







DISCIPLINARY RULES OF PROFESSIONAL CONDUCT; and the TEXAS RULES OF DISCIPLINARY PROCEDURE.

### **3. VENUE**

Respondent is an attorney licensed to practice law in Texas and is a member of the STATE BAR OF TEXAS. Respondent's residence and principal place of practice is Harris County, Texas; therefore, venue is appropriate in Harris County, Texas, pursuant to Rule 3.03 of the TEXAS RULES OF DISCIPLINARY PROCEDURE. Respondent may be personally served at [REDACTED], [REDACTED].

### **4. FIRST CAUSE OF ACTION (BROWN)**

On or about the first week of April 2000, Respondent was hired to represent Kevin Sylvester Brown (hereinafter "Brown") regarding a Driving While Intoxicated ("DWI") charge. Subsequently, Brown was placed in a Work Release Program. While participating in the program, Brown missed two (2) days of work due to illness and was charged with an Escape Charge.

Subsequently, Brown requested that Respondent represent him regarding the escape charge. Respondent was paid One Hundred Fifty Dollars (\$150.00). When Respondent was hired by Brown, Respondent failed to inform Brown that on March 13, 2000, he had signed an Agreed Judgment of Partially Probated Suspension with the State Bar of Texas and would be actively suspended from the practice of law from June 1 - August 31, 2000.

Respondent informed Brown that he would get Brown readmitted to the Work Program since Brown had a doctor's excuse for his absence from work. Additionally, Respondent told Brown that he needed One Hundred Fifty Dollars (\$150.00) to proceed with the case. Brown paid Respondent



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# STATE BAR OF TEXAS



Office of Chief Disciplinary Counsel

September 6, 2001

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

**Re: Commission for Lawyer Discipline v. Michael W. Metz**

Dear Mr. Adams:

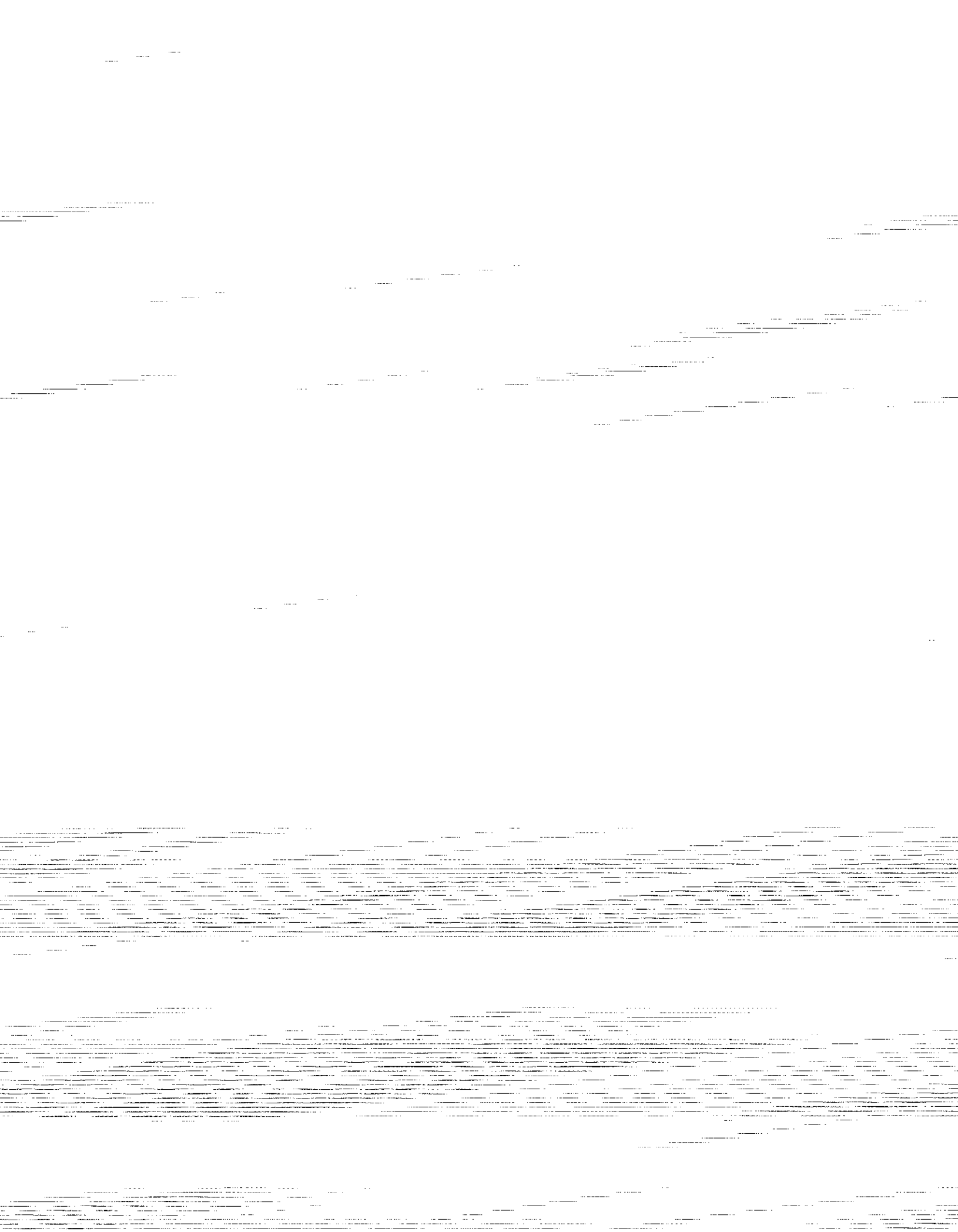
Enclosed please find an original and two (2) copies of a Disciplinary Petition being filed by the Commission for Lawyer Discipline against Michael W. Metz. Mr. Metz has designated Harris County, Texas, as his principal place of practice. Request is hereby made that the Court appoint an active District 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:

Michael W. Metz  
[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. 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 Harris 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

CLERK  
JOHN T. ADAMS

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

EXECUTIVE ASSISTANT  
WILLIAM L. WILLIS

DEPUTY EXECUTIVE ASST  
JIM HUTCHESON

ADMINISTRATIVE ASSISTANT  
NADINE SCHNEIDER

NOV 01 2001

Ms. Leigh E. Arnemann  
Assistant General Counsel, State Bar of Texas  
1111 Fannin, Suite 1370  
Houston, Texas 77002

Mr. Michael W. Metz  
[REDACTED]  
[REDACTED]

Dear Ms. Arnemann and Mr. Metz:

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 Ed Magre, Judge of the 20<sup>th</sup> District Court, Cameron, Texas to preside in

*Commission for Lawyer Discipline v. Michael W. Metz*

Sincerely,

**SIGNED**

John T. Adams  
Clerk

