

VIRGINIA:

BEFORE THE VIRGINIA STATE BAR DISCIPLINARY BOARD

IN THE MATTER OF
EVAN STUART ELAN

VS. DOCKET NO. 22-021-126025

AMENDED INTERIM SUSPENSION ORDER

Pursuant to Part 6, Section IV, Paragraph 13-6.G.3. of the Rules of the Supreme Court of Virginia, it is ORDERED that Evan Stuart Elan's license to practice law in the Commonwealth of Virginia be and hereby is suspended effective November 1, 2022. The suspension shall remain in effect until the Virginia State Bar Disciplinary Board determines that Evan Stuart Elan has fully complied with the subpoena *duces tecum* served on August 17, 2022.

It is further ORDERED that Evan Stuart Elan must comply with the requirements of Part 6, Section IV, Paragraph 13-29 of the Rules of the Supreme Court of Virginia. The Respondent shall forthwith give notice by certified mail, of the Suspension of his license to practice law in the Commonwealth of Virginia, to all clients for whom he is currently handling matters and to all opposing Attorneys and presiding Judges in pending litigation. The Respondent shall also make appropriate arrangements for the disposition of matters then in his care in conformity with the wishes of his client. Respondent shall give such notice immediately and in no event later than 14 days of the effective date of the Suspension, and make such arrangements as are required herein as soon as is practicable and in no event later than 45 days of the effective date of the Suspension. The Respondent shall also furnish proof to the Clerk of the Disciplinary System of the Virginia State Bar within 60 days of the effective day of the Suspension that such notices have been timely given and such arrangements have been made for the disposition of matters.

It is further ORDERED that if the Respondent is not handling any client matters on the effective date of the Suspension, he shall submit an affidavit to that effect to the Clerk of the Disciplinary System at the Virginia State Bar. The Board shall decide all issues concerning the adequacy of the notice and arrangements required herein. The burden of proof shall be on the

Respondent to show compliance. If the Respondent fails to show compliance, the Board may impose a sanction of Revocation or additional Suspension for failure to comply with the requirements of subparagraph 13-29.

It is further ORDERED that all notices specified in Part 6, Section IV, Paragraph 13-29 must be given even if the Respondent is reinstated within 14 days of the Suspension.

It is further ORDERED that an attested copy of this Order be mailed by electronic, regular and certified mail to the Respondent, Evan Stuart Elan at his address of record with the Virginia State Bar, at Evan Stuart Elan, The Elan Law Firm, 1629 K. Street NW, Suite 300, Washington, DC 20006, with a copy by electronic mail to Shelley L. Spalding, Assistant Bar Counsel.

ENTERED THIS 17th DAY OF JANUARY, 2023

VIRGINIA STATE BAR DISCIPLINARY BOARD


Kamala H. Lannetti
1st Vice Chair