

WAKE COUNTY
NORTH CAROLINA

BEFORE THE COUNCIL
OF THE
NORTH CAROLINA STATE BAR
15 BCS 5

THE NORTH CAROLINA STATE BAR,

Petitioner

v.

ADRIAN A. GARCIA, Attorney,

Respondent

ORDER OF DISBARMENT


THIS MATTER came on to be heard and being heard by the Council of the North Carolina State Bar pursuant to 27 N.C. Admin. Code 1B § .0117(a) of the North Carolina State Bar Discipline & Disability Rules upon the tender of an Affidavit tendering the surrender of law license ("Affidavit") executed by Adrian A. Garcia ("Garcia" or "Respondent") on October 21, 2015 and filed in the offices of the North Carolina State Bar on October 22, 2015.

Based upon the Affidavit, the Council finds that Garcia abandoned his legal practice and misappropriated entrusted client funds in violation of Rule 8.4(c) of the Rules of Professional Conduct, and the Council further finds that Garcia's misconduct constitutes grounds for discipline pursuant to N.C. Gen. Stat. § 84-28(b)(2).

WHEREFORE, upon motion made and duly seconded, the Council enters the following Order:

1. The surrender of the license of Adrian A. Garcia is hereby accepted.
2. Adrian A. Garcia is hereby DISBARRED from the practice of law in North Carolina effective upon entry of this Order.
3. Garcia shall comply with the provisions of 27 N.C. Admin. Code 1B §.0124 and shall surrender his law license and permanent membership card to the Secretary of the North Carolina State Bar along with the affidavit required by 27 N.C. Admin. Code 1B § .0124.
4. The administrative fees and costs of this action are taxed against Garcia.

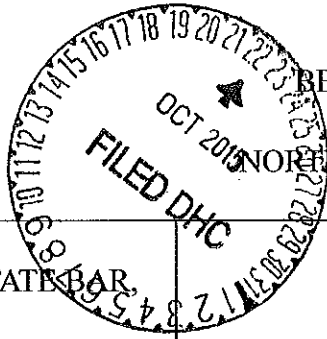
Done and Ordered this 23rd day of October, 2015.



Ronald L. Gibson, President
North Carolina State Bar

Margaret M Hunt
Margaret M Hunt, President-Elect
North Carolina State Bar

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AFFIDAVIT TENDERING THE
SURRENDER
OF THE LAW LICENSE
OF ADRIAN A. GARCIA

Adrian A. Garcia, being first duly sworn, deposes and says:

1.I desire to resign and hereby tender my license to practice law in North Carolina pursuant to the provisions of 27 N.C. Admin. Code Chapter 1, Subchapter B, Section . 0117 of the North Carolina State Bar Discipline & Disability Rules.

2.My resignation is freely and voluntarily rendered, and is not the result of coercion or duress. I am fully aware of the implications of submitting my resignation.

3.I am aware that there is a pending investigation against me by the State Bar regarding the allegations that I misappropriated approximately \$4,000 of funds entrusted to me on behalf of clients and that I abandoned my legal practice.

4.I acknowledge that the material facts upon which the State Bar's investigation is predicated are true.

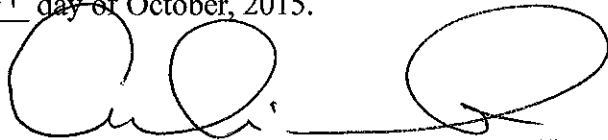
5.I am submitting my resignation because I know that if disciplinary charges were predicated upon the misconduct under investigation, I could not successfully defend against them.

6.I understand that the hearing by the Council of the North Carolina State Bar with regard to the acceptance of the tender of surrender of my license to practice law will occur at the regularly scheduled meeting of the Council of the North Carolina State Bar on Friday, October 23, 2015, 8:30 a.m., at the North Carolina State Bar building located at 217 East Edenton Street in Raleigh, North Carolina.

7.I hereby waive any further notice of the hearing before the Council on my affidavit of surrender. I waive any claim, argument, or assertion that I have not received proper or timely notice of the hearing before the Council on my affidavit of surrender or any other defect in notice. I further waive any and all right or privilege to appear before the Council at that hearing.

8.I affirm that I have had a full opportunity to seek the advice and counsel of an attorney in filing my Affidavit of Surrender and in waiving any rights set forth herein.

Respectfully submitted, this the 21 day of October, 2015.

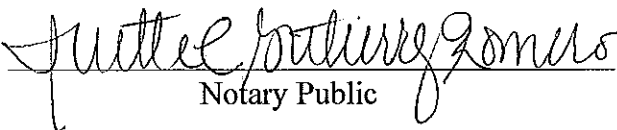


Adrian A. Garcia

I, Ivette C. Gutierrez Romero, Notary Public of the County of Durham, State of NC, certify that Adrian A. Garcia personally appeared before me this day, was sworn, attested that the foregoing Affidavit is true and accurate of his own personal knowledge, and executed the foregoing Affidavit.

Sworn to and subscribed before me

This the 21 day of October, 2015.


Notary Public

My Commission Expires: Jan 23, 2019

