

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

D26952  
O/kmg

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A. GAIL PRUDENTI, P.J.  
REINALDO E. RIVERA  
PETER B. SKELOS  
STEVEN W. FISHER  
MARK C. DILLON, JJ.

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2009-03514

OPINION & ORDER

In the Matter of Neda B. Imasuen, admitted as Neda  
Bernards Imasuen, an attorney and counselor-at-law.

Grievance Committee for the Second, Eleventh &  
Thirteenth Judicial Districts, petitioner;  
Neda B. Imasuen, respondent.

(Attorney Registration No. 2498988)

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DISCIPLINARY proceeding instituted by the Grievance Committee for the Second, Eleventh & Thirteenth Judicial Districts. By decision and order on application dated July 2, 2009, the Grievance Committee for the Second, Eleventh, and Thirteenth Judicial Districts was authorized to institute and prosecute a disciplinary proceeding against the respondent based on a petition dated April 14, 2009, and the issues raised were referred to the Honorable George Friedman as Special Referee to hear and report. In that order, the respondent was directed to serve and file an answer within 20 days after service upon him of the verified petition. By decision and order on motion dated August 14, 2009, this Court, on its own motion, appointed Robert P. Guido of the Office of Special Counsel as inventory attorney to take custody of and to inventory the files of the respondent which were found discarded outside of his former law office. By decision and order on motion dated February 1, 2010, this Court granted a motion by Mr. Guido to be discharged as inventory attorney

May 11, 2010

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and for authorization to destroy unclaimed files. The respondent was admitted to the Bar at a term of the Appellate Division of the Supreme Court in the Second Judicial Department on September 16, 1992, under the name Neda Bernards Imasuen.

Diana Maxfield Kearsse, Brooklyn, New York (Myron C. Martynetz of counsel), for petitioner.

PER CURIAM. The Grievance Committee for the Second, Eleventh & Thirteenth Judicial Districts (hereinafter the Grievance Committee) moves to impose discipline on the respondent based on his failure to file an answer to the petition within 20 days, as the decision and order on application dated July 2, 2009, directed him to do, and to deem the charges against him, as set forth in the petition, established.

On July 20, 2009, the Grievance Committee personally served the respondent with the petition and the decision and order dated July 2, 2009. The petition contains two charges of professional misconduct based on the respondent's engaging in a pattern and practice of failing to cooperate with the Grievance Committee's investigation and neglect of a legal matter entrusted to him by a client, Daphne Slyfield.

The respondent has failed to either submit an answer to the petition within the time permitted or make an application for an extension of time in which to answer. He is, therefore, in default, and the charges against him must be deemed admitted.

Although served with the Grievance Committee's notice of motion to impose discipline on the respondent based on his default by mail on September 16, 2009, and in person on September 21, 2009, the respondent has failed to reply or request additional time in which to do so.

Accordingly, the respondent is in default and is disbarred on default.

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

ORDERED that the petitioner's motion is granted upon the respondent's default; and it is further,

ORDERED that, pursuant to Judiciary Law § 90, effective immediately, the respondent, Neda B. Imasuen, admitted as Neda Bernards Imasuen, is disbarred and his name is stricken from the roll of attorneys and counselors-at-law; and it is further,

ORDERED that the respondent, Neda B. Imasuen, admitted as Neda Bernards

Imasuen, 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, the respondent, Neda B. Imasuen, admitted as Neda Bernards Imasuen, is commanded to desist and refrain from (1) practicing law in any form, either as principal or 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, Neda B. Imasuen, admitted as Neda Bernards Imasuen, 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:

  
James Edward Pelzer  
Clerk of the Court