

FILED
SUPREME COURT
OF GUAM

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SUPREME COURT
OF GUAM
BY

IN THE SUPREME COURT OF GUAM

7 **GUAM BAR ETHICS COMMITTEE,**)

8 Petitioner,)

9 vs.)

10 **JERRY E. HOGAN, Esq.,**)

11 Respondent.)

SUPREME COURT CASE NO.: ADC 99-001

**STIPULATION and ORDER FOR
DISCIPLINE BY CONSENT**

13 Petitioner, Guam Bar Ethics Committee, by and through its Prosecuting Counsel, and
14 Respondent Jerry E. Hogan, together with his counsel G. Patrick Civile, hereby stipulate as follows:

- 15 1. This court has jurisdiction under Title 7 G.C.A. Sections 9101, 9104 and 9201 and
16 Rule One of the Supreme Court's Rule Governing Disciplinary Proceedings.
- 17 2. Respondent Jerry E. Hogan is a resident of Guam and an attorney licensed to practice
18 law on Guam.
- 19 3. In August through October 1997, Respondent violated Model Rule of Professional
20 Conduct 1.7(a) in Superior Court Case, CV1172-97, Frances Gill and Coral Pit, Inc.
21 v. Jeffrey Siegel, et al, in that he simultaneously represented clients with conflicting
22 interests, namely Coral Pit, Inc. and the shareholders thereof, and despite being
23 employed by said corporation in litigation, took sides in a struggle for corporate
24 control between the shareholders.
- 25 4. Respondent and the Guam Bar Ethics Committee have agreed upon the following
26 disciplinary measures in regard to these violations:

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5 4. Respondent and the Guam Bar Ethics Committee have agreed upon the following
6 disciplinary measures in regard to these violations:

- 7 a. Respondent shall be given a public reprimand;
8 b. Respondent shall pay the filing fee if any is imposed by the Supreme Court;
9 c. Respondent shall notify all courts on Guam of his being disciplined;
10 d. Respondent shall obey all the Model Rules of Professional Conduct as they are
11 in effect on Guam and all the laws of Guam.

12 5. This stipulation is a conditional agreement which is entered into pursuant to Rule 17
13 of the Supreme Court's Rules governing Discipline Proceedings. Respondent has
14 appeared with counsel before the Guam Bar Ethics Committee in accordance with
15 Subsection [d] of said Rule and represented to the Committee that he understands the
16 charges against him, that he understands the disposition proposed herein, that he
17 understands he is waiving his rights to a hearing before the Committee and review

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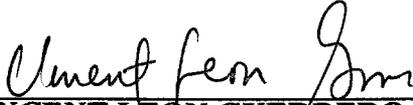
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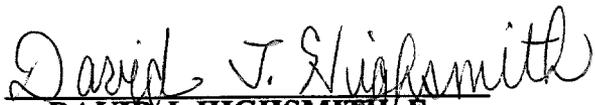
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2 Telephone: (671) 477-8168 Facsimile: (671) 477-6069 E-Mail: davehigh@ite.net
3 **GUAM BAR ETHICS COMMITTEE**, Petitioner v. **JERRY E. HOGAN**, Respondent; **ADC**
4 **STIPULATION and ORDER FOR DISCIPLINE BY CONSENT**

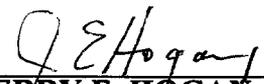
5 by the Supreme Court of Guam, and that his admission herein is voluntary and not the
6 result of force or threats or promises.

7 **WHEREFORE**, Petitioner and Respondent pray that the Supreme Court accept this
8 stipulation and enter an order in accordance with its terms.

9 **SO STIPULATED:**

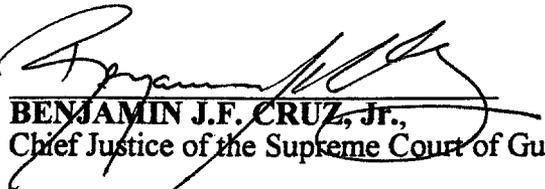
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11 **VINCENT LEON GUERRERO, Esq.**
12 Acting Chairperson, GBEC.

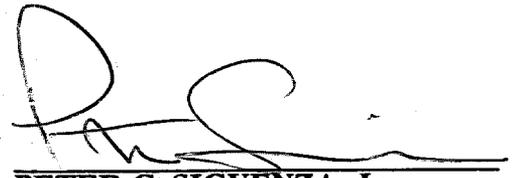

DAVID J. HIGSMITH, Esq.
Prosecuting Counsel, GBEC.

13 
14 **JERRY E. HOGAN, Esq.**
15 Respondent


G. PATRICK CIVILLE, Esq.
Respondent's Counsel

16 **SO ORDERED:**

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18 **BENJAMIN J.F. CRUZ, Jr.,**
19 Chief Justice of the Supreme Court of Guam


PETER C. SIGUENZA, Jr.,
Justice of the Supreme Court of Guam

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