

People v. Loyd, No.GC94A54 (consolidated with GC94A70 and 99PDJ117) 12/28/1999.

Attorney Regulation.

The Presiding Disciplinary Judge accepted the parties' Amended Conditional Admission of Misconduct and suspended Respondent, Barbara Christie Loyd, from the practice of law for a period of nine months followed by one year and three months' probation subject to certain conditions. The Respondent has been under treatment and medication for bipolar disorder for the past five years and Respondent has not engaged in any instances of illegal or unethical conduct during this time period. In case no. GC94A54, Respondent pled guilty on three separate occasions to driving while inability impaired, and on another occasion, she was charged with driving under the influence in violation of prior DR1-102 (a) (1) and prior DR1-102 (a) (6). Respondent did not report these convictions to the Office of Disciplinary Counsel in violation of C.R.C.P. 241.16 (b). Respondent made false and inaccurate representations to the Office of Disciplinary Counsel in violation of DR1-102 (a) (4) and DR1-102 (a) (1). Respondent failed to file timely notice of appeal on behalf of a client in violation of Colo. RPC 1.3 and Colo. RPC 8.4 (a). In case no. GC94A70, Respondent made false representations to a client in order to obtain the clients' documents of identification in violation of Colo. RPC 8.4 (c). In case no. 99PDJ117, Respondent obtained documents of identification of a potential client, purchased a car and obtained title for the car in the potential client's name, and in so doing, committed the crime of criminal impersonation, in violation of Colo. RPC 8.4 (b), Colo. RPC 8.4 (c), C.R.C.P. 241.6 (3) and C.R.C.P. 241.6 (5). Respondent used an attorney's letterhead without authorization, representing that she had authority to do so, in violation of Colo. RPC 8.4 (c) and C.R.C.P. 241.6 (3). Respondent pled guilty to possession of a Schedule III controlled substance, driving after judgment prohibited, driving under the influence of drugs, and driving while a habitual traffic offender in violation of Colo. RPC 8.4 (b), Colo. RPC 8.4 (c), C.R.C.P. 241.6 (3) and C.R.C.P. 241.6 (5). Respondent obtained a driver's license belonging to another person and used it to obtain a duplicate driver's license without authorization and pled guilty to forgery in violation of Colo. RPC 8.4 (b), Colo. RPC 8.4 (c), C.R.C.P. 241.6 (3) and C.R.C.P. 241.6 (5). The parties agreed to and the Presiding Disciplinary Judge approved the sanction of nine months with one year and three months' probation taking into consideration significant mitigating factors, including the absence of a prior disciplinary record, personal or emotional problems, a cooperative attitude toward disciplinary proceedings, a mental disability (bipolar disorder), interim rehabilitation and the imposition of other severe penalties and sanctions.