Therefore, the Committee approves the agreement to waive confidentiality, but directs Disciplinary Counsel to redact the names of the complainants before the affidavit is released to the public.

April 16, 2019



David M. Rothstein
Chair

cc: Sara S. Greene, Disciplinary Counsel
Sandra A. Kuhn, Esquire
File

THE STATE OF NEW HAMPSHIRE

ANDERSON, MICHAEL E. advs. ATTORNEY DISCIPLINE OFFICE

#19-002

REQUEST TO RESIGN

NOW COMES Michael E. Anderson, Esquire, being an attorney licensed to practice law in the State of New Hampshire, duly requests that the Professional Conduct Committee accept his resignation from the New Hampshire Bar.

In support of this request,. Attorney Anderson states as follows:

1. I am an Attorney, licensed and admitted, in 1996, to practice law in the state of New Hampshire. I am an Independent Contractor Attorney with The Legal Connection, P.C., located at: The Concord Center, 10 Ferry Street, Suite 317, Concord, New Hampshire 03301.
2. I seek to resign from the practice of law in the State of New Hampshire as indicated in the attached Affidavit which is attached hereto pursuant to Supreme Court Rule 37(11).
3. I am currently under disciplinary investigation as referenced in the affidavit.

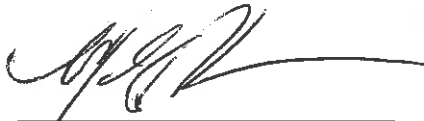
MICHAEL ANDERSON

By His Attorneys
FAMILY LEGAL SERVICES P.C.



Sandra A. Kuhn, Esq.
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4/4/2019
Date



Michael E. Anderson, Esq.
NH Bar No.: 12061

4/4/2019
Date

THE STATE OF NEW HAMPSHIRE

ANDERSON, MICHAEL E. advs. ATTORNEY DISCIPLINE OFFICE

#19-002

AFFIDAVIT OF MICHAEL E. ANDERSON

NOW COMES Michael E. Anderson, Esquire, being first duly sworn and states as follows:

1. I am an Attorney, licensed and admitted in 1996 to practice law in the state of New Hampshire. I am an Independent Contractor Attorney with The Legal Connection, P.C., located at: The Concord Center, 10 Ferry Street, Suite 317, Concord, New Hampshire 03301.
2. I seek herein to permanently resign from the practice of law. My resignation is freely and voluntarily rendered. I am not being subjected to any coercion or duress in making this decision to relinquish my license to practice law, and in tendering my resignation. I am fully aware of the implications of submitting my resignation.
3. Further, I am fully aware that there is presently a pending investigation by the Attorney Discipline Office into allegations that I have been guilty of misconduct the nature of which is as follows:

In January of 2014, I was hired by [REDACTED] [REDACTED] to represent her in a criminal matter. I also represented her in a second criminal matter that was initiated in May of 2014. Both of these matters resolved through guilty pleas in September 2014. Sometime in 2014, but in any event during the period of time I was still her attorney, I was having sexual relations with Ms. [REDACTED]. I also sent repeatedly exchanged texts and photos of a sexual nature with Ms. [REDACTED] during the time I

represented her. The sexual relationship with Ms. [REDACTED] ended in 2016. This conduct violated Rule 1.8(j).

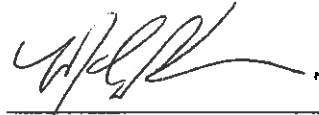
In September 2018, [REDACTED], retained me to address her domestic violence case concerning parenting rights and responsibilities. In December, 2018 I again violated Professional Conduct Rule 1.8(j) by having sexual relations with a client, Ms. [REDACTED] after the commencement of our client-lawyer relationship.

Furthermore, my representation of Ms. [REDACTED] and Ms. [REDACTED] violated Rule 1.7(a)(2). Specifically, as to Ms. [REDACTED], I repeatedly exchanged texts and photos of a sexual nature with her over a one-week period leading up to a mediation in which I represented Ms. [REDACTED]. I engaged in similar conduct with Ms. [REDACTED] while I represented her. In both cases, this resulted in a concurrent conflict of interest because there was a significant risk that my continued representation of Ms. [REDACTED] and Ms. [REDACTED] would be materially limited by my own personal interests.

Finally, I violated Rule 1.16(a)(1) in my representation of Ms. [REDACTED] and Ms. [REDACTED]. That Rule makes withdrawal from representation mandatory where the continued representation will result in violation of the rules of professional conduct. Specifically, I should have, but did not, withdraw from representing Ms. [REDACTED] and Ms. [REDACTED] once we began exchanging texts and other communications of a sexual nature and/or once we engaged in sexual conduct.

4. I herein acknowledge that the material facts upon which the complaint is predicated are true.
5. I herein submit my resignation because I know that the charges predicated upon the misconduct under investigation can not be successfully defended.
6. I waive the confidentiality of this affidavit otherwise provided for in Supreme Court Rule 37(11)(c).

4/4/2019
Date



Michael E. Anderson, Esq.
NH Bar No.: 12061

4/4/2019
Date

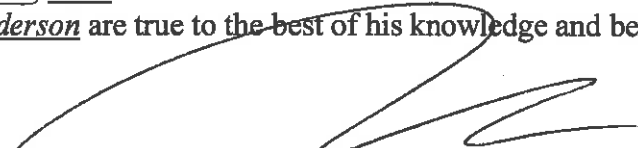
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STATE OF NEW HAMPSHIRE
COUNTY OF MERRIMACK

Before me, the undersigned officer, personally appeared the above-named, **Michael E. Anderson**, this 4 day of April, 2019 and made oath that the statements contained in the foregoing Affidavit Of Michael E. Anderson are true to the best of his knowledge and belief.



Notary ~~Public~~/Justice of the Peace
My Commission Expires: 11/18/2020