

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

Decided and Entered: May 18, 2017

D-78-17

In the Matter of MICHAEL JAMES
NEARY, an Attorney.

MEMORANDUM AND ORDER
ON MOTION

(Attorney Registration No. 4867032)

Calendar Date: May 15, 2017

Before: Peters, P.J., Garry, Devine, Clark and Aarons, JJ.

Michael James Neary, Arlington, 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.

Michael James Neary was admitted to practice by this Court
in 2010 and lists a business address in Gwynn Oak, Maryland with
the Office of Court Administration. Neary now 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 advises that it does not oppose Neary's
application.

Upon reading the affidavit of Neary sworn to November 4,
2016, and upon reading the correspondence in response by the
Chief Attorney for the Attorney Grievance Committee for the Third
Judicial Department, and having determined that Neary is eligible
to resign for nondisciplinary reasons, we grant his application
and accept his resignation.

Peters, P.J., Garry, Devine, Clark and Aarons, JJ., concur.

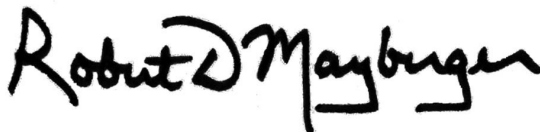
ORDERED that Michael James Neary's application for permission to resign is granted and his nondisciplinary resignation is accepted; and it is further

ORDERED that Michael James Neary'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, effective immediately, Michael James Neary 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 Neary 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 Michael James Neary 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