

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

Decided and Entered: March 23, 2017

D-43-17

In the Matter of GRACTIA SHARPENBERG
MANNING, an Attorney.

MEMORANDUM AND ORDER
ON MOTION

(Attorney Registration No. 2888881)

Calendar Date: March 13, 2017

Before: Egan Jr., J.P., Lynch, Rose, Devine and Mulvey, JJ.

Gractia Sharpenberg Manning, Eaton, Ohio, 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.

Gractia Sharpenberg Manning was admitted to practice by
this Court in 1998 and lists a business address in Eaton, Ohio
with the Office of Court Administration. She has applied to this
Court, by affidavit sworn to June 28, 2016, for 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, contending
that Manning is ineligible for nondisciplinary resignation
because she has failed to fulfill her attorney registration
requirements for the 2016-2017 biennial period (see Judiciary Law
§ 468-a; Matter of Cluff, ___ AD3d ___, 2017 NY Slip Op 01753
[2017]; Matter of Hanson, 146 AD3d 1229, 1229-1230 [2017]; Rules
of the Chief Admin of Cts [22 NYCRR] § 118.1).

In the interim, however, Manning has submitted a

supplemental affidavit, sworn to March 3, 2017, in which she attests that she is now current in her New York attorney registration requirements. Furthermore, Office of Court Administration records likewise establish that Manning has duly registered for the current biennial period. Accordingly, inasmuch as AGC has no other substantive opposition to Manning's application, and having determined that she is now eligible to resign for nondisciplinary reasons (compare Matter of Tierney, ___ AD3d ___ [decided herewith]; Matter of Hanson, 146 AD3d at 1230), we grant the application and accept her resignation

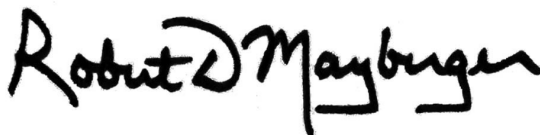
Egan Jr., J.P., Lynch, Rose, Devine and Mulvey, JJ.,
concur.

ORDERED that Gractia Sharpenberg Manning's application for permission to resign is granted and her nondisciplinary resignation is accepted; and it is further

ORDERED that Gractia Sharpenberg Manning'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 Uniform Rules for Attorney Disciplinary Matters [22 NYCRR] § 1240.22 [b]); and it is further

ORDERED that Gractia Sharpenberg Manning shall, within 30 days of the date of this decision, surrender to the Office of Court Administration any Attorney Secure Pass issued to her.

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