

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

Decided and Entered: August 8, 2024

PM-161-24

In the Matter of KIMBLEY ANN
KEARNEY, an Attorney.

MEMORANDUM AND ORDER
ON MOTION

(Attorney Registration No. 4427613)

Calendar Date: July 29, 2024

Before: Garry, P.J., Clark, Pritzker, Reynolds Fitzgerald and McShan, JJ.

Kimbley Ann Kearney, Long Beach, Indiana, pro se.

Monica A. Duffy, Attorney Grievance Committee for the Third Judicial Department, Albany (*Alison M. Coan* of counsel), for Attorney Grievance Committee for the Third Judicial Department.

Per Curiam.

Kimbley Ann Kearney was admitted to practice by this Court in 2006 and lists a business address in Long Beach, Indiana with the Office of Court Administration. Kearney 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 does not oppose Kearney's application.

Upon reading Kearney's affidavit sworn to June 20, 2024 and filed June 24, 2024, and upon reading the July 23, 2024 correspondence in response by the Deputy Chief Attorney for AGC, and having determined that Kearney is eligible to resign for nondisciplinary reasons, we grant her application and accept her resignation.

Garry, P.J., Clark, Pritzker, Reynolds Fitzgerald and McShan, JJ., concur.

ORDERED that Kimbley Ann Kearney's application for permission to resign is granted and her nondisciplinary resignation is accepted; and it is further

ORDERED that Kimbley Ann Kearney'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 Kimbley Ann Kearney 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 Kearney 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 Kimbley Ann Kearney 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