

FILED

Nov 22, 2023

Disciplinary  
Board

Docket # 002

DISCIPLINARY BOARD  
WASHINGTON STATE BAR ASSOCIATION

In re

**TERRY HOOD SIMON,**

Lawyer (Bar No. 15409).

Proceeding No. 23#00058

ODC File No(s). 22-00312

STIPULATION TO SUSPENSION

Under Rule 9.1 of the Washington Supreme Court's Rules for Enforcement of Lawyer Conduct (ELC), the following Stipulation to suspension is entered into by the Office of Disciplinary Counsel (ODC) of the Washington State Bar Association (Association) through disciplinary counsel Marsha Matsumoto and Respondent lawyer Terry Hood Simon.

Respondent understands that Respondent is entitled under the ELC to a hearing, to present exhibits and witnesses on Respondent's behalf, and to have a hearing officer determine the facts, misconduct, and sanction in this case. Respondent further understands that Respondent is entitled under the ELC to appeal the outcome of a hearing to the Disciplinary Board, and, in certain cases, the Supreme Court. Respondent further understands that a hearing and appeal could result in an outcome more favorable or less favorable to Respondent. Respondent chooses to resolve this proceeding now by entering into the following stipulation to facts, misconduct, and sanction to

1 avoid the risk, time, and expense attendant to further proceedings.

2 **I. ADMISSION TO PRACTICE**

3 1. Respondent was admitted to practice law in the State of Washington on November 4,  
4 1985.

5 **II. STIPULATED FACTS**

6 2. Respondent is a solo practitioner who practices primarily in the areas of estate  
7 planning, probate, and criminal law.

8 3. Respondent maintained an Interest on Lawyer's Trust Account (trust account), ending  
9 in 4994, at Union Bank for the deposit of client funds.

10 4. Respondent personally made all withdrawals and disbursements from the trust  
11 account.

12 5. Respondent personally maintained all records for the trust account.

13 **Estate of Jeannette Dickinson**

14 6. Jeannette Dickinson died on November 16, 2020.

15 7. Dickinson was survived by a niece, Kathleen Kelly.

16 8. Acting under a power of attorney during Dickinson's life, Kelly arranged for the sale  
17 of Dickinson's house. The sale was pending at the time of Dickinson's death.

18 9. In December 2020, Kelly hired Respondent to handle the probate of Dickinson's  
19 estate.

20 10. On December 30, 2020, Kelly was appointed as personal representative of Dickinson's  
21 estate in In re Estate of Dickinson, Snohomish County Superior Court, No. 20-4-01929-31.

22 11. On January 27, 2021, the Washington State Department of Social and Health Services  
23 (DSHS) filed a Creditor's Claim in the amount of \$177,807.23 against Dickinson's estate to

1 recover Medicaid benefits paid on behalf of Dickinson.

2 12. In January 2021, the sale of Dickinson's house closed.

3 13. After paying closing costs, an existing mortgage, and other expenses, the escrow  
4 company sent Respondent a check in the amount of \$62,960.60 from the proceeds of the sale.

5 14. Respondent deposited the \$62,960.60 check into Respondent's trust account on  
6 February 4, 2021.

7 15. The funds were designated to pay creditors such as DSHS, pending further order of  
8 the court.

9 16. In 2021 and 2022, Kelly repeatedly asked Respondent to pay DSHS, provide Kelly  
10 with copies of bills paid, and prepare final papers to close the probate.

11 17. Respondent knew that Kelly wanted the case to be completed as quickly as possible.

12 18. DSHS also contacted Respondent numerous times to request payment of its lien.

13 19. Respondent often did not respond to Kelly or to DSHS. When Respondent responded,  
14 Respondent promised to issue a check to DSHS and finalize the probate, but then failed to do so.

15 20. In July 2022, Respondent prepared a petition and court order allowing Respondent to  
16 disburse the Dickinson Estate funds from Respondent's trust account. The order was entered on  
17 July 15, 2022.

18 21. On July 15, 2022, Respondent issued a trust account check in the amount of  
19 \$60,960.60 to DSHS and a trust account check in the amount of \$2,000 to Kelly for the personal  
20 representative's fee.

21 22. Respondent did not promptly pay DSHS the funds that DSHS was entitled to receive.

22 23. Respondent did not promptly pay Kelly the funds that Kelly was entitled to receive.

23 24. From February 4, 2021 through July 15, 2022, Respondent should have been holding

1 at least \$62,960.60 in Respondent's trust account for the Dickinson estate alone. However, on  
2 multiple days during the period, Respondent's trust account bank balance fell below \$62,960.60.

3 25. When the bank balance fell below \$62,960.60 before July 15, 2022, Respondent was  
4 not authorized by the court to disburse the funds belonging to the Dickinson Estate.

5 26. As of the date of this Stipulation, Respondent has not filed a Declaration of  
6 Completion or otherwise taken steps to close the probate of the Dickinson Estate.

7 **Commingling**

8 27. During the period January 1, 2021 through December 31, 2022, Respondent deposited  
9 earned fees into the trust account when clients paid by credit card.

10 **Withdrawing Fees from Trust Account**

11 28. During the period January 1, 2021 through December 31, 2022, when Respondent  
12 withdrew fees from the trust account, Respondent did not maintain adequate records to  
13 demonstrate that Respondent was entitled to all funds withdrawn and did not maintain adequate  
14 records to track the client matter for which the funds were withdrawn.

15 **Trust Account Records**

16 29. During the period January 1, 2021 through December 31, 2022, Respondent did not  
17 maintain a check register for the trust account.

18 30. During the period January 1, 2021 through December 31, 2022, Respondent did not  
19 maintain complete and current client ledgers for the trust account.

20 31. During the period January 1, 2021 through December 31, 2022, Respondent did not  
21 reconcile a trust account check register to the bank statements.

22 32. During the period January 1, 2021 through December 31, 2022, Respondent did not  
23 reconcile a trust account check register to a combined total of client ledgers.



1 33. During the period January 1, 2021 through December 31, 2022, Respondent did not  
2 maintain adequate records to determine the ownership of all funds in the trust account.

3 **Failure to Cooperate with Grievance Investigation**

4 34. During the investigation of Kathleen Kelly's grievance, Respondent failed to promptly  
5 and fully respond to ODC's requests for information and records, requiring ODC to subpoena  
6 Respondent for two depositions.

7 **III. STIPULATION TO MISCONDUCT**

8 35. By failing to diligently represent Kathleen Kelly, Respondent violated RPC 1.3.

9 36. By failing to communicate with Kelly regarding the status of the case and failing to  
10 respond to Kelly's reasonable requests for information, Respondent violated RPC 1.4.

11 37. By failing to maintain the Dickinson Estate funds in a trust account, Respondent  
12 violated RPC 1.15A(c).

13 38. By failing to promptly pay or deliver funds to DSHS that DSHS was entitled to  
14 receive, Respondent violated RPC 1.15A(f).

15 39. By failing to promptly pay or deliver funds to Kelly that Kelly was entitled to receive,  
16 Respondent violated RPC 1.15A(f).

17 40. By failing to maintain a check register for the trust account, Respondent violated RPC  
18 1.15A(h)(2) and RPC 1.15B(a)(1).

19 41. By failing to maintain complete and current client ledgers, Respondent violated RPC  
20 1.15A(h)(2) and RPC 1.15B(a)(2).

21 42. By failing to reconcile a trust account check register to the bank statements and by  
22 failing to reconcile a trust account check register to a combined total of client ledgers, Respondent  
23 violated RPC 1.15A(h)(6).

1 43. By commingling lawyer funds with client funds in the trust account, Respondent  
2 violated RPC 1.15A(h)(1).

3 44. By failing to promptly respond to requests for information during a grievance  
4 investigation, Respondent violated RPC 8.4(I), ELC 1.5, and ELC 5.3.

#### 5 IV. PRIOR DISCIPLINE

6 45. Respondent does not have a record of prior discipline.

#### 7 V. APPLICATION OF ABA STANDARDS

8 46. The following American Bar Association Standards for Imposing Lawyer Sanctions  
9 (1991 ed. & Feb. 1992 Supp.) apply to this case:

##### 10 ***4.1 Failure to Preserve the Client's Property***

11 Absent aggravating or mitigating circumstances, upon application of the  
12 factors set out in 3.0, the following sanctions are generally appropriate in cases  
13 involving the failure to preserve client property:

14 4.11 Disbarment is generally appropriate when a lawyer knowingly converts  
15 client property and causes injury or potential injury to a client.

16 4.12 Suspension is generally appropriate when a lawyer knows or should know  
17 that he is dealing improperly with client property and causes injury or  
18 potential injury to a client.

19 4.13 Reprimand is generally appropriate when a lawyer is negligent in dealing  
20 with client property and causes injury or potential injury to a client.

21 4.14 Admonition is generally appropriate when a lawyer is negligent in dealing  
22 with client property and causes little or no actual or potential injury to a  
23 client.

##### 24 ***4.4 Lack of Diligence***

Absent aggravating or mitigating circumstances, upon application of the  
factors set out in Standard 3.0, the following sanctions are generally appropriate  
in cases involving a failure to act with reasonable diligence and promptness in  
representing a client:

4.41 Disbarment is generally appropriate when:

(a) a lawyer abandons the practice and causes serious or potentially serious injury  
to a client; or

(b) a lawyer knowingly fails to perform services for a client and causes serious or  
potentially serious injury to a client; or

(c) a lawyer engages in a pattern of neglect with respect to client matters and  
causes serious or potentially serious injury to a client.

4.42 Suspension is generally appropriate when:

- 1 (a) a lawyer knowingly fails to perform services for a client and causes injury or  
2 potential injury to a client, or  
3 (b) a lawyer engages in a pattern of neglect and causes injury or potential injury  
4 to a client.  
5 4.43 Reprimand is generally appropriate when a lawyer is negligent and does not  
6 act with reasonable diligence in representing a client, and causes injury or  
7 potential injury to a client.  
8 4.44 Admonition is generally appropriate when a lawyer is negligent and does  
9 not act with reasonable diligence in representing a client, and causes little  
10 or no actual or potential injury to a client.

11 **7.0 Violations of Duties Owed as a Professional**

12 Absent aggravating or mitigating circumstances, upon application of the  
13 factors set out in Standard 3.0, the following sanctions are generally appropriate  
14 in cases involving false or misleading communication about the lawyer or the  
15 lawyer's services, improper communication of fields of practice, improper  
16 solicitation of professional employment from a prospective client, unreasonable  
17 or improper fees, unauthorized practice of law, improper withdrawal from  
18 representation, or failure to report professional misconduct.

- 19 7.1 Disbarment is generally appropriate when a lawyer knowingly engages in  
20 conduct that is a violation of a duty owed as a professional with the intent  
21 to obtain a benefit for the lawyer or another, and causes serious or  
22 potentially serious injury to a client, the public, or the legal system.  
23 7.2 Suspension is generally appropriate when a lawyer knowingly engages in  
24 conduct that is a violation of a duty owed as a professional and causes  
injury or potential injury to a client, the public, or the legal system.  
7.3 Reprimand is generally appropriate when a lawyer negligently engages in  
conduct that is a violation of a duty owed as a professional and causes  
injury or potential injury to a client, the public, or the legal system.  
7.4 Admonition is generally appropriate when a lawyer engages in an isolated  
instance of negligence that is a violation of a duty owed as a professional,  
and causes little or no actual or potential injury to a client, the public, or  
the legal system.

47. Respondent acted knowingly in failing to diligently represent and communicate with  
Kelly and failing to promptly pay DSHS and Kelly. Respondent knew or should have known that  
Respondent was failing to maintain the Dickinson Estate funds in the trust account.

48. Kelly and DSHS were injured by Respondent's delay in disbursing the Estate's funds.  
Kelly also experienced unnecessary frustration and anxiety due to Respondent's neglect of  
Kelly's case.

1           49. Respondent knew that Respondent was not maintaining complete and current trust  
2 account records, was not reconciling the trust account, and was commingling lawyer funds with  
3 client funds in trust. Respondent also knew that Respondent was failing to respond promptly and  
4 fully to ODC's inquiries and requests during the grievance investigation.

5           50. Because of Respondent's failure to maintain adequate trust account records, there are  
6 withdrawals from the trust account that Respondent cannot attribute to specific client matters. As  
7 a result, without a complete reconstruction of the trust account records, it is not possible to  
8 determine the extent of shortages in the trust account. It is also not possible to ascertain whether  
9 clients and third persons have received all funds that they are entitled to receive. In addition,  
10 Respondent's commingling of lawyer funds with client funds rendered the trust account  
11 vulnerable to attachment by Respondent's creditors. Thus, there is injury to all clients with funds  
12 in Respondent's possession.

13           51. Respondent's conduct caused actual injury to the discipline system by hindering the  
14 investigation and requiring ODC to expend additional time and resources that could have been  
15 devoted to other disciplinary investigations and proceedings. Respondent's noncooperation also  
16 reflects poorly on the legal profession and diminishes public confidence in the legal system.

17           52. The presumptive sanction is suspension.

18           53. The following aggravating factors apply under ABA Standard 9.22:

- 19           (c) a pattern of misconduct;  
20           (d) multiple offenses;  
21           (i) substantial experience in the practice of law (admitted to practice law in  
22           Washington in 1985).

23           54. The following mitigating factors apply under ABA Standard 9.32:

- 24           (a) absence of a prior disciplinary record;

1 (c) personal or emotional problems (Respondent states that Respondent is the  
2 part-time caretaker of Respondent's spouse who has serious medical  
issues, and that Respondent has been experiencing depression).

3 55. It is an additional mitigating factor that Respondent has agreed to resolve this matter  
4 at an early stage of the proceedings.

5 56. On balance, the aggravating and mitigating factors do not require a departure from the  
6 presumptive sanction.

### 7 VI. STIPULATED DISCIPLINE

8 57. The parties stipulate that Respondent shall receive a one-year suspension for  
9 Respondent's conduct.

10 58. As a condition of reinstatement from suspension, Respondent must complete the  
11 following steps to reconstruct Respondent's trust account records, to disburse any funds that are  
12 owed to clients or third parties, and to receive additional education on how to handle client funds  
13 in compliance with RPC 1.15A and RPC 1.15B of the Washington Supreme Court's Rules of  
14 Professional Conduct:

- 15 a) Respondent shall have a certified public accountant or qualified bookkeeper,  
16 approved by ODC, reconstruct<sup>1</sup> Respondent's trust account records, for the time  
17 period of January 1, 2021 up through the date of submission to ODC for consideration  
18 of reinstatement, in compliance with the requirements of RPC 1.15A and RPC 1.15B,  
19 using all available client records and financial records to assist in the identification of  
20 funds received and disbursed. Respondent shall do so at Respondent's own expense.  
21 Respondent shall not be eligible for a certification of completion of specific  
conditions of suspension under ELC 13.3(b)(1)(B) unless Respondent provides the  
complete reconstructed trust-account records to ODC at least 60 days prior to seeking  
certification of completion. Respondent shall promptly provide additional records  
and information to ODC if requested to facilitate ODC's assessment of the

22 <sup>1</sup> "Reconstruction" involves the preparation, for all funds put into and removed from the trust account, of  
23 complete and accurate client ledgers, check register, reconciliations between the check register balances  
and the balances of the bank statements, and reconciliations between the check register balances and the  
combined total of all the client ledger balances.

1 completeness and accuracy of the reconstruction.<sup>2</sup> Respondent shall provide to ODC  
2 the following reconstructed trust-account records:

- 3 • any and all bank statements,
- 4 • copies of any and all deposited items,
- 5 • copies of any and all records of disbursements,
- 6 • a complete and accurate check register identifying every transaction,
- 7 • complete and accurate client ledgers identifying every transaction  
8 attributable to a client,
- 9 • monthly reconciliations between the check register and the bank  
10 statement,
- 11 • monthly reconciliations between the check register and the client ledgers,  
12 and
- 13 • if the Respondent maintains trust-account records in QuickBooks,  
14 provide an electronic copy of the file with the trust-account records.

- 15 b) The reconstruction may, or may not, reveal that one or more clients have not received  
16 all funds to which they are entitled. If the reconstructed trust-account records, for the  
17 time period of January 1, 2021 up through the date of submission to ODC for  
18 consideration of reinstatement, indicate that any client is owed funds, then  
19 Respondent shall provide each client, in writing, with a complete updated accounting  
20 of Respondent's receipt and disbursement of all funds. The accounting shall identify  
21 the source, date and amount of all funds received, and the recipient, purpose, date and  
22 amount of all funds disbursed. Respondent shall not be eligible for a certification of  
23 completion of specific conditions of suspension under ELC 13.3(b)(1)(B) unless  
24 Respondent provides ODC with proof that Respondent has done so, and with copies  
of the accountings, at least 60 days prior to seeking certification of completion.

59. Respondent will be subject to probation for a period of two years commencing upon  
Respondent's reinstatement to the practice of law, with periodic reviews under ELC 13.8 of  
Respondent's trust account practices, and must comply with the specific probation terms set forth  
below:

- a) Respondent shall carefully review and fully comply with RPC 1.15A and RPC 1.15B,  
and shall carefully review the current version of the publication, Managing Client  
Trust Accounts: Rules, Regulations, and Common Sense.

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<sup>2</sup> Respondent acknowledges and agrees that if information in reconstructed trust account records or in  
other information or records provided to ODC under paragraph 58 reveals any acts of misconduct not  
specifically identified in this Stipulation, ODC may investigate and/or prosecute such additional  
misconduct to the extent otherwise authorized by the ELC.

- 1 b) Respondent shall complete the WSBA continuing legal education course entitled,  
2 "Basics of Trust Accounting (Getting Your Ducks in a Row)" (March 2021), or an  
3 equivalent 1.0 credit on managing trust accounts in Washington State, and provide  
4 disciplinary counsel with documentation showing that Respondent has done so.
- 5 c) For all client matters, Respondent shall have a written fee agreement signed by the  
6 client, which agreements are to be maintained for at least seven years (see RPC  
7 1.15B(a)(3)).
- 8 d) On a monthly basis, using ODC's form report entitled "Monthly Reconciliation and  
9 Review Report," Respondent shall review the trust-account records detailed on the  
10 form report, review the completed report, and sign and date the completed report.
- 11 e) On a quarterly basis, Respondent shall provide ODC's audit staff with all trust-  
12 account records for the time period to be reviewed by ODC's audit staff and  
13 disciplinary counsel for compliance with the RPC:
- 14 i) Months 1 – 3. By no later than the 30<sup>th</sup> day of the fourth month after the  
15 commencement of probation, Respondent shall provide the trust account  
16 records from the date of commencement of probation to the end of the third  
17 full month.
  - 18 ii) Months 4 – 6. By no later than the 30<sup>th</sup> day of the seventh month after the  
19 commencement of probation, Respondent shall provide the trust account  
20 records from the end of the previously provided quarter through the end of  
21 month six.
  - 22 iii) Months 7 – 9. By no later than the 30<sup>th</sup> day of the tenth month after the  
23 commencement of probation, Respondent shall provide the trust account  
24 records from the end of the previously provided quarter through the end of  
month nine.
  - iv) Months 10 – 12. By no later than the 30<sup>th</sup> day of the thirteenth month after  
the commencement of probation, Respondent shall provide the trust account  
records from the end of the previously provided quarter through the end of  
month twelve.
  - v) Months 13 – 15. By no later than the 30<sup>th</sup> day of the sixteenth month after  
the commencement of probation, Respondent shall provide the trust account  
records from the end of the previously provided quarter through the end of  
month fifteen.
  - vi) Months 16 – 18. By no later than the 30<sup>th</sup> day of the nineteenth month after  
the commencement of probation, Respondent shall provide the trust account  
records from the end of the previously provided quarter through the end of  
month eighteen.



1           vii) Months 19 – 21. By no later than the 30<sup>th</sup> day of the twenty-second month  
2           after the commencement of probation, Respondent shall provide the trust  
3           account records from the end of the previously provided quarter through the  
4           end of month twenty-one.

5           The trust account records Respondent provides to ODC for each quarterly review of  
6           his trust account will include: (a) copies of each completed “Monthly Reconciliation  
7           and Review Report” referenced in sub-paragraph (d) above, (b) a complete  
8           checkbook register for Respondent’s trust account covering the period being  
9           reviewed, (c) complete individual client ledger records for any client with funds in  
10          Respondent’s trust account during all or part of the period being reviewed, as well as  
11          for Respondent’s own funds in the account (if any), and (d) copies of all trust-account  
12          bank statements, deposit slips, and cancelled checks covering the period being  
13          reviewed. ODC’s Audit Manager or designee will review Respondent’s trust account  
14          records for each period.

15          f) On the same quarterly time schedule set forth in the preceding paragraph, Respondent  
16          will provide ODC’s Audit Manager or designee with copies of any and all fee  
17          agreements entered into within the time period at issue.

18          g) ODC’s Audit Manager or designee may request additional financial or client records  
19          if needed to verify Respondent’s compliance with RPC 1.15A and/or 1.15B. Within  
20          twenty days of a request from ODC’s Audit Manager or designee for additional  
21          records needed to verify Respondent’s compliance with RPC 1.15A and/or RPC  
22          1.15B, Respondent will provide ODC’s Audit Manager or designee the additional  
23          records requested.

24          h) Respondent will reimburse the Association for time spent by ODC’s Audit Manager  
            or designee in reviewing and reporting on Respondent’s records to determine  
            Respondent’s compliance with RPC 1.15A and RPC 1.15B, at the rate of \$85 per  
            hour. Respondent will make payment within thirty days of each written invoice  
            setting forth the auditor’s time and payment due.

            60. During probation, Respondent shall also participate in two 30-minute office  
            management consultations with the Association’s Practice Management Advisor or designee.

            The Practice Management Advisor is currently Margeaux Green, who can be reached at  
            [margeauxg@wsba.org](mailto:margeauxg@wsba.org). Respondent shall contact the Practice Management Advisor to schedule

            a consultation within 30 days of commencement of probation. The consultation shall take place  
            no later than 30 days thereafter, unless rescheduled by the Practice Management Advisor.

            Respondent authorizes the Practice Management Advisor to report immediately to the Probation



1 Administrator and/or disciplinary counsel if Respondent fails to comply with any requirements.

2 **VII. RESTITUTION**

3 61. If the reconstructed trust-account records, for the time period of January 1, 2021 up  
4 through the date of submission to ODC for consideration of reinstatement, indicate that any client  
5 is owed funds, then Respondent is required to make full restitution to each client of all funds  
6 owed. Respondent shall pay to the client interest on those funds, at a rate of 12%, calculated from  
7 the date on which the client (or third party as directed by the client) was first entitled to receive  
8 the funds to the date on which repayment is made.

9 62. Reinstatement is conditioned on full payment of restitution, with interest.

10 **VIII. COSTS AND EXPENSES**

11 63. In light of Respondent's willingness to resolve this matter by stipulation at an early  
12 stage of the proceedings, Respondent shall pay attorney fees and administrative costs of \$2,328  
13 in accordance with ELC 13.9(i). The Association will seek a money judgment under ELC 13.9(d)  
14 if these costs are not paid within 30 days of approval of this Stipulation.

15 64. Reinstatement from suspension is conditioned on payment of costs.

16 **IX. VOLUNTARY AGREEMENT**

17 65. Respondent states that prior to entering into this Stipulation, Respondent has had an  
18 opportunity to consult independent legal counsel regarding this Stipulation, that Respondent is  
19 entering into this Stipulation voluntarily, and that no promises or threats have been made by ODC,  
20 the Association, nor by any representative thereof, to induce the Respondent to enter into this  
21 Stipulation except as provided herein.

22 66. Once fully executed, this Stipulation is a contract governed by the legal principles  
23 applicable to contracts, and may not be unilaterally revoked or modified by either party.

**X. LIMITATIONS**

67. This Stipulation is a compromise agreement intended to resolve this matter in accordance with the purposes of lawyer discipline while avoiding further proceedings and the expenditure of additional resources by the Respondent and ODC. Both the Respondent and ODC acknowledge that the result after further proceedings in this matter might differ from the result agreed to herein.

68. This Stipulation is not binding upon ODC or the Respondent as a statement of all existing facts relating to the professional conduct of the Respondent, and any additional existing facts may be proven in any subsequent disciplinary proceedings.


69. This Stipulation results from the consideration of various factors by both parties, including the benefits to both by promptly resolving this matter without the time and expense of hearings, Disciplinary Board appeals, and Supreme Court appeals or petitions for review. As such, approval of this Stipulation will not constitute precedent in determining the appropriate sanction to be imposed in other cases; but, if approved, this Stipulation will be admissible in subsequent proceedings against Respondent to the same extent as any other approved Stipulation. Under ELC 9.1(d)(4), the Disciplinary Board reviews a stipulation based solely on the record agreed to by the parties. Under ELC 3.1(b), all documents that form the record before the Board for its review become public information on approval of the Stipulation by the Board, unless disclosure is restricted by order or rule of law.

70. If this Stipulation is approved by the Disciplinary Board and Supreme Court, it will be followed by the disciplinary action agreed to in this Stipulation. All notices required in the Rules for Enforcement of Lawyer Conduct will be made. Respondent represents that, in addition to Washington, Respondent also is admitted to practice law in the following jurisdictions, whether

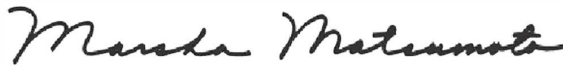
1 current status is active, inactive, or suspended: None.

2 71. If this Stipulation is not approved by the Disciplinary Board and Supreme Court, this  
3 Stipulation will have no force or effect, and neither it nor the fact of its execution will be  
4 admissible as evidence in the pending disciplinary proceeding, in any subsequent disciplinary  
5 proceeding, or in any civil or criminal action.

6 WHEREFORE the undersigned being fully advised, adopt and agree to this Stipulation to  
7 Suspension as set forth above.

8  
9   
10 Terry Hood Simon, Bar No. 15409  
11 Respondent

Dated: 6/27/2023

12   
13 Marsha Matsumoto, Bar No. 15831  
14 Managing Disciplinary Counsel

Dated: 6/27/23