

BEFORE THE SUPREME COURT COMMITTEE ON PROFESSIONAL CONDUCT

PANEL C

IN RE: ROBERT L. SCULL III

ARKANSAS BAR ID #87155

CPC Docket No. 2002-154

**FINDINGS & CONSENT ORDER OF DISCIPLINE**

The formal charges of misconduct upon which this Consent Order is premised, involving respondent attorney Robert L. Scull, III of Little Rock, Pulaski County, Arkansas, arose from information brought to the attention of the Committee on Professional Conduct by a Per Curiam from the Arkansas Supreme Court in Antonio Walker v. State of Arkansas, CR 2002-955.

Following respondent attorney's receipt of the formal complaint, the attorney entered into discussion with the Executive Director which has resulted in an agreement to discipline by consent pursuant to Section 20.B of the Arkansas Supreme Court Procedures Regulating Professional Conduct of Attorneys at Law (2002). Upon consideration of the formal complaint and attached exhibits, admissions made by the respondent attorney, the terms of the written consent, the approval of Panel C of the Committee on Professional Conduct, and the Arkansas Model Rules of Professional Conduct, the Committee on Professional Conduct finds:

1. That Mr. Scull's conduct violated Model Rule 1.3 in that the Judgment and Commitment Order from which he appealed was entered on January 30, 2002, and, although he obtained an Order extending the time for filing the record to seven months from the entry of judgment or August 30, 2002, he did not file the record until September 6, 2002. He failed to file in a timely manner with the Arkansas Supreme Court the record of the lower court proceedings on behalf of Antonio Walker, his client. Model Rule 1.3 requires that a lawyer act with reasonable diligence and promptness in representing a client.
2. That Mr. Scull's conduct violated Model Rule 8.4(d) when his failure to file the record with the Supreme Court in a timely manner resulted in a delay in the orderly and timely resolution of appellate proceedings and required the Court to expend additional time and effort which would not have been necessary otherwise. Model 8.4(d) requires that a lawyer not engage in conduct that is prejudicial to the administration of justice.

WHEREFORE, in accordance with the consent to discipline presented by Mr. Scull and the Executive Director, it is the decision and order of the Arkansas Supreme Court Committee on Professional Conduct that Respondent Robert L. Scull, III, Arkansas Bar No. 87155, be, and he hereby is, CAUTIONED for his conduct in this matter.

ARKANSAS SUPREME COURT COMMITTEE

ON PROFESSIONAL CONDUCT - PANEL C

By \_\_\_\_\_

David Newbern, Chairperson

Date \_\_\_\_\_