

**FILED**

JUL 09 2015

DISCIPLINARY  
BOARD


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4 BEFORE THE  
5 DISCIPLINARY BOARD  
6 OF THE  
7 WASHINGTON STATE BAR ASSOCIATION

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Notice of Reprimand

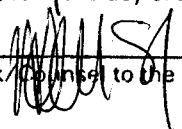
Lawyer Patrick Michael Pasion, WSBA No. 28243, has been ordered Reprimanded by the following attached documents: Findings of Fact, Conclusions of Law and Hearing Officer's Recommendation and Disciplinary Board Chair Order Declining Referral of Sua Sponte Consideration ELC 11.3(b).

WASHINGTON STATE BAR ASSOCIATION

  
Kevin Bank  
Counsel to the Disciplinary Board

CERTIFICATE OF SERVICE

I certify that I caused a copy of the Notice of Reprimand  
to be delivered to the Office of Disciplinary Counsel and to be mailed  
to Patrick Pasion, Respondent/Respondent's Counsel  
at PO BOX 5424 Bellevue WA 98015 by Certified/first class mail,  
postage prepaid on the 9th day of JULY, 2015

  
Clerk/Counsel to the Disciplinary Board

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**FILED**  
APR 07 2015  
DISCIPLINARY  
BOARD

BEFORE THE  
DISCIPLINARY BOARD  
OF THE  
WASHINGTON STATE BAR ASSOCIATION

In re

**PATRICK MICHAEL PASION,**

Lawyer (Bar No. 28243).

Proceeding No. 14#00089

FINDINGS OF FACT, CONCLUSIONS OF  
LAW AND HEARING OFFICER'S  
RECOMMENDATION

The undersigned Hearing Officer held a default hearing on April 7, 2015, under Rule 10.6 of the Rules for Enforcement of Lawyer Conduct (ELC).

**FINDINGS OF FACTS AND CONCLUSIONS OF LAW  
REGARDING CHARGED VIOLATIONS**

1. The Formal Complaint (Bar File No. 2) charged Patrick Michael Pasion with misconduct as set forth therein.
2. Under ELC 10.6(a)(4), the Hearing Officer finds that each of the facts set forth in the Formal Complaint is admitted and established.
3. Under ELC 10.6(a)(4), the Hearing Officer concludes that each of the violations charged in the Formal Complaint (Bar File No. 2) is admitted and established as follows:
4. By failing to respond to Mr. Schreiber's repeated requests for information about

210

1 his case, failing to reasonably consult with Mr. Schreiber about the means by which his  
2 objectives were to be accomplished, failing to keep Mr. Schreiber reasonably informed about  
3 the status of his dependency case, failing to promptly comply with Mr. Schreiber's reasonable  
4 requests for information, and failing to explain the dependency matter to the extent reasonably  
5 necessary to permit Mr. Schreiber to make informed decisions regarding the representation,  
6 Respondent violated RPC 1.4

7 **FINDINGS OF FACTS AND CONCLUSIONS OF LAW**  
8 **REGARDING RECOMMENDED SANCTION**

9 5. The following standards of the American Bar Association's Standards for  
10 Imposing Lawyer Sanctions ("ABA Standards") (1991 ed. & Feb. 1992 Supp.) presumptively  
11 apply in this case:

12 6. ABA Standard 4.4 is most applicable to the duty to communicate with a client:

13 4.42 Suspension is generally appropriate when:

- 14 (a) a lawyer knowingly fails to perform services for a client and  
causes injury or potential injury to a client, or  
15 (b) a lawyer engages in a pattern of neglect and causes injury or  
16 potential injury to a client.

17 7. Respondent acted knowingly in failing to communicate with Mr. Schreiber.

18 8. Respondent's lack of communication caused injury to Mr. Schreiber.

19 9. The presumptive sanction is suspension.

20 10. The following aggravating factor set forth in Section 9.22 of the ABA Standards  
21 applies in this case:

22 (i) substantial experience in the practice of law.

23 11. It is an additional aggravating factor that Respondent failed to file an answer to the  
24 Formal Complaint as required by ELC 10.5(a).

12. The following mitigating factors set forth in Section 9.32 of the ABA Standards

1 apply to this case:

- 2 (a) absence of a prior disciplinary record;
- 3 (b) absence of a dishonest or selfish motive; and
- 4 (c) personal or emotional problems (as set forth in EX 1).

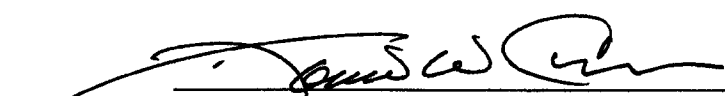
4 **RECOMMENDATION**

5 13. Considering the ABA Standards, the ethical violation, and the applicable  
6 aggravating and mitigating factors, the Hearing Officer recommends that the presumptive  
7 sanction of suspension be mitigated to a reprimand.

8 14. Upon the issuance of the reprimand, Respondent shall be subject to probation  
9 under ELC 13.8 for a period of one year while on active status, during which he shall be  
10 supervised by a practice monitor. Within 60 days of the commencement of probation,  
11 Respondent shall identify the practice monitor, who shall be a lawyer licensed in Washington  
12 and approved by ODC.

13 15. Respondent shall be required to meet with the practice monitor every month to  
14 review all active files on his caseload to determine that the matters are being appropriately  
15 handled, and to provide summary reports to ODC. Respondent shall be responsible for paying  
16 any charges of the practice monitor.

18 DATED this 7 day of April, 2015.

19  
20   
21 Donald William Carter,  
Hearing Officer

22 **CERTIFICATE OF SERVICE**

23 I certify that I caused a copy of the FOF COL & HO's Recommendation  
24 to be delivered to the Office of Disciplinary Counsel and to be mailed  
to Practice Monitor Respondent/ Respondent's Counsel  
at PO BOX 57124 Bellevue WA 98005 by Certified/~~first-class~~ mail,  
postage prepaid on the 7th day of April, 2015

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BEFORE THE  
DISCIPLINARY BOARD  
OF THE  
WASHINGTON STATE BAR ASSOCIATION

**FILED**  
MAY 29 2015  
DISCIPLINARY  
BOARD

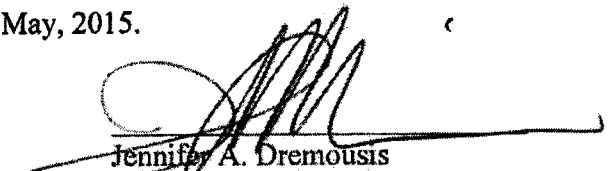
In re  
**PATRICK MICHAEL PASION**  
Lawyer (WSBA No.28243)

Proceeding No. 14#00089  
  
DISCIPLINARY BOARD CHAIR ORDER  
DECLINING REFERRAL OF SUA SPONTE  
CONSIDERATION  
ELC 11.3(b)

This matter came before the Chair of the Disciplinary Board for a determination whether to refer this matter to the full Board for consideration of sua sponte review pursuant to ELC 11.3(b). On May 26, 2015, the Clerk distributed the attached decision to the Chair.

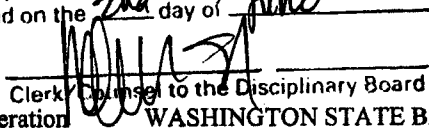
**IT IS HEREBY ORDERED THAT** the Chair declines to refer this matter to the full Board for *sua sponte* consideration.

DATED this 28th day of May, 2015.

  
Jennifer A. Dremousis  
Disciplinary Board Chair

CERTIFICATE OF SERVICE

I certify that I caused a copy of the Disciplinary Board Chair Order Declining Referral of Sua Sponte Consideration to be delivered to the Office of Disciplinary Counsel and to be mailed Sua Sponte Consideration to Patrick Pasion, Respondent/Respondent's Counsel at PO Box 37474 Bellevue WA 98005 by Certified/first class mail 2015 postage prepaid on the 2nd day of June

  
Clerk/Counsel to the Disciplinary Board

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