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WSBA Regulatory Services Dept.

BEFORE THE
LIMITED PRACTICE BOARD
OF THE
WASHINGTON STATE BAR ASSOCIATION

In re

JENNY A. BARRETT,

Limited Practice Officer (LPO No. 0475).

Proceeding No. LF17-00002

ODC File No. LG15-00003

VOLUNTARY CANCELLATION OF LPO
CERTIFICATION OF JENNY A. BARRETT
(ELPOC 9.2)

Jenny A. Barrett, 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 as a Limited Practice Officer (LPO) in the State of Washington on October 2, 1984.

3. I have decided to voluntarily cancel my LPO certification in lieu of further disciplinary proceedings under Rule 9.2 of the Rules for Enforcement of Limited Practice Officer Conduct (ELPOC).

4. Attached hereto as Exhibit A is Disciplinary Counsel's Statement of Alleged Misconduct for purposes of ELPOC 9.2(b). I am aware of the alleged misconduct stated in

1 Disciplinary Counsel's statement, but rather than defend against the allegations, I wish to
2 voluntarily cancel my certification as an LPO.

3 5. I am submitting with this affidavit a check in the amount of \$1,060.00 made out
4 to the Washington State Bar Association as payment for expenses and costs pursuant to ELPOC
5 9.2(f) or I am submitting with this affidavit an executed confession of judgment in the amount
6 of \$1,060.00.

7 6. I agree to pay all restitution ordered by the court in the criminal proceedings,
8 State of Washington vs. Jenny Anne Barrett, Island County Superior Court Case No. 15-1-
9 00221-1, including the restitution contained in the Felony Judgment and Sentence entered on
10 March 31, 2017, and the Agreed Order for Restitution entered on September 5, 2017, as
11 follows: (1) \$800.00 to the court, (2) \$209,980.28 to the Chambers Family Trust, (3) \$71,953.67
12 to Joann Kelly, (4) \$36,607.08 to Georgia Scriven, (5) \$91,751.60 to Joanne and/or Harold
13 Stevenson, (6) \$27,478.51 to Marcia Suryan, (7) \$761.04 to Scott and/or Psyche Sparks, and (8)
14 \$1,115.56 to Richard Deposit.

15 7. I understand that my voluntary cancellation is permanent and that any future
16 application by me for reinstatement as an LPO is currently barred. If the Supreme Court
17 changes this rule or an application is otherwise permitted in the future, it will be treated as an
18 application by one whose certification has been revoked for ethical misconduct, and that if I file
19 an application, I will not be entitled to a reconsideration or reexamination of the facts,
20 complaints, allegations, or instances of alleged misconduct on which this voluntary cancellation
21 is based.

22 8. I agree to (a) notify all other states and jurisdictions in which I am admitted, of
23 this LPO certification revocation in lieu of further disciplinary proceedings; (b) seek to
24

1 voluntarily revoke my LPO certification in any jurisdiction where I am admitted; and (c)
2 provide Disciplinary Counsel with copies of this notification and any response(s). I
3 acknowledge that this cancellation of LPO certification could be treated as a license revocation
4 by other jurisdictions.

5 9. I agree to (a) notify all other professional licensing agencies in any jurisdiction
6 from which I have a professional license that is predicated on my admission to the limited
7 practice of law of this cancellation of LPO certification; (b) seek to resign permanently from
8 any such license; and (c) provide disciplinary counsel with copies of any of these notifications
9 and any responses.

10 10. I agree that when applying for any employment, I will disclose the cancellation
11 of my LPO certification in response to any question regarding disciplinary action or the status of
12 my limited license to practice law.

13 11. I understand that my LPO certification revocation becomes effective on
14 Disciplinary Counsel's endorsement and filing of this document with the Clerk, and that under
15 ELPOC 9.2(c) Disciplinary Counsel must do so promptly following receipt of this document
16 and payment of costs and expenses.

17 12. When my LPO certification revocation becomes effective, I agree to be subject
18 to all restrictions that apply to one whose limited practice officer license was revoked.

19 13. Upon filing my LPO certification revocation, I agree to comply with the same
20 duties as an LPO with a revoked license, under ELPOC 14.1 through ELPOC 14.4.

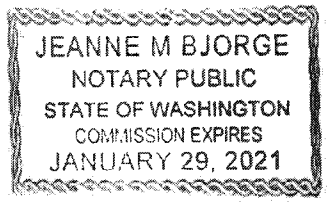
21 14. I understand that after my LPO certification revocation becomes effective, it is
22 permanent. I will never be eligible to apply and will not be considered for admission or
23 reinstatement to the limited practice of law.

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

3 Feb. 6, 2018 Oak Harbor
4 Date and Place WA

Jenny A Barrett
Jenny A Barrett, LPO No. 0475
Respondent

5 SUBSCRIBED AND SWORN to before me on this 6 day of Feb, 2018.



6 NOTARY PUBLIC for the state of
7 Washington, residing at 316 SE Pioneer Way
8 Jeanne M B Jorge
My commission expires: Jan 29, 2021

9 ENDORSED BY:

10 Jonathan Burke
11 Jonathan Burke
12 Senior Disciplinary Counsel
Bar No. 20910

EXHIBIT A

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7 BEFORE THE
8 LIMITED PRACTICE BOARD
9 OF THE
10 WASHINGTON STATE BAR ASSOCIATION

11 In re

12 **JENNY A. BARRETT,**

13 Limited Practice Officer (LPO No. 0475).

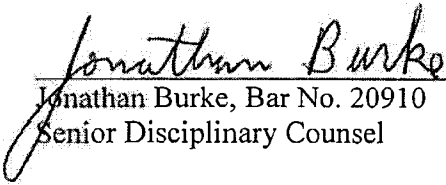
Proceeding No. LF17#00002

ODC File No. LG15-00003

14 STATEMENT OF ALLEGED
15 MISCONDUCT UNDER ELPOC 9.2(b)(1)

16 The attached formal complaint, filed on December 20, 2017, in Proceeding No.
17 LF17#00002, constitutes Disciplinary Counsel's statement of alleged misconduct under Rule
18 9.2(b)(1) of the Rules for Enforcement of Limited Practice Officer Conduct (ELPOC).

DATED this 30th day of January, 2018.

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Jonathan Burke, Bar No. 20910
Senior Disciplinary Counsel

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BEFORE THE WASHINGTON STATE
LIMITED PRACTICE BOARD

In re
JENNY A. BARRETT,
Limited Practice Officer (LPO #0475).

Proceeding No. LF 17#00002
FORMAL COMPLAINT

Under Rule 10.3 of the Rules for Enforcement of Limited Practice Officer Conduct (ELPOC), the Office of Disciplinary Counsel (ODC) of the Washington State Bar Association charges the above-named limited practice officer with acts of misconduct under the Limited Practice Officer Rules of Professional Conduct (LPORPC) as set forth below.

ADMISSION TO PRACTICE

1. Respondent Jenny A. Barrett was admitted to practice as an LPO in the State of Washington on October 2, 1984.

FACTS REGARDING COUNTS 1 THROUGH 6

2. During all material times, 1997 through 2015, Respondent operated an escrow company.

3. During the period from 1997 through November 2015, Respondent engaged in a

1 number of instances of criminal conduct involving loans Respondent obtained from individuals
2 that were supposed to be secured by real property.

3 4. During the period from June 2015 through December 2015, Respondent tampered
4 with evidence related to her criminal conduct related to loans.

5 5. During the period March 2015 through May 16, 2016, Respondent engaged in
6 operating an escrow business without a business license.

7 6. On October 30, 2015, Respondent was charged in Island County Superior Court
8 Washington, Case No. 15-1-00221-1, with multiple criminal counts related to her criminal
9 conduct.

10 7. On February 10, 2017, Respondent pleaded guilty to the six counts charged in the
11 2nd Amended Information:

12 a. Count I - First Degree Theft, a felony, regarding a loan of \$164,000 to Respondent
13 from Olga Chambers during the period from October 2008 through November 2009,
14 in violation of Revised Code of Washington (RCW) 9A.56.020(1)(a) and (b), and
15 RCW 9A.56.030(1)(a);

16 b. Count II - Violation of the Securities Act, a felony, regarding a loan of \$40,000 to
17 Respondent from Georgia Scriven during the period from October 2009 through
18 April 2015, in violation of RCW 21.20.010 and RCW 21.20.400(1);

19 c. Count III - Violation of the Securities Act, a felony, regarding a loan of \$40,000 to
20 Respondent from John and Iola Snyder during the period from January 1997 through
21 January 2013, in violation of RCW 21.20.010 and RCW 21.20.400(1);

22 d. Count IV - Violation of the Securities Act, a felony, regarding a loan of \$60,000 to
23 Respondent from Joann Kelly during the period from September 2015 through

1 October 2015, in violation of RCW 21.20.010 and RCW 21.20.400(1);

2 e. Count V – Tampering with Evidence, a gross misdemeanor, regarding Respondent's
3 engaging in conduct to destroy, mutilate, conceal, remove, or alter physical evidence
4 with intent to impair its appearance, character, or availability in an official
5 proceeding during the period from June 2015 through December 2015 in violation of
6 RCW 9A.72.150(1) and (2).

7 f. Count VI - Engaging in Business without a License under the Escrow Agent
8 Registration Act, a misdemeanor, during the period from March 2015 through May
9 2016, in violation of RCW 18.44.171.

10 8. On March 31, 2017, Respondent was sentenced to twelve months confinement and
11 was ordered to pay restitution of \$318,541.03 to three parties.

12 9. On September 5, 2017, Respondent was ordered to pay \$121,115.71 in additional
13 restitution to four parties.

14 **COUNT 1**

15 10. By committing the crime of First Degree Theft as charged in Count I of the 2nd
16 Amended Information, Respondent violated LPORPC 1.10(b), LPORPC 1.10(c), and/or
17 LPORPC 1.10(i).

18 **COUNT 2**

19 11. By committing a violation of the Securities Act as charged in Count II of the 2nd
20 Amended Information, Respondent violated LPORPC 1.10(b), LPORPC 1.10(c), and/or
21 LPORPC 1.10(i).

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COUNT 3

12. By committing a violation of the Securities Act as charged in Count III of the 2nd Amended Information, Respondent violated LPORPC 1.10(b), LPORPC 1.10(c), and/or LPORPC 1.10(i).

COUNT 4

13. By committing a violation of the Securities Act as charged in Count IV of the 2nd Amended Information, Respondent violated LPORPC 1.10(b), LPORPC 1.10(c), and/or LPORPC 1.10(i).

COUNT 5

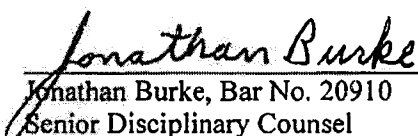
14. By committing the crime of Tampering with Physical Evidence as charged in Count V of the 2nd Amended Information, Respondent violated LPORPC 1.10(b), LPORPC 1.10(c), and/or LPORPC 1.10(i).

COUNT 6

15. By committing the crime of Engaging in Business without a License under the Escrow Agent Registration Act as charged in Count VI of the 2nd Amended Information, Respondent violated LPORPC 1.10(b) and/or LPORPC 1.10(i).

THEREFORE, Disciplinary Counsel requests that a hearing be held under the Rules for Enforcement of Limited Practice Officer Conduct. Possible dispositions include disciplinary action, probation, restitution, and assessment of the costs and expenses of these proceedings.

Dated this 20th day of December, 2017.


Jonathan Burke, Bar No. 20910
Senior Disciplinary Counsel