



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

**IN THE MATTER OF
MARYLIN JENKINS MILNER,
STATE BAR CARD NO. 24025837**

§
§
§

CAUSE NO. 68333

JUDGMENT OF SUSPENSION

On the 26th day of July, 2024, 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, Marylin Jenkins Milner, although properly served with Petitioner's Second Amended Petition for Reciprocal Discipline, failed to appear. 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, Marylin Jenkins Milner, whose Bar Card No. is 24025837, is an attorney licensed and authorized by the Supreme Court of Texas to practice law in the State of Texas.
- (2) On or about July 27, 2023, the District of Columbia Court of Appeals issued an Order in Cause No. 23-BG-0545, styled *In Re Marylin Jenkins*, which states in pertinent part:

In this matter, the Hearing Committee recommends
approval of a petition for negotiated attorney discipline. *See*

D.C. Bar R. XI, § 12.1(c). Respondent Marilyn Jenkins voluntarily acknowledged that, in connection with applying for a job in California, she concealed her prior discipline in this jurisdiction (a 2016 reprimand for a violation of D.C. R. Prof. Conduct 8.4(c)), her prior employment out of which that 8.4(c) violation arose, and even her admission to the D.C. Bar. As a result, Ms. Jenkins admits that she (again) violated D.C. R. Prof. Conduct 8.4(c) (conduct involving dishonesty, fraud, deceit, or misrepresentation), as well as the corresponding and substantially similar Cal. R. Prof. Conduct 8.4(c) (conduct involving dishonesty, fraud, deceit, or reckless or intentional misrepresentation). The proposed discipline consists of a 30-day suspension

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ORDERED that respondent Marilyn Jenkins is hereby suspended from the practice of law in the District of Columbia for 30 days.

- (3) Respondent, Marilyn Jenkins Milner, is the same person as the Marilyn Jenkins who is the subject of the Order issued by the District of Columbia Court of Appeals; and
- (4) The Order issued by the District of Columbia Court of Appeals 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 District of Columbia Court of Appeals, is warranted in this case.
- (3) Respondent should be actively suspended from the practice of law for a period of thirty (30) days.

It is, accordingly, **ORDERED, ADJUDGED, and DECREED** that Respondent, Marilyn Jenkins Milner, State Bar Card No. 24025837, is hereby **SUSPENDED** from the practice of law in Texas for a period of thirty (30) days beginning July 30, 2024, and extending through August 29, 2024.

It is further **ORDERED, ADJUDGED, and DECREED** that Respondent, Marilyn Jenkins Milner, during said suspension is prohibited from practicing law in Texas, holding herself 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 herself out to others or using her 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, Marilyn Jenkins Milner, within fifteen (15) 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, Marilyn Jenkins Milner, has any legal matter pending, if any, of her 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, Marilyn Jenkins Milner, 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 fifteen (15) 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.

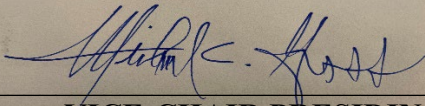
It is further **ORDERED** that Respondent, Marilyn Jenkins Milner, within fifteen (15) days of the date of this judgment, shall notify each of her current clients and opposing counsel, if any, in writing, of her suspension. In addition to such notification, Respondent is **ORDERED** to return all files, 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 fifteen (15) days of the date of this judgment if requested.

It is further **ORDERED** Respondent shall within fifteen (15) 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 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 clients have been returned as ordered herein. If Respondent should be unable to return any file, papers, money 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 her inability to return to said client any file, paper, money or other property.

It is further **ORDERED** that Respondent, Marilyn Jenkins Milner, within thirty (30) days of the date of this judgment, surrender her 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 30th day of July 2024.



VICE-CHAIR PRESIDING

Board Chair Kelli Hinson and Board members Jennifer Caughey and Arthur D'Andrea did not participate in this decision.