VIRGINIA:

#### BEFORE THE VIRGINIA STATE BAR DISCIPLINARY BOARD

## IN THE MATTER OF CHRISTOPHER BROUGHTON SHEDLICK

**VSB DOCKET NO. 21-000-123012** 

#### AGREED DISPOSITION MEMORANDUM ORDER THREE-MONTH SUSPENSION

On Monday, August 23, 2021, this matter was heard, telephonically, by the Virginia State Bar Disciplinary Board upon the joint request of the parties for the Board to accept the Agreed Disposition signed by the parties and offered to the Board as provided by Part 6, Section IV, Paragraph 13-6.H of the Rules of the Supreme Court of Virginia. The panel consisted of Carolyn V. Grady, Chair, Robin J. Kegley, Kamala H. Lannetti, Jennifer D. Royer, and Martha J. Goodman, Lay Person. The Virginia State Bar was represented by Elizabeth K. Shoenfeld, Senior Assistant Bar Counsel. Christopher Broughton Shedlick was present and was represented by counsel, Thai Hong Nguyen. The Chair polled the members of the Board as to whether any of them were aware of any personal or financial interest or bias which would preclude any of them from fairly hearing the matter to which each member responded in the negative. Court Reporter Jackie Longmire, Chandler and Halasz, P.O. Box 9349, Richmond, Virginia 23227, telephone (804) 730-1222, after being duly sworn, reported the hearing and transcribed the proceedings.

WHEREFORE, upon consideration of the Agreed Disposition, the Rule to Show Cause, Respondent's Disciplinary Record, the arguments of the parties, and after due deliberation,

It is **ORDERED** that the Disciplinary Board accepts the Agreed Disposition, and the Respondent shall receive a three-month suspension, as set forth in the Agreed Disposition, which is attached and incorporated in this Memorandum Order.

It is further **ORDERED** that the sanction is effective August 23, 2021.

It is further **ORDERED** that:

The Respondent 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 clients. The Respondent shall give such notice within 14 days of the

effective date of the Suspension, and make such arrangements as are required herein within 45 days of the

effective date of the Suspension. The Respondent shall also furnish proof to the Bar within 60 days of the

effective day of the Suspension that such notices have been timely given and such arrangements 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 within 60 days of the effective date of

the Suspension to the Clerk of the Disciplinary System at the Virginia State Bar. All issues concerning the

adequacy of the notice and arrangements required by Paragraph 13-29 shall be determined by the Virginia

State Bar Disciplinary Board, which may impose a sanction of Revocation or additional Suspension for

failure to comply with the requirements of this subparagraph.

The Clerk of the Disciplinary System shall assess costs pursuant to Part 6, Section IV, Paragraph

13-9.E of the Rules.

It is further ORDERED that an attested copy of this Order be mailed to the Respondent by

electronic, regular first-class and certified mail, return receipt requested, at his last address of record with

the Virginia State Bar at 6408-R Seven Corners Place, Falls Church, VA 22044, and a copy by electronic

mail to Thai Hong Nguyen, Respondent's counsel, and a copy by electronic mail to Elizabeth K.

Shoenfeld, Senior Assistant Bar Counsel.

Enter this Order this 23rd day of August, 2021

VIRGINIA STATE BAR DISCIPLINARY BOARD

Carolyn V. Grady Grady

Digitally signed by Carolyn V.

Date: 2021.08.23 10:56:22 -04'00'

Carolyn V. Grady

Chair

RECEIVED
Aug 13, 2021
VIRGINIA STATE BAR
CLERK'S OFFICE

VIRGINIA:

## BEFORE THE VIRGINIA STATE BAR DISCIPLINARY BOARD

IN THE MATTER OF CHRISTOPHER BROUGHTON SHEDLICK

VSB DOCKET NO. 21-000-123012

## AGREED DISPOSITION (THREE-MONTH SUSPENSION)

Pursuant to the Rules of Supreme Court of Virginia, Part 6, Section IV, Paragraph 13-6.H, the Virginia State Bar, by Elizabeth Shoenfeld, Senior Assistant Bar Counsel, and Christopher Broughton Shedlick, Respondent, hereby enter into the following Agreed Disposition arising out of this matter.

#### I. STIPULATIONS OF FACT

- On February 19, 2021, the Disciplinary Board ("the Board") entered a summary order imposing a Three-Month Suspension with Terms. The Board subsequently entered a Memorandum Order, which included the same terms.
- 2. The terms stated:

Within thirty days of the effective date of the Summary Order, February 19, 2021, Respondent shall engage the service of a CPA (Certified Public Accountant) who has been preapproved by Bar Counsel and who will certify familiarity with the requirements of Rule 1.15 of the Rules of Professional Conduct ("Rule 1.15"), to review Respondent's attorney trust account record-keeping, accounting, and reconciliation methods and procedures to ensure compliance with Rule 1.15. If the CPA determines that Respondent is in compliance with Rule 1.15, the CPA shall notify Respondent and Bar Counsel. If the CPA determines Respondent is NOT in compliance with Rule 1.15, the CPA shall notify Respondent must take to bring himself into compliance with Rule 1.15. The CPA's review and written findings shall be completed no later than April 2, 2021. Respondent shall provide the CPA with a copy of this Order at the outset of his engagement of the CPA.

Respondent shall be obligated to pay when due the CPA's fees and costs for services, including provision to the Bar and to Respondent of information concerning this matter.

If the CPA determines Respondent is NOT in compliance with Rule 1.15, Respondent shall have 45 days within which to bring himself into compliance following the date the CPA issues a written statement of the measures Respondent must take to comply with Rule 1.15. The CPA shall then be granted access to Respondent's office, books, and records, following the passage of the 45-day period, to determine whether Respondent has brought himself into compliance as required. The CPA shall thereafter certify in writing to Bar Counsel and to Respondent either that Respondent has brought himself into compliance with Rule 1.15 within the 45-day period, or that he has failed to do so. Respondent's failure to bring himself into compliance with Rule 1.15 as of the conclusion of the 45-day period shall be considered a violation of the terms set forth herein.

Unless an extension is granted by Bar Counsel for good cause to accommodate the CPA's schedule, the terms specified in paragraphs 1, 2, and 3 shall be completed no later than May 19, 2021.

On or before November 19, 2021, the CPA engaged pursuant to paragraph 1 shall reassess Respondent's attorney trust account record-keeping, accounting, and reconciliation methods and procedures to ensure continued compliance with Rule 1.15. In the event the CPA determined that Respondent has NOT remained in compliance with this Rule, such noncompliance will be considered a violation of the terms set forth herein.

- 3. The Board specified that if Respondent did not comply with the terms, the alternate sanction is an additional three-month suspension.
- 4. Respondent acknowledges that he has not complied with the terms set forth above. Although Respondent attempted to engage the services of a CPA firm, the CPA firm has not reviewed Respondent's trust accounting procedures, books, and records. No CPA has determined whether Respondent's current trust accounting procedures, books, and records comply with Virginia Rule of Professional Conduct 1.15.
- 5. Pursuant to the Rules of Supreme Court of Virginia, Part 6, Section IV, Paragraph 13-18.O, "[i]f the Respondent has failed to comply with Terms, including written certification of compliance if required, within the stated time period, as determined by the Board, the alternative disposition shall be imposed."

<sup>&</sup>lt;sup>1</sup> May 19, 2021 was also the date that Respondent's three-month suspension would end.

# II. PROPOSED DISPOSITION

Bar counsel and Respondent tender to the Disciplinary Board for its approval the agreed disposition of an additional three-month suspension as representing an appropriate sanction if this matter were to be heard through an evidentiary hearing by a panel of the Disciplinary Board.

If the Agreed Disposition is approved, the Clerk of the Disciplinary System shall assess costs pursuant to Paragraph 13-9.E of the Rules.

By:

Elizabeth Shoenfeld Digitally signed by Elizabeth Shoenfeld Date: 2021.08.13 08:25:40 -04'00'

Elizabeth K. Shoenfeld Senior Assistant Bar Counsel

Christopher Broughton Shedlick Respondent

Thai Nguyen/

Respondent's Counsel