

# **ORDER OF THE SUPREME COURT OF TEXAS**

MISC. DOCKET NO. 14-9224

## **IN THE MATTER OF PATRICK EMMETT CLARKE**

The Court has reviewed the Motion for Acceptance of Resignation as Attorney and Counselor at Law in Lieu of Disciplinary Action of Patrick Emmett Clarke (the Motion) and the Response of the Office of the Chief Disciplinary Counsel for the Commission for Lawyer Discipline (the Response). The Court concludes each meets the requirements of Part X of the Texas Rules of Disciplinary Procedure. The Court notes that Patrick Emmett Clarke has waived his right to withdraw the Motion. Therefore, the Court deems the professional misconduct detailed in the Response conclusively established for all purposes. The Court further concludes that acceptance of the resignation of Patrick Emmett Clarke is in the best interest of the public and the profession.

Therefore, the law license of Patrick Emmett Clarke of San Antonio, Texas, State Bar Card Number 04317000 is canceled. Patrick Emmett Clarke must 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 why he cannot.

Consequently, Patrick Emmett Clarke is prohibited from practicing law in the State of Texas. He is prohibited from 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.”

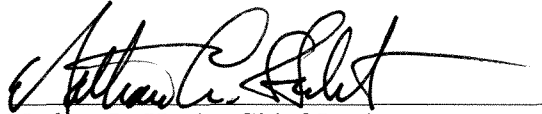
Additionally, Patrick Emmett Clarke must immediately notify in writing each of his current clients and opposing counsel of his resignation. He shall also return any files, papers, unearned monies and other property in his possession belonging to any client or former client to the respective client or former client or to another attorney at the client's or former client's request. Patrick Emmett Clarke shall file with the Statewide Compliance Monitor, State Bar of Texas, P.O. Box 12487, Austin, Texas 78711, within thirty days of the date of this Order an affidavit stating that all current clients and opposing counsel 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.

Patrick Emmett Clarke shall, within thirty days after the date of this Order, notify in writing each justice of the peace, judge, magistrate, and chief justice of each court in which Patrick Emmett Clarke 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) Patrick Emmett Clarke is representing in court. Patrick Emmett Clarke shall file with the Statewide Compliance Monitor, State Bar of Texas, P.O. Box 12487, Austin, Texas 78711, within thirty days of the date of this Order an affidavit stating that he has notified in writing each justice of the peace, judge, magistrate, and chief justice of each 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.

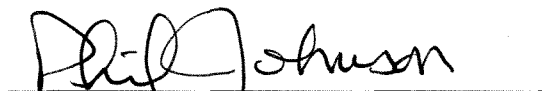
It is further Ordered that Patrick Emmett Clarke shall make payment of restitution as follows: to Joe Sanchez the amount of \$2,190.66 and to Dr. Hamid Sohrabian the amount of \$5,100.00. Payment of the restitution is a condition precedent for the reinstatement of Patrick Emmett Clarke. All payments shall be made by certified or cashier's check and delivered to the


State Bar of Texas, P.O. Box 12487, Austin, Texas 78711.

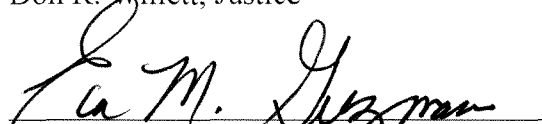
SO ORDERED this 26<sup>th</sup> day of November 2014.

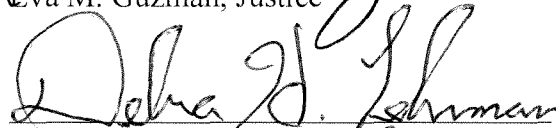
  
Nathan L. Hecht, Chief Justice

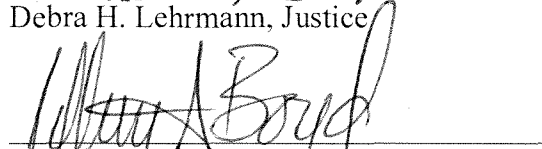
  
Paul W. Green, Justice

  
Phil Johnson, Justice


  
Don R. Willett, Justice

  
Eva M. Guzman, Justice

  
Debra H. Lehrmann, Justice

  
Jeffrey S. Boyd, Justice

John P. Devine, Justice

  
Jeffrey V. Brown, Justice