

IN THE SUPREME COURT OF THE STATE OF NEVADA

IN THE MATTER OF DISCIPLINE OF
ALEX B. GHIBAUDO, ESQ., BAR NO.
10592

No. 54164

FILED

AUG 07 2009

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

ORDER OF TEMPORARY SUSPENSION

This is a joint petition filed by the Southern Nevada Disciplinary Board Chair and Alex B. Ghibaudu, Esq. for an order temporarily suspending attorney Ghibaudu from the practice of law, pending the resolution of formal disciplinary proceedings against him. The petition and supporting documentation demonstrate that Ghibaudu appears to have: (1) repeatedly abandoned clients; (2) not provided an accounting of funds received from clients despite requests from clients and the State Bar; (3) failed to respond to the office of Bar Counsel after repeated requests regarding multiple grievance files; and (4) made numerous unprofessional and demeaning telephone calls to two other attorneys.

SCR 102(4)(a) provides, in pertinent part:

On the petition of a disciplinary board, signed by its chair or vice chair, supported by an affidavit alleging facts personally known to the affiant, which shows that an attorney appears to be posing a substantial threat of serious harm to the public, the supreme court may order, with notice as the court may prescribe, the attorney's immediate temporary suspension or may impose other conditions upon the attorney's practice.

Effective Date: August 7, 2009
Bar Number: 10592

In addition, SCR 102(4)(b) provides that we may place restrictions on an attorney's handling of funds.

We conclude that the documentation before us demonstrates that Ghibaudo poses a substantial threat of serious harm to the public, and that his immediate temporary suspension is warranted.¹ We further conclude that Ghibaudo's handling of funds should be restricted.²

Accordingly, Ghibaudo is temporarily suspended from the practice of law, pending the resolution of formal disciplinary proceedings against him.³ In addition, Ghibaudo is prohibited from withdrawing any funds from any and all accounts relating in any way to his law practice, including but not limited to his general and trust accounts, except upon written approval of bar counsel or by order of a court of competent jurisdiction.⁴ The State Bar shall immediately serve Ghibaudo with a copy of this order. Such service may be accomplished by personal service, certified mail, delivery to a person of suitable age at Ghibaudo's law office or residence, or by publication. When served on either Ghibaudo or a depository in which he maintains an account, this order shall constitute

¹See SCR 102(4)(a).

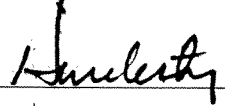
²See SCR 102(4)(b).

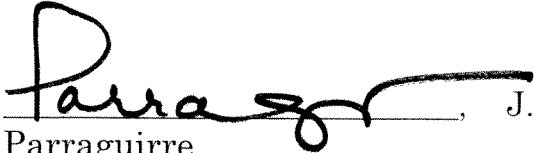
³Under SCR 102(4)(c), Ghibaudo is immediately prohibited from accepting new clients and precluded from continuing to represent existing clients. Any fees or other funds received by Ghibaudo from or on behalf of clients shall be deposited in a trust account, from which no withdrawals may be made except upon written approval of bar counsel or by order of a court of competent jurisdiction. Id.


⁴See SCR 102(4)(b).

an injunction against withdrawal of the proceeds except in accordance with the terms of this order.⁵

It is so ORDERED.⁶


_____, C.J.
Hardesty


_____, J.
Parraguirre


_____, J.
Saitta

cc: Bernard Zadrowski, Vice Chair, Southern Nevada Disciplinary Board
Rob W. Bare, Bar Counsel
Kimberly K. Farmer, Executive Director
William B. Terry
Alex B. Ghibaudo
Perry Thompson, Admission Office, U.S. Supreme Court

⁵See id.

⁶Ghibaudo shall comply with SCR 115.

This is our final disposition of this matter. Any new proceedings concerning Ghibaudo shall be docketed under a new docket number.