

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF LISA MARIE
FRAAS, ESQ., BAR NO. 4990.

No. 55682

FILED

MAY 18 2010

TRACIE V. LINDEMAN
CLERK OF SUPREME COURT
BY *[Signature]*
CHIEF DEPUTY CLERK

ORDER IMPOSING RECIPROCAL DISCIPLINE

This is a petition under SCR 114 to reciprocally discipline attorney Lisa Marie Fraas, based on discipline imposed upon her in California. Fraas did not file a response to the petition.

Fraas' California misconduct arose from her representation of a client in a divorce proceeding. It consisted of: claiming that her fee was non-refundable and failing to refund unearned fees for approximately six months despite repeated requests to do so, in violation of California Rule of Professional Conduct 3-700(D)(2); withdrawing the disputed client funds and not maintaining them in her trust account pending resolution of the fee dispute, in violation of California Rule of Professional Conduct 4-100(A)(2); disclosing confidential information during the arbitration process, in violation of California Business and Professions Code section 6068(e); and misrepresenting that she had not deposited the fees into her trust account and that she had foregone other representation, including

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Bar Number: 4990

the client's wife, in violation of California Business and Professions Code section 6106.¹

On October 6, 2009, the California Supreme Court approved the parties' stipulation that Fraas receive a one-year stayed suspension, with an actual suspension of 30 days. Fraas was placed on probation for one year, subject to the following conditions: comply with the provisions of the California State Bar Act and Rules of Professional Conduct; report any changes of information to the probation office within 10 days; meet with the probation office within 30 days to set up the terms and conditions of probation; submit written quarterly status reports; answer probation office inquiries; attend ethics school; and pass the Multistate Professional Responsibility Examination. In addition, Fraas was ordered to pay the costs of the disciplinary proceedings.


SCR 114(4) provides that this court shall impose identical reciprocal discipline unless the attorney demonstrates, or this court finds, that one of four exceptions applies. None of the exceptions is present in this case.

Accordingly, we grant the petition for reciprocal discipline. Attorney Lisa Marie Fraas is hereby suspended for one year, which suspension is stayed, with an actual suspension of 30 days. She is placed on probation for one year. Fraas is required to provide proof to Nevada bar counsel of compliance with the conditions of probation imposed upon her by California. Failure to do so constitutes a violation of probation and

¹Nevada's counterparts are RPC 1.6 (confidentiality of information); RPC 1.15 (safekeeping property); RPC 1.16 (declining or terminating representation); and RPC 8.4 (misconduct).

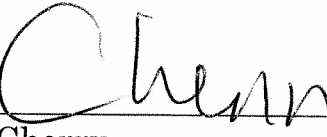
could subject Fraas to further discipline. Fraas and the State Bar shall comply with SCR 115 and SCR 121.1.


It is so ORDERED.


Parraguirre C.J.


Hardesty J.


Douglas J.


Cherry J.


Saitta J.


Gibbons J.


Pickering J.

cc: Rob W. Bare, Bar Counsel
Kimberly K. Farmer, Executive Director, State Bar of Nevada
Lisa Marie Fraas
Perry Thompson, Admissions Office, United States Supreme Court