

IN THE SUPREME COURT OF PENNSYLVANIA

OFFICE OF DISCIPLINARY COUNSEL,	:	No. 2296 Disciplinary Docket No. 3
	:	
	:	No. 149 DB 2016
Petitioner	:	
	:	Attorney Registration No. 32985
v.	:	
	:	(Chester County)
EDWARD J. O'BRIEN, III,	:	
	:	
Respondent	:	

ORDER

PER CURIAM

AND NOW, this 6th day of June, 2022, upon consideration of the Verified Statement of Resignation, Edward J. O'Brien, III, is disbarred on consent from the Bar of this Commonwealth, retroactive to September 21, 2016. See Pa.R.D.E. 215. Respondent shall comply with the provisions of Pa.R.D.E. 217 and pay costs to the Disciplinary Board pursuant to Pa.R.D.E. 208(g).

A True Copy Nicole Traini
As Of 06/06/2022

Attest: 
Chief Clerk
Supreme Court of Pennsylvania

BEFORE THE DISCIPLINARY BOARD OF
THE SUPREME COURT OF PENNSYLVANIA

OFFICE OF DISCIPLINARY COUNSEL,	:	No. 2296 Disciplinary Docket No. 3
Petitioner	:	
	:	No. 149 DB 2016
	:	
	:	(Court of Common Pleas of
	:	Chester County)
v.	:	Criminal Trial Division
	:	CP-15-CR-001743-2015
	:	CP-15-CR-003361-2015
	:	Consolidated
	:	
EDWARD J. O'BRIEN, III,	:	Attorney Registration No. 32985
Respondent	:	(Chester County)

RESIGNATION
UNDER Pa.R.D.E. 215

EDWARD J. O'BRIEN, III, hereby tenders his unconditional resignation from the practice of law in the Commonwealth of Pennsylvania in conformity with Pa.R.D.E. 215 ("Enforcement Rules") and further states as follows:

1. He is an attorney admitted in the Commonwealth of Pennsylvania, having been admitted to the bar on or about December 10, 1980. His attorney registration number is 32985.

2. On July 1, 2016, a jury in the Court of Common Pleas of Chester County, Pennsylvania in the matter captioned *Commonwealth of PA v. Edward J. O'Brien, III*, CP-15-CR-001743-2015 and CP-15-CR-003361-2015 (Consolidated) found him guilty of the following four charges in the 2013 death of his father, Edward J. O'Brien, Jr.: (1) Murder

in the Third Degree (18 Pa.C.S. §2502(c)); (2) Aggravated Assault (18 Pa.C.S. §2702(a)(1)); (3) Involuntary Manslaughter (18 Pa.C.S. §2504(a)) and (4) Reckless Endangerment (18 Pa.C.S. §2705).

3. On August 17, 2016, the Court sentenced Respondent to a term of prison of five to ten years.

4. On September 9, 2016, Respondent, by and through his attorney, and ODC filed a Joint Petition for Temporary Suspension.

5. By Order of the Supreme Court of Pennsylvania dated September 21, 2016, Respondent was placed on Temporary Suspension pursuant to Pa.R.D.E. 214(d)(2) (relating to attorneys convicted of crimes).

6. He desires to submit his resignation as a member of said bar.

7. His resignation is freely and voluntarily rendered; he is not being subjected to coercion or duress and he is fully aware of the implications of submitting this resignation.

8. He acknowledges that he is fully aware of his right to consult and employ counsel to represent him in the instant proceeding. He has retained, consulted with and acted upon the advice of counsel, Joseph P. Green, Jr. in connection with his decision to execute the within resignation.

9. He is aware that there is presently pending a disciplinary investigation, relating to his criminal conviction.

10. He submits the within resignation because he knows that if disciplinary charges were predicated upon the criminal misconduct under investigation he could not

successfully defend against them.

11. He is fully aware that the submission of this Resignation Statement is irrevocable and that he can only apply for reinstatement to the practice of law pursuant to the provisions of Enforcement Rule 218(b) and (c).

12. He is aware that pursuant to Enforcement Rule 215(c) the fact that he has tendered his resignation shall become a matter of public record immediately upon delivery of the resignation statement to Disciplinary Counsel or the Board Prothonotary.

13. Upon entry of the order disbaring him on consent, he will promptly comply with the notice, withdrawal, resignation, trust account, and cease-and-desist provisions of Enforcement Rule 217 (a), (b), (c) and (d).

14. After entry of the order disbaring him on consent, he will file a verified statement of compliance as required by Enforcement Rule 217(e) (1).

15. He is aware that the waiting period for eligibility to apply for reinstatement to the practice of law under Enforcement Rule 218(b) shall not begin until he files the verified statement of compliance required by Enforcement Rule 217(e)(1), and if the order of disbarment contains a provision that makes the disbarment retroactive to an earlier date, then the waiting period will be deemed to have begun on that earlier date.

16. He requests that his disbarment be made retroactive to the date of his temporary suspension. He understands that the Office of Disciplinary Counsel does not oppose his request and that the decision whether to grant retroactive is solely within the discretion of the Pennsylvania Supreme Court.

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 25th day of April, 202~~1~~²

Edward J. O'Brien
EDWARD J. O'BRIEN, III

WITNESS: Thomas L. [Signature]

CERTIFICATE OF COMPLIANCE

I, Krista K. Beatty, Esquire 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: ODC

Signature: *Krista K. Beatty*

Name: Krista K. Beatty

Attorney No. (if applicable): 75211