

**BEFORE THE DISTRICT 12 GRIEVANCE COMMITTEE  
EVIDENTIARY PANEL 12-3  
STATE BAR OF TEXAS**

**COMMISSION FOR LAWYER  
DISCIPLINE,**  
*Petitioner*

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vs.

**FILE NO. 201803231**

**JAVIER AGUIRRE,**  
*Respondent*

**AGREED JUDGMENT OF PUBLIC REPRIMAND**

**Parties and Appearance**

On this day, came to be heard the above styled and numbered cause. Petitioner and Respondent, JAVIER AGUIRRE, Texas Bar Number 24044732, announce that an agreement has been reached on all matters including the imposition of a Public Reprimand.

**Jurisdiction and Venue**

The Evidentiary Panel 12-3, having been duly appointed to hear this complaint by the chair of the Grievance Committee for State Bar of Texas District 12, finds that it has jurisdiction over the parties and the subject matter of this action, and that venue is proper.

**Professional Misconduct**

The Evidentiary Panel, having considered the pleadings, admissions, stipulations and agreements of the parties, finds Respondent has committed Professional Misconduct as defined by Rule 1.06(W) of the Texas Rules of Disciplinary Procedure.

**Findings of Fact**

Petitioner and Respondent agree to the following findings of fact. Accordingly, the Evidentiary Panel finds:

1. Respondent is an attorney licensed to practice law in Texas and is a member of the State Bar of Texas.
2. Respondent resides in and maintains his principal place of practice in Cameron County, Texas.
3. Alma Nelly Rios was injured in an auto accident in Harlingen, Texas on March 15, 2018 and signed a contract to hire Respondent for her personal injury claims on March 25, 2018. In connection with the representation of Ms. Rios, Respondent failed to properly supervise his nonlawyer employee or associate to ensure that person's conduct was compatible with Respondent's professional obligations.
4. The Chief Disciplinary Counsel of the State Bar of Texas has incurred reasonable attorneys' fees and direct expenses associated with this Disciplinary Proceeding in the amount of One Thousand and 00/100 Dollars (\$1,000.00).

#### **Conclusions of Law**

Petitioner and Respondent agree that, based on the foregoing findings of fact, the following Texas Disciplinary Rules of Professional Conduct have been violated. Accordingly, the Evidentiary Panel concludes that Respondent has violated Texas Disciplinary Rule of Professional Conduct 5.03(a).

#### **Sanction**

It is AGREED and ORDERED that a Public Reprimand shall be imposed against Respondent in accordance with the Texas Rules of Disciplinary Procedure.

#### **Attorney's Fees and Expenses**

It is further AGREED and ORDERED Respondent shall pay all reasonable and necessary attorney's fees and direct expenses to the State Bar of Texas in the amount of One Thousand and 00/100 Dollars (\$1,000.00). The payment of attorney's fees and direct expenses shall be made by certified or cashier's check or money order and made payable to the State Bar of Texas. The payment shall be submitted to counsel for Petitioner on or before the date this judgment is presented to the Evidentiary Panel for execution.

IT IS FURTHER AGREED and ORDERED that all amounts ordered herein are due to the misconduct of Respondent, and are assessed as a part of the sanction in accordance with Rule 1.06(Z) of the Texas Rules of Disciplinary Procedure. Any amount not paid shall accrue interest at the maximum legal rate per annum until paid and the State Bar of Texas shall have all writs and other post-judgment remedies against Respondent in order to collect all unpaid amounts.

**Publication**

This reprimand shall be made a matter of record and appropriately published in accordance with the Texas Rules of Disciplinary Procedure.

**Other Relief**

All requested relief not expressly granted herein is expressly DENIED.

SIGNED this 6<sup>th</sup> day of FEBRUARY, 2020.

EVIDENTIARY PANEL  
DISTRICT NO. 12-3  
STATE BAR OF TEXAS



ROBERT L. GUERRA, JR., Chair

**AGREED AS TO BOTH FORM AND SUBSTANCE:**



JAVIER AGUIRRE  
State Bar No. 24044732  
Respondent



STEPHANIE STOLLE  
State Bar No. 00785069  
Counsel for Petitioner