

FILED

AUG 05 2013

DISCIPLINARY BOARD

BEFORE THE
DISCIPLINARY BOARD
OF THE
WASHINGTON STATE BAR ASSOCIATION

In re

MARY TURGEON WYNNE,

Lawyer (Bar No. 12441).

Proceeding No. 12#00014

REPRIMAND (1 of 2)

Under the Rules for Enforcement of Lawyer Conduct promulgated by the Supreme Court of the State of Washington, you have been directed to receive this FORMAL REPRIMAND.

You represented a client in a probate dispute involving Indian trust property. To resolve the dispute, the parties entered into a Settlement Agreement, which provided that your client would receive a 100% life interest in the trust property and the other party would receive 35% of the income generated by the trust property (trust income) over a five-year period. Payments to the other party were to be made quarterly from the trust income deposited into your client's Individual Indian Money (IIM) account. The Settlement Agreement was approved by the Bureau of Indian Affairs and by the state court.

Because your client resided in another country, you decided to assign your law firm

1 business account to your client so that she could receive wire transfers from her IIM account.

2 You failed, however, to ensure that the assignment was accomplished.

3 Over the next four years, 100% of the trust income, including the 35% claimed by the
4 other party, was deposited into your business account, which was not a trust account. You did
5 not notify the other party when the funds were received. You did not provide the other party
6 with an accounting when the funds were disbursed or annually. The other party did not receive
7 any payments from the trust income until it filed a federal lawsuit and obtained a judgment
8 against your client.

9 Your conduct in depositing funds in which your client and a third party claimed an
10 interest into your business account, which was not a trust account, violated RPC 1.15A(c) and
11 RPC 1.15A(g).

12 Your conduct in failing to notify the third party of your receipt of funds in which the
13 third party claimed an interest violated RPC 1.15A(d).

14 Your conduct in failing to provide the third party with an accounting, annually or upon
15 distribution of the funds in which the third party claimed an interest, violated RPC 1.15A(e).

16 These actions merit a Formal Reprimand. Your actions discredit you and the legal
17 profession and show a disregard for the high traditions of honor expected from a member of the
18 Association.

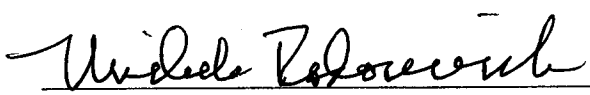
19 NOW, THEREFORE, YOU ARE HEREBY REPRIMANDED by the Washington State
20 Bar Association for this misconduct. This Reprimand will be made a part of your permanent
21 record with the Association, and will be considered along with other evidence regarding any
22 future grievances against you.

23 Your privilege to practice law in the State of Washington is based on the finding that
24

1 you are a person of good moral character, and on your commitment to abide by the rules
2 governing the conduct of members of the Association. The Association expects all your future
3 conduct as a lawyer to be consistent with that finding as to your character, and with a continuing
4 commitment on your part to the letter and spirit of those rules.


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6 Dated this 24th day of August, 2013.

7 WASHINGTON STATE BAR ASSOCIATION

8 
9 Michele Radosevich, President

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12 **CERTIFICATE OF SERVICE**

13 I certify that I caused a copy of the Reprimand
14 to be delivered to the Office of Disciplinary Counsel and to be mailed
to MAY WINE Respondent/Respondent's Counsel
15 at 20777 SD HWY 44 WILLOW ISD 57580 by Certified/first class mail
postage prepaid on the 5th day of August, 2013

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Clerk/Counsel to the Disciplinary Board