

IN THE SUPREME COURT OF PENNSYLVANIA

OFFICE OF DISCIPLINARY COUNSEL,	:	No. 2529 Disciplinary Docket No. 3
	:	
Petitioner	:	No. 198 DB 2017
	:	
v.	:	Attorney Registration No. 86482
	:	
ANTHONY MARSHALL MOODY,	:	(Washington County)
	:	
Respondent	:	

ORDER

PER CURIAM

AND NOW, this 3rd day of October, 2018, upon consideration of the Recommendation of the Three-Member Panel of the Disciplinary Board, the Joint Petition in Support of Discipline on Consent is granted, and Anthony Marshall Moody is suspended on consent from the Bar of this Commonwealth for a period of one year and one day. The suspension is stayed in its entirety, and he is placed on probation for a period of one year and one day, subject to the following conditions:

1. Respondent shall submit quarterly reports and reconciliations to the Office of Disciplinary Counsel attesting to his compliance with the Pennsylvania Rules of Professional Conduct, *see* RPC 1.15;
2. Respondent shall maintain all required books and records in electronic form, accessible for review by the Office of Disciplinary Counsel within 20 days of a request without necessity for issuance of a subpoena, *see* RPC 1.15(c);
3. Respondent shall have a CPA or other qualified professional review and audit his records and submit the results to the Office of Disciplinary Counsel prior to the termination of the probation; and

4. Respondent shall submit quarterly the requested records and reports to the Office of Disciplinary Counsel, as per the schedule set by the Secretary of the Disciplinary Board.

Respondent shall pay the costs incurred by the Disciplinary Board in the investigation and prosecution of this matter.

A True Copy Patricia Nicola
As Of 10/03/2018

Attest: 
Chief Clerk
Supreme Court of Pennsylvania

BEFORE THE DISCIPLINARY BOARD OF THE
SUPREME COURT OF PENNSYLVANIA

OFFICE OF DISCIPLINARY COUNSEL, :

Petitioner : No. 198 DB 2017

v.

ANTHONY MARSHALL MOODY, : Attorney Registration No. 86482

Respondent : (Washington County)

JOINT PETITION IN SUPPORT OF DISCIPLINE
ON CONSENT UNDER RULE 215(d), Pa.R.D.E

OFFICE OF DISCIPLINARY COUNSEL

PAUL J. KILLION
CHIEF DISCIPLINARY COUNSEL

David M. Lame
Disciplinary Counsel
Suite 1300, Frick Building
437 Grant Street
Pittsburgh, PA 15219
(412) 565-3173

and

Anthony Marshall Moody, Esquire
Respondent
Moody Law Offices, P.C.
90 W. Chestnut St., Ste. 603
Washington, PA 15301
(412) 227-0867

Craig E. Simpson, Esquire
Counsel for Respondent
Law Office of Craig Simpson
1500 Ardmore Blvd., Ste. 207
Pittsburgh, PA 15221
(412) 731-3100

FILED

8/27/2018

The Disciplinary Board of the
Supreme Court of Pennsylvania

BEFORE THE DISCIPLINARY BOARD OF THE
SUPREME COURT OF PENNSYLVANIA

OFFICE OF DISCIPLINARY COUNSEL, :

Petitioner

: No. 198 DB 2017

v.

ANTHONY MARSHALL MOODY,

: Attorney Registration No. 86482

Respondent

: (Washington County)

JOINT PETITION IN SUPPORT OF DISCIPLINE
ON CONSENT UNDER RULE 215(d), Pa.R.D.E.

Petitioner, Office of Disciplinary Counsel, by Paul J. Killion, Chief Disciplinary Counsel, and David M. Lame, Disciplinary Counsel, and Respondent, Anthony Marshall Moody, Esquire, and Craig E. Simpson, Esquire, Counsel for Respondent, file this Joint Petition In Support Of Discipline On Consent Under Rule 215(d), Pa.R.D.E. and respectfully represent as follows:

1. Petitioner, whose principal office is located at Pennsylvania Judicial Center, Suite 2700, 601 Commonwealth Avenue, P.O. Box 62485, Harrisburg, PA 17106-2485, is invested, pursuant to Rule 207 of the Pennsylvania Rules of Disciplinary Enforcement (hereafter "Pa.R.D.E."), with the power and the duty to investigate all matters involving alleged misconduct of an attorney admitted to practice law in the Commonwealth of Pennsylvania and to prosecute all disciplinary proceedings brought in accordance with the various provisions of the aforesaid Rules.

2. Respondent, Anthony Marshall Moody, was born in 1973. He was admitted to practice law in the Commonwealth of Pennsylvania on November 22, 2000.

3. Respondent's attorney registration mailing address is Moody Law Offices, PC, 90 W. Chestnut Street, Suite 603, Washington, PA 15301.

4. Respondent is presently on active status.

5. Respondent is subject to the disciplinary jurisdiction of the Disciplinary Board of the Supreme Court of Pennsylvania.

C4-15-854 - THE MISHLER MATTER

6. On June 11, 2014, Catherine A. Mishler (hereafter, Ms. Mishler) met with Respondent and retained him to represent her in regard to filing a Chapter 13 Bankruptcy Petition.

7. On that date, Ms. Mishler entered into a Chapter 13 Employment/Fee Agreement with Respondent which indicated, among other things, that she was to pay Respondent a \$700.00 non-refundable retainer.

8. By check number 532, dated June 11, 2014, in the amount of \$700.00, made payable to "Moody Law," and annotated "retainer," Ms. Mishler paid Respondent the retainer.

9. Although Respondent had an IOLTA Account available, on June 11, 2014, Respondent deposited or caused to be deposited the proceeds of the \$700.00 check into

his Huntington National Bank checking account ending in number 1732 captioned "Moody Law Offices PC," or similarly captioned (hereinafter, Business Checking Account).

10. The \$700.00 initial retainer that Ms. Mishler paid Respondent included the filing fee of \$310.00.

11. At that time, Respondent was entrusted with \$310.00 on behalf of Ms. Mishler.

12. Respondent's Business Checking Account is not an IOLTA or escrow account.

13. Shortly after Respondent's initial meeting with Ms. Mishler, Respondent contacted her and informed her that she would need to make monthly payments to him in the amount of \$1,214.00 for the next five years in regard to her Chapter 13 Bankruptcy.

14. Along with the initial \$700 and with her first payment by check number 539, dated August 13, 2014, in the amount of \$1,214.00, made payable to Respondent, and annotated "1st mtg pmt \$/Ocwen," through and including her last payment in August 2015 Ms. Mishler paid Respondent a total of \$11,626.

15. These payments were "pre-petition plan payments" which because of Ms. Mishler's uncertain and fluid employment situation, were Respondent's attempt to ensure money was available for the Chapter 13 plan once the petition was filed.

16. Respondent deposited or caused each payment to be deposited directly into his Business Checking Account which was neither an IOLTA nor an escrow account.

17. By September 23, 2015, Respondent had received and was entrusted with \$11,626.00 on behalf of Ms. Mishler.

18. On September 23, 2015, the balance in Respondent's Business Checking Account was \$194.04.

19. Although Respondent maintained other accounts which had sufficient balances, they were personal accounts and at no time did Respondent properly deposit, segregate and safeguard Ms. Mishler's money.

20. As of September 23, 2015, Respondent had not filed a Chapter 13 Bankruptcy Petition on behalf of Ms. Mishler.

21. By email from Attorney David A. Colecchia dated October 1, 2015 to Respondent, Mr. Colecchia informed Respondent, among other things, that:

(a) Ms. Mishler had recently retained his firm to assist her with the preparation and filing of a Chapter 13 Bankruptcy;

(b) He knew that Ms. Mishler hired Respondent's office to file Chapter 13 Bankruptcy, and pursuant to that, she had sent him a series of checks related to the same; and,

(c) Because he would need information on prior payments for the Statement of Financial Affairs, not to mention other aspects of the bankruptcy, Mr. Colecchia requested that Respondent provide him with some

form of accounting for checks that were sent to Respondent's office, whether cashed or uncashed.

22. On October 1, 2015, Respondent filed or caused to be filed, electronically, a Chapter 13 Bankruptcy Petition on behalf of Ms. Mishler in the United States Bankruptcy Court for the Western District of Pennsylvania at case docket No. 15-70685.

23. On October 3, 2015, Respondent met Ms. Mishler, at her home, and gave Ms. Mishler a check numbered 02652942, dated October 3, 2015, in the amount of \$1,214.00, drawn on his Business Checking Account.

24. On October 5, 2015, Respondent deposited or caused to be deposited personal funds in the form of a Cashier's Check, in the amount of \$20,000.00, made payable to Respondent into his Business Checking Account.

25. By letter from Respondent dated October 10, 2015 to Mr. Colecchia, Respondent:

(a) Enclosed a certified check in the amount of \$10,412 representing all remaining funds received by Respondent's office for preparation of a Chapter 13 case for Ms. Mishler;

(b) Explained the \$10,412 repayment as follows:

(i) Ms. Mishler paid Respondent \$700.00 to initially start the case;

(ii) Respondent held an additional \$10,926.00 minus \$1,214.00 returned to her already, plus the initial \$700; and,

(c) Told Mr. Colecchia he would have no further contact with Ms. Mishler and that he understood that Mr. Colecchia was her attorney going forward.

26. By Cashier's Check number 2010850054, dated October 13, 2015, in the amount of \$10,412.00, and made payable to Ms. Mishler, Respondent returned to her the balance of the funds he had received from Ms. Mishler.

27. By letter dated October 13, 2015, Ms. Mishler's new counsel, David Colecchia notified the Office of the United States Trustee about Respondent's handling of Ms. Mishler's finances.

28. By letter to Respondent dated November 3, 2015, the U. S. Trustee requested that Respondent explain his handling of Ms. Mishler's case, and most importantly, her petition payments to him.

29. By letter to the U. S. Trustee dated November 16, 2015, Respondent explained why he requested the pre-petition payments while acknowledging that his conduct in handling Ms. Mishler's funds violated Rule of Professional Conduct 1.15.

30. Respondent specifically pointed out that at no time did he intend to deprive Ms. Mishler of her petition monies but rather he used poor judgment by not holding those payments in his IOLTA Account.

31. This explanation and admission of Rule violations was echoed by Respondent in his DB-7 Statement of Position submitted to Office of Discipline Counsel on February 18, 2016.

32. The Bankruptcy Court and Trustee's Office took no further corrective action once accountings were filed and it was verified that Respondent had repaid the money he received from Ms. Mishler.

C4-15-869 – THE THOMAS MATTER

33. Near the end of November 2009, Jason and Rebecca Thomas (hereinafter, the Thomases) retained Respondent to file a Chapter 13 bankruptcy petition on their behalf.

34. On March 3, 2010, Respondent filed a Chapter 13 bankruptcy petition on behalf of the Thomases in the U.S. Bankruptcy Court, Western District of Pennsylvania (Johnstown), at Bankruptcy case docket number 10-70217.

35. Neither the representation provided nor the fee charged for the bankruptcy case are in question.

36. The bankruptcy was discharged and a Final Decree was entered on October 14, 2015.

37. After communication from the Thomases to the Chapter 13 Trustee about an insurance check described in the following paragraphs, the Trustee moved to reopen the

bankruptcy which was finally closed on October 7, 2016 following the Trustee's Report to the Court that all issues were resolved.

38. On October 19, 2013, the Thomases' residence sustained damage from a flue fire.

39. In December of 2013, the Thomases' residence sustained additional damage as a result of a second flue fire.

40. On various occasions between January 1, 2014, and August 31, 2014, Erie Insurance Company issued the Thomases various checks to repair their residence.

41. During that time period, the Thomases endorsed the checks received from Erie and forwarded them to their mortgage company, Nationstar Mortgage, LLC (hereinafter, Nationstar).

42. By letter dated September 4, 2014, Erie Insurance Company provided the Thomases an estimate of the repairs needed to restore their property, and issued the Thomases a check, in the amount of \$1,280.00, that was made payable to the Thomases and Nationstar.

43. Shortly thereafter, the Thomases endorsed the \$1,280.00 check and forwarded it to Nationstar.

44. By check number 0003036692, dated September 25, 2014, in the amount of \$1,280.00, and made payable to Jason Thomas, Nationstar mistakenly sent to

Respondent's office the check for the funds the Thomases were to use to repair their residence.

45. On September 29, 2014, upon receipt of the check from Nationstar, Respondent's staff, unbeknownst to Respondent, mistakenly deposited, the proceeds of the check, in the amount of \$1,280.00, into Respondent's Huntington National Bank Business Checking Account ending in number 1732.

46. Respondent's Business Checking Account is not an IOLTA or Escrow Account.

47. Respondent did not notify Mr. Thomas that he received a check from Nationstar because he did not know his office had received the check.

48. Starting in early October 2014 through September 2015, Mr. Thomas, would at various times communicate with Respondent and ask him about the \$1,280 check he was to receive for home repairs.

49. Despite the inquiries from Mr. Thomas, Respondent did not undertake a search for the check. Instead without bothering to determine what had occurred, would frequently explain to Mr. Thomas that it was possible the proceeds may have been put toward the bankruptcy, and if that was the case, the Trustee would refund the amount not needed.

50. Respondent did not verify with the Trustee the accuracy of these statements.

51. In September of 2015, after communicating with Nationstar, and obtaining a copy of their check, Mr. Thomas, again by letter to Respondent, specifically asked about

the \$1,280 check that Nationstar had mailed to Respondent in September 2014 and was negotiated and deposited into Respondent's Huntington National Bank Account.

52. Only after reviewing the negotiated check from Nationstar, by letter to Mr. and Mrs. Thomas dated October 6, 2015, Respondent acknowledged his receipt of and ultimate deposit of the check from Nationstar. Respondent expressed remorse and enclosed a check made payable to Mr. and Mrs. Thomas in the amount of \$1,400 which was the \$1,280 received from Nationstar and an additional \$120 for their inconvenience.

53. After additional exchanges of email and written correspondence, in November 2015, Respondent issued the Thomases a check for an additional \$320, which the Thomases accepted.

54. After receiving communications from the Thomases, the Chapter 13 Trustee moved to reopen the now closed bankruptcy due to concerns the Trustee had about Respondent's handling of the Thomases' check.

55. The Office of the U. S. Trustee also sent a letter to Respondent dated December 18, 2015, in which he requested Respondent's explanation of his handling of the Thomases' money.

56. By responsive letter to the U. S. Trustee dated December 29, 2015, Respondent admitted to violating Rule of Professional Conduct 1.15, and explained the mistake was when the Thomases' check was deposited by his staff with other daily receipts.

57. In that December 29, 2015 letter, Respondent explained he had no intent to take the Thomases' money and that once he saw the negotiated check and the mistake, he immediately refunded the \$1,280 plus an additional \$440 to the Thomases for a total of \$1,720.

58. Following the submission of the Trustee report to the Bankruptcy Court in October of 2016, the matter was marked closed and no additional action was taken by either the Court or the Trustee's Office.

SPECIFIC RULES OF PROFESSIONAL CONDUCT VIOLATED

59. By his conduct as alleged in Paragraphs 6 through 58 above, Respondent violated the following Rules of Professional Conduct:

C4-15-854 – THE MISHLER MATTER

(a) Rule of Professional Conduct 1.15(b) – which states that a lawyer shall hold all Rule 1.15 Funds and property separate from the lawyer's own property. Such property shall be identified and appropriately safeguarded.

(b) Rule of Professional Conduct 1.15(l) – which states that all Fiduciary Funds shall be placed in a Trust Account (which, if the Fiduciary Funds are also Qualified Funds, must be an IOLTA Account) or in another investment or account which is authorized by the law applicable to the entrustment or the terms of the instrument governing the Fiduciary Funds.

(c) Rule of Professional Conduct 8.4(c) - which states that it is professional misconduct for a lawyer to engage in conduct involving dishonesty, fraud, deceit or misrepresentation.

C4-15-869 – THE THOMAS MATTER

(d) Rule of Professional Conduct 1.4(a)(4) – which states that a lawyer shall promptly comply with reasonable requests for information.

SPECIFIC JOINT RECOMMENDATION FOR DISCIPLINE

60. Petitioner and Respondent jointly recommend that the appropriate discipline for Respondent is a suspension of one year and one day stayed in its entirety and that during that same time period Respondent be placed on probation subject to the conditions that Respondent submit quarterly reports and reconciliations required by RPC 1.15 to the Office of Disciplinary Counsel attesting to his compliance with the Rules of Professional Conduct, that he maintain all required books and records set forth in RPC 1.15(c), in electronic form, accessible for review by the Office of Disciplinary Counsel within 20 days of a request without necessity for issuance of a subpoena, and have a CPA or other qualified professional review and audit Respondent's records and submit the results to Office of Disciplinary Counsel prior to the termination of the probation, and he pay all the necessary costs and expenses incurred in the investigation and prosecution of this matter.

61. Respondent hereby consents to this discipline being imposed by the Supreme Court of Pennsylvania. Attached to this Petition is Respondent's executed Affidavit

required by Pa.R.D.E. 215(d) stating that he consents to the recommended discipline and including a mandatory acknowledgment contained in Pa.R.D.E. 215(d)(1) through (4).

62. Respondent and Office of Disciplinary Counsel respectfully submit that there are the following mitigating factors which were taken into account in making the recommendation for this disciplinary sanction:

(a) Respondent has no prior disciplinary history in this Commonwealth;

(b) By executing this Joint Petition for Discipline on Consent, Respondent has expressed a recognition that his conduct has violated certain Rules of Professional Conduct;

(c) All client funds referenced in the two matters contained in this Joint Petition have been fully repaid by Respondent;

(d) Since late in 2015 Respondent has retained and has utilized the services of ethics counsel who has worked with Respondent in revising and implementing office practices to conform with the Rules of Professional Conduct necessary for handling client funds; and,

(e) During the pendency of Office of Disciplinary Counsel's investigation, Office of Disciplinary Counsel received no further complaints nor were any complaints reported to Office of Disciplinary Counsel from either the Bankruptcy Court or the Office of the United States Trustee.

63. The following cases are illustrative and support the imposition of the recommended disciplinary sanction in this case. In *Office of Disciplinary Counsel v. Andrew Wilson Barbin*, 176 DB 2017, the Supreme Court accepted a recommendation of a three-member panel of the Disciplinary Board in which it was recommended that Mr. Barbin be suspended on consent for a period of one year and one day with the suspension stayed in its entirety and he be placed on probation for a period of one year and one day subject to the conditions that he needed to maintain records required by RPC 1.15(c), he sends those records to Disciplinary Counsel on a quarterly basis, he select a CPA or other qualified professional to review his records, he maintain all the required books and records provided by RPC 1.15(c) in electronic form and he comply with a request by ODC to produce those records within 20 days. Mr. Barbin was a practitioner for over 32 years and during that time period his longtime secretary left his employ, and he struggled to handle the business end of his practice causing discrepancies in his IOLTA Account which was as the result of his failure to keep appropriate records and not any intent to convert client funds. All of Barbin's clients were repaid and he expressed recognition that his conduct violated the applicable Rules of Professional Conduct.

64. In *Office of Disciplinary Counsel v. Ronald Pollack*, 17 DB 2016, the Court approved consent discipline for a four year suspension, stayed in its entirety, with the imposition of probation with the requirement that the respondent, *inter alia*, send his three way reconciliations to the Office of Disciplinary Counsel on a monthly basis. *Pollack* involved a protracted and complicated audit that revealed Respondent-Pollack was regularly out of trust with respect to entrusted funds. In mitigation, the Respondent-Pollack

fully cooperated with ODC's investigation, expressed sincere remorse, corrected the deficiency during ODC's audit, began voluntarily providing ODC with monthly reconciliations demonstrating his good faith effort and ability to comply and would have presented mitigating evidence reflecting a protracted period of personal stress.

65. In *Office of Disciplinary Counsel v. Michael Howard Marks*, 80 DB 2015 (S.Ct. Order 7/15/15), the Pennsylvania Supreme Court approved the Disciplinary Board's recommendation for an 18-month suspension, stayed in its entirety, with Marks placed on probation for a period of 18 months, subject to quarterly reporting requirements. *Marks* involved several IOLTA account overdrafts, deposit of personal funds into the IOLTA account and to correct deficiencies, and misappropriation of approximately \$11,000.00. In mitigation, *Marks* cooperated fully with ODC's investigation, expressed sincere remorse, promptly repaid the misappropriation from his personal funds and provided *Braun* mental health evidence.

WHEREFORE, Petitioner and Respondent respectfully request that the Disciplinary Board appoint a three-member panel to review this Petition and recommend that the Joint Petition for Discipline on Consent be accepted and recommend to the Supreme Court of Pennsylvania that an Order be entered imposing a suspension of one year and one day stayed in its entirety and that during that same time period Respondent be placed on probation subject to the conditions that Respondent submit quarterly reports and reconciliations required by RPC 1.15 to the Office of Disciplinary Counsel attesting to his compliance with the Rules of Professional Conduct, that he maintain all required books and records set forth in RPC 1.15(c), in electronic form, accessible for review by the Office of

Disciplinary Counsel within 20 days of a request without necessity for issuance of a subpoena, and have a CPA or other qualified professional review and audit Respondent's records and submit the results to Office of Disciplinary Counsel prior to the termination of the probation, and he pay all the necessary costs and expenses incurred in the investigation and prosecution of this matter.

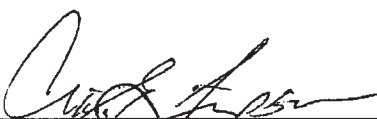
Respectfully submitted,

OFFICE OF DISCIPLINARY COUNSEL

PAUL J. KILLION
CHIEF DISCIPLINARY COUNSEL

By 
David M. Lame
Disciplinary Counsel

By 
Anthony Marshall Moody, Esquire
Respondent

By 
Craig E. Simpson, Esquire
Counsel for Respondent

BEFORE THE DISCIPLINARY BOARD OF THE
SUPREME COURT OF PENNSYLVANIA

OFFICE OF DISCIPLINARY COUNSEL, :

Petitioner :

No. 198 DB 2017

v. :

ANTHONY MARSHALL MOODY, :

Attorney Registration No. 86482


Respondent :

(Washington County)

VERIFICATION

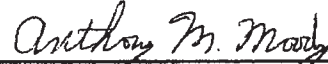
The statements contained in the foregoing Joint Petition In Support Of Discipline On Consent Under Rule 215(d), Pa.R.D.E. are true and correct to the best of my knowledge or information and belief and are made subject to the penalties of 18 Pa.C.S. §4904, relating to unsworn falsification to authorities.

AUGUST 24 2018
Date



David M. Lame
Disciplinary Counsel

August 24, 2018
Date



Anthony Marshall Moody, Esquire
Respondent

August 24, 2018
Date



Craig E. Simpson, Esquire
Counsel for Respondent

BEFORE THE DISCIPLINARY BOARD OF THE
SUPREME COURT OF PENNSYLVANIA

OFFICE OF DISCIPLINARY COUNSEL, :
Petitioner : No. 198 DB 2017
v. :
ANTHONY MARSHALL MOODY, : Attorney Registration No. 86482
Respondent : (Washington County)

AFFIDAVIT UNDER RULE 215(d), Pa.R.D.E.

Respondent, Anthony Marshall Moody, hereby states that he consents to imposition of a suspension for one year and one day stayed in its entirety with the condition that during the same time period, Respondent be placed on probation for a period of one year and one day subject to the conditions set forth above, and is jointly recommended by Petitioner, Office of Disciplinary Counsel, and Respondent, in the Joint Petition In Support Of Discipline On Consent and further states that:

1. His consent is freely and voluntarily rendered; he is not being subjected to coercion or duress; and he is fully aware of the implications of submitting the consent; and, he has consulted with counsel in connection with the decision to consent to the imposition of discipline;

2. He is aware that there is a pending proceeding involving allegations that he has been guilty of misconduct as set forth in the Joint Petition;

3. He acknowledges that the material facts set forth in the Joint Petition are true;
and,

4. He consents because he knows that if the matter pending against him is prosecuted, he could not successfully defend against the charges.



Anthony Marshall Moody
Respondent

Sworn to and subscribed
before me this 24th
day of August, 2018.



Notary Public
COMMONWEALTH OF PENNSYLVANIA
NOTARIAL SEAL
Brian J. Kline, Notary Public
City of Pittsburgh, Allegheny County
My commission expires November 24, 2019

BEFORE THE DISCIPLINARY BOARD OF THE
SUPREME COURT OF PENNSYLVANIA

OFFICE OF DISCIPLINARY COUNSEL, :
: Petitioner : No. 198 DB 2017
: v. :
: ANTHONY MARSHALL MOODY, : Attorney-Registration No. 86482 --
: Respondent : (Washington County)

CONSENT ORDER

AND NOW, this _____ day of _____, 2018, upon consideration of the recommendation of the three-member panel of the Disciplinary Board, the Joint Petition in Support of Discipline on Consent is granted, and Anthony Marshall Moody is suspended on consent from the bar of this Commonwealth for a period of one year and one day. The suspension is stayed in its entirety and he is placed on probation for a period of one year and one day, subject to the following conditions:

1. Respondent shall submit quarterly reports and reconciliations required by Rule 1.15 to the Office of Disciplinary Counsel attesting to his compliance with the Rules of Professional Conduct;
2. Respondent shall maintain all required books and records set forth in RPC 1.15(c), in electronic form, accessible for review by the Office of Disciplinary Counsel within 20 days of a request without necessity for issuance of a subpoena;

3. Respondent shall have a CPA or other qualified professional review and audit Respondent's records and submit the results to Office of Disciplinary prior to the termination of the probation;
4. Respondent shall submit quarterly the requested records and reports to the Office of Disciplinary Counsel as per the schedule set forth by the Office of the Secretary; and,
5. Respondent shall pay all the necessary costs and expenses incurred in the investigation and prosecution of this matter.


BY THE BOARD:

Board Chair

CONSENTED TO:



David M. Larie
Disciplinary Counsel



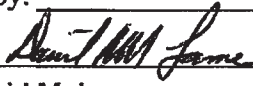
Anthony Marshall Moody, Esquire
Respondent



Craig E. Simpson, Esquire
Counsel for Respondent

CERTIFICATE OF COMPLIANCE

I certify that this filing complies with the provisions of the *Public Access Policy of the Unified Judicial System of Pennsylvania: Case Records of the Appellate and Trial Courts* that require filing confidential information and documents differently than non-confidential information and documents.

Submitted by: David M. Lame
Signature: 
Name: David M. Lame
Attorney No. (if applicable): 49531