

NOTICE TO THE BAR

Re: 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 Matter of Joseph C. Lane

Docket No. DRB 19-412

District Docket No. XIV-2018-0131E

In the Matter of Thomas Ludwig

Docket No. DRB 19-413

District Docket No. XIV-2018-0216E

In the Matter of Scott Michael Marinelli

Docket No. DRB 19-427

District Docket No. XIV-2018-0425E

In the Matter of Audwin Frederick Levasseur

Docket No. DRB 19-442

District Docket No. VA-2018-0023E

In the Matters of Susan A. Lowden

Docket Nos. DRB 19-450 and 19-473

District Docket Nos. IV-2018-0011E and IV-2018-0049E

These matters are scheduled to be reviewed by the Board on Thursday, March 19, 2020. 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 filed with the Board by no later than February 20, 2020. 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 are hereby advised that, generally, in a default matter, the discipline is enhanced to reflect a respondent's failure to cooperate with disciplinary authorities as an aggravating factor. In re Kivler, 193 N.J. 332, 338 (2008).

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Scheduled: March 19, 2020

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

P.O. Box 962, Trenton, NJ 08625, Telephone: 609-815-2920

Dated: January 27, 2020

Ellen A. Brodsky
Chief Counsel
Disciplinary Review Board