

**CAUSE NO. 2020-02604**

<b>COMMISSION FOR LAWYER DISCIPLINE,</b>	<b>§</b>	<b>IN THE DISTRICT COURT OF</b>
<b>[SBOT #201804654]</b>	<b>§</b>	
	<b>§</b>	
<b>Petitioner,</b>	<b>§</b>	
	<b>§</b>	
<b>vs.</b>	<b>§</b>	<b>HARRIS COUNTY, TEXAS</b>
	<b>§</b>	
<b>ARTHUR R. EURESTE,</b>	<b>§</b>	
	<b>§</b>	
<b>Respondent.</b>	<b>§</b>	<b>215<sup>th</sup> JUDICIAL DISTRICT</b>

**AGREED JUDGMENT OF ACTIVE SUSPENSION**

**Parties and Appearance**

On this day, came to be heard the above-styled and numbered cause. Petitioner, the **COMMISSION FOR LAWYER DISCIPLINE**, by and through its attorney of record, Melisa H. Jordan, Assistant Disciplinary Counsel, and Respondent, **ARTHUR R. EURESTE** (“Respondent”), Texas Bar Number 06702250, announce that an agreement has been reached in the above-styled matter.

**Jurisdiction and Venue**

On January 10, 2020, pursuant to Rule 3.02 of the TEXAS RULES OF DISCIPLINARY PROCEDURE, the Supreme Court of Texas appointed the Honorable Mark Morefield to preside over this disciplinary action. The Court finds that it has jurisdiction over the parties and the subject matter of this action, and that venue is proper. Both Parties waived their rights to trial by jury.

**Professional Misconduct**

The Court, having considered the pleadings and the agreement of the parties, finds that Respondent has committed Professional Misconduct as defined by Rule 1.06(CC) of the TEXAS RULES OF DISCIPLINARY PROCEDURE. Respondent has committed professional misconduct as

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defined by Rule 1.06(CC) of the TEXAS RULES OF DISCIPLINARY PROCEDURE and in violation of **Rules 1.01(b)(1)** [in representing a client, lawyer shall not neglect a legal matter entrusted to the lawyer]; **1.01(b)(2)** [in representing a client, a lawyer shall not frequently fail to carry out completely the obligations that the lawyer owes to a client or clients]; **1.03(a)** [a lawyer shall keep a client reasonably informed about the status of a matter and promptly comply with reasonable requests for information]; **8.04(a)(2)** [a lawyer shall not commit a serious crime or commit any other criminal act that reflects adversely on the lawyer's honesty, trustworthiness or fitness as a lawyer in other respects]; and **8.04(a)(3)** [a lawyer shall not engage in conduct involving dishonesty, fraud, deceit or misrepresentation], of the TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT.

#### **Sanction**

It is **AGREED** and **ORDERED** that the sanction of an Active Suspension shall be imposed against Respondent in accordance with the TEXAS RULES OF DISCIPLINARY PROCEDURE.

Accordingly, it is **ORDERED, ADJUDGED** and **DECREED** that Respondent shall be actively suspended from the practice of law for a period of three (3) years beginning August 1, 2021, and ending July 31, 2024. Respondent's active suspension as outlined above shall run concurrently with the three (3) year active suspension in Cause No. 2020-48525, CFLD v. Arthur R. Eureste, in the 270<sup>th</sup> Judicial District Court of Harris County, Texas.

**Additional CLE:** In addition to complying with the Minimum Continuing Legal Education (MCLE) requirements of the STATE BAR OF TEXAS, Respondent shall complete fifteen (15) additional hours of continuing legal education in the area of Law Office Management (three (3) hours), Ethics (six (6) hours), and Trust and Estate Management (six (6) hours). These additional hours of CLE are to be completed by September 1, 2022. Within ten (10) days of the completion of

these additional CLE hours, Respondent shall verify completion of the course to the State Bar of Texas, via USPS: Office of the Chief Disciplinary Counsel, STATE BAR OF TEXAS, P.O. Box 12487, Austin, Texas 78711-2487; or via Delivery: Office of the Chief Disciplinary Counsel, STATE BAR OF TEXAS, 1414 Colorado St., Suite 200, Austin, Texas 78701.

Respondent shall make contact with the Chief Disciplinary Counsel's Office's Compliance Monitor at (512) 427-1334 and Special Programs Coordinator at (512) 427-1343, not later than seven (7) days after receipt of a copy of this *Agreed Judgment* to coordinate Respondent's compliance.

#### **Terms of Active Suspension**

It is further **AGREED** and **ORDERED** that during the term of active suspension ordered herein, Respondent shall be prohibited from practicing law in Texas; holding himself out as an attorney at law; performing any legal services for others; accepting any fee directly or indirectly for legal services; appearing as counsel or in any representative capacity in any proceeding in any Texas or Federal court or before any administrative body; or holding himself out to others or using his name, in any manner, in conjunction with the words "attorney at law," "attorney," "counselor at law," or "lawyer."

It is further **AGREED** and **ORDERED** that, on or before August 1, 2021, Respondent shall notify each of Respondent's current clients in writing of this suspension.

In addition to such notification, it is further **AGREED** and **ORDERED** Respondent shall return any files, papers, unearned monies and other property belonging to current clients in Respondent's possession to the respective clients or to another attorney at the client's request.

It is further **AGREED** and **ORDERED** Respondent shall file with the STATE BAR OF TEXAS, Office of the Chief Disciplinary Counsel, P.O. Box 12487, Austin, Texas 78711-2487 (1414 Colorado St., Austin, Texas 78701), on or before August 1, 2021, an affidavit stating all current clients have been notified of Respondent's suspension and that all files, papers, monies and other property belonging to all current clients have been returned as ordered herein.

It is further **AGREED** and **ORDERED** Respondent shall, on or before August 1, 2021, notify in writing each and every justice of the peace, judge, magistrate, administrative judge or officer and chief justice of each and every court or tribunal in which Respondent has any matter pending of the terms of this judgment, the style and cause number of the pending matter(s), and the name, address and telephone number of the client(s) Respondent is representing.

It is further **AGREED** and **ORDERED** Respondent shall file with the STATE BAR OF TEXAS, Office of the Chief Disciplinary Counsel, P.O. Box 12487, Austin, Texas 78711-2487 (1414 Colorado St., Austin, Texas 78701), on or before August 1, 2021, an affidavit stating Respondent has notified in writing each and every justice of the peace, judge, magistrate, and chief justice of each and every court in which Respondent has any matter pending of the terms of this judgment, the style and cause number of the pending matter(s), and the name, address and telephone number of the client(s) Respondent is representing in Court.

It is further **AGREED** and **ORDERED** that, on or before August 1, 2021, Respondent shall surrender his law license and permanent State Bar Card to the STATE BAR OF TEXAS, Office of the Chief Disciplinary Counsel, P.O. Box 12487, Austin, Texas 78711-2487 (1414 Colorado St., Austin, Texas 78701), to be forwarded to the SUPREME COURT OF TEXAS.

**Restitution, Attorneys' Fees and Expenses**

It is further **AGREED** and **ORDERED** Respondent shall pay restitution to Jesus Martinez in the total amount as ordered by *Default Judgment* signed on December 16, 2020, in Cause No. 2019-31762, Francisco Martinez, Jr., Jesus Martinez and Elisabet Martinez v. Arthur R. Eureste, AKA Arturo Eureste and Dovalina & Eureste, L.L.P., in the 165<sup>th</sup> Judicial District Court of Harris County, Texas.

It is further **AGREED** and **ORDERED** Respondent shall pay all reasonable and necessary attorneys' fees and direct expenses to the STATE BAR OF TEXAS in the amount of One Thousand Five Hundred and No/100 Dollars (\$1,500.00). The payment shall be due and payable on or before September 1, 2021, and shall be made by certified or cashier's check or money order. Respondent shall forward the funds, made payable to the STATE BAR OF TEXAS, Office of the Chief Disciplinary Counsel, P.O. Box 12487, Austin, Texas 78711-2487 (1414 Colorado St., Austin, Texas 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.

It is further **ORDERED** that Respondent shall remain actively suspended from the practice of law as set out above until such time as Respondent has completely paid restitution in the total amount as ordered by *Default Judgment* signed on December 16, 2020, in Cause No. 2019-31762, Francisco Martinez, Jr., Jesus Martinez and Elisabet Martinez v. Arthur R. Eureste, AKA Arturo Eureste and Dovalina & Eureste, L.L.P., in the 165<sup>th</sup> Judicial District Court of Harris County, Texas,

to Jesus Martinez; and attorneys' fees and direct expenses in the amount of One Thousand Five Hundred and No/100 Dollars (\$1,500.00) to the STATE BAR OF TEXAS.

**Publication**

This suspension shall be made a matter of record and appropriately published in accordance with the TEXAS RULES OF DISCIPLINARY PROCEDURE.

**Other Relief**

**IT IS FURTHER ORDERED** that the Clerk of this Court shall forward a certified copy of the current *Disciplinary Petition* on file in this case, along with a copy of this *Judgment* to the following: (1) CLERK OF THE SUPREME COURT OF TEXAS, Supreme Court Building, Austin, Texas 78711; (2) the STATE BAR OF TEXAS, Office of the Chief Disciplinary Counsel, P. O. Box 12487, Austin, Texas 78711; and (3) Respondent, P.O. Box 2884, Houston, Texas 77252.

**IT IS ORDERED** that all costs of court incurred in the prosecution of this lawsuit shall be taxed against Respondent, for which the Clerk may have execution if they are not timely paid.

All requested relief not expressly granted herein is expressly **DENIED**.

SIGNED this 4<sup>th</sup> day of June, 2021, in Harris  
Court, Texas

  
\_\_\_\_\_  
**HON. MARK MOREFIELD,**  
**JUDGE PRESIDING**

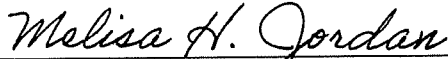
**AGREED AS TO BOTH FORM AND SUBSTANCE:**

**STATE BAR OF TEXAS**

*Office of the Chief Disciplinary Counsel*

**SEANA WILLING**

Chief Disciplinary Counsel



**MELISA H. JORDAN**

Assistant Disciplinary Counsel

State Bar No. 24027911

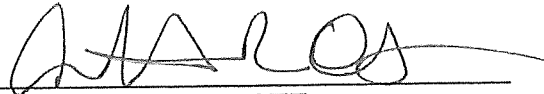
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**ATTORNEYS FOR PETITIONER,  
COMMISSION FOR LAWYER DISCIPLINE**

**RESPONDENT *PRO SE***

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### Automated Certificate of eService

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Shawn Leslie on behalf of Melisa Jordan  
Bar No. 24027911  
sleslie@texasbar.com  
Envelope ID: 57460750  
Status as of 9/21/2021 3:04 PM CST

#### Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
Arthur R. Eureste		art@eurestelaw.com	9/21/2021 2:56:56 PM	SENT
Melisa H.Jordan		melisa.jordan@texasbar.com	9/21/2021 2:56:56 PM	SENT





I, Marilyn Burgess, District Clerk of Harris County, Texas certify that this is a true and correct copy of the original record filed and or recorded in my office, electronically or hard copy, as it appears on this date.

Witness my official hand and seal of office this September 21, 2021

Certified Document Number: 97991817 Total Pages: 8

Marilyn Burgess, DISTRICT CLERK  
HARRIS COUNTY, TEXAS

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