



The
DISCIPLINARY BOARD
of the Supreme Court of Pennsylvania

*Dedicated to protecting the public, maintaining the integrity of the
legal profession, and safeguarding the reputation of the courts.*

Annual Report 2022

Issued: March 16, 2023

The Disciplinary Board of the Supreme Court of Pennsylvania

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BOARD CHAIR'S SUMMARY

This past year saw a significant milestone for the Disciplinary Board of the Supreme Court of Pennsylvania as it celebrated its Golden Anniversary. The Disciplinary Board first was established by Order of the Supreme Court of Pennsylvania dated March 21, 1972 to regulate attorney conduct. Since its inception, the Board has steadfastly sought to uphold its mission to protect the public, maintain the integrity of the legal profession, and safeguard the reputation of the courts. Through its first fifty years, the Board has grown significantly and has evolved with prudence, but it has remained unwavering in its dedication to serving the Commonwealth.

Moving on through an ever-changing technological landscape and in workplaces perhaps forever transformed by the challenges and opportunities of the COVID-19 pandemic, the Disciplinary Board has adapted to the needs of a modern legal system. Safely returning to in-person proceedings mid-year, the Board continued its practice of livestreaming public proceedings under amendments to Pa.R.D.E. 205 and 402. The Board and its staff reformed operational procedures and provided additional virtual professional and educational experiences to Pennsylvania attorneys. Such challenges have presented the Board and its staff welcome opportunity for continued evaluation and growth, particularly in promoting public access to the Board's undertakings.

Along with multiple successful enhancements to the annual attorney registration process, an amendment to Pa.R.D.E. 219 allows Pennsylvania attorneys to apply for a waiver of the annual fee under the condition of extreme financial hardship. In 2022, eleven waiver requests were approved for attorneys meeting federal poverty guidelines. Additionally, the Board would like to extend its special gratitude to the thirty-four retired attorneys transferred to or reregistered for emeritus status. Adept emeritus attorneys provide pro bono legal services to Pennsylvanians in most need, lending their unique expertise and experience to their communities.

In support of the Board's efforts to deepen its outreach, its members and staff implemented new initiatives to further its accessibility and communication. Throughout the latter half of the year, both Chief Disciplinary Counsel Thomas J. Farrell and I have visited area law schools, speaking with students about Pennsylvania's disciplinary system and ethical obligations new lawyers will face once admitted to practice. Under the leadership of Judge Robert L. Repard, the Communications Committee commenced monthly correspondence with law school personnel, sharing Board news and proceedings most pertinent and educational to law students. Furthermore, the Board's technology staff developed website enhancements to offer greater public access to the Board's work.

Throughout the past twelve months, the Board partnered with the Administrative Office of Pennsylvania Courts, the Pennsylvania Lawyers Fund for Client Security, the Pennsylvania Interest on Lawyers' Trust Accounts Board, the Pennsylvania Continuing Legal Education Board, the Pennsylvania Board of Law Examiners, Lawyers Concerned for Lawyers of Pennsylvania, and the Pennsylvania Bar Association, working in tandem to strengthen Pennsylvania's legal profession and expand access to justice. The Board would like to heartily thank these partner Court agencies and professional organizations.

As my tenure as Board Chair comes to conclusion, I would like to express my most sincere gratitude to each of my fellow Board members, the dedicated staff, and our volunteer Hearing Committee members for their commitment to professionalism and ethical law practice. I'd like to extend my congratulations and support to the next Board Chair and Vice-Chair, Dion G. Rassias and John C. Rafferty, Jr., under whose leadership the Board certainly will continue to flourish. And finally, I wish to thank Chief Justice Debra Todd and the Justices of the Supreme Court, as well as the late Chief Justice Max Baer, for the honor of serving the profession as Chair of this esteemed organization. I will treasure this experience for the rest of my professional and personal life.

Jerry M. Lehocky
Board Chair

BOARD MEMBERSHIP



Jerry M. Lehocky, Esquire
Board Chair
(Philadelphia County)



Dion G. Rassias, Esquire
Board Vice Chair
(Philadelphia County)



Joshua M. Bloom, Esquire
(Allegheny County)



Celeste L. Dee
(Lehigh County)



Laura E. Ellsworth, Esquire
(Allegheny County)



Christopher M. Miller, Esquire
(Allegheny County)



Robert J. Mongeluzzi, Esquire
(Philadelphia County)



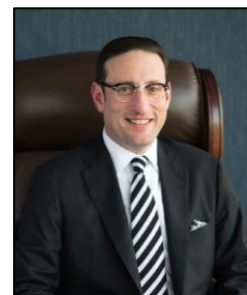
Gretchen A. Mundorff, Esquire
(Fayette County)



John C. Rafferty, Jr., Esquire
(Montgomery County)



Hon. Robert L. Repard
(Tioga County)



David S. Senoff, Esquire
(Philadelphia County)



Shohin H. Vance, Esquire
(Philadelphia County)



John P. Goodrich, Esquire
(Allegheny County)
Board Chair April 2021 - April 2022
Term Expired April 1, 2022



Hon. Eugene F. Scanlon, Jr. (ret.)
(Allegheny County)
Retired May 1, 2022

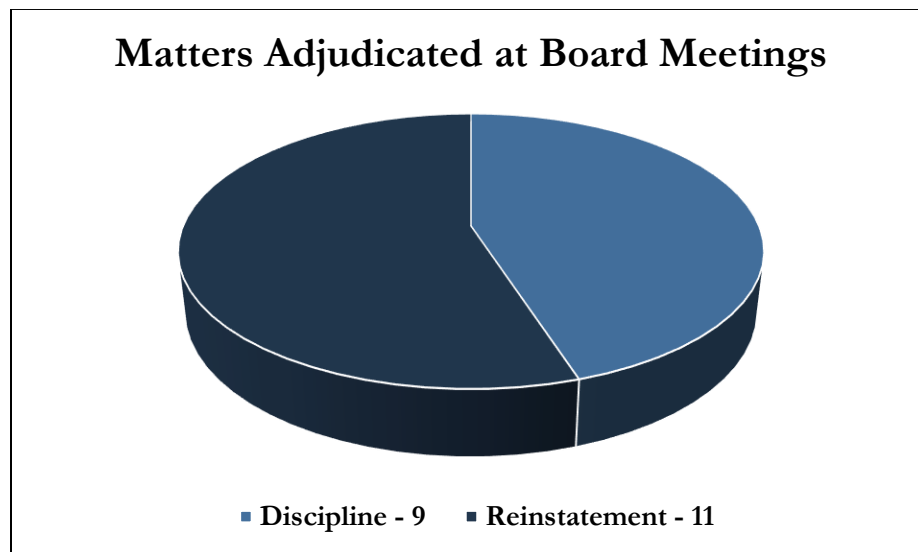
BOARD HIGHLIGHTS

Board Meetings

In 2022, the Board met five times to address administrative, adjudicatory, and executive business. Four of these meetings were held in person, and one meeting was held via telephone conference call. Throughout the year, the Board membership and the Board committees met by telephone or other electronic means to perform the business of the Board.

- January 20 & 21 – Philadelphia, Pennsylvania
- April 12 & 13 – Pittsburgh, Pennsylvania
- July 21 & 22 – Bedford, Pennsylvania
- September 2 – Telephone Conference Call
- October 18 & 19 – Hershey, Pennsylvania

At the 2022 meetings, the Board adjudicated 20 matters: 5 in January, 3 in April, 7 in July, 1 in September, and 4 in October. The 20 matters consisted of 9 discipline matters and 11 reinstatement matters. In 2022, the Supreme Court issued orders in 20 adjudicated matters, adopting the Board's recommendation in 17 of those matters.



Board Committee Progress Reports

All Board members serve on Board committees, with the Board Chair and Board Vice Chair serving as ex-officio members of each committee. In 2022, the committees undertook significant and meaningful projects and assignments, meeting four times in person, coinciding with scheduled Board meetings. Additionally, committee work was performed electronically and telephonically throughout 2022.

Rules Committee

The Rules Committee Chair is David S. Senoff. Board members Joshua M. Bloom and Laura E. Ellsworth serve on the committee.

Under the leadership of Committee Chair Senoff, the committee oversees the consideration of amendments to existing rules and the drafting of new rules for the Rules of Professional Conduct (RPC), Pennsylvania Rules of Disciplinary Enforcement (Pa.R.D.E), and Disciplinary Board Rules and Procedures.

Requests for rule amendments and new rules come from various sources, including, but not limited to: Board members, Office of Disciplinary Counsel, and Executive Office staff; the Supreme Court of Pennsylvania; lawyers; bar associations; and the general public. Recommendations for rule amendments are placed on the committee's agenda for discussion.

Generally, once the committee and the Board approve a proposed rule amendment, the Board publishes a Notice of Proposed Rulemaking in the *Pennsylvania Bulletin* explaining the proposal and requesting public comment. Upon close of the comment period, the committee reviews the comments and makes a recommendation to the Board on the final rule proposal. Upon Board approval, the final proposal is submitted to the Supreme Court.

In 2022, the Supreme Court of Pennsylvania adopted the following amendments:

Pa.R.D.E. 328. By Order dated March 10, 2022, effective April 9, 2022, the Court adopted an amendment to the Pennsylvania Rules of Disciplinary Enforcement relating to compensation of persons appointed to act as conservators of the affairs of attorneys who become absent because they have abandoned their practice, disappeared, died, or been transferred to inactive status due to incapacity or disability. The amendment eliminated the requirement of a written agreement between the conservator and the Board regarding compensating the conservator at the hourly rate identical to that received by court-appointed counsel at the non-court appearance rate in the respective judicial district, but maintained the requirement that requests for enhanced compensation due to extraordinary circumstances must be approved by the Board Chair.

Pa.R.D.E. 102, 209, 215, and 402. By Order dated March 22, 2022, effective April 21, 2022, the Court adopted amendments to the Pennsylvania Rules of Disciplinary Enforcement relating to confidentiality of

proceedings. Notably, the amendment to Rule 209 provides that complaints are confidential and may only be provided to a respondent-attorney following the filing of formal charges and under certain specified circumstances. The amendment to Rule 402 adds three exceptions to the requirements of confidentiality to include Disciplinary Counsel's authority to disclose the disposition of a complaint to the complainant, the Board's ability to exercise its discretion to allow public access to a complaint or portions thereof where the interests of justice would be served, and Disciplinary Counsel's ability to make a referral of an attorney to Lawyers Concerned for Lawyers of Pennsylvania.

Pa.R.D.E. 219. By Order dated May 9, 2022, effective immediately, the Court amended the Pennsylvania Rules of Disciplinary Enforcement to permit attorneys to apply for a waiver of the annual attorney registration assessment on the basis of financial hardship.

Pa.R.D.E. 208. By Order dated July 27, 2022, effective August 26, 2022, the Court adopted amendments to the Pennsylvania Rules of Disciplinary Enforcement to provide an expedited disbarment procedure for attorneys on temporary suspension who fail to comply with temporary suspension orders. The amendment applies to attorneys on temporary suspension for two years or more without initiation of a formal proceeding. The amendment sets forth a procedure for Office of Disciplinary Counsel to petition the Supreme Court for issuance of a rule to show cause why the attorney should not be disbarred.

Pa.R.D.E. 205 and 402. By Order dated August 19, 2022, effective September 18, 2022, the Court amended the Pennsylvania Rules of Disciplinary Enforcement to give the Board the power to authorize the use of electronic means to conduct prehearing conferences and post-hearing proceedings before a hearing committee, special master, or the Board, and to authorize the use of electronic means in adjudicatory proceedings when warranted by extraordinary circumstances. The rule amendments establish that public access to a public proceeding is by livestream technology, with in-person access available upon request to the Board in advance of the scheduled public proceeding.

Other Board action on Rules Committee items:

In addition to the rule change proposals submitted to the Court, in 2022, the Board published in the *Pennsylvania Bulletin* three Notices of Proposed Rulemaking seeking public comment and three sets of amendments to the Disciplinary Board Rules and Procedures to conform to amendments to the Pennsylvania Rules of Disciplinary Enforcement as adopted by the Court. As well, the Board responded to two rules-related inquiries from the Court.

Finance & Personnel Committee

The Finance & Personnel Committee Chair is Christopher M. Miller. Board member Robert J. Mongeluzzi serves as a member of this committee.

The committee oversees the Board's assets, including financial, human, and technological, to develop an appropriate fiscal and operational strategy that furthers the mission of the Board. In many instances, the committee makes recommendations to other committees to elevate operational strategy.

In pursuit of its task, the committee reviewed and approved the proposed budget for fiscal year 2023-2024, and reviewed and approved the external audit of fiscal year 2021-2022, which was completed by Maher Duessel. The audit found no material deficiencies or misstatements.

Among many other personnel related matters, the committee monitored progress of its 2018 organizational realignment designed to modernize the operations of the Board and more efficiently move cases through the system. The committee routinely evaluates the performance of the Board's senior staff and reviews policies intended to advance the Board's operational strategy.

Board Chair Lehocky and Committee Chair Miller serve as the Board's representatives to the Investment Advisory Board (IAB), established by the Supreme Court, and participate in the IAB meetings.

Disciplinary Board Staff	
Total Employees <i>As of January 1, 2022</i>	70
New Hires	3
Retirements & Separations	2
Total Employees <i>As of December 31, 2022</i>	71

Communications Committee

The Communications Committee Chair is Hon. Robert L. Repard. Board members Celeste L. Dee and Shohin H. Vance serve on the committee.

The role of the committee is to increase visibility and to explore ways of improving communications with attorneys and the public, specifically through the Board's media platforms.

Throughout 2022, under the leadership of Committee Chair Repard, the committee successfully adopted enhancements to multiple functions of the Board's website. Among other things, such enhancements include:

- expanded attorney public information pages. Pending proceedings and public disciplinary history are available for each attorney listing.
- a "Successorship" webpage which makes available the *Pennsylvania Handbook for Conservators for Interests of Clients*.
- new search capabilities and status updates on the "Pending Cases" webpage.
- the publication of open dockets, providing custom comments from the Prothonotary's Office and maintaining confidentiality where necessary.

This past year, the Communications Committee began work on two website projects to be released by spring 2023.

- Hearing Committee members soon will have access to reviewing assignments through a log-in housed on the Board's website.
- A "Lawyer Well-Being" webpage will connect users with pertinent resources, literature, and events in support of mental health and well-being within the legal profession.

One of the significant tasks of this committee is the crafting and monthly distribution of the Board's Attorney Newsletter. Communicating with the profession and public frequently allows the Board to share important initiatives, information, and directives with the profession expeditiously. At the end of 2022, there were approximately 61,500 subscribers to the newsletter.

Under Committee Chair Repard's leadership, the Board uses its newsletter, social media, and website to share information and articles which may be beneficial to the profession. In addition to sourcing and

authoring these interactions, the Board coordinates with other Court Boards and Committees to share information with the profession that is relevant.

The committee led a digital media campaign to celebrate the 50th Anniversary of the Disciplinary Board. Weekly mini-newsletters and increased daily social media posts included messaging about the Board's mission and role within the Commonwealth while commemorating past milestones and achievements. A special anniversary logo was used on all branded content through the end of 2022.

Throughout May 2022, the committee partnered with Lawyers Concerned for Lawyers of Pennsylvania to publish an article series on lawyer mental health and well-being. The series presents several topics on wellness as it relates to both attorneys' personal and professional lives and misconduct prevention.

In 2022, the Board continued to publicize openings and vacancies for Court Boards and Committees in its newsletter, on the website, and via social media.

Fall 2022 marked the first distribution of a monthly email to law school contacts in and around the Commonwealth. Each email details Board news to be shared with student bodies and includes a link to the previous month's newsletter and a list of scheduled public proceedings.

Education Committee

The Education Committee Chair is Gretchen A. Mundorff. Board member John C. Rafferty, Jr. serves as a member of this committee.

The role of the committee is to propose and carry out education and training opportunities for the profession, Hearing Committee members, and Board members.

Under the leadership of Committee Chair Mundorff, the committee planned and held an in-person training event for newly-appointed Hearing Committee members in Hershey, Pennsylvania. Participants attended the 6-hour training event, which included presentations by Board members; Hearing Committee members; Board staff; the Chief Disciplinary Counsel and Deputy Chief Disciplinary Counsel; and, Respondent's Counsel, Ellen Brotman. The program was designed to educate these new members about the disciplinary system and their responsibilities as Hearing Committee members.

In addition to their participation in Hearing Committee training, Board members had the opportunity to participate at conferences related to disciplinary matters. Board members continued their efforts to participate in numerous CLE presentations throughout the year.

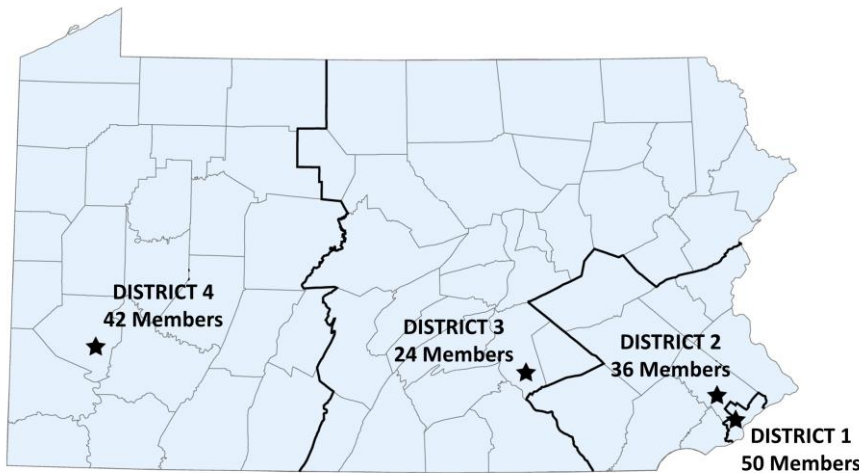
Board members, staff, and Hearing Committee members attended the 19th Annual Meeting of the National Council of Lawyer Disciplinary Boards (NCLDB) virtually, in February 2022. Attendees included: David S. Senoff, Board member; Jesse G. Hereda, Executive Director and member of the NCLDB Board of Directors; Marcee D. Sloan, Board Prothonotary and Secretary of the NCLDB Board of Directors; Laura K. Mohny, Counsel to the Board; Kimberly M. Henderson, Special Counsel; and Hearing Committee members Jimmy Chong, Vincent S. Cimini, Lindsay S. Fouse, Nelson B. Gaugler, Catherine Harrington, Amy M. Kirkham, Joseph C. Romano, Dawn Tancredi, and Heidi Villari.

Hearing Committees

Annually, the Disciplinary Board is tasked with appointing Hearing Committee members in each district. A Hearing Committee member for a district must be a member of the bar of this Commonwealth who maintains an office for the practice of law within that district. At the conclusion of 2022, there were 152 Hearing Committee members throughout Pennsylvania.

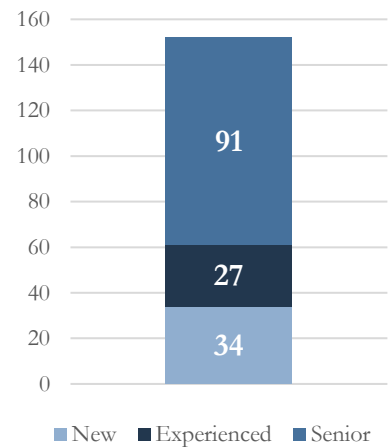
2022 Hearing Committee Appointments

District I 7 Appointments 11 Reappointments	District II 2 Appointment 6 Reappointments
District III 4 Appointment 4 Reappointments	District IV 4 Appointments 9 Reappointments



★ Indicates location of Office of Disciplinary Counsel Office

Members By Rank



The Board acknowledges the significant role that Hearing Committee members play in the disciplinary process and is committed to appointing Hearing Committee members who will ably perform the duties of the position. The Board is committed to appointing diverse Hearing Committee members, recognizing that diversity of experience, practice area, background, race, gender, and geography is beneficial to the disciplinary process.

Gender and Race and/or Ethnicity of Hearing Committee Members

	Male	Female	Prefer Not to Answer	TOTAL	%
White or Caucasian	89	39	0	128	83.12%
Black or African American	4	7	0	11	7.14%
Asian	1	0	0	1	0.65%
Hispanic or Latino	0	2	0	2	1.30%
American Indian or Alaskan Native	0	0	0	0	0.00%
Native Hawaiian or Other Pacific Islander	0	0	0	0	0.00%
Other	1	0	0	1	0.65%
Prefer Not to Answer	6	5	0	11	7.14%
TOTAL	101	53	0	154	
%	65.58%	34.42%	0.00%		
*More Than One Race and/or Ethnicity Identified	0	0	0	0	

**The data provided in this row reflects the number of attorneys who identified more than one race and/or ethnicity. The underlying selections for these attorneys are reflected in the respective categories above.*

Gender and Race and/or Ethnicity of All Registered Pennsylvania Attorneys

	Male	Female	Prefer Not to Answer	TOTAL	%
White or Caucasian	37,376	22,573	2	59,951	80.25%
Black or African American	1,362	2,048	0	3,410	4.56%
Asian	847	1,079	0	1,926	2.58%
Hispanic or Latino	649	665	0	1,314	1.76%
American Indian or Alaskan Native	163	104	0	267	0.36%
Native Hawaiian or Other Pacific Islander	44	40	0	84	0.11%
Other	359	290	0	649	0.87%
Prefer Not to Answer	4,662	2,402	39	7,103	9.51%
TOTAL	45,462	29,201	41	74,704	
%	60.86%	39.09%	0.05%		
*More Than One Race and/or Ethnicity Identified	458	472	0	930	

**The data provided in this row reflects the number of attorneys who identified more than one race and/or ethnicity. The underlying selections for these attorneys are reflected in the respective categories above.*

Duties of Hearing Committee members include reviewing the recommended disposition of complaints as offered by the Office of Disciplinary Counsel and conducting disciplinary and reinstatement hearings, either as a three-member panel or single designated member. Hearing Committee members are responsible for preparing a written report and recommendation to the Board following disciplinary and reinstatement proceedings.

Complaint Dispositions Reviewed	130
Prehearing Conferences Held	41
Disciplinary Hearings Held	14
Reinstatement Hearings Held	11
Hearing Committee Reports Filed	20

In 2022, all prehearing conferences and oral arguments before a Hearing Committee member or panel were conducted virtually via Webex videoconference. In April, the Board transitioned to in-person hearings for all participants fully vaccinated against COVID-19 and who provided proof of vaccination status. Participants who were not fully vaccinated were able to participate in hearings virtually via Webex. In all matters referred for hearing, the Board's Special Counsel assisted and supported the Hearing Committee members to ensure that the Board's objective of moving cases expeditiously was achieved.

EXECUTIVE OFFICE HIGHLIGHTS

Attorney Discipline & Reinstatement

The Board Prothonotary is the record-keeper for all filings related to disciplinary and reinstatement matters. In addition, the Prothonotary assigns and schedules matters for Hearing Committee and Board review and performs various administrative functions.

Disciplinary & Reinstatement Filings

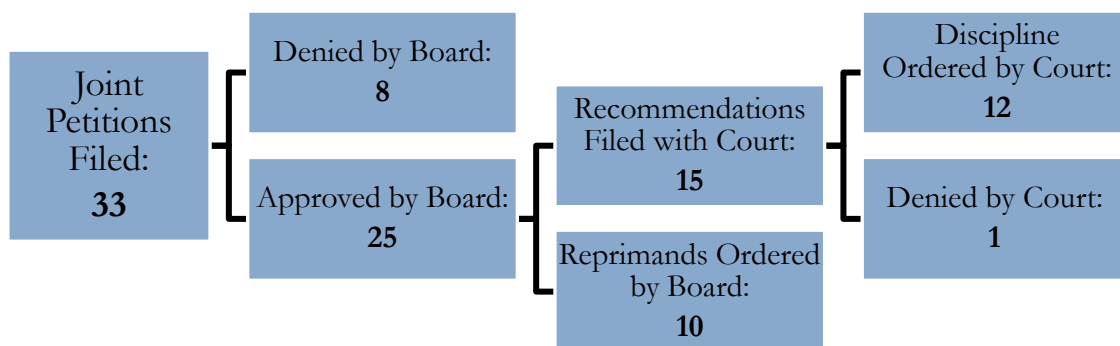
	Filed	Granted	Denied
Petition for Discipline	29	N/A	N/A
Joint Petition for Discipline on Consent	33	<i>Shown Below in "2022 Joint Petitions In-Depth"</i>	
Petition for Emergency Temporary Suspension	1	1	0
¹ Contempt Petitions	6	2	2
² Petition for Reinstatement from Discipline	11	9	4
Certification for Reinstatement from Suspension of One Year or Less	2	2	0
³ Petition for Reinstatement from Inactive Status, Retired Status, or Administrative Suspension of More Than 3 Years	80	59	0

¹One matter was withdrawn. One matter was still pending as of December 31, 2022.

²Nine matters granted and four denied were filed in 2021. Four matters were withdrawn (two matters from 2021 and two matters from 2022). Nine matters were still pending as of December 31, 2022.

³Five matters granted were filed in 2021. Three matters were withdrawn (one matter from 2021). Twenty-four matters were still pending as of December 31, 2022.

2022 Joint Petitions In-Depth

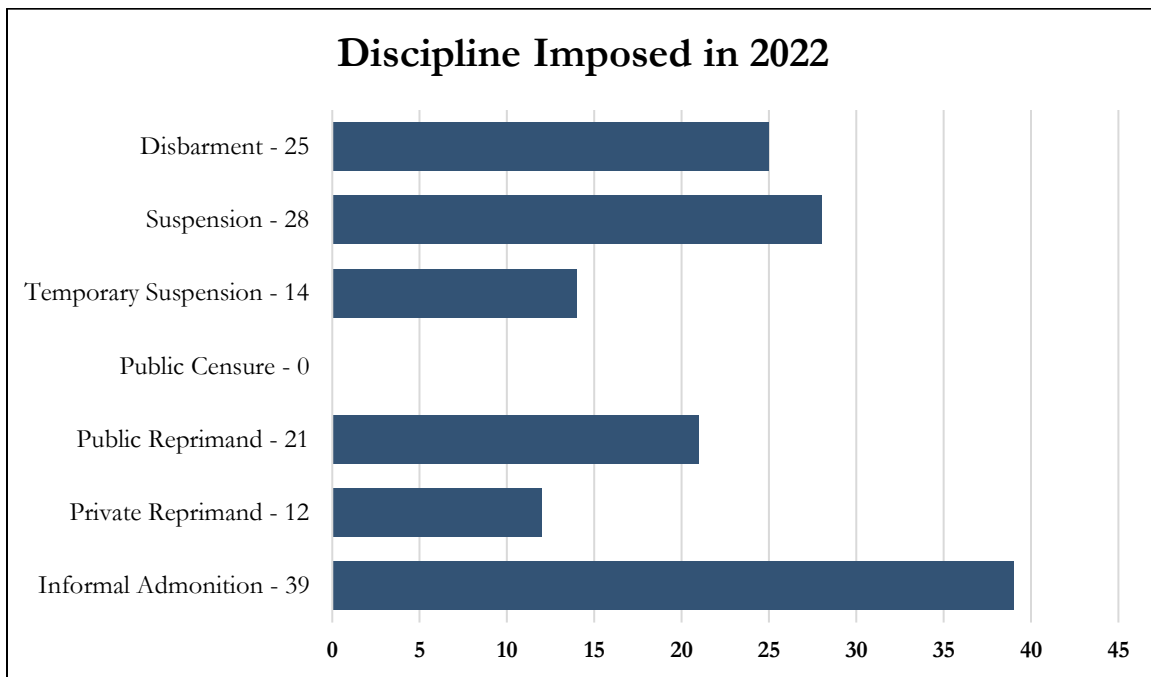


Two matters under "Recommendations Filed with Court" were still pending as of December 31, 2022.

Proceedings Held Before Board Member(s)

In 2022, five contempt hearings, one probation violation hearing, and five oral arguments were held before Board members. In 25 matters, a three-member panel of the Board reviewed Hearing Committee member recommendations in informal proceedings.

Discipline Imposed in 2022



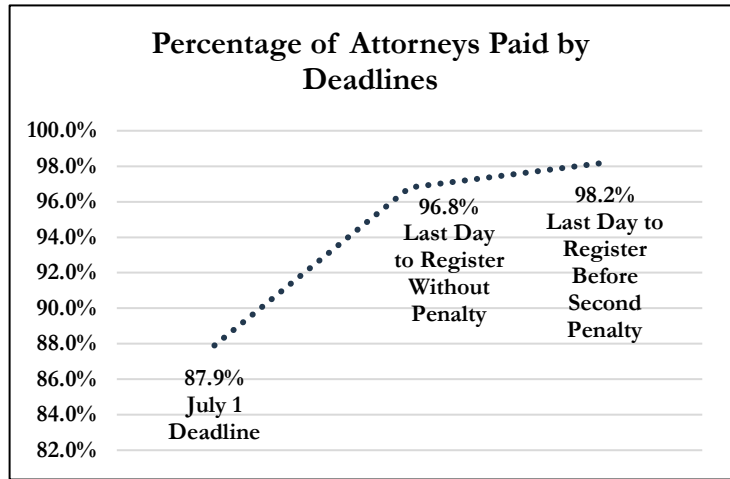
Discipline Statistics – Historical Comparison

	Informal Admonition	Reprimands		Public Censure	Temporary Suspension	Suspension	Disbarment	Total
		Private	Public					
2022	39	12	21	0	14	28	25	139
2021	45	8	11	0	12	38	18	132
2020	35	7	14	0	15	47	30	148
2019	68	7	20	0	27	55	34	211
2018	52	11	15	0	19	31	32	160
2017	46	8	17	2	18	40	35	166

Attorney Registration

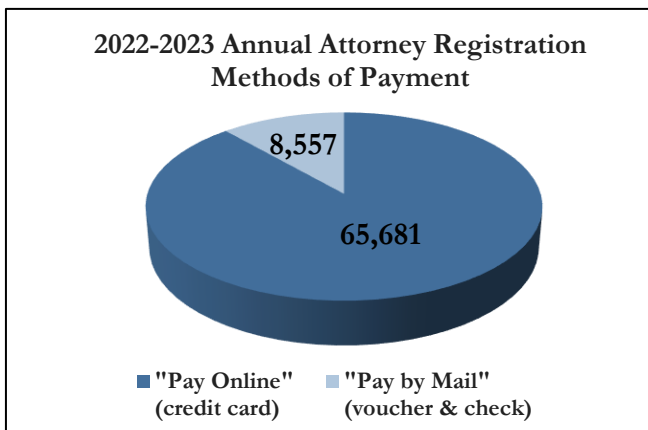
2022-2023 Annual Registration Summary

Annual attorney registration opens on or before May 15 each year with a July 1 deadline. In 2022, annual attorney registration opened on April 25 to over 75,400 attorneys who were eligible and required to complete annual registration. By the July 1 deadline, nearly 88% of attorneys had completed their registration. Prior to the assessment of the first late fee on July 17, nearly 97% of attorneys had complied.



Prior to the assessment of the second late fee on August 2, over 98% of attorneys had completed the registration process.

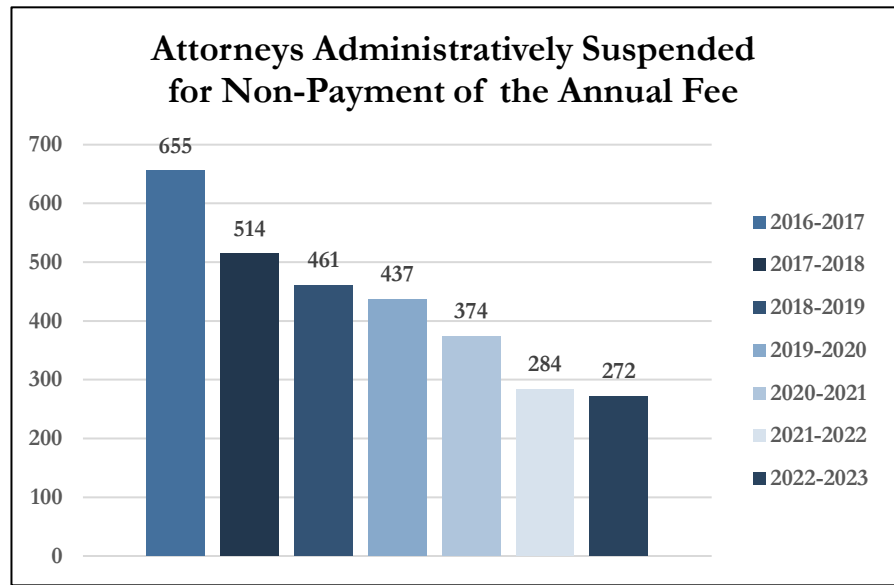
Annual attorney registration is required to be completed electronically pursuant to Pa.R.D.E. 219(a). When registering, attorneys can submit payment online with a credit card or by mail with a check and unique



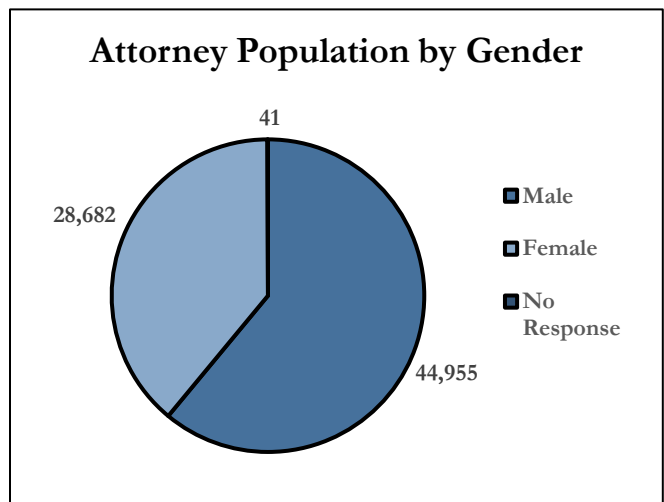
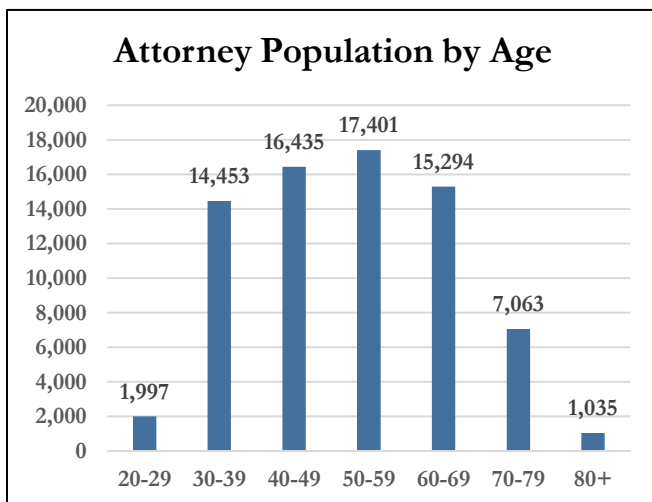
payment voucher. In previous years, voucher payments were submitted to and processed by the Board's lockbox provider. This year, voucher processing was moved in-house where attorney registration staff sorted and processed all 8,557 vouchers. This allowed for more efficient processing of valid vouchers and quick communication to those whose submission was incomplete.

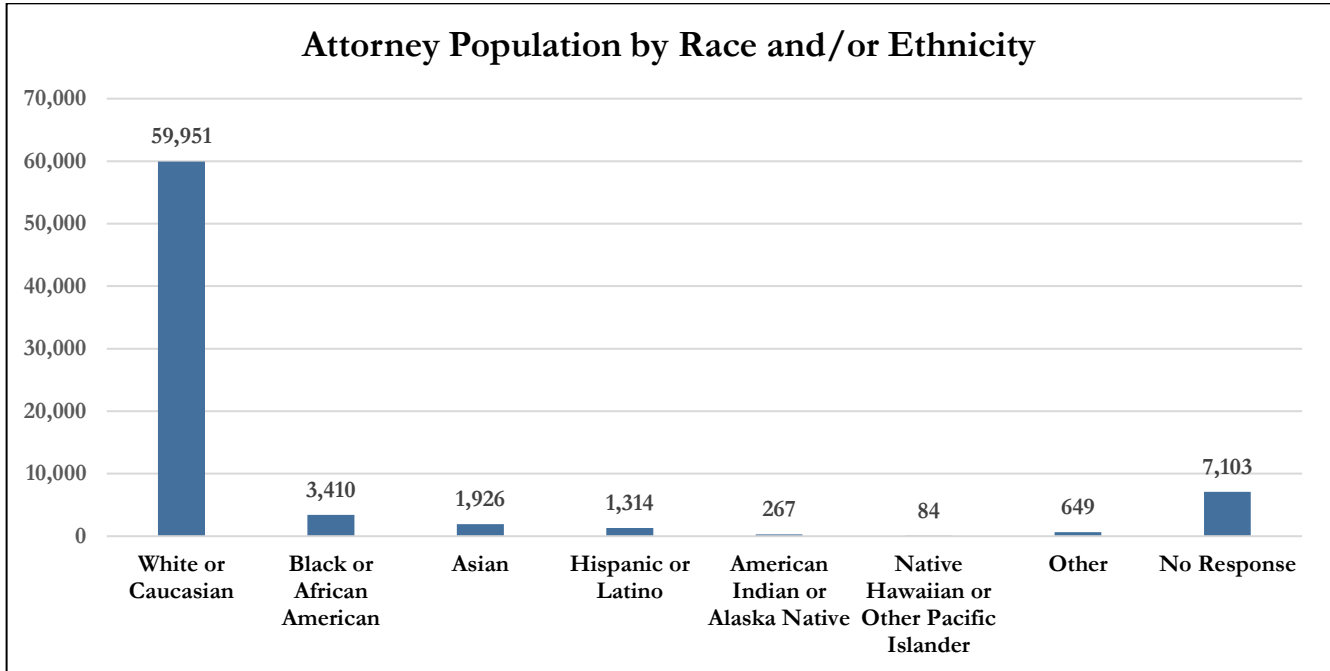
Following the May 9, 2022 Supreme Court Order, the Board created a process that allows attorneys to request a waiver of the annual license fee under the condition of extreme financial hardship. The application, instructions, and FAQs are posted on the Board's website. Extended only to attorneys filing for active status, a granted waiver will apply to one registration year only. In order to qualify for the waiver, an applicant's income must be equal to or below the federal poverty guideline. In total, the Board received 15 requests for waiver of the active annual fee in 2022. Of those requests, 11 were approved and 4 requests were denied due to exceeding the federal poverty guidelines. One incomplete application was received that was not resubmitted for review.

On August 10, the remaining 1,039 un-registered attorneys were certified to the Supreme Court for administrative suspension. Prior to the effective date of the Order, attorneys have the opportunity to complete their registration and be removed from the list of those to be administratively suspended. On September 9, the effective date of the Order, a record low 272 attorneys were administratively suspended for continued failure to comply.



Annually, the Disciplinary Board collects demographic data from Pennsylvania attorneys during the attorney registration process. Attorneys are asked to provide voluntary responses to one question regarding gender and one question regarding race/ethnicity. This year, attorneys were provided the option to identify more than one race and/or ethnicity. As a result, the representative data below includes all responses provided. The graphs below are representative of the aggregate responses with respect to age, gender, and race and/or ethnicity for all attorney-registrants who provided responses to the questions, including those who do not maintain an office in Pennsylvania. These figures include attorneys who were registered as either Active (which includes the following statuses: Active, In-House Corporate Counsel, Defender or Legal Services Attorney (Temporary Licensee), Foreign Legal Consultant, and Attorney Spouse of an Active-Duty Service Member) or Inactive at the time of registration.





Since 2019, attorneys have been required to answer a question regarding succession planning on the annual registration form. While succession planning is essential to every attorney’s practice, failure to have a designated successor is NOT a violation of the Rules of Professional Conduct or the Pennsylvania Rules of Disciplinary Enforcement. The succession planning responses from all registered Pennsylvania attorneys that were provided during the 2022-2023 registration period are shown below.

Response	Total	%
I have a successor attorney. My successor is an individual.	3,841	5.11%
I have a successor attorney. My successor is a law firm.	14,857	19.76%
I do not have a successor because I do not have private clients in PA.	42,097	55.98%
I do not have a successor and I do have private clients in PA.	14,402	19.15%
TOTAL	75,197	100.00 %

In the “Opportunities to Provide Pro Bono Service” section of the annual registration form, attorneys are able to select if they would like to get more information on providing pro bono services from the Disciplinary Board, Continuing Legal Education (CLE) Board, and/or IOLTA Board. During the 2022-2023 annual registration cycle:

- 1,270 attorneys requested information on emeritus status from the Disciplinary Board,
- 4,914 attorneys requested information on the CLE Pro Bono Program, and
- 2,521 attorneys requested information on pro bono opportunities through IOLTA-funded organizations.

Reinstatements

Reinstatements of those on inactive status, retired status, or administrative suspension for three years or less are processed by the Attorney Registration Office. Attorneys seeking reinstatement in this way are required to submit the appropriate form(s) and fee(s) as provided by Attorney Registration staff.

2022 Reinstatements – Three Years or Less	
From Inactive	345
From Retired	33
From Administrative Suspension	113
TOTAL	491

New Attorney Update

Daily, new attorneys are admitted by the Supreme Court Prothonotary's Office and uploaded into the Attorney Registration database. In 2022, there were 1,689 new attorneys admitted to the Pennsylvania bar. This includes those fully admitted to the bar by exam or motion and those with limited admissions (In-House Corporate Counsel, Defender or Legal Services Attorney, Foreign Legal Consultant, Military Attorney, and Attorney Spouse of Active-Duty Military).

License Status Updates

Since 2018, emeritus status has been an option for retired attorneys who desire to perform pro bono work with legal aid organizations. At the start of 2022, there were 26 attorneys on emeritus status. At year-end, that number had increased by more than 30% to 34 emeritus attorneys. The Board will continue to promote emeritus status and, furthermore, pro bono service for all attorneys through the pro bono page on the Board's website, the Board's social media platforms, information provided on the annual registration form, and direct communications with attorneys.

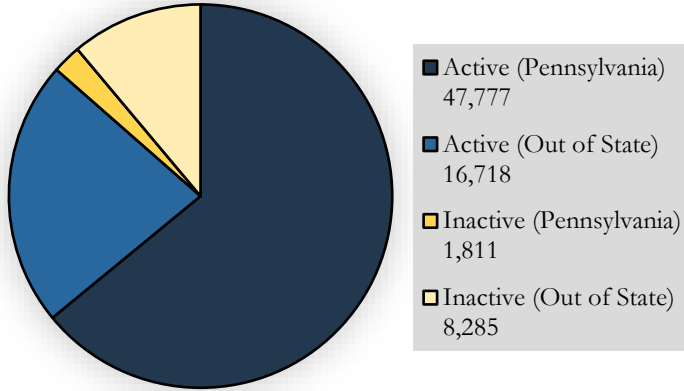
In 2019, the Pennsylvania Board of Law Examiners began to accept applicants for limited admission to the practice of law in Pennsylvania as a spouse of an active-duty service member of the United States Uniformed Services. The first admission under this limited license was granted on September 22, 2020. On July 1, 2022, the applicant voluntarily resigned. No other applicants have been admitted with this limited license.

Pa.R.D.E. 404 (regarding permanent resignation) became effective on November 28, 2020. While permanent resignation is an option for attorneys, Attorney Registration staff are certain to discuss with the attorney the finality of the status change and alternative options that exist. In 2022, there were 22 requests granted for permanent resignation.

License Status Statistics

Active & Inactive Attorneys

as of December 31, 2022

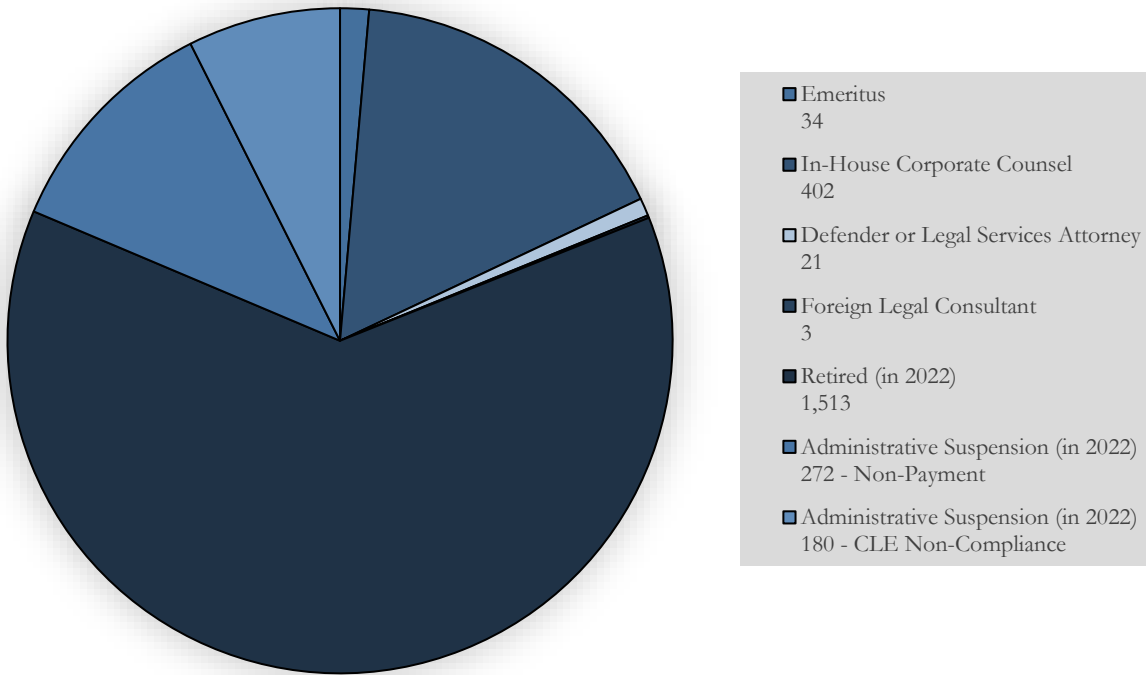


Most Populous Pennsylvania Counties

County	Number of Active Attorneys
Philadelphia	13,751
Allegheny	8,867
Montgomery	5,045
Chester	2,526
Dauphin	2,405
Delaware	2,234
Bucks	1,718

Other Attorney License Statuses

as of December 31, 2022



Technology

2022 brought significant innovations in technology by the Board. These innovations allow the Board to be more transparent, provide the public with access to the most accurate and current information, and prepare for future enhancements that will continue to increase transparency and efficiency.

Using Webex videoconferencing, along with the YouTube platform for livestreaming, the Board conducted and streamed to the public 25 hearings, 5 oral arguments, and 21 public reprimands. In total, 51 proceedings were live-streamed in 2022, accounting for over 185 hours of live-streaming. Additionally, more than 7,400 streams were started, accounting for 4,744 cumulative viewing hours of proceedings.

The Board spent considerable time developing its online docket entries. On the Attorney Look Up page of the Board's website, the public can view or print docket entries from current and/or previous proceedings beginning with records from 2022. For ease of access, this information is also linked from the Pending Cases page to the Pending Proceedings and from the Recent Cases page to the History tab. The next phase of this project will be completed in the first quarter of 2023 and will include links to the documents (petitions, briefs, orders, etc.) tied to many docket entries.

Another enhancement to the Board's website included the creation of a Successorship page which houses the *Pennsylvania Handbook for Conservators for Interests of Clients*. This instructional guide for conservators covers the practicalities of conservatorships and includes a checklist of recommended and required tasks, downloadable forms, and the governing rules for conservators.

In 2022, there were nearly 2.8 million visitors to the Board's website and more than 80 news articles on case decisions were posted. These news articles, also linked on the Board's social media accounts, help increase transparency and provide the public with up-to-date and accurate information.

In addition to the above-mentioned items, standard enhancements were made throughout the year to the Board's Case Management System, Attorney Registration System, and Document Management System. One noteworthy change to the Attorney Registration System was to appropriately process the annual registration for those attorneys who were granted a hardship waiver.

The Board continues its commitment to increase efficiency in operations by embracing and utilizing technology.

Finance & Budget

Financial Highlights of FYE June 30, 2022

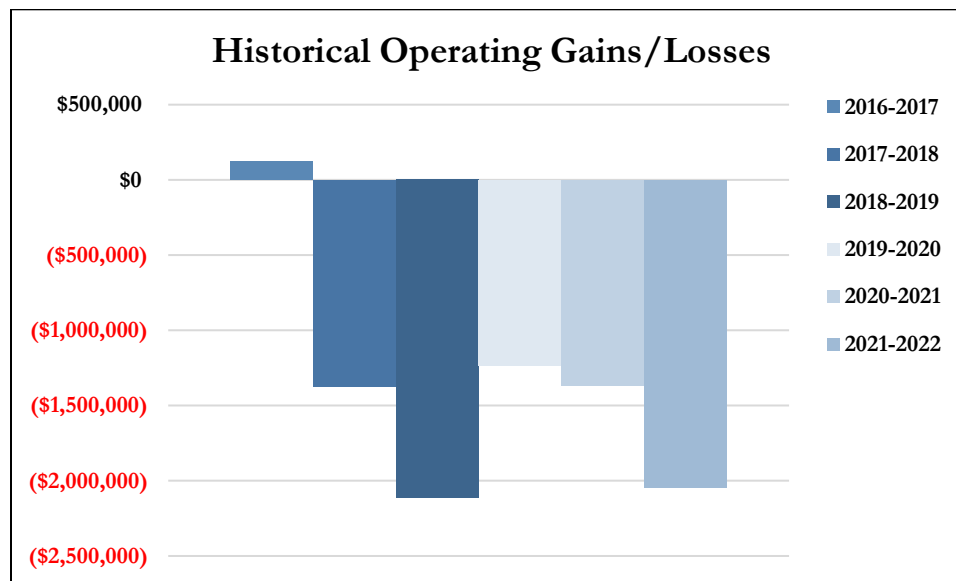
Operating Revenue:	\$11,286,660
Expenses:	<u>(\$13,330,215)</u>
Operating Income:	<u>(\$2,043,555)</u>
Non-Operating Revenue:	<u>(\$1,348,539)</u>
Change in Net Position:	<u>(\$3,392,094)</u>
Net Position (June 30, 2022):	<u>(\$5,310,843)</u>
Reserve Funds (IAB):	\$8,321,544

Operating Revenue: Annual fees plus administrative fees

Non-Operating Revenue: Gains or losses on the Board's investments with the Investment Advisory Board (IAB) Fund

Change in Net Position: Operating Income plus Non-Operating Revenue

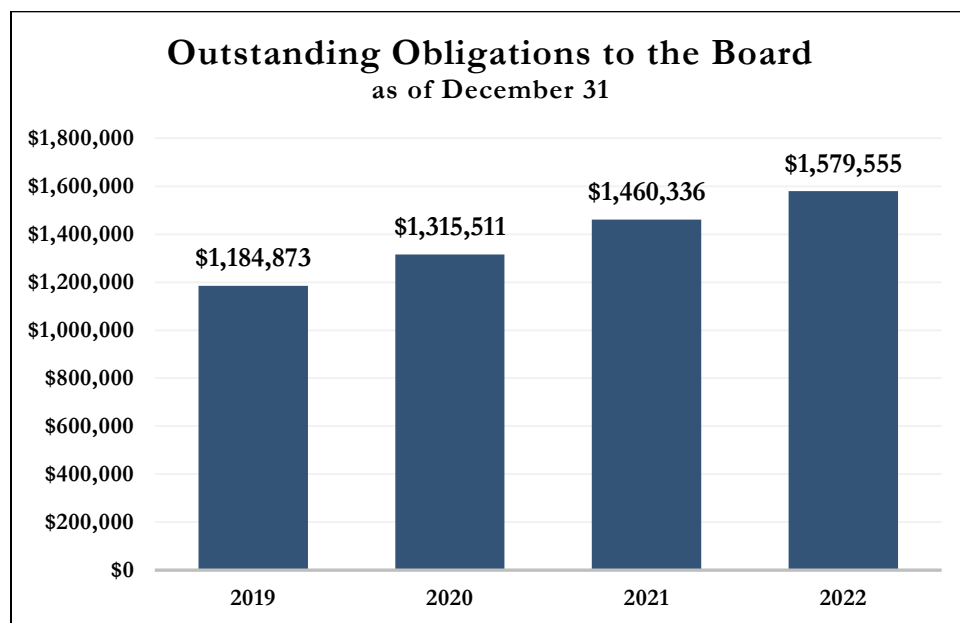
Reserve Funds (IAB): The Board's investments which are held by and managed through the IAB.



This annual report is the first year in which Accrual Accounting is reflected.

On January 13, 2022, the Board participated in the annual Lawyer Assessment Committee (LAC) telephone conference. At that time, the Board submitted a tentative Budget for Fiscal Year 2022-2023, proposing a 1.1% increase in Budgeted Revenues and a 1% increase in Budgeted Expenses. The submitted Budget projected that expenses would exceed revenues by \$1,530,484 or approximately 13% of revenue, based on an annual fee allocation to the Disciplinary Board of \$145 per active Pennsylvania Attorney and \$100 per inactive Pennsylvania Attorney. By Supreme Court Order dated March 14, 2022, the annual fee for Active attorneys for the 2022-2023 registration year is \$275, which is allocated as follows: \$195 to the Disciplinary Board, \$50 to the Pennsylvania Lawyers Fund for Client Security, and \$30 to the IOLTA Board.

By Supreme Court Order dated February 15, 2019, which became effective on March 17, 2019, the Supreme Court of Pennsylvania amended Rule 208 of the Pennsylvania Rules of Disciplinary Enforcement to establish the assessment of a monthly penalty for unpaid taxed expenses and administrative fees. Rule 208(g)(5) was adopted to encourage satisfaction of outstanding obligations to the Disciplinary Board. Failure to pay taxed expenses and/or administrative fees within 30 days shall result in the assessment of a penalty, levied monthly at the rate of 0.8% of the unpaid principal balance. For good cause shown, the Disciplinary Board may reduce or waive the penalty assessment. As of December 31, 2022, there were 583 matters with a total outstanding balance of costs owed to the Disciplinary Board in the amount of \$1,579,555.

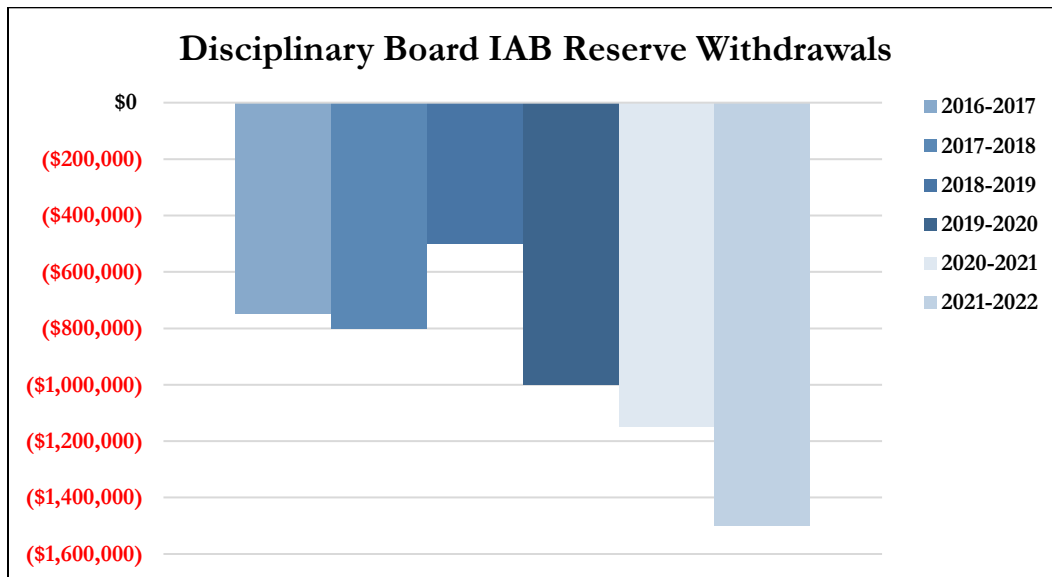
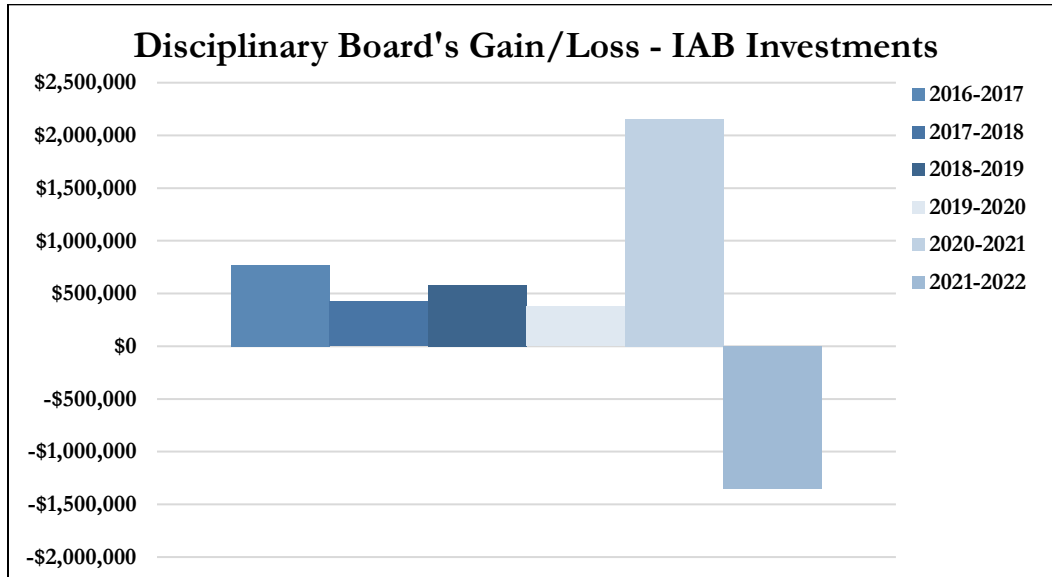


At the direction of the Supreme Court and in an ongoing effort to be an asset to the legal profession, in conjunction with the Pennsylvania Lawyers Fund for Client Security, the Disciplinary Board provides a portion of its revenue to fund Lawyers Concerned for Lawyers of Pennsylvania (LCLPA), an organization whose mission is “to provide a caring peer assistance program to save the lives and restore the health and professional competence of Pennsylvania’s judges and lawyers, members of their families, and law students who are at risk as a result of alcohol and drug use, gambling, depression, or other serious mental illness.” LCLPA’s budget is approved annually during the LAC telephone conference call. For additional information about LCLPA, or to obtain assistance, please visit their website at www.lclpa.org.

Non-Operating Revenue (Investment Gain/Loss)

The Board’s non-operating revenue consists of its investment gains or losses for any given year. The Investment Advisory Board (IAB) was formed in 2005 to pool the reserves of multiple Court boards in an

effort to provide enhanced leverage of resources. Since inception, the Board’s reserve fund has achieved a Net Return on Investment (ROI) of approximately 5%. As evidenced by the Disciplinary Board’s Gain/Loss - IAB Investments chart, the Board’s investment growth has been meaningful in light of the Board’s need in recent years to make significant withdrawals from the IAB reserve to fund operations.



Independent Auditor's Report

Attached for Court-use only.

OFFICE OF DISCIPLINARY COUNSEL HIGHLIGHTS

Cases

Disciplinary Counsel continued the use of remote technology to participate in hearings and present oral argument before the Board. Disciplinary Counsel also participated in a number of in-person hearings and participated in oral argument before the Supreme Court. Disciplinary Counsel participated in 25 disciplinary and reinstatement hearings during the year.

The Office of Disciplinary Counsel (ODC) continued to cooperate with and provide valuable assistance to the Pennsylvania Lawyers Fund for Client Security in carrying out its important mission.

Cases Opened in 2022	4,225
Cases Resolved in 2022	3,821

**A disciplinary matter may consist of multiple complaints filed against one attorney.*

In the course of the investigation and disposition of complaint files, central intake also assists complainants and educates practitioners, where appropriate. Shortly after the midway point in 2022, ODC began recording these efforts. They include, but are not limited to the following actions: facilitating the return of a file, documentation, or other property from an attorney to his or her client (27 instances); reestablishing communication between a client and his or her attorney (15 instances); facilitating forward movement in a stagnant matter (19 instances); facilitating appropriate updates to required forms, contact information or documents used in the practice of law (8 instances); and educating an attorney short of a letter of education or concern (21 instances).

Education

Disciplinary Counsel continued to educate its peers, the bar, and community through in-person and virtual presentations and CLEs including:

- At the mid-year meeting of the National Organization of Bar Counsel (NOBC), Disciplinary Counsel moderated the program “Access to Justice through an equitable lens.”
- At the annual meeting of the NOBC, Disciplinary Counsel participated in a panel discussion regarding unusual defenses in disciplinary proceedings.

- Disciplinary Counsel served as a reporter on NOBC's Current Developments Committee.
- Disciplinary Counsel addressed professional responsibility issues and the disciplinary process at Temple Law School, Villanova Law School, Duquesne Law School, and Penn State Dickinson Law School. Chief Disciplinary Counsel and Board Chair Lehocky made presentations to the Penn State College Law School, Temple Law School and the University of Pennsylvania School of Law.
- Disciplinary Counsel presented at Bridge the Gap programs.
- Disciplinary Counsel discussed ethical issues and the attorney disciplinary system with respondents' counsel on a number of webcasts sponsored by the Pennsylvania Bar Institute.
- Disciplinary Counsel presented on "The Ethics of Billing" to the Dauphin County Bar Association in September.
- Disciplinary Counsel participated in a Professional Liability Program at the Fall Retreat of the Pennsylvania Bar Association's Commission on Women in the Profession.
- Disciplinary Counsel served on a panel that addressed "Navigating the Ethical Perils of Bankruptcy Practice" as part of the Allegheny County Bar Association's Bankruptcy Symposium.
- Chief Disciplinary Counsel, Deputy Chief Disciplinary Counsel and Intake Counsel-in-Charge explained "How we do business" at the Board's educational program in July.
- Chief Disciplinary Counsel and Deputy Chief Disciplinary Counsel presented on various aspects of the disciplinary system at the Board's in-person training event for newly-appointed Hearing Committee members in October.
- Chief Disciplinary Counsel addressed the Public Employer Labor Relations Advisory Service annual training conference.
- Deputy Chief Disciplinary Counsel presented at a CLE hosted by the Western Pennsylvania Trial Lawyers Association.
- Chief Disciplinary Counsel presented 15 CLE courses including to the Washington, Dauphin and Philadelphia County Bench Bar Conferences, Duquesne Law School's Wecht Institute, the Criminal Justice Act Panel for the U.S. District Court for the Western District of Pennsylvania, the Pennsylvania Department of State, and the Governor's Office of General Counsel.
- Chief Disciplinary Counsel contributed articles to the Disciplinary Board's monthly newsletter.

ODC continued its volunteer internship program for law students who received training and worked in a government setting. Supervised by Disciplinary Counsel, they conducted legal research, wrote memoranda, attended hearings, and participated in discussions regarding investigations and strategy. Law students from

Temple University Beasley School of Law, Rutgers Law School, The University of Pennsylvania Carey Law School, and Villanova University Charles Widger School of Law participated.

Training

- Disciplinary Counsel staff attended a CLE addressing Diversity, Equity and Inclusion sponsored by the Pennsylvania Bar Association in February.
- Disciplinary Counsel senior staff attended an AOPC program on Violence De-escalation in September.
- Disciplinary Counsel staff attended a presentation titled “Talk Saves Lives: Suicide Prevention Education for Workplace Settings” sponsored by Lawyers Concerned for Lawyers of Pennsylvania and the American Foundation for Suicide Prevention in October, which was hosted by the Board’s Executive Office.

Staffing Changes

2022 Staff Promotions

- Krista K. Beatty, Counsel-in-Charge, District III

2022 New Hires

- Meghan Cagliola, Administrative Secretary, District II
- Rachel Cabbage-Opaliski, Receptionist/Secretary, District I

ORGANIZATION INFORMATION

Executive Office Staff & Location

- Executive Director
 - Assistant Director
 - Counsel to the Board
 - Special Counsel
 - Board Prothonotary
 - Attorney Registrar
 - Support Staff (6)
- Jesse G. Hereda, Executive Director
601 Commonwealth Avenue, Suite 5600
Harrisburg, PA 17120
(717) 231-3380

Office of Disciplinary Counsel Staff & Locations

- Chief Disciplinary Counsel
 - Deputy Chief Disciplinary Counsel
 - Counsel-in-Charge (6)
 - Disciplinary Counsel (23)
 - Auditors (8)
 - Paralegals (2)
 - Support Staff (17)
- Thomas J. Farrell, Chief Disciplinary Counsel
601 Commonwealth Avenue, Suite 2700
Harrisburg, PA 17120
(717) 783-0990

Office of Disciplinary Counsel

<p>District I</p> <p>1601 Market Street, Suite 3320 Philadelphia, PA 19103 (215) 560-6296</p>	<p>District II</p> <p>820 Adams Avenue, Suite 170 Trooper, PA 19403 (610) 650-8210</p>
<p>District III</p> <p>601 Commonwealth Avenue, Suite 5800 Harrisburg, PA 17120 (717) 772-8572</p>	<p>District IV</p> <p>437 Grant Street, Suite 1300 Pittsburgh, PA 15219 (412) 565-3173</p>

Organizational Chart