

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

Decided and Entered: August 17, 2023

PM-173-23

In the Matter of ANITA ELISE
FLAX, an Attorney.

MEMORANDUM AND ORDER
ON MOTION

(Attorney Registration No. 2772861)

Calendar Date: August 7, 2023

Before: Garry, P.J., Lynch, Aarons, Reynolds Fitzgerald and Fisher, JJ.

Anita Elise Flax, Cranston, Rhode Island, 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.

Anita Elise Flax was admitted to practice by this Court in 1997 and lists an address in Cranston, Rhode Island with the Office of Court Administration. Flax now seeks leave to resign from the New York bar for nondisciplinary reasons (*see* Rules for Atty Disciplinary Matters [22 NYCRR] § 1240.22 [a]). The Attorney Grievance Committee for the Third Judicial Department (hereinafter AGC) advises that it opposes Flax's application based on an omission made within it.

Upon reading Flax's affidavit sworn to April 4, 2023 and filed April 12, 2023, supplemental affidavit filed August 1, 2023 which cured the omission made in her application and upon reading the July 21, 2023 correspondence in response by the Chief Attorney for AGC, and having determined that Flax is eligible to resign for nondisciplinary reasons, we grant her application and accept her resignation.

Garry, P.J., Lynch, Aarons, Reynolds Fitzgerald and Fisher, JJ., concur.

ORDERED that Anita Elise Flax's application for permission to resign is granted and her nondisciplinary resignation is accepted; and it is further

ORDERED that Anita Elise Flax'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 Atty Disciplinary Matters [22 NYCRR] § 1240.22 [b]); and it is further

ORDERED that Anita Elise Flax 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 Flax 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 herself out in any way as an attorney and counselor-at-law in this State; and it is further

ORDERED that Anita Elise Flax 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