

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



F I L E D

Aug. 14, 2020

THE BOARD of DISCIPLINARY APPEALS
Appointed by the Supreme Court of Texas

MARIO A. MATA

*

*

*

EVIDENTIARY PANEL NO 9-1

V.

*

STATE BAR OF TEXAS DISTRICT NO 9

*

CASE NO. 201800134

*

COMMISSION FOR LAWYER
DISCIPLINE

*

NOTICE OF APPEAL

TO THE BOARD OF DISCIPLINARY APPEALS:

On this August 14, 2020, Respondent Mario A. Mata hereby gives this Notice of Appeal in accordance with Rule 2.24 of the Texas Rules of Disciplinary Procedure and Section IV of the Board of Disciplinary Appeals (BODA) Internal Procedural Rules. In support thereof, Respondent would show the following:

1. On March 10, 2020, The Presiding Chair of Evidentiary Panel District 9, District 9-1, signed a Judgment of Disbarment (the "Judgment") in the matter of Commission of Lawyer Discipline, Petitioner vs Mario A. Mata, Respondent, Case 201800134. The Texas Bar Number of Respondent Mario A. Mata is 13184400.

2. Under BODA Internal Procedural Rule 4.01(d), this Notice of Appeal would have been due thirty (30) days from the date the Chair of the Evidentiary Panel signed the Judgment. However, the Texas Supreme Court issued its Seventeenth Emergency Order Regarding The Covid-19 State of Disaster wherein, inter alia, "*All deadlines, whether prescribed by statute, rule or order, that expired or would have expired between March 13, 2020, and July 1, 2020, are extended until August 15, 2020*". Therefore this Notice of Appeal is timely filed.

3. Respondent intends to appeal and hereby files this Notice of Appeal to the Judgment and orders included in the Judgment dated **March 10, 2020** to which an appeal was initially due on or before thirty (30) days after the Judgment was signed. Said Judgment, in favor of Petitioner, found professional misconduct on the part of the Respondent.

4. The Judgment is derived from the decisions in Commission for Lawyer Discipline, Petitioner, vs. Mario A. Matta, Respondent, Case No. 201800134, before the Evidentiary Panel 9-1 of the State Bar of Texas District No. 9 Grievance Committee.

5. As required under Rule 4.02 and 4.03 of the BODA Internal Procedures and Rules, please let this Notice also serve as Respondent's contemporaneous request to the Official Court Reporter in the evidentiary hearing to prepare, certify and file within 30 days from the Date of this Notice of Appeal the Reporter's Record in its entirety.

Respectfully submitted,

/s/ Mario A. Mata

Mario A. Mata SBN 13184400

Respondent

8801 La Cresada Dr. Apt 1226

Austin, Texas 78749-4527

Telephone: (512) 799-0511

Facsimile: (512) 628-3000

Email: mariomataotc@gmail.com

CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of this document has been served on the Office of Chief Disciplinary Counsel by electronic mail (Email) to Seana Williams swilling@texasbar.com, and to Judith Gres DeBerry via Email: jdeberry@texasbar.com on this the 14th day of August 2020.

/s/ Mario A. Mata

Mario A. Mata, Respondent