

Cincinnati Bar Association,
Relator,
v.
Darren Joseph Mullaney, Patrick E.
Moeves, and John S. Brooking,
Respondents.

Case No. 08-412

ON CERTIFIED REPORT BY THE
BOARD OF COMMISSIONERS ON
GRIEVANCES AND DISCIPLINE OF
THE SUPREME COURT

ORDER

The Board of Commissioners on Grievances and Discipline filed its Final Report in this court on February 22, 2008, recommending: that pursuant to Gov.Bar R.V(6)(B)(5) the respondent Darren Joseph Mullaney, be publicly reprimanded; that pursuant to Gov.Bar R.V(6)(B)(3) the respondent, John S. Brooking, be suspended from the practice of law for a period of one year, stayed upon conditions; and, that respondent Patrick E. Moeves, be enjoined from practicing law in Ohio, pro hac vice, for two years. Respondents filed no objections to said Final Report, and this cause was considered by the court. On consideration thereof,

It is ordered and adjudged by this court that consistent with the opinion rendered herein and pursuant to Gov.Bar R.V(6)(B)(5), respondent Darren Joseph Mullaney, Attorney Registration Number 0075929, last known business address in Cincinnati, Ohio, be publicly reprimanded, pursuant to Gov.Bar R. V(6)(B)(3) respondent, John S. Brooking, Attorney Registration Number 0055654, last known business address in Fort Wright, Kentucky, be suspended from the practice of law for a period of one year, with the entire suspension stayed on the condition that he commit no further misconduct, and that respondent, Patrick F. Moeves, last known business address in Fort Wright, Kentucky, be enjoined from practicing law in Ohio, pro hac vice or in any other respect, for two years.

It is further ordered that the respondents be jointly taxed the costs of these proceedings in the amount of \$8,047.54, which costs shall be payable to this court by certified check or money order on or before 90 days from the date of this order. It is further ordered that if these costs are not paid in full on or before 90 days from the date of this order, interest at the rate of 10% per annum shall accrue as of 90 days from the date of this order, on the balance of unpaid Board costs. It is further ordered that if costs are not paid in full on or before 90 days from the date of this order, respondents may be held in contempt and respondents Mullaney and Brooking may be suspended until costs and all accrued interest, are paid in full.

It is further ordered, sua sponte, by the court, that within 90 days of the date of this order, the respondents shall reimburse any amounts that have been awarded against the respondents by the Clients' Security Fund pursuant to Gov.Bar R. VIII(7)(F). It is further ordered, sua sponte, by the court that if, after the date of this order, the Clients' Security Fund awards any amount against the respondents pursuant to Gov.Bar R. VIII(7)(F), the respondents shall reimburse that amount to the Clients' Security Fund within 90 days of the notice of such award.

It is further ordered that the respondents shall keep the Clerk, the Cincinnati Bar Association, and the Disciplinary Counsel advised of any change of address where respondents may receive communications.

It is further ordered, sua sponte, that all documents filed with this court in this case shall meet the filing requirements set forth in the Rules of Practice of the Supreme Court of Ohio, including requirements as to form, number, and timeliness of filings.

It is further ordered, sua sponte, that service shall be deemed made on respondent by sending this order, and all other orders in this case, by certified mail to the most recent address respondent has given to the Office of Attorney Services.

It is further ordered that the clerk of this court issue certified copies of this order as provided for in Gov.Bar R. V(8)(D)(1), that publication be made as provided for in Gov.Bar R. V(8)(D)(2), and that respondents bear the costs of publication.

THOMAS J. MOYER
Chief Justice