



STATE OF CONNECTICUT
JUDICIAL BRANCH

STATEWIDE GRIEVANCE COMMITTEE

Michael P. Bowler, *Statewide Bar Counsel*

287 Main Street
Second Floor - Suite Two
East Hartford, CT 06118-1885
(860) 568-5157 Fax (860) 568-4953
Judicial Branch Website: www.jud.ct.gov

Attorney Patricia A. King
First Assistant Disciplinary Counsel
100 Washington Street
Hartford, CT 06106

Attorney David Avigdor
165 West Park Avenue
New Haven, CT 06511

RE: Grievance Complaint #09-1094, New Haven Judicial District Grievance Panel for the towns of Bethany, New Haven & Woodbridge v. Avigdor

Dear First Assistant Disciplinary Counsel and Respondent:

Pursuant to Practice Book §2-82(b), the undersigned, duly-appointed reviewing committee of the Statewide Grievance Committee, has reviewed the *Proposed Disposition Pursuant to Connecticut Practice Book §2-82(b)* (hereinafter "*Proposed Disposition*") filed November 3, 2010 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 November 3, 2010, 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 First Assistant 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. We order the Respondent to attend, in-person and at his own expense, a continuing legal education ("CLE") course in Legal Ethics. On-line courses and materials only courses do not comply. The course must cover Connecticut law. 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 will 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: Attorney Michael Georgetti
Attorney J. Adrian Rebollo
Attorney Howard Lawrence

(D)
EMR

DECISION DATE: 12/10/10

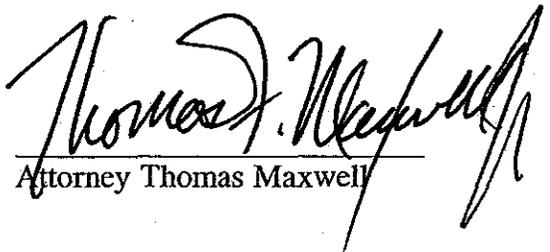
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Attorney Salvatore DePiano

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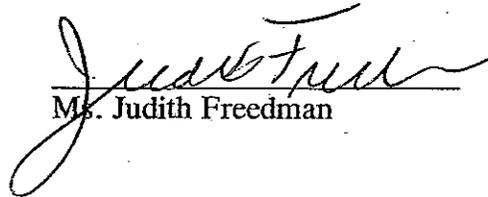


Attorney Thomas Maxwell

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Ms. Judith Freedman

STATEWIDE GRIEVANCE COMMITTEE

NEW HAVEN J.D. G.A. 7 PANEL
Complainant

GRIEVANCE COMPLAINT #
09-1094

v.
DAVID AVIGDOR
Respondent

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

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

1. David Avigdor (hereinafter Respondent), juris number 102095, was admitted to the bar of the State of Connecticut on May 2, 1983 and has no history of discipline.
2. The Respondent has registered with the Statewide Grievance Committee for 2010] and is currently in good standing.
3. This matter was instituted by grievance complaint dated December 16, 2009.
4. On March 17, 2010, the New Haven J.D. for G.A. 7 and the towns of Branford, East Haven, Guilford, Madison and N. Branford Grievance Panel found probable cause that the Respondent violated Rules 5.5(a), 8.3(a), 8.4(1) and 8.4(4) of the Rules of Professional Conduct.
5. The Respondent has tendered an affidavit pursuant to Practice Book § 2-82(d) attached hereto, and although the Respondent denies some or all of the material facts in the complaint, he acknowledges that there is sufficient evidence to prove by clear and convincing evidence the material facts constituting a violation of Rule 5.5(a) of the Rules of Professional Conduct.
6. The Respondent and the Disciplinary Counsel agree that the Statewide Grievance Committee will order Respondent to attend in-person and at his/her own expense a continuing legal education ("CLE") course(s) in legal ethics. Online courses and materials only courses do not comply. The course must cover Connecticut law. 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 with written

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

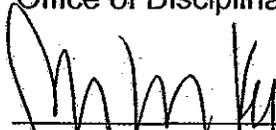
7. The Respondent understands that this order constitutes a disciplinary sanction and condition pursuant to Practice Book § 2-37(a).
8. The Respondent further understands that his failure to comply with all the terms of this condition will result in the filing of a presentment pursuant to Practice Book § 2-37(c).
9. The Respondent and the Disciplinary Counsel agree that the Disciplinary Counsel will recommend that the Statewide Grievance Committee impose the sanction set forth in this agreement. If this agreement is rejected by the Statewide Grievance Committee, the Disciplinary Counsel will pursue this matter at a hearing before a different reviewing committee of the Statewide Grievance Committee.

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

11/3/10
Date

11/3/10
Date

Office of Disciplinary Counsel,

By: 
Patricia King
Assistant Disciplinary Counsel


Attorney Howard Lawrence
Respondent's Attorney

STATEWIDE GRIEVANCE COMMITTEE

NEW HAVEN J.D. G.A. 7 PANEL
Complainant

GRIEVANCE COMPLAINT #
09-1095

v.
DAVID AVIGDOR
Respondent

AFFIDAVIT

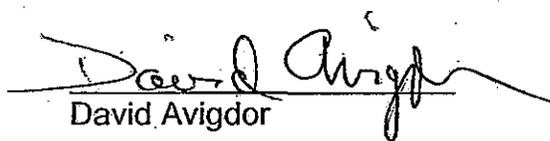
STATE OF CONNECTICUT)

COUNTY OF (Fairfield) ^{ss.} Bridgeport

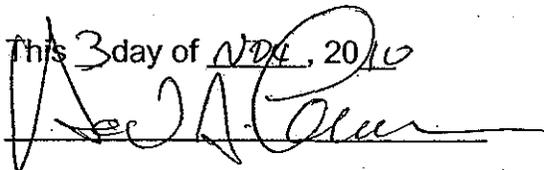
I am over the age of 18 and believe in the obligation of an oath. Pursuant to Practice Book § 2-82(d), I make the following affidavit:

1. The Proposed Disposition attached hereto and made a part hereof is voluntarily submitted.
2. I hereby consent to the form of disposition set out in the foregoing Proposed Disposition.
3. I am aware that I have a right to a full evidentiary hearing on this matter with the assistance of an attorney and I waive that right by entering into this agreement.
4. I have been neither subject to coercion nor duress and I am fully aware of the consequences of this Affidavit and Proposed Disposition.
5. I am aware of the current proceeding regarding my alleged violation of Rule 5.5(a) of the Rules of Professional Conduct.
6. Although I deny some or all of the material facts alleged in the complaint, I acknowledge that there is sufficient evidence to prove by clear and convincing evidence the material facts constituting a violation of Rule 5.5(a) of the Rules of Professional Conduct.

7. I agree that the Statewide Grievance Committee will order me to attend in-person and at my own expense a continuing legal education ("CLE") course in legal ethics. Online courses and materials only courses do not comply. The course must cover Connecticut law. 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. I understand and agree that it is my obligation to provide the Statewide Grievance Committee with written confirmation of my compliance with this condition within 30 days of completion of the CLE course.
8. I understand that this order constitutes a disciplinary sanction and condition pursuant to Practice Book § 2-37(a).
9. I understand that Disciplinary Counsel will recommend that this matter be resolved by the imposition of the sanction set forth in the Proposed Disposition. If this agreement is rejected by the Statewide Grievance Committee, the Disciplinary Counsel will pursue this matter at a hearing before a different reviewing committee of the Statewide Grievance Committee.
10. I further understand that my failure to comply with all the terms and conditions stated herein will result in a presentment.
11. The foregoing is true and accurate to the best of my knowledge and belief.


David Avigdor

Subscribed and sworn to before me

This 3 day of NOV, 2010


~~Notary Public~~ Commissioner of the Superior Court