

NOTICE TO THE BAR

Re: Defaults Scheduled for Review by the Disciplinary Review Board

The following matters have been certified to the Disciplinary Review Board as defaults, in accordance with R. 1:20-4(f):

In the Matter of Daniel James Fox
Docket No. DRB 11-273
District Docket No. XIV-2010-0256E

In the Matter of Duane T. Phillips
Docket no. DRB 11-282
District Docket No. I-2011-0004E

In the Matter of Patrick N. Perone
Docket No. DRB 11-289
District Docket No. IIIA-2010-0018E

In the Matter of Wilfrid Le Blanc, Jr.
Docket No. DRB 11-291
District Docket No. XIV-2010-0308E

In the Matter of Nicholas R. Manzi
Docket No. DRB 11-294
District Docket Nos. XIV-2009-0255E; XIV-2009-0433E;
XIV-2009-0434E; XIV-2010-0081E; XIV-2010-0082E and
XIV-2010-0100E

In the Matter of Elaine T. Saint-Cyr
Docket No. DRB 11-305
District Docket No. XIV-2010-0457E

In the Matter of Michele M. SimmsParris
Docket No. DRB 11-321
District Docket No. XIV-2010-0458E

In the Matter of Nicholas R. Manzi
Docket NO. DRB 11-322
District Docket No. XIV-2010-0259E

In the Matter of John A. Tunney
Docket No. DRB 10-379
District Docket Nos. VIII-2010-0001E, VIII-2010-0031E,
VIII-2010-0032E & VIII-2010-0039E

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Scheduled: November 17, 2011

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In the Matter of John A. Tunney

Docket No. DRB 11-287

District Docket Nos. XIV-2010-0038E & XIV-2010-0039E

These matters are scheduled to be reviewed by the Board on **Thursday, November 17, 2011**. R. 1:20-4(f) provides that an attorney-respondent's failure to timely file an answer "shall be deemed an admission that the allegations of the complaint are true and . . . provide sufficient basis for the imposition of discipline." Although chances for a successful motion are limited, a motion to vacate the default may be by filed with the Board **by no later than October 28, 2011. MOTIONS RECEIVED AFTER THE DEADLINE WILL NOT BE REVIEWED BY THE BOARD.** The motion should specify why the attorney-respondent failed to file a timely answer (including lack of notice) and should set forth any claimed meritorious defenses to the ethics charge. The motion must also be simultaneously served on the Director of the Office of Attorney Ethics and, where appropriate, the district ethics committee responsible for the underlying ethics matter. A certification regarding that service must accompany any documents filed with the Board.

Respondents are hereby advised that, generally, in a default matter, the discipline is enhanced to reflect a respondent's failure to cooperate with disciplinary authorities as an aggravating factor. In re Kivler, 193 N.J. 332, 338 (2008).

Respondents may communicate with the Board by contacting the Office of Board Counsel at:

P.O. Box 962, Trenton, NJ 08625, Telephone: 609-292-1012

Julianne K. DeCore
Chief Counsel
Disciplinary Review Board

Dated: 10/13/11

/s/
by: _____
Lillian Lewin
Assistant Counsel