

**ORDER OF THE SUPREME COURT OF TEXAS**

MISC. DOCKET NO. 02- **9100**

**IN THE MATTER OF STEVEN M. CARSEY**

On this day, the Court considered the Motion for Acceptance of Resignation as Attorney and Counselor at Law of Steven M. Carsey, together with the Response of the Chief Disciplinary Counsel to the Motion for Acceptance of Resignation as Attorney and Counselor at Law of Steven M. Carsey. The Court has reviewed said Motion and Response and finds that each meets the requirements of Part X of the Texas Rules of Disciplinary Procedure. In conformity with Part X, Section 10.02 of the Texas Rules of Disciplinary Procedure, the Court considers the detailed statement of professional misconduct contained within the Response of Chief Disciplinary Counsel to be deemed conclusively established for all purposes. The Court finds that Steven M. Carsey is resigning in lieu of discipline. The Court, being advised that the acceptance of the resignation is in the best interest of the public and the profession, hereby concludes that the following Order is appropriate.

**IT IS ORDERED** that the law license of Steven M. Carsey of Fort Worth, Texas, State Bar card number 03899300, which was previously issued by this Court, be canceled and his name be dropped and deleted from the list of persons licensed to practice law in Texas.

**IT IS FURTHER ORDERED** that Steven M. Carsey immediately surrender his State Bar Card and Texas law license to the Clerk of the Supreme Court of Texas or file with the Court an affidavit stating the cause of his inability to do so.

**IT IS FURTHER ORDERED** that Steven M. Carsey is permanently enjoined and prohibited from practicing law in the State of Texas, holding himself out as an attorney at law,

performing legal services for others, giving legal advice to others, accepting any fee directly or indirectly for legal services, appearing as counsel or in any representative capacity in any proceeding in any Texas court or before any Texas administrative body (whether state, county, municipal or other), or holding himself out to others or using his name in any manner in conjunction with the words Attorney at Law, Counselor at Law, or Lawyer.

**IT IS FURTHER ORDERED** that Steven M. Carsey shall immediately notify each of his current clients in writing of this resignation. In addition to such notification, Steven M. Carsey is **ORDERED** to return any files, papers, unearned monies and other property belonging to clients and former clients in his possession to the respective clients or former clients or to another attorney at the clients or former clients request. Steven M. Carsey is **ORDERED** to file with the State Bar of Texas, 6100 S.W. Blvd., Suite 320, Fort Worth, Texas 76109, within thirty (30) days of the date of the effective date of this Order an affidavit stating that all current clients have been notified of his resignation and that all files, papers, monies and other property belonging to all clients and former clients have been returned as ordered herein.

**IT IS FURTHER ORDERED** that Steven M. Carsey shall, within thirty (30) days after the date on which this Order is signed by the Court, notify in writing each and every justice of the peace, judge, magistrate, and chief justice of each and every court in which Steven M. Carsey has any matter pending of the terms of this Order, the style and cause number of the pending matter(s), and the name, address and telephone number of the client(s) Steven M. Carsey is representing in Court. Steven M. Carsey is **ORDERED** to file with the State Bar of Texas, 6100 S.W. Blvd., Ste 320, Fort Worth, Texas 76109, within thirty (30) days of the date of the effective date of this Order an affidavit stating that he has notified in writing each and every justice of the

peace, judge, magistrate, and chief justice of each and every court in which he has any matter pending of the terms of this Order, the style and cause number of the pending matter(s), and the name, address and telephone number of the client(s) he is representing in Court.

**IT IS FURTHER ORDERED** that Steven M. Carsey shall pay to the State Bar of Texas, the sum of Two Thousand Four Hundred and Fifty (\$2,450.00) dollars in attorneys' fees. Said attorneys' fees shall be paid by cashiers check or money order made payable to the State Bar of Texas and delivered by certified mail, return receipt requested, to the Office of the Chief Disciplinary Counsel, State Bar of Texas, 6100 S.W. Blvd., Ste 320, Fort Worth, Texas 76109, as an absolute condition precedent to making application for reinstatement for admission to the State Bar of Texas.

**IT IS FURTHER ORDERED** that Steven M. Carsey shall make restitution to Debra Lingwall in the amount of Five Thousand (\$5,000.00) Dollars by cashiers check or money order made payable to Debra Lingwall and delivered by certified mail, return receipt requested, to the Office of the Chief Disciplinary Counsel, State Bar of Texas, 6100 S.W. Blvd., Ste 320, Fort Worth, Texas 76109, as an absolute condition precedent to making application for reinstatement for admission to the State Bar of Texas.

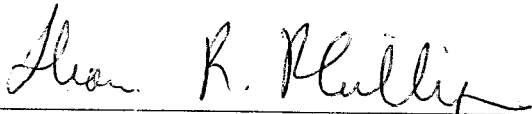
**IT IS FURTHER ORDERED** that Steven M. Carsey shall make restitution to Michael Freising in the amount of Five Thousand (\$5,000.00) Dollars by cashiers check or money order made payable to Michael Freising and delivered by certified mail, return receipt requested, to the Office of the Chief Disciplinary Counsel, State Bar of Texas, 6100 S.W. Blvd., Ste 320, Fort Worth, Texas 76109, as an absolute condition precedent to making application for reinstatement for admission to the State Bar of Texas.

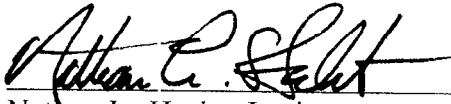
**IT IS FURTHER ORDERED** that Steven M. Carsey shall make restitution to Kathleen Langdon in the amount of Five Thousand (\$5,000.00) Dollars by cashiers check or money order made payable to Kathleen Langdon and delivered by certified mail, return receipt requested, to the Office of the Chief Disciplinary Counsel, State Bar of Texas, 6100 S.W. Blvd., Ste 320, Fort Worth, Texas 76109, as an absolute condition precedent to making application for reinstatement for admission to the State Bar of Texas.

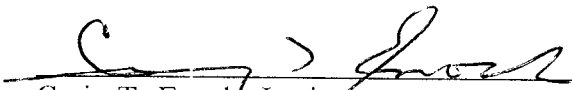
**IT IS FURTHER ORDERED** that Steven M. Carsey shall make restitution to James Montandon in the amount of Two Thousand Five Hundred (\$2,500.00) Dollars by cashiers check or money order made payable to James Montandon and delivered by certified mail, return receipt requested, to the Office of the Chief Disciplinary Counsel, State Bar of Texas, 6100 S.W. Blvd., Ste 320, Fort Worth, Texas 76109, as an absolute condition precedent to making application for reinstatement for admission to the State Bar of Texas.


**IT IS FURTHER ORDERED** that Steven M. Carsey shall make restitution to Barbara Martell in the amount of Five Thousand (\$5,000.00) Dollars by cashiers check or money order made payable to Barbara Martell and delivered by certified mail, return receipt requested, to the Office of the Chief Disciplinary Counsel, State Bar of Texas, 6100 S.W. Blvd., Ste 320, Fort Worth, Texas 76109, as an absolute condition precedent to making application for reinstatement for admission to the State Bar of Texas.

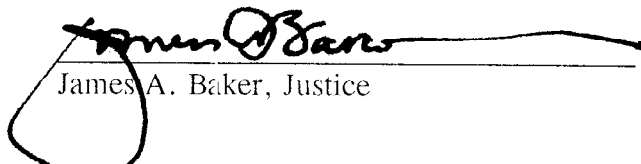
By the Court, en banc, in chambers, this the 11<sup>th</sup> day of June 2002.

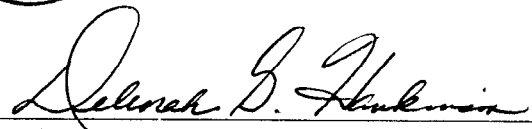
  
Thomas R. Phillips, Chief Justice

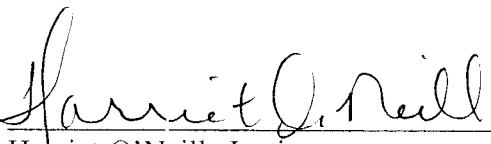
  
Nathan L. Hecht, Justice

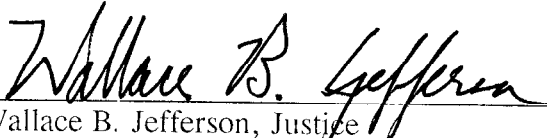
  
Craig T. Enoch, Justice


  
Priscilla R. Owen, Justice

  
James A. Baker, Justice

  
Deborah G. Hankinson, Justice

  
Harriet O'Neill, Justice

  
Wallace B. Jefferson, Justice

  
Xavier Rodriguez, Justice

# STATE BAR OF TEXAS



Office of the Chief Disciplinary Counsel

***CERTIFIED MAIL  
RETURN RECEIPT REQUESTED  
7000 1670 0011 9702 7664***

May 31, 2002

John Adams, Clerk  
Supreme Court of Texas  
P.O. Box 12248  
Austin, Texas 78711

Re: Steven M. Carsey

Dear Mr. Adams:

Pursuant to Part X of the Texas Rules of Disciplinary Procedure, please find enclosed herewith the following:

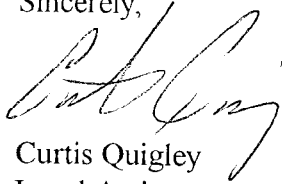
1. Original executed Motion for Acceptance of Resignation as Attorney and Counselor at Law for the above referenced attorney;
2. Original and two (2) copies of the Response of the Chief Disciplinary Counsel to Respondent's Motion for Acceptance of Resignation as Attorney and Counselor at Law for the above referenced Attorney;
3. Original Order of Resignation for the Court's signature; and
4. Signed and Notarized Affidavit regarding the loss of the Law License and State Bar Card for the above referenced attorney.

Pursuant to Rule 10.02 of the Texas Rules of Disciplinary Procedure, the required ten day time frame has passed and the above-referenced attorney has made no attempt to withdraw the Motion for Acceptance of Resignation. Therefore, the detailed statement of professional misconduct is deemed to have been conclusively established for all purposes.

Please return a fully executed copy of the Order to our office at your earliest convenience.

6100 Southwest Blvd., #320, Fort Worth, Texas 76109, (817) 763-8066 (Fax 763-5827)

Sincerely,



Curtis Quigley  
Legal Assistant  
Office of the Chief Disciplinary Counsel  
State Bar of Texas

Enclosures

cc: Steven M. Carsey  
c/o Leland Reinhard  
2425 W. Pioneer Pkwy., Ste 201  
Arlington, TX 76013

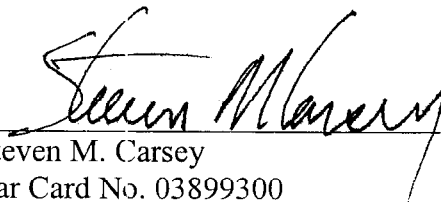


**IN THE SUPREME COURT OF TEXAS  
MOTION FOR ACCEPTANCE OF RESIGNATION AS  
ATTORNEY AND COUNSELOR AT LAW  
OF  
STEVEN M. CARSEY**

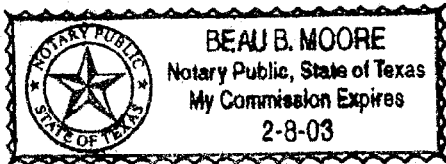
Now comes your Applicant, Steven M. Carsey, and hereby resigns as an Attorney and Counselor at Law in the State of Texas; and hereby submits to the Court his resignation as an Attorney and Counselor at Law; and prays that the Supreme Court accept said resignation.

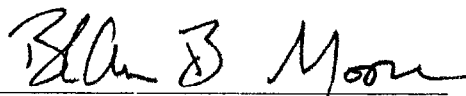
Attached hereto is the Affidavit of Steven M. Carsey, stating that Mr. Carsey is unable to locate his License and permanent State Bar Card that are the property of the Supreme Court of Texas, issued by the Supreme Court of Texas, to the Applicant, Steven M. Carsey as an Attorney and Counselor at Law on September 24, 1973. Said License and permanent State Bar card are hereby surrendered by the Applicant, by and through the signed Affidavit.

Your applicant is voluntarily resigning and withdrawing from the practice of law; Applicant does so in lieu of discipline for professional misconduct; and Applicant prays that his name be dropped and deleted from the list of persons licensed to practice law in Texas; and that his resignation be accepted.

  
Steven M. Carsey  
Bar Card No. 03899300

SUBSCRIBED AND SWORN to before me by the said Steven M. Carsey this the 17<sup>th</sup> day of May, 2002.



  
NOTARY PUBLIC in and for the  
State of Texas

STATE OF TEXAS  
COUNTY OF TARRANT

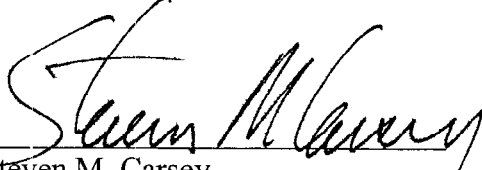
§  
§  
§

AFFIDAVIT OF  
STEVEN M. CARSEY

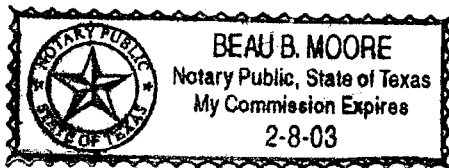
On this 17<sup>th</sup> day of May, 2002, personally appeared before me, the undersigned Steven M. Carsey, who after being duly sworn, did state upon his oath:

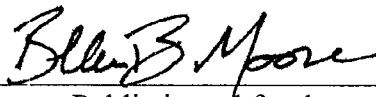
“My name is Steven M. Carsey, and I am over the age of eighteen years and am competent to make this affidavit in all respects, and am personally acquainted with the facts in this Affidavit.”

“I am an attorney licensed in the State of Texas. My bar card number is 03899300. I am unable to locate my License and permanent State Bar Card at this time. Should these items that are property of the Supreme Court of Texas be located, I will immediately surrender and forward to the Supreme Court of Texas.”

  
\_\_\_\_\_  
Steven M. Carsey  
State Bar No. 03899300

SWORN TO AND SUBSCRIBED BEFORE ME on this the 17<sup>th</sup> day  
of May, 2002.



  
\_\_\_\_\_  
Notary Public in and for the  
State of Texas

**IN THE SUPREME COURT OF TEXAS  
RESPONSE OF THE CHIEF DISCIPLINARY COUNSEL  
OF THE STATE BAR OF TEXAS  
REGARDING  
STEVEN M. CARSEY**

TO THE HONORABLE SUPREME COURT OF TEXAS:

I, Dawn Miller, Chief Disciplinary Counsel of the State Bar of Texas, in accordance with Part X of the Texas Rules of Disciplinary Procedure, hereby file a response on behalf of the State Bar of Texas, acting by and through the Commission for Lawyer Discipline, to the Motion for Acceptance of Resignation as Attorney and Counselor at Law of Steven M. Carsey, bar number 03899300, dated on or about May 17, 2002, and received by the Office of the Chief Disciplinary Counsel on or about May 17, 2002. The acceptance of the resignation of Steven M. Carsey (hereinafter referred to as "Carsey") is in the best interests of the public and the profession.

The following disciplinary actions are currently pending against Carsey in the State Bar of Texas Evidentiary process. The professional misconduct with which Carsey is charged in the evidentiary process is as follows:

**F0040111248**

Carsey was retained by Debra Lingwall (hereinafter referred to as "Complainant") on or about December 16, 1997, to file an employee discrimination lawsuit. Complainant paid Carsey a \$5,000.00 retainer. Thereafter, Carsey neglected the legal matter entrusted to him when he failed to meet deadlines, failed to completely carry out his obligations, and failed to provide any meaningful legal services. In addition, Carsey failed to reasonably inform Complainant about the status, of the matter and failed to explain a matter to the extent necessary to permit the Complainant to make informed decisions regarding the representation, when he failed to respond to the Complainant's

calls and letters. Carsey failed to allow the Complainant time for employment of other counsel and failed to surrender her file when he left his law firm without notifying the Complainant. Carsey was properly notified of the complaint by certified mail, but failed to respond or assert any grounds for the failure to respond.

The above facts support a violation of Rules 1.01(b), 1.03(a), 1.03(b), 1.15(d), and 8.04(a)(8) of the Texas Disciplinary Rules of Professional Conduct.

**F0050111344**

Carsey was hired by Catherine Morton (hereinafter referred to as “Complainant”), on or about November 18, 1997, to file a civil lawsuit. Complainant paid Carsey a retainer of \$5,000.00 and agreed to a 40% contingency fee. Thereafter, upon settlement, Carsey failed to provide the Complainant with a written statement showing the outcome, the remittance to the Complainant and the method of its determination. In addition, Carsey failed to reasonably inform the Complainant about the status of the matter when he failed to respond to the Complainant’s calls and letters. Carsey left his law firm without notifying the Complainant and without refunding any advanced payments of fees that had not been earned. Carsey was properly notified of the complaint by certified mail, but failed to respond or assert any grounds for the failure to respond.

The above facts support a violation of Rules 1.03, 1.04(d), 1.15(d), and 8.04(a)(8) of the Texas Disciplinary Rules of Professional Conduct.

**F0099909436**

Carsey was retained to represent Rebecca L. Nichols (hereinafter referred to as “Complainant”) on or about June 18, 1997, on a contingency basis to file a lawsuit against the Complainant’s employer. Thereafter, Carsey failed to meet deadlines and failed to completely carry

out his obligations and failed to provide any meaningful legal services. Carsey moved his office and did not advise Complainant of the change of address. Carsey did not respond to Complainant's reasonable request for information and did not communicate with Complainant to the extent necessary to allow her to make informed decisions about the representation. Carsey was properly notified of the complaint by certified mail, but failed to respond or assert any grounds for the failure to respond.

The above facts support a violation of Rules 1.01(b)(1), 1.03(a), 1.03(b), 1.15(d) and 8.04(a)(8) of the Texas Disciplinary Rules of Professional Conduct.

**F0119909571**

Carsey was hired by Michael Freising (hereinafter referred to as "Complainant") on or about July 25, 1996, to provide the Complainant legal representation in an employment related matter. Complainant paid Carsey a retainer fee of \$5,000.00 for the representation. Thereafter, Carsey failed to provide any meaningful legal services and failed to return the Complainant's file. Carsey moved his office and did not advise Complainant of the change of address. Carsey did not respond to Complainant's reasonable requests for information and did not communicate with Complainant to the extent necessary to allow him to make informed decisions about the representation. Carsey was properly notified of the complaint by certified mail, but failed to respond or assert any grounds for the failure to respond.

The above facts support a violation of Rules 1.01(b)(1), 1.01(b)(2), 1.03(a), 1.03(b), 1.15(b), 1.15(d) and 8.04(a)(8) of the Texas Disciplinary Rules of Professional Conduct.

**F0119909595**

Carsey was hired by Kathleen Langdon (hereinafter referred to as “Complainant”) on or about June 25, 1998, to file a sexual harassment suit against the Complainant’s employer. Complainant paid Carsey a retainer fee of \$5,000.00 for the representation. Thereafter, Carsey failed to meet deadlines and failed to completely carry out his obligations. Carsey failed to provide any meaningful legal services. Carsey moved his office and failed to advise Complainant of the change of address. Carsey failed to respond to Complainant’s reasonable requests for information and failed to communicate with Complainant to the extent necessary to allow him to make informed decisions about the representation. Carsey was properly notified of the complaint by certified mail, but failed to respond or assert any grounds for the failure to respond.

The above facts support a violation of Rules 1.01(b)(1), 1.01(b)(2), 1.03(a), 1.03(b), 1.15(b), 1.15(d) and 8.04(a)(8) of the Texas Disciplinary Rules of Professional Conduct.

**F0119909611**

Carsey was retained to represent James Montandon (hereinafter referred to as “Complainant), in or around July 1999, to handle a real estate matter. Complainant paid Carsey a retainer fee of \$2,500.00 for the representation. Thereafter, Carsey failed to provide any meaningful legal services to Complainant and failed to return the Complainant’s file. Carsey moved his office and did not advise Complainant of the change of address. Carsey failed to respond to Complainant’s reasonable requests for information, and failed to communicate to the extent necessary to allow him to make informed decisions about the representation. Carsey was properly notified of the complaint by certified mail, but failed to respond or assert any grounds for the failure to respond.

The above facts support a violation of Rules 1.01(b)(1), 1.01(b)(2), 1.03(a), 1.03(b), 1.15(b), 1.15(d), and 8.04(a)(8) of the Texas Disciplinary Rules of Professional Conduct.

**F0119909650**

Carsey was retained to represent Barbara Martell (hereinafter referred to as “Complainant”), to file the Complainant’s papers for disability retirement. Complainant paid Carsey a retainer fee of \$5,000.00 for the representation. Thereafter, Carsey failed to meet deadlines and failed to completely carry out his obligations to the Complainant and failed to provide any meaningful legal services. Carsey moved his office and failed to advise Complainant of the change of address. Carsey failed to respond to Complainant’s reasonable requests for information and failed to communicate with Complainant to the extent necessary to allow him to make informed decisions about the representation. Carsey was properly notified of the complaint by certified mail, but failed to respond or assert any grounds for the failure to respond.

The above facts support a violation of Rules 1.01(b)(1), 1.01(b)(2), 1.03(a), 1.03(b), 1.15(b), 1.15(d), and 8.04(a)(8) of the Texas Disciplinary Rules of Professional Conduct.

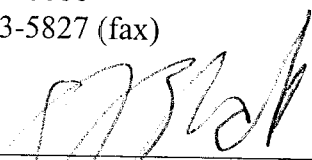
In view of Steven M. Carsey’s execution on or about May 17, 2002, of his Resignation as an attorney and counselor at law, and in anticipation of the Court’s acceptance of same, the Chief Disciplinary Counsel does not anticipate going forward with the pending proceedings in any Evidentiary hearing and intends to dismiss the complaints and disciplinary actions upon entry of Order by the Supreme Court of Texas deleting Steven M. Carsey from the list of persons licensed to practice law in the State of Texas.

Respectfully submitted,

Dawn Miller  
Chief Disciplinary Counsel

Sylvia Blake Larson  
Regional Counsel

Office of the Chief Disciplinary Counsel  
STATE BAR OF TEXAS  
6100 S.W. Blvd., Ste 320  
Fort Worth, Texas 76109  
817/763-8066  
817/763-5827 (fax)

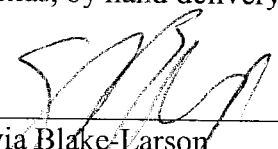


---

Sylvia Blake-Larson  
State Bar Card No. 02426500

**CERTIFICATE OF SERVICE**

A true and correct copy of this Response of the Chief Disciplinary Counsel of the State Bar of Texas Regarding Steven M. Carsey has on this 17<sup>th</sup> day of May, 2002, been served upon Steven M. Carsey at 2425 W. Pioneer Parkway, #201, Arlington, Texas, by hand delivery.



---

Sylvia Blake-Larson  
State Bar Card No. 02426500