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IN THE SUPREME COURT OF GUAM

IN RE:)
)
 HAIM HABIB,)
)
 Respondent-Petitioner.)
)
)

Supreme Court Case No.:
ADC02-002

Ethics Complaint Nos.:
EC99-053, EC01-051 and
EC01-054

ORDER

This matter comes before the court on Respondent-Petitioner Haim Habib's Application for Consent to Resign submitted pursuant to Rule 15(b) of the Supreme Court of Guam's Rules of Discipline of Attorneys. On May 23, 2002, Respondent-Petitioner, an attorney licensed to practice law in Guam filed an application in the Supreme Court of Guam to resign from the Guam Bar. Respondent-Petitioner has admitted to the truth of the allegations filed against him. Pursuant to Rule 15(c), the court allowed the Guam Bar Ethics Committee to submit matters of fact or argument as to whether the proposed resignation should be accepted or rejected by the Supreme Court of Guam.

The Supreme Court of Guam hereby accepts the resignation of Respondent-Petitioner Haim Habib from the Guam Bar Association. For the protection of the public, the court imposes the following conditions with which Respondent-Petitioner is required to comply:

1. Respondent-Petitioner shall comply with Rule 18 of the Supreme Court of Guam Rules for the Discipline of Attorneys relating to the notification of clients, together with the other procedural requirements of the Rule.
2. Respondent-Petitioner shall not be allowed to apply for reinstatement to the Guam Bar, except by permission of the Supreme Court, and shall not be permitted to apply until after a period of not less than three (3) years has

2 elapsed from the date of the acceptance of Respondent-Petitioner's
3 resignation by the Supreme Court of Guam.

4 3. Guam Bar Ethics Committee Prosecuting Counsel is hereby appointed,
5 pursuant to Rule 19 of the Supreme Court of Guam Rules for the Discipline of
6 Attorneys, to inventory and examine the client and client-related files of
7 Respondent-Petitioner. Prosecuting Counsel shall be authorized to take such
8 action that he considers necessary and appropriate to protect the interests of
9 Respondent-Petitioner and/or his clients. Respondent-Petitioner shall be
10 required to cooperate fully and completely with Prosecuting Counsel to
11 facilitate a prompt and adequate review of the client files of Respondent-
12 Petitioner.

13 4. Respondent-Petitioner shall be assessed all costs, expenses and attorneys' fees
14 incurred by the Committee for investigating and prosecuting Respondent-
15 Petitioner in all matters currently before the court including Respondent-
16 Petitioner's instant application for consent to resign, and the costs and
17 expenses associated with the appointment of Prosecuting Counsel pursuant to
18 Rule 19.

19 5. The court orders the publication of the facts and circumstances of Respondent-
20 Petitioner's resignation from the Guam Bar and that said publication take the
21 form of an announcement published in the Pacific Daily News or in any other
22 media or method similar to the court's dissemination of its opinions and
23 decisions.

24 6. Respondent shall remain liable for and shall continue to make re-numeration
25 of the obligations imposed in the two (2) previous cases before the Supreme
26 Court of Guam, specifically ADC01-002 and ADC01-005.

27 The above conditions imposed are based on the admissions of the Respondent-Petitioner in
28


Supreme Court Case No. ADC02-002; Ethics Complaint Nos. EC99-053,
EC01-051 and EC01-054


Ethics Complaint Nos. EC99-053 and EC01-051. The court acknowledges that the Committee shall
dismiss EC01-054.

Respondent-Petitioner's resignation is immediately effective upon filing of this Order.

SO ORDERED this 21ST day of June, 2002.

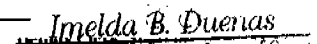

FRANCES M. TYDINGCO-GATEWOOD
Associate Justice


F. PHILIP CARBULLIDO
Associate Justice


PETER C. SIGUENZA
Chief Justice

I do hereby certify that the foregoing
is a full true and correct copy of the
original on file in the office of the
Clerk of the Supreme Court of Guam
dated at Hagatna, Guam.

JUN 21 2002


Imelda B. Duenas
Clerk, Supreme Court of Guam