

Supreme Court of the State of New York
Appellate Division: Second Judicial Department

D15927
O/hu

_____AD3d_____

A. GAIL PRUDENTI, P.J.
HOWARD MILLER
ROBERT W. SCHMIDT
WILLIAM F. MASTRO
ROBERT A. SPOLZINO, JJ.

2007-00447

OPINION & ORDER

In the Matter of Stephen Arthur Bloomberg,
an attorney and counselor-at-law.

Grievance Committee for the Second and
Eleventh Judicial Districts, petitioner;
Stephen Arthur Bloomberg, respondent.

(Attorney Registration No. 2419497)

Motion by the Grievance Committee for the Second and Eleventh Judicial Districts to strike the respondent's name from the roll of attorneys and counselors-at-law, pursuant to Judiciary Law § 90(4), upon his conviction of a felony. The respondent was admitted to the Bar at a term of the Appellate Division of the Supreme Court in the Second Judicial Department on June 26, 1991.

Diana Maxfield Kearse, Brooklyn, New York, for petitioner.

September 11, 2007

MATTER OF BLOOMBERG, STEPHEN ARTHUR

Page 1.

PER CURIAM.

The respondent entered a plea of guilty on or about February 4, 2005, to the felony offense of criminal possession of a controlled substance in the fourth degree, before the Honorable John Walsh, in the Supreme Court, Kings County. The Grievance Committee for the Second and Eleventh Judicial Districts (hereinafter the Grievance Committee) learned of the conviction by means of a letter from the respondent's attorney in the criminal case.

Counsel advised the Grievance Committee that pursuant to the plea agreement, the respondent entered a residential substance abuse treatment program and sentencing was deferred. By letter dated November 14, 2006, Counsel reported to the Grievance Committee that the respondent had been allowed to leave the residential treatment facility and return to his own home. The respondent was to continue treatment in an outpatient program for three to six months and, if his treatment program was successfully concluded, the pending criminal case would be dismissed.

By virtue of his felony conviction, the respondent ceased to be an attorney and counselor-at-law pursuant to Judiciary Law § 90(4)(a) and was automatically disbarred.

Although personally served with a copy of the Grievance Committee's motion papers, the respondent did not submit any response or request an extension of time to do so. Accordingly, the Grievance Committee's motion to strike the respondent's name from the roll of attorneys is granted, without opposition.

PRUDENTI, P.J., MILLER, SCHMIDT, MASTRO and SPOLZINO, JJ., concur.

ORDERED that pursuant to Judiciary Law § 90, effective immediately, the respondent, Steven A. Bloomberg, is disbarred and his name is stricken from the roll of attorneys and counselors-at-law; and it is further,

ORDERED that the respondent, Steven A. Bloomberg, shall comply with this court's rules governing the conduct of disbarred, suspended, and resigned attorneys (*see* 22 NYCRR 691.10); and it is further,

ORDERED that pursuant to Judiciary Law § 90, effective immediately, the respondent, Steven A. Bloomberg, is commanded to desist and refrain from (1) practicing law in any form, either as principal or as agent, clerk, or employee of another, (2) appearing as an attorney or counselor-at-law before any court, Judge, Justice, board, commission, or other public authority, (3) giving to another an opinion as to the law or its application or any advice in relation thereto, and (4) holding himself out in any way as an attorney and counselor-at-law; and it is further,

ORDERED that if the respondent, Steven A. Bloomberg, has been issued a secure

pass by the Office of Court Administration, it shall be returned forthwith to the issuing agency and the respondent shall certify to the same in his affidavit of compliance pursuant to 22 NYCRR 691.10(f).

ENTER:

A handwritten signature in black ink, reading "James Edward Pelzer". The signature is written in a cursive style with a large, looping initial "J".

James Edward Pelzer
Clerk of the Court