

*People v. Borquez*, 03PDJ005. February 17, 2005. Attorney Regulation. The Presiding Disciplinary Judge approved the parties' Conditional Admission of Misconduct and suspended Respondent Robert P. Borquez (Registration #19577) from the practice of law for a period of one year and one day, effective March 20, 2005. This proceeding arises out of Respondent's negligent mishandling of client funds. Respondent represented an insurance company in a subrogation matter. Although Respondent collected a judgment in that matter, he did not remit all the funds to which the insurance company was entitled. Also, Respondent's records did not accurately reflect the dates and amounts actually collected, he did not maintain sufficient funds in his client trust account to make payment, and he withdrew attorney fees that were not earned from insurance company funds. In a number of other matters, Respondent paid himself more in attorney fees and costs than the clients had paid into the trust account, and did not have sufficient funds in the trust account to cover client refunds issued. Therefore, Respondent violated Colo. RPC 1.15 (failure to safe-keep client property, failure to keep client property separate until there is an accounting and severance of interests, and failure to maintain adequate records), as well as 8.4(c) (conduct involving dishonesty, fraud, deceit or misrepresentation). Respondent was also ordered to pay the costs incurred in this proceeding.