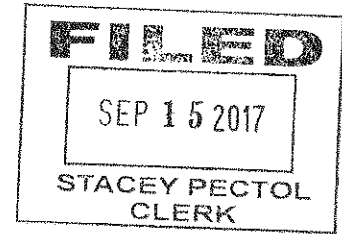


BEFORE THE ARKANSAS SUPREME COURT  
COMMITTEE ON PROFESSIONAL CONDUCT  
PANEL A



IN RE: QUENTIN ELLERY MAY  
Arkansas Bar ID #2006034  
CPC Docket No. 2017-017

CONSENT FINDINGS AND ORDER

The formal charges of misconduct upon which this Findings and Order is based arose from information obtained from the grievance of Tina Warner. Quentin Ellery May, an attorney practicing primarily in Little Rock, Arkansas. Following the receipt of the formal complaint, Mr. May entered in to discussion with the Executive Director which resulted in an agreement by consent pursuant to Section 20.B of the Arkansas Supreme Court Procedures Regulating Professional Conduct of Attorneys at Law (2011).

In February 2015, Tina Warner (“Warner”) retained May to represent her in a matter involving her mother’s trust/estate. Warner paid May a total of \$5,000. Between March and summer 2015, Warner called May many times, but May did not answer her calls or return those calls. Warner and May met in the summer of 2015, and May advised that he would be back in touch with information for Warner, but Warner did not hear back from May.

In October 2015, Warner again attempted to contact May. Warner called without response from May. Warner sent a text message, and approximately one week after the text message, May called Warner to schedule an appointment. Warner and May met to discuss Warner’s questions about property taxes. May advised Warner to not pay the property taxes herself as the trust should do that, and Warner did not. Warner has since learned that she owes several thousands of dollars in unpaid property taxes.

In January 2016, Warner called May several times for an update on her case, but May did not answer and did not return Warner's calls. On January 14, 2016, Warner also sought communication from May via email and text message. On February 4, 2016, Warner sent an email to May asking what was going on with her case and asking May to take action. Warner received no response from May.

On February 10, 2016, Warner sent another email to May. In this email Warner expressed her displeasure with May as he has not returned her telephone calls. Warner asked for some answers from May or her money back. Warner received no response from May.

In March 2016, Warner called May without a response. On March 10, 2016, Warner sent a text message to May informing him that she needed to talk to him. May responded and said he would call back. On March 17, 2016, Warner sent a text message to May asking for more information about her case and informing him about a check she received from opposing counsel relating to the trust. On March 18, 2016, May responded by text message telling Warner to "sit tight" as he was playing phone tag with opposing counsel. On March 25, 2016, Warner had not heard from May since his text on March 18 and sent a new text message. Warner wrote that she needed to talk to May but could not get May to answer his phone. On March 28, 2016, May responded telling Warner not to pick up her check from opposing counsel. On March 29, 2016, Warner sent May a text message stating that she did not want to wait another year for something to happen and if nothing happened soon that she wanted her money back to find a new attorney who would answer her calls or call her back. May responded with a text telling Warner in part to "hang in there[.]"

On April 5, 2016, Warner heard nothing back from May and sent him another text message informing him that she did not want to wait any longer. Warner received no response

from May. On April 20, 2016, Warner sent May an email stating that she wanted him to get in touch with her about her case. Warner did not hear back from May.

On May 10, 2016, Warner mailed May a letter terminating his representation. Warner next hired attorney Christopher Walthall to represent her and paid him a \$2,500 retainer. On June 7, 2016, Walthall wrote May requesting a refund of the \$5,000 retainer paid by Warner. Walthall received no response from May. On July 14, 2016, Walthall again wrote May requesting that May refund the unearned retainer and informing May that failure to do so may result in a grievance being filed. Walthall received no response from May. On March 31, 2017, May provided his original Warner file to OPC which was then sent to Walthall.

Upon consideration of the formal complaint and attached exhibit materials, the response to it, and other matters before it, and the Arkansas Rules of Professional Conduct, Panel A of the Arkansas Supreme Court Committee on Professional Conduct finds:

1. Quentin May's conduct violated Rule 1.3 by failing to diligently represent his client, Tina Warner.
2. Quentin May violated Rule 1.4(a)(3) by failing to keep his client, Tina Warner, informed about the status of her case.
3. Quentin May violated Rule 1.16(d) by not taking steps to return property to his former client, Tina Warner, after she terminated the representation or to client's new counsel, Christopher Walthall, including file documents and any unearned fee.

WHEREFORE, it is the decision and order of the Arkansas Supreme Court Committee on Professional Conduct, acting through its authorized Panel A, that Quentin Ellery May, Arkansas Bar ID# 2006034 be, and hereby is, **CAUTIONED** for his conduct in this matter, and ordered to pay \$5,000 restitution to Tina Warner. A cashier's check for \$2,500 has been received and made

payable to Tina Warner. The \$2,500 remaining balance is to be paid by the following times:  
\$1,250 no later than September 30, 2017 and \$1,250 no later than November 30, 2017. assessed  
\$50 costs. The outstanding balance herein shall be payable by cashier's check or money order  
payable to the "Clerk, Arkansas Supreme Court" delivered to the Office of Professional Conduct  
by the dates specified in this Findings and Order is filed of record with the Clerk of the Arkansas  
Supreme Court.

ARKANSAS SUPREME COURT COMMITTEE  
ON PROFESSIONAL CONDUCT - PANEL A

By: Steven Shults  
Steven Shults, Chair Panel A

Date: September 15, 2017