

IN THE SUPREME COURT OF PENNSYLVANIA

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| OFFICE OF DISCIPLINARY COUNSEL, | : | No. 1618 Disciplinary Docket No. 3 |
| Petitioner | : | |
| | : | |
| | : | |
| v. | : | No. 95 DB 2010 |
| | : | |
| | : | |
| FRANK H. MORGAN, JR., | : | Attorney Registration No. 16097 |
| Respondent | : | (Montgomery County) |

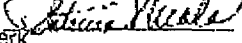
ORDER

PER CURIAM:

AND NOW, this 28th day of June, 2011, there having been filed with this Court by Frank H. Morgan, Jr., his verified Statement of Resignation dated April 10, 2011, stating that he desires to resign from the Bar of the Commonwealth of Pennsylvania in accordance with the provisions of Rule 215, Pa.R.D.E., It is

ORDERED that the resignation of Frank H. Morgan, Jr., is accepted; he is disbarred on consent from the Bar of the Commonwealth of Pennsylvania retroactive to July 19, 2010; and he shall comply with the provisions of Rule 217, Pa.R.D.E. Respondent shall pay costs, if any, to the Disciplinary Board pursuant to Rule 208(g), Pa.R.D.E.

A True Copy Patricia Nicola
As Of 6/28/2011

Attest: 
Chief Clerk
Supreme Court of Pennsylvania

**BEFORE THE DISCIPLINARY BOARD OF THE
SUPREME COURT OF PENNSYLVANIA**

| | | |
|--------------------------------|---|------------------------------------|
| OFFICE OF DISCIPLINARY COUNSEL | : | No. 1618 Disciplinary Docket No. 3 |
| Petitioner | : | |
| | : | No. 95 DB 2010 |
| v. | : | |
| | : | Attorney Registration No. 16097 |
| FRANK H. MORGAN, JR. | : | |
| Respondent | : | (Montgomery County) |

RESIGNATION BY RESPONDENT

Pursuant to Rule 215
of the Pennsylvania Rules of Disciplinary Enforcement

BEFORE THE DISCIPLINARY BOARD OF
THE SUPREME COURT OF PENNSYLVANIA

| | | |
|----------------------|---|------------------------------------|
| In the Matter of | : | No. 1618 Disciplinary Docket No. 3 |
| | : | |
| FRANK H. MORGAN, JR. | : | |
| | : | No. 95 DB 2010 |
| | : | |
| | : | Attorney Registration No. 16097 |
| | : | |
| | : | (Montgomery County) |

RESIGNATION
UNDER PENNSYLVANIA RULE OF DISCIPLINARY ENFORCEMENT 215

Frank H. Morgan, Jr., hereby tenders his unconditional resignation from the practice of law in the Commonwealth of Pennsylvania in conformity with Pa.R.D.E. 215, and further states as follows:

1. He was admitted to the bar of the Commonwealth of Pennsylvania on or about October 5, 1972. His attorney identification number is 16097. He is currently on a temporary license suspension as a result of a Joint Petition for Temporary Suspension filed on June 2, 2010 and granted on July 19, 2010.
2. He desires to submit his resignation as a member of the bar.
3. His resignation is freely and voluntarily tendered; he is not being subjected to coercion or duress and he is fully aware of the implications of submitting this resignation.
4. He is aware that disciplinary proceedings have been instituted against him as a result of the current criminal proceedings against him in state court. Respondent has pled guilty and is awaiting sentencing for one count of dealing in proceeds of

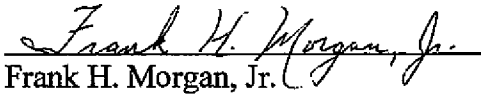
unlawful activities, which is a first-degree felony carrying a maximum penalty of 20 years in prison and a \$25,000.00 fine. Respondent is also charged with one count each of theft by unlawful taking and theft by failure to make required disposition, both third-degree felonies carrying a maximum penalty of seven years in prison and a \$15,000.00 fine; and two counts of misapplication of entrusted property, a second-degree misdemeanor carrying a maximum penalty of two years in prison and a \$5,000.00 fine.

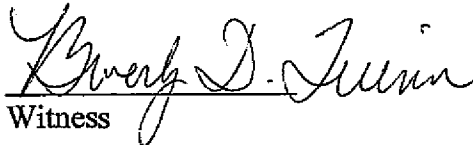
5. He acknowledges that the material facts upon which the criminal charges are based are true.
6. He is desirous of submitting this resignation statement as he acknowledges that the underlying facts in the criminal matter are serious enough to warrant significant discipline.
7. He acknowledges that the guilty plea constitutes a per se ground for discipline under Pa. R.D.E 203 (b) (1)
8. He acknowledges that under Pa. R.D.E 214 (f) (1), he would be entitled to the institution of a formal proceeding before a hearing committee in which the sole issue to be determined would be the extent of the discipline imposed.
9. He acknowledges that by submitting the within resignation he is knowingly, voluntarily and intelligently waiving the right to have a disciplinary hearing pursuant to Pa. R.D.E 214 (f) (1).
10. He submits the within resignation because he knows that he could not successfully defend himself against the charges of professional misconduct that will be brought in connection with his guilty plea.

11. He is fully aware that the within resignation statement is irrevocable and that he can only apply for reinstatement to the practice of law pursuant to the provisions of Pa.R.D.E.218.
12. He acknowledges that he is fully aware of his right to consult and employ counsel to represent him in the instant proceeding. He has not retained, consulted with or acted upon the advice of counsel in connection with his decision to execute the within resignation.
13. Respondent requests that the date of his disbarment be retroactive to the date of his temporary license suspension. ODC does not oppose such request.

Respondent understands that the decision regarding retroactivity is one that is within the Court's discretion to grant or deny.
14. It is understood that the statements made herein are subject to the penalties of 18 Pa.C.S. Section 4904 (relating to unsworn falsification to authorities).

Signed this 10th day of April, 2011


Frank H. Morgan, Jr.
Respondent
Attorney Registration No. 16097


Witness