

BEFORE THE
DISCIPLINARY BOARD
OF THE
WASHINGTON STATE BAR ASSOCIATION

In re

SALLY N. REES,
Lawyer (Bar No. 17720).

Proceeding No. 15#00079
RESIGNATION FORM OF Sally N. Rees
(ELC 9.3(b))

Sally N. Rees, 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 May 31, 1988.
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 a confession of judgment in the amount of
3 \$1,000 in favor of the Washington State Bar Association for expenses and costs.

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

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

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

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

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

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

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

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

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

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

14
15 Sep. 19, 2015 Lakewood WA
16 Date and Place

Sally N. Rees
17 Sally N. Rees, Bar No. 17720

18 SUBSCRIBED AND SWORN to before me this 19TH day of SEPTEMBER, 2015.

19
20
21
22
23
24
DAVID R. OHLS
NOTARY PUBLIC
STATE OF WASHINGTON
COMMISSION EXPIRES
AUGUST 29, 2016

David R. Ohls
NOTARY PUBLIC for the state of
Washington, residing at LAKEWOOD
PIERCE COUNTY
My commission expires: 08/29/2016

ENDORSED BY:

Erica Temple
Erica Temple, Disciplinary Counsel
Bar No. 28458

EXHIBIT A

EXHIBIT A

1
2
3
4
5
6
7
8
9
10
11
12
13

BEFORE THE
DISCIPLINARY BOARD
OF THE
WASHINGTON STATE BAR ASSOCIATION

In re

SALLY N. REES,
Lawyer (Bar No. 17720).

Proceeding No. _____

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 Sally N. Rees was admitted to the practice of law in the State of
18 Washington on May 31, 1988.

19 **II. ALLEGED FACTS**

- 20 2. In 2013 and 2014, Respondent represented and elderly client, W.A.
21 3. Nancy Allyn is W.A. and R.A.'s daughter.
22 4. W.A. had a credit card, Visa *7266, (the Visa) that was used to pay some of R.A.'s
23 expenses.

1 5. Ms. Allyn was an authorized user of the Visa and had a card in her name.

2 6. Respondent was not an authorized user of the Visa. However, she received an
3 extra card in Ms. Allyn's name.

4 7. In 2013 and 2014, Respondent made multiple purchases for her own personal
5 expenses using the Visa in Ms. Allyn's name. She was not authorized by W.A. or Ms. Allyn to
6 make these purchases at the time she made them.

7 8. The total amount of the unauthorized purchases was approximately \$2,500.


8 9. On at least one occasion, Respondent signed a credit card receipt with Nancy
9 Allyn's name. She was not authorized by Ms. Allyn to sign Ms. Allyn's name.

10 10. Respondent reimbursed W.A. for the unauthorized purchases.

11 **III. ALLEGED MISCONDUCT.**

12 11. By using the Visa when she was not authorized to do so, and by signing Ms.
13 Allyn's name to a receipt, Respondent violated RPC 8.4(c).

14
15 DATED this 15th day of Sep, 2015.

16
17 
18 Erica Temple, Bar No. 28458
19 Disciplinary Counsel
20
21
22
23