

FILED
FEB 28 2017
DISCIPLINARY
BOARD

BEFORE THE
DISCIPLINARY BOARD
OF THE
WASHINGTON STATE BAR ASSOCIATION

In re

GEORGE EDENSWORD-BRECK,
Lawyer (Bar No. 394).

Proceeding No. 16-0017 &
ODC File No. 16-01073

RESIGNATION FORM OF GEORGE
EDENSWORD-BRECK (ELC 9.3(b))

George Edensword-Breck, being duly sworn, hereby attests to the following:

1. I am over the age of eighteen years and am competent. I make the statements in this affidavit from personal knowledge.

2. I was admitted to practice law in the State of Washington on March 15, 1972.

3. I have voluntarily decided to resign from the Washington State Bar Association (the Association) in Lieu of Discipline under Rule 9.3 of the Rules for Enforcement of Lawyer Conduct (ELC).

4. Attached hereto as Exhibit A is Disciplinary Counsel's statement of alleged misconduct for purposes of ELC 9.3(b). I am aware of the alleged misconduct stated in disciplinary counsel's statement but, rather than defend against the allegations, I wish to

001

1 permanently resign from membership in the Association.

2 5. I am submitting with this affidavit either: (a) a check in the amount of \$1,000 made
3 out to the Washington State Bar Association as payment for expenses; or (b) a signed and
4 notarized Confession of Judgment in the amount of \$1,000.

5 6. I agree to pay any additional costs or restitution that may be ordered by a Review
6 Committee under ELC 9.3(g).

7 7. I understand that my resignation is permanent and that any future application by
8 me for reinstatement as a member of the Association is currently barred. If the Supreme Court
9 changes this rule or an application is otherwise permitted in the future, it will be treated as an
10 application by one who has been disbarred for ethical misconduct, and that, if I file an
11 application, I will not be entitled to a reconsideration or reexamination of the facts, complaints,
12 allegations, or instances of alleged misconduct on which this resignation was based.

13 8. I agree to (a) notify all other states and jurisdictions in which I am admitted of this
14 resignation in lieu of discipline; (b) seek to resign permanently from the practice of law in all
15 other states and jurisdictions in which I am admitted; and (c) provide disciplinary counsel with
16 copies of this notification and any response(s). I acknowledge that this resignation could be
17 treated as a disbarment by all other jurisdictions.

18 9. I agree to (a) notify all other professional licensing agencies in any jurisdiction
19 from which I have a professional license that is predicated on my admission to practice law of
20 this resignation in lieu of discipline; (b) seek to resign permanently from any such license; and
21 (c) provide disciplinary counsel with copies of any of these notifications and any responses.

22 10. I agree that when applying for any employment, I will disclose the resignation in
23 lieu of discipline in response to any question regarding disciplinary action or the status of my

1 license to practice law.

2 11. I understand that my resignation becomes effective on disciplinary counsel's
3 endorsement and filing of this document with the Clerk, and that under ELC 9.3(c) disciplinary
4 counsel must do so promptly following receipt of this document and payment of costs and
5 expenses.

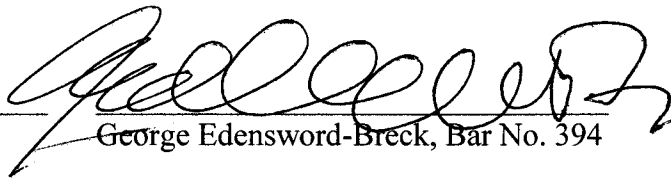
6 12. When my resignation becomes effective, I agree to be subject to all restrictions that
7 apply to a disbarred lawyer.

8 13. Upon filing of my resignation, I agree to comply with the same duties as a
9 disbarred lawyer under ELC 14.1 through ELC 14.4.

10 14. I understand that, after my resignation becomes effective, it is permanent. I will
11 never be eligible to apply and will not be considered for admission or reinstatement to the
12 practice of law nor will I be eligible for admission for any limited practice of law.

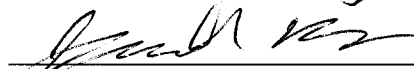
13 15. I certify under penalty of perjury under the laws of the State of Washington that
14 the foregoing is true and correct.

15 February 21, 2017
Date and Place


George Edensword-Breck, Bar No. 394

16 SUBSCRIBED AND SWORN to before me this 21 day of February, 2017.

17
18 **JANELLE BRAME**
NOTARY PUBLIC
STATE OF WASHINGTON
MY COMMISSION EXPIRES
03-31-18

19 
NOTARY PUBLIC for the state of
Washington, residing at Bainbridge Is. #2
My commission expires: 03-31-18

20 ENDORSED BY:

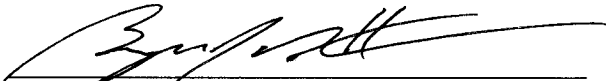
21 
22 Benjamin J. Attanasio, Disciplinary Counsel
23 Bar No. 43032

EXHIBIT A

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STATEMENT OF ALLEGED
MISCONDUCT UNDER ELC 9.3(b)(1)

14 The following constitutes a Statement of Alleged Misconduct under Rule 9.3(b)(1) of
15 the Rules for Enforcement of Lawyer Conduct (ELC).

16 **I. ADMISSION TO PRACTICE**

17 1. Respondent George Edensword-Breck was admitted to the practice of law in the
18 State of Washington on March 15, 1972.

19 **II. ALLEGED FACTS**

20 2. In or about 2011, Respondent established a Special Needs Trust for CL¹ (the
21 "Trust").

22 3. Respondent has served as trustee of the Trust since its creation.

23
24 ¹ Initials have been used to maintain the confidentiality of this person's identity.

1 4. Respondent did not collect a fee for his work as trustee.


2 5. Respondent periodically withdrew funds from the Trust for his personal use or to
3 provide additional cash flow for his office.

4 6. Between December 2013 and April 2016, Respondent wrote checks from the Trust
5 to himself or his law office totaling \$8,250.

6 **III. ALLEGED MISCONDUCT.**

7 7. By withdrawing funds from the Trust for his own use, Respondent may have
8 violated RPC 1.15A(b).

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10 DATED this 16th day of February, 2017.

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12 
13 Benjamin J. Attanasio, Bar No. 43032
14 Disciplinary Counsel
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