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Respondent had his principal place of practice in Fort Worth, Tarrant County, Texas. An officer may serve citation on Respondent at [REDACTED] [REDACTED] [REDACTED].

CAUSE OF ACTION ARISING FROM WYCKOFF COMPLAINT

IV.

On or about September 30, 1998, Respondent was retained by Weldon L. Wyckoff (hereinafter called "Complainant") to represent Complainant's daughter in a criminal matter. Complainant paid Respondent \$4,000.00 for the representation. Respondent allegedly stated that a portion of the fee was necessary to make a campaign contribution to the judge to get a favorable ruling.

V.

Thereafter, Complainant attempted to contact Respondent at the office telephone number listed on Respondent's business card and was informed Respondent did not maintain an office at that telephone number or address. Complainant was able to infrequently reach Respondent at his home telephone number. Respondent did not respond to Complainant's reasonable requests for information and did not communicate with Complainant to the extent necessary to allow him to make informed decisions about the representation.

VI.

On or about June 27, 2000, Respondent was properly notified of this complaint by a process server. Respondent's response to the complaint was due on or about July 27, 2000. Respondent failed to respond to the complaint or assert grounds for his failure to respond.





STATE BAR OF TEXAS



Office of the Chief Disciplinary Counsel

September 10, 2001

John T. Adams, Clerk
Supreme Court of Texas
P.O. Box 12248
Austin, Texas 78711

Re: Commission for Lawyer Discipline v. Johnny Joe Colley

Dear Mr. Adams:

Enclosed please find an original and two (2) copies of a Disciplinary Petition being filed by the Commission for Lawyer Discipline against Johnny Joe Colley. Mr. Colley has designated Tarrant County, Texas, as his principal place of practice. Request is hereby made that the Court appoint an active District Judge who does not reside in the Administrative Judicial Region in which Respondent resides to preside in this case. Upon appointment, request is made that you notify the Respondent at the address shown below and the undersigned of the identity and address of the judge assigned:

Johnny Joe Colley
[REDACTED]
[REDACTED]

As a practical matter, I would respectfully suggest that you inquire with the judge to be appointed as to: (1) whether he or she will be able to comply with the 180 day deadline by which the case must be set for trial set forth in Section 3.07 of the Texas Rules of Disciplinary Procedure; and (2) whether he or she can accommodate compliance with *Mellon Service Co., et al v. Touche Ross Co.*, 946 S.W.2d 862 (Tex. App. - Houston [14th Dist.] 1997), which requires that all proceedings incident to a case occur in the county of proper venue. If not, I would respectfully request that an alternate appointment be made.

Once a trial judge has been appointed, please forward the original and two (2) copies of the Disciplinary Petition, the filing fee check, also enclosed herewith, and the Court's appointing order to the District Clerk of Tarrant County, Texas, with the request that the suit be filed, service be obtained, and a file-marked copy of the petition be returned to the undersigned.





The Supreme Court of Texas

CHIEF JUSTICE
THOMAS R. PHILLIPS

201 West 14th Street Post Office Box 12248 Austin TX 78711
Telephone: 512/463-1312 Facsimile: 512/463-1365

JUSTICES
NATHAN L. HECHT
CRAIG T. ENOCH
PRISCILLA R. OWEN
JAMES A. BAKER
DEBORAH G. HANKINSON
HARRIET O'NEILL
WALLACE B. JEFFERSON
XAVIER RODRIGUEZ

NOV 01 2001

CLERK
JOHN T. ADAMS

EXECUTIVE ASSISTANT
WILLIAM L. WILLIS

DEPUTY EXECUTIVE ASST
JIM HUTCHESON

ADMINISTRATIVE ASSISTANT
NADINE SCHNEIDER

Ms. Amy Messer
Assistant General Counsel, State Bar of Texas
6100 S.W. Blvd., Suite 320
Fort Worth, Texas 76109

Mr. Johnny Joe Colley
[REDACTED]
[REDACTED]

Dear Ms. Messer and Mr. Colley:

Pursuant to Rule 3.02 of the Texas Rules of Disciplinary Procedure, I hereby notify you that the Supreme Court of Texas has appointed the Honorable David Brabham, Judge of the District 188th District Court, Longview, Texas to preside in

Commission for Lawyer Discipline v. Johnny Joe Colley

Sincerely,

SIGNED

John T. Adams
Clerk



