

State of New York
Supreme Court, Appellate Division
Third Judicial Department

Decided and Entered: May 10, 2012

D-19-12

In the Matter of JAMES J.
HENNESSEY JR., an
Attorney.

COMMITTEE ON PROFESSIONAL
STANDARDS,

MEMORANDUM AND ORDER

Petitioner;

JAMES J. HENNESSEY JR.,
Respondent.

(Attorney Registration No. 1899400)

Calendar Date: April 9, 2012

Before: Rose, J.P., Spain, Kavanagh, Stein and Garry, JJ.

Peter M. Torncello, Committee on Professional Standards,
Albany (Michael K. Creaser of counsel), for petitioner.

Kindlon, Shanks & Associates, Albany (Terence L. Kindlon of
counsel), for respondent.

Per Curiam.

Respondent was admitted to practice by the Appellate
Division, Second Department in 1984. He maintains an office for
the practice of law in the City of Albany.

On February 1, 2012, respondent entered a guilty plea in
Albany County Court to two felony counts of aggravated harassment
in the second degree. Petitioner has instituted an investigation
of the matter. Respondent has tendered his resignation by

affidavit dated March 6, 2012, in substantial compliance with the rules of this Court (see 22 NYCRR 806.8).

We accept respondent's disciplinary resignation, which petitioner advises it does not oppose, and, in accordance with our rules, order his disbarment from the practice of law (see 22 NYCRR 806.8 [b]).

Rose, J.P., Spain, Kavanagh, Stein and Garry, JJ., concur.

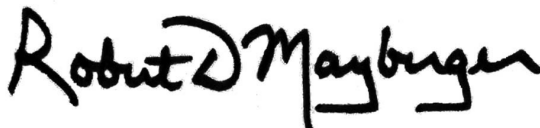
ORDERED that respondent's resignation application is accepted; and it is further

ORDERED that respondent is disbarred and his name is stricken from the roll of attorneys and counselors-at-law of the State of New York, effective immediately; and it is further

ORDERED that respondent is commanded to desist and refrain from the practice of law in any form, either as principal or as agent, clerk or employee of another; and respondent is hereby forbidden to appear as an attorney or counselor-at-law before any court, judge, justice, board, commission or other public authority, or to give to another an opinion as to the law or its application, or any advice in relation thereto; and it is further

ORDERED that respondent shall comply with the provisions of this Court's rules regulating the conduct of disbarred attorneys (see 22 NYCRR 806.9).

ENTER:

A handwritten signature in black ink, reading "Robert D. Mayberger". The signature is written in a cursive, flowing style with a large, stylized "R" and "M".

Robert D. Mayberger
Clerk of the Court