

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

D26102
G/hu

_____AD3d_____

A. GAIL PRUDENTI, P.J.
WILLIAM F. MASTRO
REINALDO E. RIVERA
PETER B. SKELOS
STEVEN W. FISHER, JJ.

2009-08154

OPINION & ORDER

In the Matter of Frank I. Goodman, admitted as
Frank Ivan Goodman, an attorney and counselor-at-
law, resignor.

(Attorney Registration No. 2047637)

Resignation tendered pursuant to 22 NYCRR 691.9 by Frank I. Goodman, who was admitted to the Bar at a term of the Appellate Division of the Supreme Court in the Second Judicial Department on March 13, 1968, under the name Frank Ivan Goodman.

Jerome Karp, Brooklyn, N.Y., for resignor.

Diana Maxfield Kears, Brooklyn, N.Y. (Diana J. Szochet of counsel), for the Grievance Committee for the Second, Eleventh, and Thirteenth Judicial Districts.

PER CURIAM. Frank I. Goodman has submitted an affidavit dated August 19, 2009, wherein he tenders his resignation as an attorney and counselor-at-law (*see* 22 NYCRR 691.9). Mr. Goodman was admitted to the Bar at a term of the Appellate Division of the Supreme Court in the Second Judicial Department on March 13, 1968, under the name Frank Ivan Goodman.

February 23, 2010

MATTER OF GOODMAN, FRANK I.

Page 1.

Mr. Goodman is aware that he is the subject of an investigation by the Grievance Committee for the Second, Eleventh, and Thirteenth Judicial Districts (hereinafter the Grievance Committee) into allegations of irregularities in his attorney escrow account, including a dishonored check. He acknowledges his inability to successfully defend himself on the merits on any disciplinary charges which may be brought against him by the Grievance Committee based on the facts and circumstances of professional misconduct as referred to in his resignation, and as may be brought to light in the future. He avers that his resignation is freely and voluntarily tendered, and that he is not subject to coercion or duress by anyone.

Mr. Goodman has discussed his decision to resign with his attorney, whose advice and counsel he respects, and is fully aware of the implications of its submission, including the fact that he is barred by Judiciary Law § 90 from seeking reinstatement for at least seven years from the date his resignation is accepted by the Court.

Mr. Goodman is further aware that any order permitting him to resign could require him to make monetary restitution to any persons whose money or property was misappropriated or misapplied, or to reimburse the New York Lawyers' Fund for Client Protection for same. Mr. Goodman acknowledges that any order issued pursuant to Judiciary Law § 90(6-a) could be entered as a civil judgment against him, and he specifically waives the opportunity afforded by Judiciary Law § 90(6-a)(f) to be heard in opposition thereto. The Grievance Committee recommends acceptance of the proffered resignation.

Inasmuch as the proffered resignation conforms to the requirements of 22 NYCRR 691.9, the resignation is accepted, and, effective immediately, Frank I. Goodman, admitted as Frank Ivan Goodman, is disbarred and his name is stricken from the roll of attorneys and counselors-at-law.

PRUDENTI, P.J., MASTRO, RIVERA, SKELOS and FISHER, JJ., concur.

ORDERED that pursuant to Judiciary Law § 90, effective immediately, Frank I. Goodman, admitted as Frank Ivan Goodman, is disbarred and his name is stricken from the roll of attorneys and counselors-at-law; and it is further,

ORDERED that Frank I. Goodman, admitted as Frank Ivan Goodman, shall promptly 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, Frank I. Goodman, admitted as Frank Ivan Goodman, 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 Frank I. Goodman, admitted as Frank Ivan Goodman, has been issued a secure pass by the Office of Court Administration, it shall be returned forthwith to the issuing agency and he shall certify to the same in his affidavit of compliance pursuant to 22 NYCRR 691.10(f).

ENTER:

A handwritten signature in black ink that reads "James Edward Pelzer". The signature is written in a cursive, flowing style.

James Edward Pelzer
Clerk of the Court