

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

Decided and Entered: December 31, 2020

PM-184-20

In the Matter of DIXON MacDONALD
MERKT JR., an Attorney.

MEMORANDUM AND ORDER
ON MOTION

(Attorney Registration No. 4399705)

Calendar Date: December 28, 2020

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

Dixon MacDonald Merkt Jr., Dallas, Texas, 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.

Dixon MacDonald Merkt Jr. was admitted to practice by this Court in 2006 and lists a business address in Dallas, Texas with the Office of Court Administration. Merkt 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) advises that it does not oppose Merkt's application.

Upon reading Merkt's affidavit sworn to November 4, 2020 and filed November 13, 2020, and upon reading the December 8, 2020 correspondence in response by the Chief Attorney for AGC, and having determined that Merkt is eligible to resign for

nondisciplinary reasons, we grant his application and accept his resignation.

Garry, P.J., Lynch, Clark, Pritzker and Colangelo, JJ., concur.

ORDERED that Dixon MacDonald Merkt Jr.'s application for permission to resign is granted and his nondisciplinary resignation is accepted; and it is further

ORDERED that Dixon MacDonald Merkt Jr.'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 Dixon MacDonald Merkt Jr. 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 Merkt 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 Dixon MacDonald Merkt Jr. 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, reading "Robert D. Mayberger". The signature is written in a cursive style with a large, stylized "R" and "M".

Robert D. Mayberger
Clerk of the Court