

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

Decided and Entered: August 2, 2018

D-90-18

In the Matter of SAMUEL ALLAGASH
JENNINGS, an Attorney.

MEMORANDUM AND ORDER
ON MOTION

(Attorney Registration No. 4798393)

Calendar Date: July 23, 2018

Before: McCarthy, J.P., Lynch, Mulvey, Aarons and Pritzker, JJ.

Samuel Allagash Jennings, New Ashford, Massachusetts,
pro se.

Monica A. Duffy, Attorney Grievance Committee for the Third
Judicial Department, Albany, for Attorney Grievance Committee for
the Third Judicial Department.

Per Curiam.

Samuel Allagash Jennings was admitted to practice by this
Court in 2010 and lists a business address in Boston,
Massachusetts with the Office of Court Administration. Jennings
now seeks leave to resign from the New York bar for
nondisciplinary reasons (see Rules for Attorney Disciplinary
Matters [22 NYCRR] § 1240.22 [a]). The Attorney Grievance
Committee for the Third Judicial Department (hereinafter AGC)
opposes the application by correspondence from its Chief
Attorney.

As is noted by AGC, Jennings is presently delinquent in his
New York attorney registration requirements, having failed to
register for three consecutive biennial periods beginning in 2014
(see Judiciary Law § 468-a; Rules of the Chief Admin of Cts [22
NYCRR] § 118.1). Inasmuch as Jennings is therefore subject to

potential disciplinary action (see Judiciary Law § 468-a [5]; Rules of Professional Conduct [22 NYCRR 1200.0] rule 8.4 [d]; see also Matter of Attorneys in Violation of Judiciary Law § 468-a, 113 AD3d 1020, 1021 [2014]), he is ineligible for nondisciplinary resignation and his application must be denied (see Matter of Cluff, 148 AD3d 1346, 1346 [2017]; Matter of Bomba, 146 AD3d 1226, 1226-1227 [2017]). Further, any future application by Jennings must be supported by proof of his full satisfaction of the requirements of Judiciary Law § 468-a and Rules of the Chief Administrator of the Courts (22 NYCRR) § 118.1 (see Matter of Frank, 146 AD3d 1228, 1228-1229 [2017]).

McCarthy, J.P., Lynch, Mulvey, Aarons and Pritzker, JJ.,
concur.

ORDERED that Samuel Allagash Jennings's application for permission to resign is denied.

ENTER:

A handwritten signature in black ink that reads "Robert D. Mayberger". The signature is written in a cursive, slightly slanted style.

Robert D. Mayberger
Clerk of the Court