

**BEFORE THE BOARD OF DISCIPLINARY APPEALS  
APPOINTED BY  
THE SUPREME COURT OF TEXAS**

**IN THE MATTER OF  
DENISE ANN MANISCALCO  
STATE BAR CARD NO. 00785463**

§  
§  
§

CAUSE NO. 36997

**AGREED JUDGMENT OF ACTIVE SUSPENSION**

On the 4<sup>th</sup> day of August, 2006, the above-styled and numbered reciprocal disciplinary action was called for hearing before the Board of Disciplinary Appeals. Petitioner appeared by attorney and Respondent appeared pro se as indicated by their respective signatures below and announced that they agree to the findings of fact, conclusions of law and orders set forth below. The Board of Disciplinary Appeals, having reviewed the file and in consideration of the agreement of the parties, is of the opinion that Petitioner is entitled to entry of the following findings and orders:

Findings of Fact. The Board of Disciplinary Appeals finds that:

- (1) Respondent, Denise Ann Maniscalco, is an attorney who is presently enrolled with the State Bar of Texas and is not currently authorized to practice law in the State of Texas, and whose Bar Card No. is 00785463;
- (2) On October 19, 2004, The Virginia State Bar Disciplinary Board entered an Order of Suspension that Respondent be suspended from the practice of law for thirty-four (34) months and thirteen (13) days effective from the date of the judgment in Case No. VSB Docket No. 02-051-1868; styled, *In the Matter of Denise Ann Maniscalco, Before the Virginia State Bar Disciplinary Board.*
- (3) Respondent, Denise Ann Maniscalco, is the same person as the Denise Ann Maniscalco who is the subject of the Order by the Virginia State Bar Disciplinary Board; and

(4) The suspension Order from the Virginia State Bar Disciplinary Board is final.

Conclusions of Law. Based upon the foregoing findings of facts the Board of Disciplinary Appeals makes the following conclusions of law:

- (1) This Board has jurisdiction to hear and determine this matter. Rule 7.08(H), Texas Rules of Disciplinary Procedure;
- (2) Reciprocal discipline identical to that imposed by the Virginia State Bar Disciplinary Board is warranted in this case.

It is, accordingly, ORDERED, ADJUDGED, AND DECREED that Respondent, Denise Ann Maniscalco, State Bar Card No. 00785463, is hereby SUSPENDED from the practice of law in Texas for a period of thirty-four (34) months and thirteen (13) days effective October 19, 2004, and ending September 1, 2007.

It is further AGREED and ORDERED that during said term of active suspension, Respondent shall be prohibited from practicing law in Texas, holding herself out as an attorney at law, performing any legal services for others, accepting any fee directly or indirectly for legal services, appearing as counsel or in any representative capacity in any proceeding in any Texas court or before any administrative body, or holding herself out to others or using her name, in any manner, in conjunction with the words "attorney at law", "attorney", "counselor at law", or "lawyer".

It is further ORDERED that Respondent, Denise Ann Maniscalco, not later than ten (10) days after the date this Judgment is signed by the Chairman of the Board of Disciplinary Appeals, shall notify in writing each and every justice of the peace, judge, magistrate, and chief justice of each and every Texas court in which Respondent, Denise Ann Maniscalco, has any legal matter pending, if any, of his suspension, of the style and cause number of the pending matter(s), and of the name, address,

and telephone number of the client(s) Respondent is representing in that court. Respondent is also ORDERED to mail copies of all such notifications to the Office of the Chief Disciplinary Counsel, State Bar of Texas, P.O. Box 12487, Austin, Texas 78711.

It is further ORDERED that Respondent, Denise Ann Maniscalco, shall immediately notify each of her current Texas clients, if any, in writing, of her suspension. In addition to such notification, Respondent is ORDERED to return all files, papers, unearned fees paid in advance, and all other monies and properties which are in her possession but which belong to current or former clients, if any, to those respective clients or former clients within ten (10) days after the date on which this Judgment is signed by the Board. Respondent is further ORDERED to file with this Board, within the same ten (10) days, an affidavit stating either (a) that all current clients have been notified of his suspension and that all files, papers, unearned fees paid in advance, and all other monies and properties belonging to clients and former clients have been returned as ordered herein or (b) that Respondent has no current clients, files, or papers, and that any unearned fees paid in advance or other monies or properties belonging to clients have previously been returned to the appropriate client. If Respondent should be unable to return any file, papers, money or other property to any client or former client, Respondent's affidavit shall state with particularity the efforts made by Respondent with respect to each particular client and the cause of her inability to return to said client any file, paper, money or other property. Respondent is also ORDERED to mail a copy of said affidavit and copies of all notification letters to clients, to the Office of the Chief Disciplinary Counsel, State Bar of Texas, P.O. Box 12487, Austin, Texas 78711.

It is further ORDERED that the Clerk of this Court shall forward a certified copy of Petitioner's Petition for Reciprocal Discipline on file herein, along with a copy of this Judgment, to



each the Clerk of the Supreme Court of Texas, Supreme Court Building, P.O. Box 12248, Austin, Texas 78711, and to the Office of Chief Disciplinary Counsel of the State Bar of Texas, P.O. Box 12487, Austin, Texas 78711.

It is further ORDERED that this AGREED JUDGMENT OF SUSPENSION shall be made a matter of public record and be published in the Texas Bar Journal.

Signed this 4 day of AUGUST, 2006.



Chairman Presiding  
Board of Disciplinary Appeals

APPROVED AS TO FORM:



Sylvia Delgado  
Assistant Disciplinary Counsel  
Office of the Chief Disciplinary Counsel  
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ATTORNEY FOR PETITIONER



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RESPONDENT, PRO SE