



STATE OF CONNECTICUT
JUDICIAL BRANCH

STATEWIDE GRIEVANCE COMMITTEE

Michael P. Bowler, *Statewide Bar Counsel*

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Attorney Mark Dubois
Chief Disciplinary Counsel
100 Washington Street
Hartford, CT 06106

Attorney Paul Smith
124 Wauregan Road
Danielson, CT 06239

RE: Grievance Complaint #08-0551B, Boundy v. Smith

Dear Chief Disciplinary Counsel and Respondent:

Pursuant to Practice Book §2-82(b), the undersigned, duly-appointed reviewing committee of the Statewide Grievance Committee, have reviewed the *Proposed Disposition-Practice Book §2-82(b)* (hereinafter "*Proposed Disposition*") filed January 8, 2009 and submitted for approval in the above referenced matter. After careful consideration of the *Proposed Disposition*, the *Affidavit* of the Respondent submitted pursuant to Practice Book §2-82(d) and the entire record of the complaint, and after conducting a hearing pursuant to Practice Book §2-82(b) on January 8, 2009, the undersigned hereby APPROVE the *Proposed Disposition*, a copy of which is attached hereto together with the *Affidavit* of the Respondent. Accordingly, the disposition agreed to by the Chief Disciplinary Counsel and the Respondent in the above referenced matter and set forth in the *Proposed Disposition* is hereby made an order of this reviewing committee. The Respondent is ordered to attend in-person and at his own expense a continuing legal education ("CLE") course in professional responsibility or legal ethics. Online courses do not comply. The CLE course is to consist of a minimum of three credit hours, and is to be taken within six months of the approval of this agreement. The Respondent is further ordered to provide the Statewide Grievance Committee with written confirmation of his compliance with this condition within thirty days of completion of the CLE course.

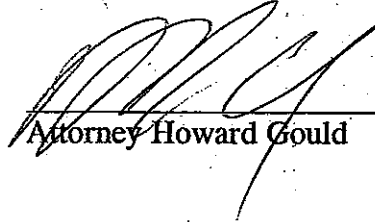
So ordered.

cc: Kenneth & Cheryl Boundy
Attorney Gregory Benoit

(3)
asc

DECISION DATE: 2/6/09

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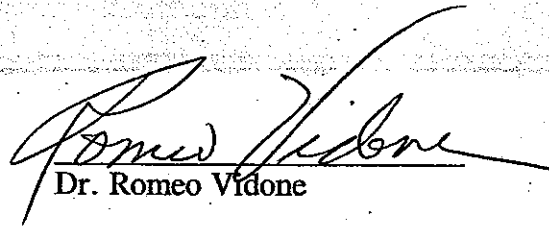


Attorney Howard Gould

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Dr. Romeo Vidone

No. 08-0551B

KENNETH and CHERYL BOUNDY

CORAM

V.

STATEWIDE GRIEVANCE COMMITTEE

PAUL M. SMITH

HARTFORD REVIEWING COMMITTEE

PROPOSED DISPOSITION-PRACTICE BOOK § 2-82(b)

Pursuant to Practice Book § 2-82(b), the undersigned Respondent and Disciplinary Counsel stipulate and agree as follows:

1. This matter was instituted by grievance complaint filed by the Complainants Kenneth and Cheryl Boundy on June 17, 2008.
2. On September 26, 2008 the Windham Grievance Panel found probable cause that the Respondent had violated Rules 1.1, 1.3, 1.7(1), 1.4(b) and 8.4(3) of the Rules of Professional Conduct in connection with a real estate transaction where he represented all of the parties to the transaction and prepared a note and mortgage for secondary financing between the buyer and the sellers.
3. The Respondent has tendered an admission of fact in accordance with his affidavit attached hereto, admitting certain of the facts related to the complaint.
4. Respondent has been admitted to practice since 1984. He was reprimanded once, in 1993.
5. The Respondent agrees to attend in-person and at his own expense a continuing legal education ("CLE") course in professional responsibility or legal ethics. Online courses do not comply. The CLE course is to consist of a minimum of 3 credit hours, and is to be taken within six months of the approval of this agreement. The Respondent will provide the Statewide Grievance Committee written confirmation

of his compliance with this condition within 30 days of completion of the CLE course.

6. Disciplinary Counsel has advised the Complainants of the disposition of this matter by notice to the panel counsel and any objection will be made known to the Reviewing Committee.

WHEREFORE, this matter is submitted to the Statewide Grievance Committee for its consideration in accordance with Practice Book § 2-82(b).

Date

1/8/09

Office of Disciplinary Counsel

By Mark A. Dubois
Chief Disciplinary Counsel

Date

1-8-09

Respondent Paul M. Smith

Paul M. Smith

Respondent Paul M. Smith

Date

By Conrad O. Seifert

AFFIDAVIT

STATE OF CONNECTICUT)

COUNTY OF W. HARTFORD

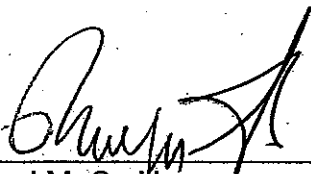
Ss:

[Signature]

I am over the age of 18 and believe in the obligation of an oath. Pursuant to Practice Book §2-82, I make the follow affidavit:

1. This Admission and is voluntarily submitted.
2. I am aware that I have a right to a full evidentiary hearing on this matter and I waive that right by entering into this agreement.
3. I have been neither subject to coercion nor duress and I am fully aware of the implications of this Affidavit and Admission.
4. I am aware of the current proceeding regarding my alleged violation of Rules 1.1, 1.3, 1.7(1), 1.4(b) and 8.4(3) of the Rules of Professional Conduct in connection with my representation of the Complainants and other parties to a real estate transaction.

5. I admit that my conduct could be found by a reasonable trier of fact to constitute a violation of Rule 1.4(b) of the Rules of Professional Conduct.
6. Nothing in this document is intended to be an admission in any lawsuit the Complainants have brought against me or may bring against me.
7. I agree to attend in-person and at my own expense a continuing legal education ("CLE") course in professional responsibility or legal ethics. Online courses do not comply. The CLE course is to consist of a minimum of 3 credit hours, and will be taken within six months of the approval of this agreement. I will provide the Statewide Grievance Committee written confirmation of my compliance with this condition within 30 days of completion of the CLE course.
8. I agree that this matter may be submitted to a reviewing committee of the Statewide Grievance Committee in accordance with Practice Book 2-82(b).



Paul M. Smith

Subscribed and sworn to before me

this 8 day of January, 2009.



Commissioner of the Superior Court