

NOTICE TO THE BAR

Defaults Scheduled for Review by the
Disciplinary Review Board

The following matters have been certified to the Disciplinary Review Board as defaults, in accordance with R. 1:20-4(f):

In the Matters of Russell T. Kivler

Docket Nos. DRB 08-155, 08-156, 08-159, 08-167,
08-244, 08-245, 08-246 & 08-247

District Docket Nos. VII-07-027E, VII-07-029E,
VII-07-026E, XIV-07-231E, VII-07-030E, VII-07-031E,
VII-07-032E, VII-07-040E

In the Matter of Kathleen D. Wargo

Docket no. DRB 08-186
District Docket No. XIV-2007-0241E

In the Matter of John Scott Angelucci

Docket No. DRB 08-188
District Docket No. XIV-2007-0237E

These matters are scheduled to be reviewed by the Board on **Thursday, September 18, 2008**. R. 1:20-4(f) provides that an attorney-respondent's failure to timely file an answer "shall be deemed an admission that the allegations of the complaint are true and . . . provide sufficient basis for the imposition of discipline." Although chances for a successful motion are limited, a motion to vacate the default may be by filed with the Board **by no later than September 8, 2008. MOTIONS RECEIVED AFTER THE DEADLINE WILL NOT BE REVIEWED BY THE BOARD.** The motion should specify why the attorney-respondent failed to file a timely answer (including lack of notice) and should set forth any claimed meritorious defenses to the ethics charge. The motion must also be simultaneously served on the Director of the Office of Attorney Ethics and, where appropriate, the district ethics committee responsible for the underlying ethics matter. A certification regarding that service must accompany any documents filed with the Board.

Respondents may communicate with the Board by contacting the Office of Board Counsel at:

P.O. Box 962, Trenton, NJ 08625, Telephone: 609-292-1012

/s/ Julianne DeCore

Julianne K. DeCore
Chief Counsel
Disciplinary Review Board

Dated: August 22, 2008