

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

Decided and Entered: March 23, 2023

PM-56-23

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In the Matter of ATTORNEYS IN  
VIOLATION OF JUDICIARY  
LAW § 468-a.

ATTORNEY GRIEVANCE  
COMMITTEE FOR THE  
THIRD JUDICIAL  
DEPARTMENT,

DECISION AND ORDER  
ON MOTION

Petitioner;

ANN DESIREE THOENY,  
Respondent.

(Attorney Registration No. 4400461)

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Calendar Date: January 17, 2023

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

*Emery Celli Brinckernoff Abady Ward & Maazel LLP (Hal R. Lieberman of counsel), New York City, for respondent.*

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Motion by respondent for an order reinstating her to the practice of law following her suspension by May 2019 order of this Court (*Matter of Attorneys in Violation of Judiciary Law § 468-a*, 172 AD3d 1706, 1756 [3d Dept 2019]; *see* Rules for Attorney Disciplinary Matters [22 NYCRR] § 1240.16; Rules of App Div, 3d Dept [22 NYCRR] § 806.16).

Upon reading respondent's notice of motion and affidavit with exhibits sworn to October 20, 2022, supplemental affidavit with exhibits sworn to December 13, 2022, and the January 12, 2023 responsive correspondence from the Attorney Grievance Committee for the Third Judicial Department, and having determined, by clear and convincing evidence, that (1) respondent has complied with the order of suspension and the Rules of this Court, (2) respondent has the requisite character and fitness to practice law, and (3) it would be in the public interest to reinstate respondent to the practice of law (*see Matter of Attorneys in Violation of Judiciary Law § 468-a [Andison]*, 211 AD3d 1307, 1308 [3d Dept 2022]), it is

ORDERED that respondent's motion for reinstatement is granted; and it is further

ORDERED that respondent is reinstated as an attorney and counselor-at-law, effective immediately.

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

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