



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

IN THE MATTER OF §
DAVID ALLAN KRUEGER § **CAUSE NO. 65866**
STATE BAR CARD NO. 24025940 §

JUDGMENT OF DISBARMENT

On the 28th day of January, 2022, the above-styled and numbered disciplinary action was called for hearing before the Board of Disciplinary Appeals. Petitioner, the Commission for Lawyer Discipline, appeared by attorney and announced ready. Respondent, David Allan Krueger, appeared and announced ready. All questions of fact and 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, David Allan Krueger, State Bar Card Number 24025940, is licensed but not currently authorized to practice law in the State of Texas.
- (2) On or about August 21, 2019, Respondent was charged by Indictment with Count 1 – Wire Fraud, in violation of 18 U.S.C. § 1343, in Cause No. 5:19-cr-18-RWS-CMC, styled *United States of America v. David A. Krueger, Jr.*, in the United States District Court Eastern District of Texas, Texarkana Division.
- (3) On or about May 13, 2021, an Amended Judgment in a Criminal Case was entered in Cause No. 5:19-cr-00018-RWS-CMC(1), styled *United States of America v. David A. Krueger, Jr.*, in the United States District Court Eastern District of Texas, Texarkana Division, wherein Respondent pleaded guilty to Count 1 of the Indictment, 18 U.S.C. § 1343 – Wire Fraud. The judgment provided:

“The defendant is hereby committed to the custody of the Federal Bureau of Prisons to be imprisoned for a total term of: 18 months as to count 1. Subject to the Bureau of Prisons’ policy and/or statute, the defendant shall receive credit for time served on October 3, 2019. . . . Upon release from imprisonment, the defendant shall be on supervised release for a term of: three (3) years.”

The special conditions of supervision include that Respondent must provide the probation officer with access to any requested financial information for purposes of monitoring restitution payments and sources of income, must not incur new credit charges or open additional lines of credit without the approval of the probation officer unless payment of any financial obligation ordered by the court has been paid in full, and must not serve as an attorney or engage in the practice of law in any capacity. Respondent was further ordered to pay penalties of an assessment in the amount of \$100.00, and restitution in the amount of \$350,000.00.

- (4) Respondent, David Allan Krueger, is the same person as the David A. Krueger, Jr. who is the subject of the Amended Judgment described above.

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. TEX. R. DISCIPLINARY P. R. 7.08(G).
- (2) Respondent, David Allan Krueger, having been convicted of Wire Fraud, has been convicted for purposes of TEX. R. DISCIPLINARY P. R. 8.04 of an Intentional Crime as defined by TEX. R. DISCIPLINARY P. R. 1.06(V).
- (3) Respondent has also been convicted of a Serious Crime as defined by TEX. R. DISCIPLINARY P. R. 1.06(GG).
- (4) The conviction is final.
- (5) Compulsory discipline is warranted in this case. TEX. RULES DISCIPLINARY P. R. 8.05.
- (6) Having considered the evidence and the arguments of parties, the Board concludes that Respondent, David Allan Krueger, shall be disbarred pursuant to TEX. RULES DISCIPLINARY P. R. 8.06.

It is, accordingly, **ORDERED, ADJUDGED, and DECREED** that Respondent, David Allan Krueger, State Bar Card No. 24025940, be and hereby is **DISBARRED** from the practice of law in the State of Texas and his license to practice law in this state be and hereby is revoked.

It is further **ORDERED, ADJUDGED, and DECREED** that Respondent, David Allan Krueger, is prohibited from practicing law in Texas, holding himself 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 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, David Allan Krueger, shall immediately notify each of his current clients in writing of this disbarment. In addition to such notification, Respondent is **ORDERED** to return any files, papers, unearned monies, and other property, which belongs to clients and former clients and is in Respondent’s possession or control, to the respective clients or former clients or to another attorney at the client’s or former client’s request, within thirty (30) days of the date of this judgment.

It is further **ORDERED** that Respondent, David Allan Krueger, shall file with the State Bar of Texas, Chief Disciplinary Counsel’s Office, P.O. Box 12487, Austin, TX 78711-2487 (1414 Colorado St., Austin, TX 78701) within thirty (30) days of the signing of this judgment by the Board, an affidavit stating that all current clients have been notified of Respondent's disbarment and that all files, papers, monies and other property belonging to all clients and former clients have been returned as ordered herein. If Respondent should be unable to return any file, papers, monies, or other property requested by 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, David Allan Krueger, shall, on or before thirty (30) days from the signing of this judgment by the Board, notify in writing each and every justice

of the peace, judge, magistrate, administrative judge or officer, and chief justice of each and every court or tribunal 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.

It is further **ORDERED** that Respondent, David Allan Krueger, shall file with the State Bar of Texas, Chief Disciplinary Counsel's Office, P.O. Box 12487, Austin, TX 78711-2487 (1414 Colorado St., Austin, TX 78701) within thirty (30) days of the signing of this judgment by the Board, an affidavit stating that each and every justice of the peace, judge, magistrate, administrative judge or officer, and chief justice has received written notice of the terms of this judgment.

It is further **ORDERED** that Respondent, David Allan Krueger, immediately surrender his Texas law license and permanent State Bar Card to 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.

It is further **ORDERED** that a certified copy of the Petition for Compulsory Discipline on file herein, along with a copy of this Judgment, be sent to the Chief Disciplinary Counsel of the State Bar of Texas, P.O. Box 12487, Austin, Texas 78711.

Signed this 1st day of February 2022.

A handwritten signature in blue ink, appearing to read "Kevin H.", written over a horizontal line.

CHAIR PRESIDING