

STATE OF CONNECTICUT



Michael P. Bowler
Statewide Bar Counsel

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STATEWIDE GRIEVANCE COMMITTEE

www.jud.ct.gov/sgc/
Second Floor - Suite Two
287 Main Street, East Hartford, Connecticut 06118-1885

01/28/2011

OFFICE OF CHIEF DISCIPLINARY C
100 WASHINGTON STREET
HARTFORD CT 06106

PAUL S BIALOBRZESKI
PAUL BIALOBRZESKI
276 WEST MAIN STREET
WATERBURY CT 06702

RE: GRIEVANCE COMPLAINT #10-0453
CRISPINO vs. BIALOBRZESKI

Dear Respondent and Disciplinary Counsel:

Enclosed herewith is the decision of the reviewing committee of the Statewide Grievance Committee concerning the above referenced matter. In accordance with the Practice Book Sections 2-35, 2-36 and 2-38(a), the Respondent may, within thirty (30) days of the date of this notice, submit to the Statewide Grievance Committee a request for review of the decision.

A request for review must be sent to the Statewide Grievance Committee at the address listed above.

Sincerely,

Michael P. Bowler

Encl.

cc: Attorney Gail S. Kotowski
Attorney Robert P. Hanahan
Joseph R. Crispino Esq



STATE OF CONNECTICUT
JUDICIAL BRANCH

STATEWIDE GRIEVANCE COMMITTEE

Michael P. Bowler, *Statewide Bar Counsel*

287 Main Street
Second Floor - Suite Two
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Attorney Karyl Carrasquilla
Assistant Disciplinary Counsel
100 Washington Street
Hartford, CT 06106

Attorney Paul Bialobrzeski
267 West Main Street
Waterbury, CT 06702

RE: Grievance Complaint #10-0453, Crispino v. Paul Bialobrzeski

Dear 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 January 4, 2011 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 4, 2011, 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 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.

The Respondent is reprimanded and ordered 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.

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Decision

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Reviewing committee member Attorney Joseph Foti recused himself from hearing this matter. Assistant Disciplinary Counsel and the Respondent waived the participation of a third reviewing committee member in the consideration and decision of the *Proposed Disposition*. Accordingly, the matter was considered and decided by the undersigned.

So ordered.

cc: Attorney Joseph Crispino
Attorney Robert Hanahan
Attorney William Sweeney
Attorney Gail Kotowski

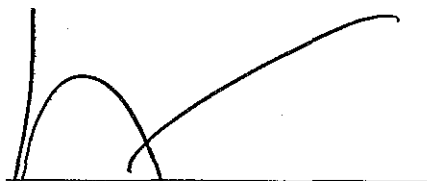
(D)
EMR

DECISION DATE: 1/28/11

Grievance Complaint #10-0453

Decision

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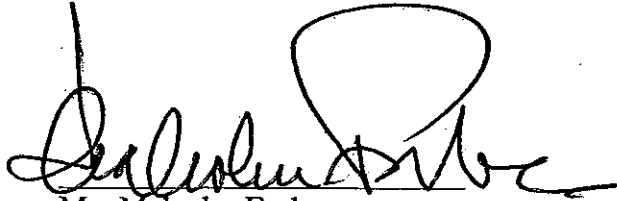
A handwritten signature in black ink, consisting of a vertical line on the left, a large loop, and a long horizontal stroke extending to the right.

Attorney Noble Allen

Grievance Complaint #10-0453

Decision

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A handwritten signature in black ink, appearing to read "Malcolm Forbes". The signature is stylized with a large, prominent loop at the top right and a long, sweeping underline.

Mr. Malcolm Forbes

STATEWIDE GRIEVANCE COMMITTEE

JOSEPH CRISPINO
Complainant

GRIEVANCE COMPLAINT #
10-0453

v.

PAUL BIALOBRZESKI
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. Paul Bialobrzewski (hereinafter Respondent), juris number 101367, was admitted to the bar of the State of Connecticut on November 17, 1981 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 May 21, 2010.
4. On August 9, 2010, the Waterbury Judicial District Grievance Panel found probable cause that the Respondent violated Rules 1.1, 2.3, 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 acknowledges that while he disagrees with some or all of the material facts alleged in the complaint, there is sufficient evidence to prove by clear and convincing evidence that he made loans in his capacity as Attorney in fact for the Irene Simcik Trust to friends and business associates without doing credit checks or income verification, and without obtaining security for said loans, and after a conservator had been appointed for Ms. Simcik by the Southington Probate Court, in violation of Rule 1.1 of the Rules of Professional Conduct.
6. The Respondent and Disciplinary Counsel agree that the Respondent will be reprimanded pursuant to Practice Book §2-37(a).

7. The Respondent and the Disciplinary Counsel agree that the Statewide Grievance Committee will order that the Respondent will attend in-person and at his own expense a continuing legal education ("CLE") course in either 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 compliance with this condition within 30 days of completion of the CLE course.
8. 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.

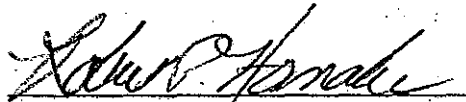
WHEREFORE, this matter is submitted to the Statewide Grievance Committee for its approval in accordance with Practice Book § 2-82(b).

Office of Disciplinary Counsel,

1/4/11
Date

By: 
Karyl Carrasquilla
Assistant Disciplinary Counsel

1/4/11
Date


Attorney Robert P. Hanahan
Counsel for Respondent

STATEWIDE GRIEVANCE COMMITTEE

JOSEPH CRISPINO
Complainant

GRIEVANCE COMPLAINT #
10-0453

v.

PAUL BIALOBRZESKI
Respondent

AFFIDAVIT

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 Rules 1.1, 2.3, and 8.4(4) of the Rules of Professional Conduct as found by the Waterbury Judicial District grievance panel.
9. I tender this affidavit pursuant to Practice Book § 2-82(d) attached hereto, and acknowledge that while I disagree with some or all of the material facts alleged in the complaint, there is sufficient evidence to prove by clear and convincing evidence that I made loans in my capacity as Attorney in fact for the Irene Simcik Trust to friends and business associates without doing credit checks or income verification, and without obtaining security for said loans, and after a conservator had been appointed for Ms. Simcik by the Southington Probate Court, in violation of Rule 1.1 of the Rules of Professional Conduct.

6. I agree to a reprimand pursuant to Practice Book § 2-37(a).
7. I further agree that the Statewide Grievance Committee will enter an order that I attend in-person and at my own expense a continuing legal education ("CLE") course in either 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 agree 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 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.
9. The foregoing is true and accurate to the best of my knowledge and belief.

PAUL BIALOBRZESKI
Paul Bialobrzewski

STATE OF CONNECTICUT)

COUNTY OF Hartford) ss. Waterbury

Subscribed and sworn to before me this 4th day of June, 2011.

Robert P. Hanahan
ROBERT P. HANAHAN
Notary Public/Commissioner of the Superior Court