

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

Decided and Entered: April 16, 2020

PM-58-20

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In the Matter of JOHN HOWERTON  
KENNEY, an Attorney.

MEMORANDUM AND ORDER  
ON MOTION

(Attorney Registration No. 4007605)

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Calendar Date: April 13, 2020

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

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John Howerton Kenney, Orinda, California, pro se.

Monica A. Duffy, Attorney Grievance Committee for the  
Third Judicial Department, Albany, for Attorney Grievance  
Committee for the Third Judicial Department.

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Per Curiam.

John Howerton Kenney was admitted to practice by this Court in 2002 and lists a business address in Orinda, California with the Office of Court Administration. Kenney 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 Kenney's application.

Upon reading Kenney's affidavit sworn to January 9, 2020 and filed January 13, 2020, and upon reading the March 12, 2020 correspondence in response by the Chief Attorney for AGC, and having determined that Kenney is eligible to resign for

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

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

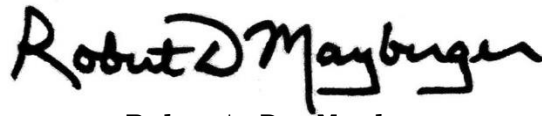
ORDERED that John Howerton Kenney's application for permission to resign is granted and his nondisciplinary resignation is accepted; and it is further

ORDERED that John Howerton Kenney'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 John Howerton Kenney 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 Kenney 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 John Howerton Kenney 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 style with a large, stylized initial "R".

Robert D. Mayberger  
Clerk of the Court