



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

**IN THE MATTER OF
ROBERT EUGENE EASLEY
STATE BAR CARD NO. 24036514**

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CAUSE NO. 46775

DEFAULT JUDGMENT OF DISBARMENT

On the 23rd day of July 2010, the above-styled and numbered disciplinary action was called for hearing before the Board of Disciplinary Appeals. Petitioner Commission for Lawyer Discipline of the State Bar of Texas appeared by attorney and announced ready. Respondent, Robert Eugene Easley, State Bar Card No. 24036514, although duly cited to appear and having notice of the hearing, failed to answer or appear and wholly made default. All questions of fact as well as all issues of law were submitted to the Board of Disciplinary Appeals for determination. Having considered the pleadings on file, having received evidence, and having heard the argument of counsel, the Board of Disciplinary Appeals 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, Robert Eugene Easley, State Bar Card No. 24036514, is licensed but not currently authorized to practice law in the State of Texas by the Supreme Court of Texas due to administrative suspension for failure to comply with the Minimum Continuing Legal Education requirements and for noncompliance with Supreme Court of Texas rules concerning repayment of Texas Guaranteed Student Loans.

- (2) Respondent was charged by Indictment with Obtaining a Controlled Substance by Fraud, in Case No. F-0574063, styled *Defendant, Easley, Robert Eugene*, in the 292nd Judicial District Court of Dallas County, Texas.
- (3) Respondent was charged by Indictment with Obtaining a Controlled Substance by Fraud, in Case No. F-0574064, styled *Defendant, Easley, Robert Eugene*, in the 292nd Judicial District Court of Dallas County, Texas.
- (4) Respondent was charged by Indictment with Obtaining a Controlled Substance by Fraud, in Case No. F-0574065, styled *Defendant, Easley, Robert Eugene*, in the 292nd Judicial District Court of Dallas County, Texas.
- (5) Respondent was charged by Indictment with Obtaining a Controlled Substance by Fraud, in Case No. F-0685787, styled *Defendant, Easley, Robert Eugene*, in the Criminal District Court 3 of Dallas County, Texas.
- (6) Respondent was charged by Indictment with Obtaining a Controlled Substance by Fraud, in Case No. F-0685788, styled *Defendant, Easley, Robert Eugene*, in the Criminal District Court 3 of Dallas County, Texas.
- (7) Respondent was charged by Indictment with Obtaining a Controlled Substance by Fraud, in Case No. F-0660861, styled *Defendant, Easley, Robert Eugene*, in the Criminal District Court 3 of Dallas County, Texas.
- (8) On or about April 13, 2007, an Order of Deferred Adjudication was entered in Case Number: F-05-74063-L, styled *The State of Texas v. Robert Eugene Easley*, in the Criminal District Court #5 of Dallas County, Texas, wherein Respondent pled guilty to Unlawfully Obtaining from a Legally Registered Pharmacist, a Controlled Substance, to wit: Dihydrocodeinone, by the Use of a False and Forged Prescription, a Third Degree Felony, in violation of Texas Health and Safety Code § 481.129 and was sentenced to three (3) years deferred probation and fined \$500.
- (9) On or about April 13, 2007, an Order of Deferred Adjudication was entered in Case Number: F-05-74064-L, styled *The State of Texas v. Robert Eugene Easley*, in the Criminal District Court #5 of Dallas County, Texas, wherein Respondent pled guilty to Unlawfully Obtaining from a Legally Registered Pharmacist, a Controlled Substance, to wit: Dihydrocodeinone, a Third Degree Felony, in violation of Texas Health and Safety Code § 481.129 and was sentenced to three (3) years deferred probation and fined \$500.

- (10) On or about April 13, 2007, an Order of Deferred Adjudication was entered in Case Number: F-05-74065-L, styled *The State of Texas v. Robert Eugene Easley*, in the Criminal District Court #5 of Dallas County, Texas, wherein Respondent pled guilty to Unlawfully Obtaining from a Legally Registered Pharmacist, a Controlled Substance, to wit: Dihydrocodeinone, by the Use of a False and Forged Prescription, a Third Degree Felony, in violation of Texas Health and Safety Code § 481.129 and was sentenced to three (3) years deferred probation and fined \$500.
- (11) On or about April 13, 2007, an Order of Deferred Adjudication was entered in Case Number: F-06-85787-L, styled *The State of Texas v. Robert Eugene Easley*, in the Criminal District Court #5 of Dallas County, Texas, wherein Respondent pled guilty to Unlawfully Obtaining from a Legally Registered Pharmacist, a Controlled Substance, to wit: Dihydrocodeinone, by the Use of a False and Forged Prescription, a Third Degree Felony, in violation of Texas Health and Safety Code § 481.129 and was sentenced to three (3) years deferred probation and fined \$500.
- (12) On or about April 13, 2007, an Order of Deferred Adjudication was entered in Case Number: F-06-85788-L, styled *The State of Texas v. Robert Eugene Easley*, in the Criminal District Court #5 of Dallas County, Texas, wherein Respondent pled guilty to Unlawfully Obtaining from a Legally Registered Pharmacist, a Controlled Substance, to wit: Dihydrocodeinone, by the Use of a False and Forged Prescription, a Third Degree Felony, in violation of Texas Health and Safety Code § 481.129 and was sentenced to three (3) years deferred probation and fined \$500.
- (13) On or about April 13, 2007, an Order of Deferred Adjudication was entered in Case Number: F-06-60861-L, styled *The State of Texas v. Robert Eugene Easley*, in the Criminal District Court #5 of Dallas County, Texas, wherein Respondent pled guilty to Unlawfully Obtaining from a Legally Registered Pharmacist, a Controlled Substance, to wit: Dihydrocodeinone, by the Use of a False and Forged Prescription, a Third Degree Felony, in violation of Texas Health and Safety Code § 481.129 and was sentenced to three (3) years deferred probation and fined \$500.
- (14) On or about March 30, 2010, Robert Eugene Easley consented to an Order Extending the Period of Community Supervision which was entered in Cause Nos. F0660861L and F0685788L, styled *The State of Texas v. Robert Eugene Easley*, in the Criminal District Court #5 of Dallas County, Texas, wherein Respondent's community supervision was extended for a period of twelve (12) months, beginning April 13, 2010, and ending April 13, 2011.

- (15) On or about March 30, 2010, Robert Eugene Easley consented to an Order Extending the Period of Community Supervision which was entered in Cause Nos. F0574063L/F0574064L, styled *The State of Texas v. Robert Eugene Easley*, in the Criminal District Court #5 of Dallas County, Texas, wherein Respondent's community supervision was extended for a period of twelve (12) months, beginning April 13, 2010, and ending April 13, 2011.
- (16) On or about March 30, 2010, Robert Eugene Easley consented to an Order Extending the Period of Community Supervision which was entered in Cause No. F0574065L/F0685787L, styled *The State of Texas v. Robert Eugene Easley*, in the Criminal District Court #5 of Dallas County, Texas, wherein Respondent's community supervision was extended for a period of twelve (12) months, beginning April 13, 2010, and ending April 13, 2011.
- (17) On or about May 12, 2010, Respondent Robert Eugene Easley pled guilty in Cause No. MB09-71139-H styled *The State of Texas v. Easley, Robert Eugene*, in the Criminal County District Court 7 to the Class B misdemeanor offense of indecent exposure in violation of Texas Penal Code § 21.08 and was sentenced to 21 days in Dallas County jail with credit for 9 days time served.
- (18) Respondent, Robert Eugene Easley, is the same person as the Robert Eugene Easley who is the subject of the Judgments described above.
- (19) Respondent was personally served with the Petition for Compulsory Discipline on June 18, 2010 by an authorized private process server as evidenced by the affidavit of service filed with the Board on June 29, 2010.
- (20) Respondent's criminal sentences for the convictions of Unlawfully Obtaining from a Legally Registered Pharmacist a Controlled Substance, to wit: Dihydrocodeinone, by the Use of a False and Forged Prescription are fully probated.
- (21) Respondent's convictions for Unlawfully Obtaining from a Legally Registered Pharmacist a Controlled Substance, to wit: Dihydrocodeinone, by the Use of a False and Forged Prescription are final.

Conclusions of Law. Based upon the foregoing findings of fact the Board of Disciplinary

Appeals makes the following conclusions of law:

- (1) This Board has jurisdiction to hear and determine this matter. Texas Rules of Disciplinary Procedure Rule 7.08(G) ("TRDP").
- (2) Having been convicted multiple times for purposes of TRDP 8.04 of Unlawfully Obtaining from a Legally Registered Pharmacist a Controlled Substance, to wit: Dihydrocodeinone, by the Use of a False and Forged Prescription, Respondent Robert Eugene Easley has been convicted of an Intentional Crime as defined by TRDP 1.06(T). Said crime is also a Serious Crime as defined by TRDP 1.06(Z).
- (3) The Board may consider Respondent's conviction for Indecent Exposure, although not an Intentional Crime, as an aggravating factor in assessing disciplinary sanction in this case.
- (4) Respondent Robert Eugene Easley should be disbarred.

It is, accordingly, ORDERED, ADJUDGED, AND DECREED that Respondent, Robert Eugene Easley, State Bar Card No. 24036514, be and he is hereby DISBARRED from the practice of law in the State of Texas and his license to practice law in this state be and is hereby revoked.

It is further ORDERED, ADJUDGED and DECREED that Respondent, Robert Eugene Easley, is hereafter permanently prohibited, effective immediately, from practicing law in Texas, holding himself out as an attorney at law, performing any legal service for others, accepting any fee directly or indirectly for legal services not completed prior to the date of this judgment, appearing as counsel in any proceeding in any Texas court or before any Texas administrative body, or holding himself out to others or using his name, in any manner, in conjunction with the words "attorney," "counselor," or "lawyer."

It is further ORDERED that Respondent, Robert Eugene Easley, shall notify in writing, no later than thirty (30) days from the date of this Order, each and every justice of the peace, judge, magistrate, and chief justice of each and every court in which Respondent, Robert Eugene Easley,

has any legal matter pending, if any, of his disbarment, 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 Statewide Compliance Monitor, Office of the Chief Disciplinary Counsel, State Bar of Texas, P.O. Box 12487, Capitol Station, Austin, Texas 78711.

It is further ORDERED that Respondent, Robert Eugene Easley, shall immediately notify each of his current clients, if any, in writing, of his disbarment. 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 his possession but which belong to current or former clients, if any, to those respective clients or former clients within thirty (30) days after the date on which this Judgment is signed by the Board. Respondent is further ORDERED to file with the Statewide Compliance Monitor, Office of the Chief Disciplinary Counsel, State Bar of Texas, P.O. Box 12487, Capitol Station, Austin, Texas 78711, within the same thirty (30) days, an affidavit stating that all current clients have been notified of his disbarment 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. 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 his inability to return to said client any file, paper, money or other property. Respondent is also ORDERED to mail a copy of all notification letters to clients to the Statewide Compliance Monitor.

It is further ORDERED that Respondent, Robert Eugene Easley, immediately surrender his Texas law license and permanent State Bar Card to the Statewide Compliance Monitor, Office of the Chief Disciplinary Counsel, State Bar of Texas, P.O. Box 12487, Austin, Texas 78711, for transmittal to the Clerk of the Supreme Court of Texas.

Signed this 26th day of July 2010.



CHAIR PRESIDING