

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

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## IN THE MATTER OF RYAN CHRISTOPHER HENGL, STATE BAR CARD NO. 24125006

**CAUSE NO. 68638** 

## JUDGMENT OF SUSPENSION

On the 26th day of January, 2024, the above-styled and numbered reciprocal disciplinary action was considered on submission based on the documents and pleadings before the Board of Disciplinary Appeals. Respondent declined to file a responsive pleading in this matter and waived his right to a hearing on the Petition for Reciprocal Discipline. All questions of fact of fact and all issues of law were submitted to the Board of Disciplinary Appeals for determination. Having considered the pleadings and other materials on file, the Board of Disciplinary Appeals is of the opinion that Petitioner is entitled to entry of the following findings, conclusions, and orders:

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

- (1) Respondent, Ryan Christopher Hengl, whose Bar Card No. is 24125006, is an attorney licensed and authorized by the Supreme Court of Texas to practice law in the State of Texas.
- (2) On or about February 17, 2023, Respondent and the State Bar of Arizona filed with the Presiding Disciplinary Judge for the Supreme Court of Arizona an Agreement for Discipline by Consent in the matter styled *In the Matter of a Member of the State Bar of Arizona, Ryan Christopher Hengl, Bar No. 023931*, PDJ 2023-9014, State Bar File No. 22-0104, 22-0355, 22-0687, 22-0795, 22-2058. In that Agreement, Respondent conditionally admitted that his conduct violated Arizona Rule of Professional Conduct 42, Ethics Rules 1.2, 1.3, 1.4, 1.5, 1.16, 8.4(c), and 8.4(d). Respondent agreed to accept a sanction of six months' suspension and to pay restitution.

- (3) The Agreement for Disciplinary by Consent states that on July 26, 2022, Respondent was placed on disability inactive status in Arizona. Respondent will remain on disability inactive status and ineligible to practice in Arizona at the conclusion of the agreed disciplinary suspension in Arizona, unless he is reinstated pursuant to Rule 63(g) of the Rules of the Supreme Court of Arizona.
- (4) No disability proceeding has been brought against Respondent in Texas.
- (5) On or about March 1, 2023, Respondent and the State Bar of Arizona filed with the Presiding Disciplinary Judge an Amended Agreement for Discipline by Consent in the matter styled *In the Matter of a Member of the State Bar of Arizona, Ryan Christopher Hengl, Bar No. 023931*, PDJ 2023-9014, State Bar File No. 22-0104, 22-0355, 22-0687, 22-0795, 22-2058. In the Amended Agreement, Respondent again conditionally admitted violations of the same rules referenced in paragraph (2), above, and agreed to accept a suspension of six (6) months and one (1) day. Respondent also agreed to pay restitution and the costs and expenses of the disciplinary proceeding.
- (6) On or about March 2, 2023, the Presiding Disciplinary Judge of the Supreme Court of Arizona issued a Final Judgment and Order in the matter styled *In the Matter of a Member of the State Bar of Arizona, Ryan Christopher Hengl, Bar No. 023931*, PDJ 2023-9014, State Bar Nos. 22-0104, 22-0355, 22-0687, 22-0795, 22-2058, which states in pertinent part:

IT IS ORDERED that RYAN CHRISTOPHER HENGL, Bar No. 023931, is suspended from the practice of law in Arizona for six months and one day, effective 30 days from the date of this order, for his conduct in violation of the Arizona Rules of Professional Conduct and Rules of the Supreme Court of Arizona, as outlined in the consent documents.

IT IS FURTHER ORDERED that Respondent pay Michael Dunton restitution in the amount of \$4,000.00. He shall pay \$1,000 on the first of each month, beginning April 1, 2023, until the amount is paid in full.

IT IS FURTHER ORDERED that Respondent satisfy the judgment imposed against him in Yuma County Superior Court case no. S-1400-CV-202100111 within in 30 days.

IT IS FURTHER ORDERED that Respondent comply with the requirements relating to notification of clients and others and provide and/or file all notices and affidavits required by Rule 72, Ariz. R. Sup. Ct.

IT IS FURTHER ORDERED that Respondent shall pay the costs and expenses of the State Bar of Arizona in the amount of \$1,204.60, within 30 days....

- (7) Respondent, Ryan Christopher Hengl, is the same person as the Ryan Christopher Hengl who is the subject of the Final Judgment and Order, issued by the Presiding Disciplinary Judge of the Supreme Court of Arizona.
- (8) The Final Judgment and Order issued by the Presiding Disciplinary Judge of the Supreme Court of Arizona 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. TEX. RULES DISCIPLINARY P. R. 7.08(H); 9.01-04.
- (2) Reciprocal discipline identical, to the extent practicable, to that imposed by the Supreme Court of Arizona is warranted in this case.
- (3) Respondent should be actively suspended from the practice of law for a period of six (6) months and one (1) day.

It is, accordingly, ORDERED, ADJUDGED, and DECREED that Respondent, Ryan

Christopher Hengl, State Bar Card No. 24125006, is hereby SUSPENDED from the practice of law in Texas for a period of six (6) months and one (1) day beginning January 31, 2024, and extending through July 31, 2024.

It is further **ORDERED**, **ADJUDGED**, and **DECREED** that Respondent, Ryan Christopher Hengl, during said suspension is prohibited 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, appearing as counsel or in any representative capacity 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 at law," "attorney," "counselor at law," Esquire," "Esq." or "lawyer." It is further **ORDERED** that Respondent, Ryan Christopher Hengl, within thirty (30) days of the date of this judgment, shall notify in writing each and every justice of the peace, judge, magistrate, and chief justice of each and every court, if any, in which Respondent, Ryan Christopher Hengl, 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 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, Ryan Christopher Hengl, shall file with the State Bar of Texas, Statewide Compliance Monitor, P.O. Box 12487, Austin, TX 78711-2487 (1414 Colorado St., Austin, TX 78701), within thirty (30) days of the date of this judgment, an affidavit stating that Respondent has notified in writing each and every justice of the peace, judge, magistrate, and chief justice of each and every court in which Respondent has any matter pending of the terms of this judgment, the style and cause number of the pending matter(s), and the name, address and telephone number of the client(s) Respondent is representing in that court or tribunal.

It is further **ORDERED** that Respondent, Ryan Christopher Hengl, within thirty (30) days of the date of this judgment, shall notify each of his current clients and opposing counsel, if any, in writing, of his suspension. In addition to such notification, Respondent is **ORDERED** to return all files, papers, unearned fees paid in advance, and all other monies and property which are in his possession or control but which belong to current or former clients, if any, to those respective clients or former clients within thirty (30) days of the date of this judgment if requested.

It is further **ORDERED** Respondent, Ryan Christopher Hengl, shall within thirty (30) days of the date of this judgment, file with the State Bar of Texas, Statewide Compliance Monitor, P.O.

Box 12487, Austin, TX 78711-2487 (1414 Colorado St., Austin, TX 78701), an affidavit stating that all current clients and opposing counsel have been notified of Respondent's suspension and that all files, papers, monies, and other property belonging to all current 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.

It is further **ORDERED** that Respondent, Ryan Christopher Hengl, within thirty (30) days of the date of this judgment, shall 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, Capitol Station, Austin, Texas 78711, for transmittal to the Clerk of the Supreme Court of Texas.

It is further **ORDERED** that this Judgment of Suspension shall be made a matter of public record and shall be published in the *Texas Bar Journal*.

SIGNED this 31<sup>st</sup> day of January 2024.

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CHAIR PRESIDING