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

Decided and Entered: March 23, 2017 D-37-17

In the Matter of KIERSTEN LEE BOYCE, an Attorney.

MEMORANDUM AND ORDER ON MOTION

(Attorney Registration No. 2916419)

Calendar Date: March 13, 2017

Before: Peters, P.J., McCarthy, Egan Jr., Rose and Clark, JJ.

Kiersten Lee Boyce, Williamsburg, Virginia, 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.

Kiersten Lee Boyce was admitted to practice by this Court in 1998 and has previously listed a business address in Williamsburg, Virginia with the Office of Court Administration. By unsworn affidavit dated September 24, 2016, Boyce seeks leave to resign from the New York bar for nondisciplinary reasons (see Uniform 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.

Boyce is presently delinquent in her New York attorney registration requirements, having failed to register for two consecutive biennial periods beginning in 2014 (<u>see</u> Judiciary Law § 468-a; <u>Matter of Lee</u>, ___ AD3d ___, 2017 NY Slip Op 01757 [2017]; Rules of the Chief Admin of Cts [22 NYCRR] § 118.1). She is therefore ineligible for nondisciplinary resignation and her

application must be denied ($\underline{\text{see}}$ $\underline{\text{Matter of Lee}}$, 2017 NY Slip Op 01753 at *1; $\underline{\text{Matter of Hanson}}$, 146 AD3d 1229, 1229-1230 [2017]).

Peters, P.J., McCarthy, Egan Jr., Rose and Clark, JJ., concur.

ORDERED that Kiersten Lee Boyce's application for permission to resign is denied.

ENTER:

Robert D. Mayberger Clerk of the Court