

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

Decided and Entered: June 20, 2019

PM-84-19

In the Matter of BENJAMIN PHILIP
TAIBLESON, an Attorney.

MEMORANDUM AND ORDER
ON MOTION

(Attorney Registration No. 5083753)

Calendar Date: June 10, 2019

Before: Garry, P.J., Egan Jr., Lynch, Clark and Pritzker, JJ.

Benjamin Philip Taibleson, Fox Point, Wisconsin, 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.

Benjamin Philip Taibleson was admitted to practice by this Court in 2012 and lists a business address in Milwaukee, Wisconsin with the Office of Court Administration. Taibleson has applied to this Court, by affidavit sworn to January 14, 2019, for 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, contending that Taibleson is ineligible for nondisciplinary resignation because, among other things, he has failed to fulfill his attorney registration requirements for the most recent biennial period beginning in 2018 (see Judiciary Law § 468-a; Matter of Lee, 148 AD3d 1350 [2017]; Matter of

Bomba, 146 AD3d 1226, 1226-1227 [2017]; Rules of the Chief Admin of Cts [22 NYCRR] § 118.1).

In reply to AGC's opposition, however, Taibleson has submitted a supplemental affidavit, sworn to June 3, 2019, in which he attests that has resolved all of the issues referenced by AGC and is now current in his New York attorney registration requirements. Furthermore, Office of Court Administration records likewise establish that Taibleson has duly registered and cured any preexisting registration delinquency. Accordingly, with AGC voicing no other substantive objection to his application, and having determined that Taibleson is now eligible to resign for nondisciplinary reasons (compare Matter of Tierney, 148 AD3d 1457, 1458 [2017]; Matter of Bomba, 146 AD3d at 1227), we grant the application and accept his resignation.

Garry, P.J., Egan Jr., Lynch, Clark and Pritzker, JJ., concur.

ORDERED that Benjamin Philip Taibleson's application for permission to resign is granted and his nondisciplinary resignation is accepted; and it is further

ORDERED that Benjamin Philip Taibleson's name is hereby stricken from the roll of attorneys and counselors-at-law of the State of New York, effective immediately, and until further order of this Court (see generally Rules for Attorney Disciplinary Matters [22 NYCRR] § 1240.22 [b]); and it is further

ORDERED that Benjamin Philip Taibleson is commanded to desist and refrain from the practice of law in any form in the State of New York, either as principal or as agent, clerk or employee of another; and Taibleson 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, or to hold himself out in any way as an attorney and counselor-at-law in this State; and it is further

ORDERED that Benjamin Philip Taibleson shall, within 30 days of the date of this decision, surrender to the Office of Court Administration any Attorney Secure Pass issued to him.

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