

**Matter of Chico F. Gibbons, (OCA Atty. Reg. No. 1966654), a  
disbarred attorney:**

Motion No: 2021-03146

Slip Opinion No: 2022 NYSlipOp 60046(U)

Decided on January 04, 2022

Appellate Division, First Department, Motion Decision

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Judiciary Law § 431.

This motion is uncorrected and is not subject to publication in the  
Official Reports.

**Supreme Court of the State of New York**  
**Appellate Division, First Judicial Department**

Present – Hon. Dianne T. Renwick, Justice Presiding,  
Judith J. Gische  
Angela M. Mazzaelli  
David Friedman  
Ellen Gesmer, Justices.

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In the Matter of Chico F. Gibbons, Motion No. 2021-03146  
(OCA Atty. Reg. No. 1966654), Case No. 2021-03417  
a disbarred attorney:  
Petitioner,

For Reinstatement to the Bar  
of the State of New York,

Attorney Grievance Committee  
for the First Judicial Department,  
Respondent,

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An order of this Court, having been entered May 14, 2002 (M-160), disbarring petitioner (who was admitted to practice as an attorney and counselor-at-law in the State of New York at a Term of the Appellate Division of the Supreme Court for the Second Judicial Department on February 27, 1985), from the practice of law, effective the date thereof, and an order of this Court having been entered November 12, 2002 (M-4439) denying petitioner's motion for reconsideration,

And petitioner, by his attorney Richard E. Mischel, Esq., having moved this Court on November 22, 2021, for an order pursuant to Judiciary Law § 90 and 22 NYCRR 1240.16, reinstating him as an attorney and counselor-at-law in the State of New York,

And the Attorney Grievance Committee, by Jorge Dopico, its Chief Attorney (Raymond Vallejo, Esq., of counsel), having submitted an affirmation in opposition, dated November 15, 2021, requesting that the Court, if it deems appropriate, refer this matter to a referee for a hearing and recommendation as to whether petitioner meets the standards for reinstatement under 22 NYCRR 1240.16(a),

And the Lawyers' Fund for Client Protection, having submitted a letter to this Court dated September 21, 2021, stating that it does not object to the relief sought,

Now, upon reading and filing the papers with respect to the motion, and due deliberation having been had thereon, it is unanimously,

Ordered that the motion is granted to the extent of referring the matter to Charles G. Berry, Esq., Carter Ledyard & Milburn LLP, 2 Wall Street, New York, NY 10005, Telephone Number, 212-238-8621, [berry@clm.com](mailto:berry@clm.com), as Referee, to conduct a hearing where petitioner will have the burden of establishing by clear and convincing evidence that he has fully complied with the order of disbarment and the Rules of this Court, that he possesses the requisite character and general fitness to resume the practice of law, and that he otherwise meets the standards for reinstatement set out in 22 NYCRR 1240.16. The Referee shall hold and complete the hearing within 60 days from the date of entry hereof and issue a report and recommendation to this Court.

Entered: January 4, 2022



Susanna Molina Rojas  
Clerk of the Court