

FILE NO. 201903911

IN THE MATTER OF:	§	INVESTIGATORY PANEL 3-1
	§	
(JOHN DAVID DAVID WEST JR.,	§	DISTRICT 3
BAR NO.24029898)	§	
	§	GRIEVANCE COMMITTEE

AGREED JUDGMENT OF PUBLIC REPRIMAND

Agreement of Parties

Chief Disciplinary Counsel and Respondent, John David David West, Jr., Texas Bar Number 24029898 announce that an agreement has been reached on all matters including the imposition of a Public Reprimand.

Jurisdiction and Venue

The Investigatory Panel 3-1, having conducted an Investigatory Hearing on October 22, 2020 on the Complaint filed by Cody E. Herrington, finds that it has jurisdiction over the parties and the subject matter of this action, and that venue is proper.

Professional Misconduct

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

Findings of Fact

Petitioner and Respondent agree to the following findings of fact. Accordingly, the Investigatory 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's Professional Misconduct occurred, in whole or in part, in Jefferson County, Texas.
3. In representing Herrington, Respondent neglected the legal matter entrusted to

- him.
4. Respondent failed to keep Herrington reasonably informed about the status of his matter and failed to comply with reasonable requests for information.
 5. Upon termination of representation, Respondent failed to refund advance payments of fee that had not been earned
 6. Respondent failed to timely furnish to the Chief Disciplinary Counsel's office a response or other information as required by the Texas Rules of Disciplinary Procedure.
 7. 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 \$500.

Conclusions of Law

Based on the agreed foregoing findings of fact, the Investigatory Panel finds that the following Texas Disciplinary Rules of Professional Conduct have been violated: 1.01(b)(1); 1.03(a); 1.15(d) and 8.04(a)(8).

Sanction

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

Restitution, Attorney's Fees and Expenses

It is further AGREED and ORDERED Respondent shall pay all reasonable and necessary attorney's fees and direct expenses, on or before November 22, 2020, to the State Bar of Texas in the amount of \$500. The payment of attorney's fees and direct expenses shall be made by certified or cashier's check or money order, made payable to the State Bar of Texas and delivered to the State Bar of Texas, Chief Disciplinary Counsel's Office, P.O. Box 12487, Austin, TX 78711-2487 (1414 Colorado St., Austin, TX 78701).

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(FF) 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 public 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 21st day of December, 2020.

**INVESTIGATORY PANEL 3-1
DISTRICT 3**


Greg M. Dykeman
PRESIDING MEMBER

AGREED AS TO FORM AND SUBSTANCE:


John David David West, Jr.
State Bar No. 24029898
RESPONDENT

Patricia H. Redman

Patricia M. Redman

State Bar No. 24110799

ASSISTANT CHIEF DISCIPLINARY COUNSEL