

ORDER OF THE SUPREME COURT OF TEXAS

MISC. DOCKET NO. 12 - 9169

IN THE MATTER OF RICHARD ALAN MINTZ

The Court has reviewed the Motion for Acceptance of Resignation as Attorney and Counselor at Law in Lieu of Disciplinary Action of Richard Alan Mintz (the Motion) and the Response of the Office of the Chief Disciplinary Counsel for the Commission for Lawyer Discipline (the Response). The Court concludes that each meets the requirements of Part X of the Texas Rules of Disciplinary Procedure. The Court notes that Richard Alan Mintz has waived his right to withdraw the Motion. Therefore, the Court deems the professional misconduct detailed in the Response conclusively established for all purposes. The Court further concludes that acceptance of the resignation of Richard Alan Mintz is in the best interest of the public and the profession.

Therefore, the law license of Richard Alan Mintz of Houston, Harris County, Texas, State Bar Card Number 14198800, is canceled. The Court notes that Mr. Mintz has already surrendered his Texas bar card to the Clerk of this Court and has provided an affidavit stating that he cannot locate his Texas law license. Mr. Mintz shall immediately surrender his Texas law license to the Clerk of this Court should he locate it in the future.

Consequently, Richard Alan Mintz is prohibited from practicing law in the State of Texas. He is precluded from holding himself out as an attorney at law, performing legal services for others, giving legal advice to others, accepting any fee directly or indirectly for legal services, appearing as counsel or in any representative capacity in any proceeding in any Texas court or before any Texas administrative body (whether state, county, municipal, or other), or holding

himself out to others or using his name in any manner in conjunction with the terms "Attorney at Law," "Counselor at Law," or "Lawyer."

Additionally, Richard Alan Mintz must immediately notify in writing each of his current clients and opposing counsel of his resignation. He shall also return any files, papers, unearned monies, and other property in his possession belonging to any client or former client to the respective client or former client or to another attorney at the client's or former client's request. Richard Alan Mintz shall file with the Statewide Compliance Monitor, State Bar of Texas, P.O. Box 12487, Austin, Texas 78711, within thirty (30) days of the date of this Order, an affidavit stating that all current clients and opposing counsel have been notified of his resignation and that all files, papers, unearned monies, and other property belonging to all clients and former clients have been returned.

Finally, Richard Alan Mintz shall, within thirty (30) days after the date of this Order, notify in writing each justice of the peace, judge, magistrate, and chief justice of each court in which Richard Alan Mintz has any matter pending of the terms of this Order; the style and cause number of the pending matter(s); and the name, address, and telephone number of the client(s) Richard Alan Mintz is representing in that court. Richard Alan Mintz shall file with the Statewide Compliance Monitor, State Bar of Texas, P.O. Box 12487, Austin, Texas 78711, within thirty (30) days of the date of this Order, an affidavit stating that he has notified in writing each justice of the peace, judge, magistrate, and chief justice of each court in which he has any matter pending of the terms of this Order; the style and cause number of the pending matter(s); and the name, address, and telephone number of the client(s) he is representing in that court.

CONDITIONS FOR REINSTATEMENT

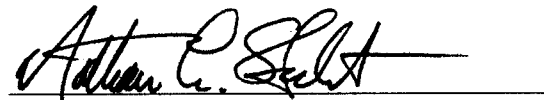
As absolute conditions precedent for the reinstatement of Richard Alan Mintz, he shall pay \$3,873.00 in restitution to Susan Kincaid-Misthos, \$32,500.00 in restitution to Judith Blomberg, and \$1,225.00 in attorneys' fees to the State Bar of Texas. The payment to the State Bar is to reimburse the Commission for Lawyer Discipline for the reasonable and necessary attorneys' fees incurred in the matters made the basis of Richard Alan Mintz's resignation. Mr. Mintz shall also pay post-judgment interest on the amount assessed as attorneys' fees, at a rate calculated pursuant to § 304.003 of the Texas Finance Code, from the date indicated below to date of final payment.

Richard Alan Mintz's payments of restitution should be made by certified or cashier's check or money order, payable to Susan Kincaid-Misthos and Judith Blomberg, and delivered to the Statewide Compliance Monitor, State Bar of Texas, P.O. Box 12487, Austin, Texas 78711.

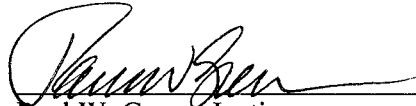
Richard Alan Mintz's payment of attorneys' fees and post-judgment interest should be made by certified or cashier's check or money order, payable to the State Bar of Texas, and delivered to the Statewide Compliance Monitor, State Bar of Texas, P.O. Box 12487, Austin, Texas 78711.


IT IS ORDERED the 21 day of December, 2012.

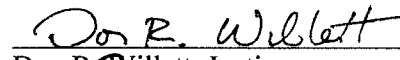

Wallace B. Jefferson, Chief Justice

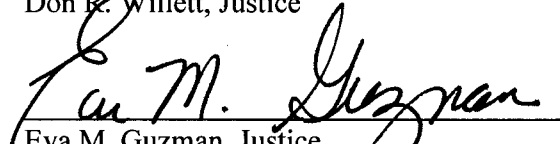

Nathan L. Hecht, Justice

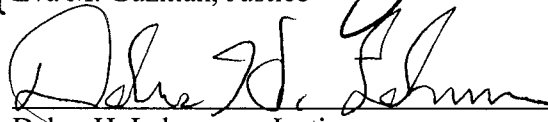
David M. Medina, Justice

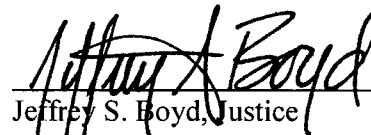

Paul W. Green, Justice


Phil Johnson, Justice


Don R. Willett, Justice


Eva M. Guzman, Justice


Debra H. Lehrmann, Justice


Jeffrey S. Boyd, Justice